

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 Thursday, 27 December 2012.

Present were Council President Jack Burrell, Councilmembers: Diana Brewer, Michael A. Ford, and Kevin Boone, Mayor Timothy M. Kant, City Attorney Marion E. Wynne, and City Clerk Lisa A. Hanks. Councilmember Rich Mueller was absent.

There being a quorum present, Council President Burrell called the meeting to order. The invocation was given by City Attorney Wynne and the Pledge of Allegiance was recited. Councilmember Brewer moved to approve minutes of the 10 December 2012, regular meeting; minutes of the 10 December 2012, work session; and minutes of the 10 December 2012 agenda meeting. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Council President Burrell mentioned that two close family members of Councilmembers Mueller and Boone recently passed away: Myrtle Leigh Grimes Leiser who was Rich Mueller's mother-in-law and City employee Officer Shane Leiser's grandmother; and Gary McNaughton who was Kevin Boone's brother-in-law.

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution to appoint Haymes Snedeker as Municipal Judge to serve a two year term and until a successor is elected by the council and qualified. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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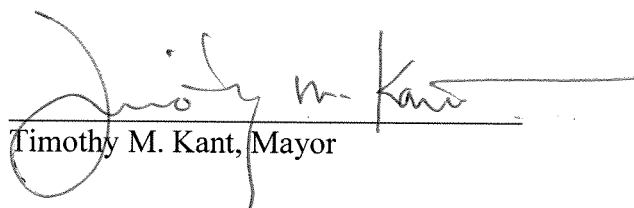
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27 December 2012

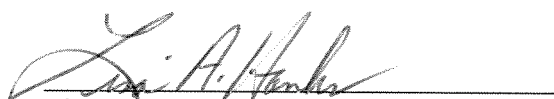
**RESOLUTION NO. 2003-12**

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that **HAYMES SNEDEKER** is hereby appointed as Municipal Judge. The term of the Municipal Judge shall serve a two-year term (January 1, 2013 – January 1, 2015) and until a successor is elected by the council and qualified. Section 12-14-30, Code of Alabama, 1975.

ADOPTED 27TH DAY OF DECEMBER, 2012


Timothy M. Kant, Mayor

ATTEST:



Lisa A. Hanks, MMC  
City Clerk

The Honorable James H. Reid, Circuit Judge, 28th Judicial Circuit of the State of Alabama, then gave the Oath of Office to Haymes Snedeker as Municipal Judge. (A Signed Oath of Office is inserted at end of these minutes.)

Haymes Snedeker addressed the City Council and stated it has been a fabulous eight years serving as Municipal Judge for the City. He gets credit throughout Baldwin County for having a well-run Court system, but it would not run smoothly without his magistrates Betty Stevens and Audrey Anger; and James Gillespie who oversees them. Judge Snedeker said that Tut Wynne has helped dearly. He thanked the Council for allowing him to serve as the City's Municipal Judge.

Councilmember Ford introduced in writing, and moved for the adoption of the following resolution, a resolution to approve membership fee for the City of Fairhope James P. Nix Center: an annual fee of \$25.00 for all members. Seconded by Councilmember Brewer, motion passed unanimously by voice vote.

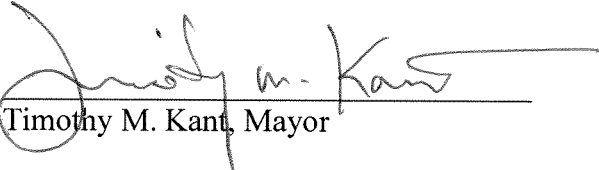
27 December 2012

**RESOLUTION NO. 2004-12**

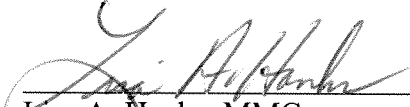
**WHEREAS**, The City of Fairhope hereby proposes the following membership fee for the City of Fairhope James P. Nix Center: an annual fee of \$25.00 for all members.

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, FAIRHOPE, ALABAMA**, that the proposed fee shall take effect January 1, 2013.

ADOPTED THIS 27TH DAY OF DECEMBER, 2012

  
\_\_\_\_\_  
Timothy M. Kant, Mayor

ATTEST:

  
\_\_\_\_\_  
Lisa A. Hanks, MMC  
City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution to approve the newly revised Administrative Policy and Procedure: Quality Based Selection (QBS) for Professional Services Contracts; and to repeal Resolution No. 1643-10 which was adopted on May 10, 2010. Seconded by Councilmember Brewer, motion passed unanimously by voice vote.

