

**CITY OF FAIRHOPE
CITY COUNCIL AGENDA**

MONDAY, 26 MARCH 2012 - 6:00 P.M. - CITY COUNCIL CHAMBER

Invocation and Pledge of Allegiance

1. Approve Minutes of 14 March 2012 Regular City Council Meeting and minutes of the 14 March 2012 Public Participation/Work Session.
2. Report of the Mayor
3. Council Comments
4. City Administrator
5. Optimist Oratorical Contest Winner – Peyton Piesco
6. Public Participation
7. Resolution - Authorizing Mayor Timothy M. Kant to accept and execute any necessary documents for the acceptance of the Fairhope Welcome Center property.
8. Resolution - Authorizing Mayor Timothy M. Kant to accept and execute any necessary documents for the acceptance of the Fairhope Museum of History property.
9. Resolution – Accepting all of Fairhope’s public utilities located in public right-of-ways within Celebration Church Multiple Occupancy.
10. Resolution – Authorizing Mayor Timothy M. Kant to execute a Contract for Engineering Services for Founders Park Soccer Improvements 2012 with Hutchison, Moore & Rauch, L.L.C. (PS007-12).
11. Resolution – Authorizing Mayor Timothy M. Kant to execute an extension of the Contract for Lift Station Odor Control Chemicals Re-Bid for the Sewer Department.
12. Resolution - To award the bid for Trenching Machine and Trailer to Ditch Witch of Alabama for the Trenching Machine and Cowin Equipment Company, Inc. for the Trailer (Bid Number 012-12).
13. Resolution - To award the bid for Correction Facility Recreation Yard to Perimeter Fence & Deck (Bid Number 014-11).
14. Resolution – To purchase Security Camera System for the Municipal Jail.
15. Application for a Restaurant Liquor License by William Luebbert, Rotolos of Fairhope, L.L.C. dba Rotolos Pizzeria, located at 100 Eastern Shore Shopping Center, Highway 98, Fairhope, Alabama.

16. Request – Approval to fill vacancy for ~~Bush-hog Operator for the Public Works Department;~~
~~Trash-Crew~~ Recycle Driver for the Public Works Department; Service Person I for the Water Department; Inspector for the Gas Department; Two Police Officers for the Police Department.
17. Request – Mona P. Lester, Fairhope public Library Board, requesting permission to hold the Annual “Hoot Scoot” 5K race and 1 mile fun run on April 27, 2012, and use of library perimeter and green space lawn are behind library.
- ADD ON** Request – First Baptist Church, requesting permission to hold an event to Celebrate the Nation’s Birthday on July 1, 2012, with set-up on the evening of June 30, 2012 in the area of the Fairhope Pier and Rose Garden. \$3,000 will be provided by the Community Development Budget.
- ADD ON** Request – Austin Lee, Celebration Church, to hold a Community Egg Hunt on April 7, 2012 at Volanta Park.
18. Adjourn

STATE OF ALABAMA)
 :
 COUNTY OF BALDWIN)(

The City Council, City of Fairhope, met in regular session at 6:00 p.m., Fairhope Municipal Complex Council Chamber, 161 North Section Street, Fairhope, Alabama 36532, On Monday, 26 March, 2012.

Present were Council President Lonnie L. Mixon, Councilmembers: Debbie W. Quinn, Daniel Stankoski, Michael A. Ford, and Rick Kingrea, Mayor Timothy M. Kant, City Attorney Marion E. Wynne and Assistant City Clerk Candace G. Antinarella. City Clerk Lisa A. Hanks was absent.

There being a quorum present, Council President Mixon called the meeting to order. The invocation was given by Marion E. Wynne and the Pledge of Allegiance was recited. Council President Mixon asked if there were any corrections to the minutes from the 14 March 2012, regular meeting. He then stated if there are no corrections, the minutes stand approved as written.

Council President Mixon asked if there were any corrections to the minutes from the 14 March 2012, public participation/work session meeting. He then stated if there are no corrections, the minutes stand approved as written.

Mayor Kant addressed the City Council on his recent trip to Washington D.C. He mentioned his discussions with the congressional group from Alabama regarding the RESTORE Act and his concerns regarding Mobile Bay.

Councilmember Quinn addressed the City Council that the Park Regulations are being worked on although it may be a few weeks before they are brought back up. She thanked J. Larry Newton School for collecting snacks to be sent to Afghanistan. She also mentioned the transportation bill and its progress in the Senate.

Councilmember Stankoski addressed the City Council regarding the piece of steel from the World Trade Center is on display at the Fairhope Public Library this week. He reported the Education Committee will meet again on April 4, 2012.

Councilmember Ford addressed the City Council regarding the park on Church Street and the need for repairs. He also mentioned the complaints he has received on the streets, particularly on Bancroft. Lastly, he asked where we are on cable TV and stated we need to look into it again.

Councilmember Kingrea addressed the City Council about the complaints he has received regarding Fly Creek. He was told it was very loud the past two Sundays from bass.

26 March 2012

Councilmember Kingrea addressed the City Council regarding the noise and does not think we have an ordinance that addresses bass. He wants to give a shout out to the Police Department for the Arts & Crafts weekend and also to the Public Works Department for a fantastic job. The morning after Arts & Crafts, there was no sign there had been anything unusual in the City. The streets were immaculate.

Peyton Piesco, the Optimist Oratorical Contest winner, and student at Fairhope High School, addressed the City Council and gave his winning speech titled "How my optimism helps me overcome obstacles".

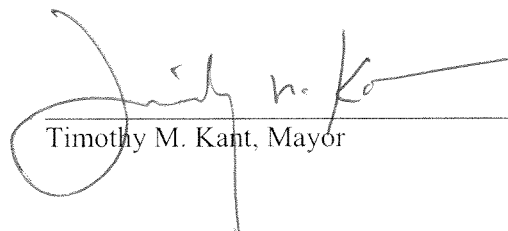
Councilmember Quinn introduced in writing, and moved for the adoption of the following resolution, a resolution to authorize Mayor Timothy M. Kant to accept and execute any necessary documents pertaining to the acceptance of the following parcel of property from the Fairhope Single Tax Corporation, commonly known as "The Fairhope Welcome Center". Seconded by Councilmember Ford, motion passed unanimously by voice vote.

RESOLUTION NO. 1917-12

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Timothy M. Kant is hereby authorized to accept and execute any necessary documents pertaining to the acceptance of the following parcel of property from the Fairhope Single Tax Corporation, commonly known as "The Fairhope Welcome Center":

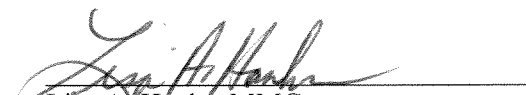
Lot B as shown by that certain re-plat of Lands in Lot 5, Division IV recorded at Slide 2499-A, Instrument Number 1275261, of the records of the Judge of Probate of Baldwin County, Alabama, more commonly known as the "Fairhope Welcome Center."

DULY ADOPTED THIS 26TH DAY OF MARCH, 2012



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

26 March 2012

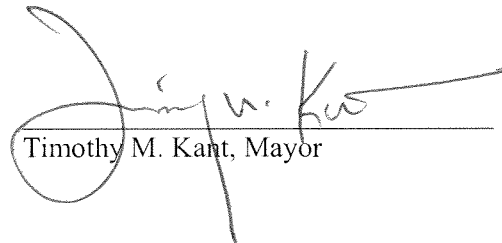
Councilmember Stankoski introduced in writing, and moved for the adoption of the following resolution, a resolution to authorize Mayor Timothy M. Kant to accept and execute any necessary documents pertaining to the acceptance of the following parcel of property from the Fairhope Single Tax Corporation, commonly known as "The Fairhope Museum of History". Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

RESOLUTION NO. 1918-12

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Timothy M. Kant is hereby authorized to accept and execute any necessary documents pertaining to the acceptance of the following parcel of property from the Fairhope Single Tax Corporation, commonly known as "The Fairhope Museum of History":

Lot A as shown by that certain re-plat of Lands in Lot 5, Division IV recorded at Slide 2499-A, Instrument Number 1275261, of the records of the Judge of Probate of Baldwin County, Alabama, more commonly known as "The Fairhope Museum of History."