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27 December 2012

**RESOLUTION NO. 2005-12**

**WHEREAS**, the City of Fairhope adopted an Administrative Policy and Procedure: Quality Based Selection (QBS) for Professional Services Contracts on May 10, 2010; and

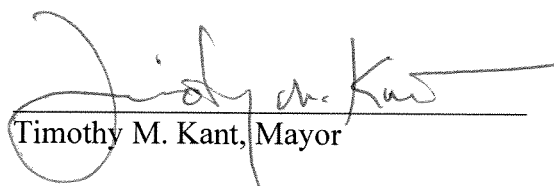
**WHEREAS**, the City of Fairhope desires to establish a clearer and consistent manner to select these professional consulting design/service firms to provide design and other professional services for the City of Fairhope; and

**WHEREAS**, the City of Fairhope intends to use this newly revised Quality Based Selection (QBS) Process for procurement of pre-qualified professional consulting design/service firms; and


**NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, approves the Administrative Policy and Procedure: Quality Based Selection (QBS) for Professional Services Contracts as presented and a copy is on file in the Office of the City Clerk.

**BE IT RESOLVED FURTHER RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that the following resolution is hereby repealed: Resolution No. 1643-10 adopted by the governing body on May 10, 2010.

DULY ADOPTED THIS 27TH DAY OF DECEMBER, 2012

  
Timothy M. Kant, Mayor

ATTEST:

  
Lisa A. Hanks, MMC  
City Clerk

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution to purchase a F150 Pick-up Truck for the Water Department from the Alabama State Department of Purchasing bid list. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

27 December 2012

**RESOLUTION NO. 2006-12**

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

[1] That the City of Fairhope has voted to purchase a F150 Pick-up Truck for the Water Department and the type of vehicle needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid; and

[2] The following is the Alabama State Department of Purchasing contract information:

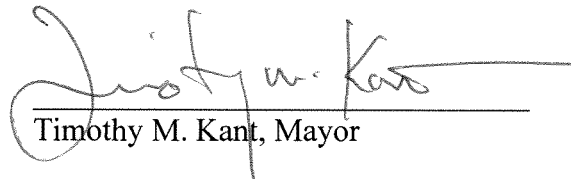
Bid Number: T191A

Contract Number: 4012410

Pick-up Truck F150 XIC  
Ext. Cab 4x2


**Cost is \$19,922.00**

Adopted on this 27th day of December, 2012



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC  
City Clerk

Councilmember Boone moved to amend the proposed resolution by changing the verbiage from “not to exceed \$34,807.00 to approximately \$34,807.00” to “not to exceed \$34,807.00 to not to exceed \$40,000.00.” Seconded by Councilmember Ford, motion passed unanimously by voice vote.

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution as amended, a resolution to amend Resolution No. 1985-12, adopted on October 22, 2012, from the verbiage “not to exceed \$34,807.00” to “not to exceed \$40,000.00” to allow for procurement of radios for additional City employees as needed. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

27 December 2012

**RESOLUTION NO. 2007-12**

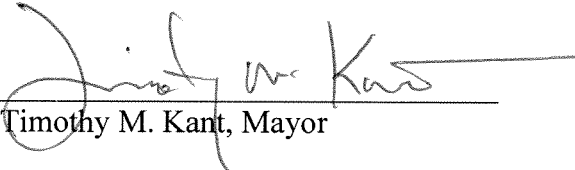
**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, as follows:

[1] That on October 22, 2012 the City of Fairhope did authorize Mayor Timothy M. Kant to execute a contract between the City of Fairhope and Southern Linc Wireless for a Push to Talk Radio System and the type of Equipment and Service needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid; and

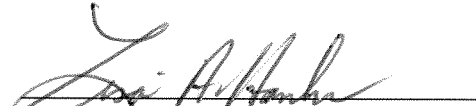
[2] That Resolution No. 1985-12 should be amended from the verbiage "not to exceed \$34,807.00" to "not to exceed \$40,000.00" to allow for procurement of radios for additional City employees as needed; and

[3] The additional radios are also from the Alabama State Department of Purchasing bid list: Bid Number for Radio System: T129; Contract Number: 4011729

Adopted on this 27th day of December, 2012

  
\_\_\_\_\_  
Timothy M. Kant, Mayor

Attest:

  
\_\_\_\_\_  
Lisa A. Hanks, MMC  
City Clerk

Councilmember Ford introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Timothy M. Kant to execute a Contract with AHEPA 310 III, Inc. for an appropriation of \$9,000.00 for providing affordable transportation for the 51 residents for purchasing groceries and pharmaceuticals, providing socialization, and health and wellness opportunities. Seconded by Councilmember Brewer, motion passed unanimously by voice vote.