DULY ADOPTED THIS 26TH DAY OF MARCH, 2012



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Kingrea introduced in writing, and moved for the adoption of the following resolution, a resolution accepting all of Fairhope's public utilities located in public right-of-ways within Celebration Church Multiple Occupancy. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

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Resolution No. 1919-12

WHEREAS, the Owners of Celebration Church desire to have all Fairhope public utilities located in public right-of-ways accepted for maintenance by the City of Fairhope, Alabama, and;

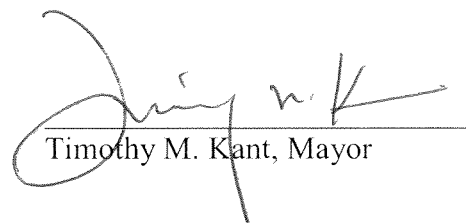
WHEREAS, the City of Fairhope, Alabama, has received notice from the engineers of the project that the design and capacity of the public improvements have been designed in conformance with City requirements, and;

WHEREAS, the Public Works Director has indicated that the improvements meet City requirements, and;

WHEREAS, the City of Fairhope, Alabama, has received from the owners of Celebration Church, maintenance bonds for the public improvements constructed for a period of 2 years, and;

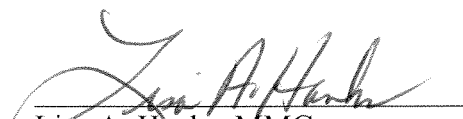
NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA that the public improvements indicated herein for Celebration Church are hereby accepted for public maintenance subject to the bond posted.

Adopted this 26th day of March, 2012



Timothy M. Kant, Mayor

Attest:



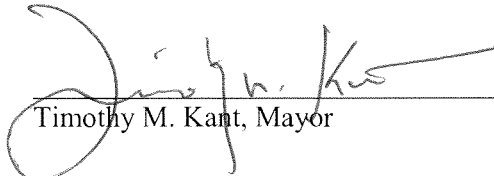
Lisa A. Hanks, MMC
City Clerk

Councilmember Stankoski introduced in writing, and moved for the adoption of the following resolution, a resolution to authorize Mayor Timothy M. Kant to execute a Contract for Engineering Services for Founders Park Soccer Improvements 2012. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

26 March 2012


RESOLUTION NO. 1920-12

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Timothy M. Kant is hereby authorized to execute a Contract for Engineering Services for Founders Park Soccer Improvements 2012 with Hutchison, Moore & Rauch, L.L.C. (PS007-12) with a cost not to exceed \$5,000.00.

DULY ADOPTED THIS 26TH DAY OF MARCH, 2012


Timothy M. Kant, Mayor

Attest:

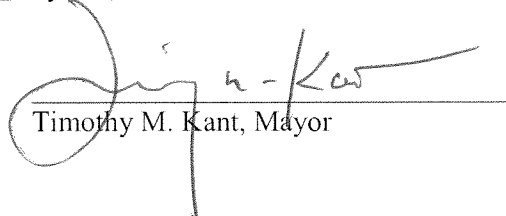


Lisa A. Hanks, MMC
City Clerk

Councilmember Quinn introduced in writing, and moved for the adoption of the following resolution, a resolution to authorize Mayor Timothy M. Kant to execute an extension of the Contract for Lift Station Odor Control Chemicals Re-Bid for the Sewer Department. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

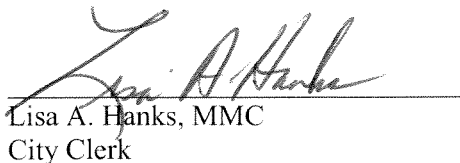
RESOLUTION NO. 1921-12

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Timothy M. Kant is hereby authorized to execute an extension of the Contract for Bid No. 010-11, Lift Station Odor Control Chemicals Re-Bid, with BioMagic, Inc. for the Sewer Department for an additional one year, ending April 17, 2013, as per the terms and conditions of the original contract. The cost will be \$6.30 per metered gallon or approximately \$185,684.63.

Adopted on this 26th day of March, 2012


Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

26 March 2012

Councilmember Quinn introduced in writing, and moved for the adoption of the following resolution, a resolution to award the bid for Trenching Machine and Trailer to Ditch Witch of Alabama for the Trenching Machine and Cowin Equipment Company, Inc. for the Trailer (Bid Number 012-12). Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

RESOLUTION NO. 1922-12

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

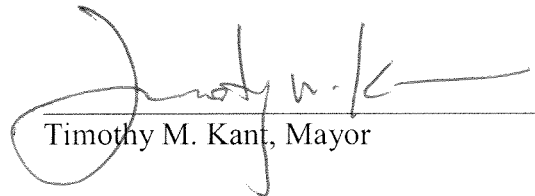
[1] That the City of Fairhope did request, receive, and open bids for Trenching Machine with Trailer (Bid Number 012-12) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

[2] At the appointed time and place, the following bids were opened and tabulated as follows:

Please see attached Bid Tabulation for
Trenching Machine with Trailer

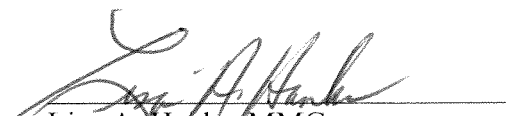
[3] After evaluating the bid proposals with the required bid specifications, Ditch Witch of Alabama, with the total bid proposal of approximately \$84,267.71, is now awarded the bid for the Trenching Machine and Cowin Equipment Company, Inc., with the total bid proposal of approximately \$3,495.00, is now awarded the bid for the Trailer.