27 December 2012

**RESOLUTION NO. 2008-12**

WHEREAS, a contract shall be executed between the City of Fairhope and the AHEPA 310 III, Inc. for contract funding for providing affordable transportation for the residents, meeting their need for purchasing groceries and pharmaceuticals, providing socialization, and health and wellness opportunities, making an appropriation of \$9,000.00 which is the 20% required deposit of the purchase price of a new van through the Alabama Department of Transportation; and

WHEREAS, the mission of AHEPA National Housing Corporation is to provide affordable housing for the low-income elderly and disabled person, and to insure that they received the services designed to meet their physical and social needs; and

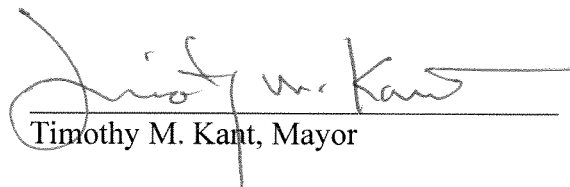
WHEREAS, AHEPA 310 III, Inc. provides well maintained housing for low income senior citizens and has been an intricate part of Fairhope for 22 years; and it is AHEPA's belief that the addition of the van will add to the quality of life for all residents at AHEPA 310 III; and

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2012 and ending 30 September 2013; but the contract shall be cancelled at any time upon notice; and

WHEREAS, payment shall be made in the amount of \$3,000.00 from each of the Three Utility Funds of the City of Fairhope; or \$9,000.00 annually.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, THAT Mayor Timothy M. Kant is hereby authorized to sign a contract between the City of Fairhope and the AHEPA 310 III, Inc. for funds to provide for the deposit on the purchase of a new van for AHEPA 310 III Apartments.

DULY ADOPTED THIS 27TH DAY OF DECEMBER, 2012

  
 Timothy M. Kant, Mayor

Attest

  
 Lisa A. Hanks, MMC  
 City Clerk

27 December 2012

Councilmember Brewer moved to amend the 2013 Schedule for Regular City Council meetings by changing “Monday, December 23, 2013” to “Thursday, December 19, 2013”. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Councilmember Brewer moved to approve the 2013 Schedule for Regular City Council Meetings as amended. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Councilmember Ford moved to grant the request of Chief Joe Petties requesting permission the appointment of (retired) Deputy Wayne Gandy as the Review Officer for the Fairhope Police Department who would be replacing Deputy Chief Barber of the Mobile Police Department. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Mike Odom, editor of the Fairhope Courier, addressed the City Council and stated he was unclear about the Committees and members that were set up. He mentioned there were five committees appointed by Council President Burrell. He commented only the Education Advisory Committee has noticed meetings. Mr. Odom said a smaller group looking at the applications for Police Chief would limit your decision and deliberations should be open.

Council President Burrell replied that the City Council will do everything to comply with the laws; especially the Open Meetings Act. Committee assignments were liaison members to specific sections or departments. Then, they would report back to the City Council at a work session. These assignments are more for fact findings; for example, when Councilmembers Mueller and Boone went to research the sidewalk issue and reported back to us.

The process for the Chief of Police search was also briefly explained: Each Councilmember is reviewing all of the applications. Then, five to seven candidates will be chosen by each Councilmember; hopefully in the next few days. These will then be narrowed down for interviews. Councilmember Brewer said the idea is to hopefully see four or five on everybody’s list and those will be interviewed.

Mr. Odom questioned the Council Office that was set up. Council President Burrell briefly explained the room will be used for meetings with citizens and/or staff, to check our e-mails, maps to research, and workbooks for research.

The hiring of Erik Cortinas as temporary Building Official was brought up and when did this take place. Mayor Kant replied that this position was filled with permission from the previous Councilmembers.




27 December 2012

Councilmember Brewer moved to adjourn the meeting. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

There being no further business to come before the City Council, the meeting was duly adjourned at 6:37 p.m.

  
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Jack Burrell, Council President

  
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Lisa A. Hanks, MMC  
City Clerk