Adopted on this 26th day of March, 2012



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

26 March 2012

RESOLUTION NO. 1923-12

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

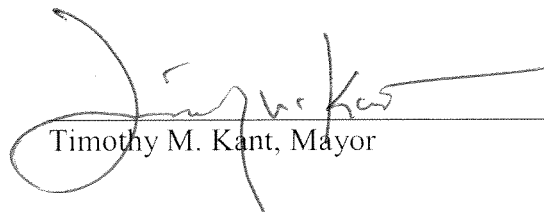
[1] That the City of Fairhope did request, receive, and open bids for Corrections Facility Rec Yard (Bid Number 014-12) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

[2] At the appointed time and place, the following bids were opened and tabulated as follows:

Please see attached Bid Tabulation for
Corrections Facility Rec Yard

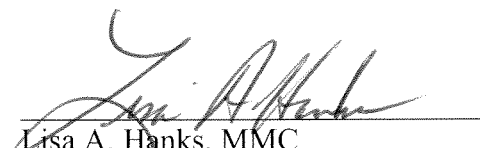
[3] After evaluating the bid proposals with the required bid specifications, Perimeter Fence & Deck, with the total bid proposal of approximately \$18,048.00, is now awarded the bid for Corrections Facility Rec Yard.

Adopted on this 26th day of March, 2012



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

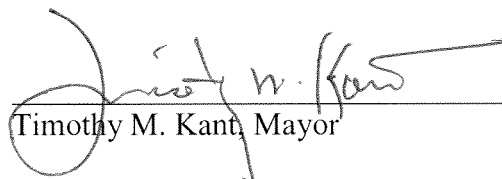
26 March 2012

RESOLUTION NO. 1924-12

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

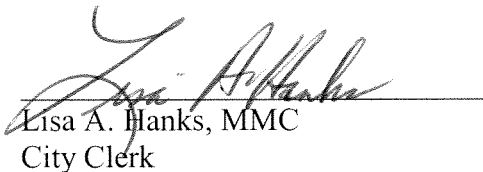
That the City of Fairhope has voted to purchase Security Camera System for the Municipal Jail and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51. The cost will be approximately \$45,000.00.

Adopted on this 26th day of March, 2012



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

City Council reviewed an application for a Restaurant Liquor License by William Luebbert, Rotolos of Fairhope, L.L.C. dba Rotolos Pizzeria, located at 100 Eastern Shore Shopping Center, Highway 98, Fairhope. Councilmember Quinn moved to approve the issuance of the license. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

Councilmember Stankoski moved to grant the request to fill the vacancy for Recycle Driver for the Public Works Department; Service Person I for the Water Department; Inspector for the Gas Department; Two Police Officers for the Police Department. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

Councilmember Quinn moved to grant the request of Mona P. Lester, Fairhope Public Library Board, requesting permission to hold the Annual "Hoot Scoot" 5K race and 1 mile fun run on April 27, 2012, and use of library perimeter and green space lawn are behind library. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

26 March 2012


Councilmember Quinn moved to add-on the following items **not** on the printed agenda. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

- Request – First Baptist Church, requesting permission to hold an event to Celebrate the Nation’s Birthday on July 1, 2012, with set-up on the evening of June 30, 2012 in the area of the Fairhope Pier and Rose Garden. \$3,000 will be provided by the Community Development Budget.
- Request – Austin Lee, Celebration Church, to hold a Community Egg Hunt on April 7, 2012 at Volanta Park.


Councilmember Kingrea moved to grant the request of First Baptist Church, requesting permission to hold an event to Celebrate the Nation’s Birthday on July 1, 2012, with set-up on the evening of June 30, 2012 in the area of the Fairhope Pier and Rose Garden. \$3,000 will be provided by the Community Development Budget. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

Councilmember Kingrea moved to grant the request of Austin Lee, Celebration Church, to hold a Community Egg Hunt on April 7, 2012 at Volanta Park. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

There being no further business to come before the City Council, the meeting was duly adjourned at 6:27 p.m.



Lonnie L. Mixon, Council President



Candace G. Antinarella
Assistant City Clerk