

**CITY OF FAIRHOPE  
CITY COUNCIL AGENDA**

**MONDAY, 11 JULY 2011 - 6:00 P.M. - CITY COUNCIL CHAMBER**

**Invocation and Pledge of Allegiance**

1. Approve Minutes of 30 June 2011, Regular City Council Meeting, minutes of the 30 June 2011 Public Hearing, and minutes of the 30 June 2011 Work Session.
2. Old Business
3. Report of the Mayor
4. Council Comments
5. City Administrator
6. Public Participation
7. Resolution – Award bid for a Backhoe Four-Year Lease/Purchase for the Water Department (Bid No. 025-11).
8. ~~Resolution – Award bid for Citywide Radio System (Bid No. 020-11).~~

**ADD ON** Resolution – Rejecting all bids for Bid No. 020-11 and authorize rebid.

9. Resolution – Authorizing Mayor Timothy M. Kant to include Theatre 98 Construction and Engineering Services for Storage Building with a Breezeway in the Bond Issue 2007; and execute a contract for professional services with Hutchinson, Moore and Rauch, L.L.C. not to exceed \$13,400 for consulting fees.
10. Resolution – To approve the request from the Public Works Department requesting for Samson Equipment Company, as Sole Source Provider in the State of Alabama for the requested refurbishment of three Labrie garbage truck bodies.
11. Ordinance – An Ordinance to Adopt a False Alarm Ordinance and Repeal Ordinance No. 1335.
12. Ordinance – An Ordinance Amending Ordinance No. 960 pertaining to the Annexation of the Etheridge S. Dortch Property (Correct the erroneous metes and bounds in description)

**ADD ON** Request – Mark Wilson, National Wild Turkey Federation, requesting waiver of fees for use of the Nix Center for a fundraiser banquet on August 27, 2011.

13. Adjourn

**Next Regular Meeting Monday, July 25, 2011 Same Time and Place**

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, 11 July 2011.

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 City Clerk Lisa A. Hanks.

There being a quorum present, Council President Mixon called the meeting to order. The invocation was given by Reverend Brent Shaw of First Baptist Church and the Pledge of Allegiance was recited. Council President Mixon asked if there were any corrections to the minutes from the 30 June 2011, 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 30 June 2011, public hearing. 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 30 June 2011, public participation/work session. He then stated if there are no corrections, the minutes stand approved as written.

Councilmember Stankoski moved to address the following items **not** on the printed agenda: Request of National Wild Turkey Federation for waiver of fees for use of the Nix Center and Resolution to reject all bids for Citywide Radio System and authorize rebid. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

Councilmember Stankoski addressed the City Council with the following items:

- 1) He would like for us to look at or relook at some alternative vehicles, i.e. golf carts. We could possibly use some of the lanes and back alleys or block off some streets, since fuel is what it is. A lot of people are looking toward this.
- 2) Family Circle Magazine has rated Fairhope as number four out of the Best Town in the United States for Families.

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Councilmember Ford addressed the City Council with the following items:

- 1) The lawn company did not do the lawn care in a days notice in Montrose. It was the City crews that cleaned up this area. Councilmember Quinn took back her comment regarding this issue.
- 2) Glad that the Noise Ordinance will be revisited again.

City Administrator Gregg Mims addressed the City Council with the following items:

- 1) Brought up something from the previous Public Participation meeting regarding where people live. This has no bearing on the operations of the City. About half of the Department Heads that work for us and do a great job live outside the corporate City limits. More than half of the City employees live outside the City. That's 1950s; and I am proud of our employees and they do a good job.
- 2) Traffic Signal grant, which Scott Sligh and his crew worked hard on, has been completed and we have received our final payment.
- 3) Mayor sent you an e-mail stating the City received the \$38,000, after a lot of hard work of the Mayor, from ADECA on the Skate Park grant.
- 4) The Fairhope Environmental Advisory Board has been asking for years for an energy audit. We had a company come forward, who has a local representative, who will do a preliminary study for the City at no charge. Then, provide the information back to the Mayor and City Council. In the future, we can apply for grants to proceed with recommendations.
- 5) Jennifer Fidler announced that Thursday, from 9:00 a.m. to 12:00 p.m., will be a Formosan Termite Seminar at the Fairhope Public Library. The focus is to educate people regarding the termites and the signs of what these termites leave behind.

Councilmember Ford introduced in writing, and moved for the adoption of the following resolution, a resolution to award bid for a backhoe four-year lease/purchase for the Water Department. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

11 July 2011

**RESOLUTION NO. 1806-11**

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

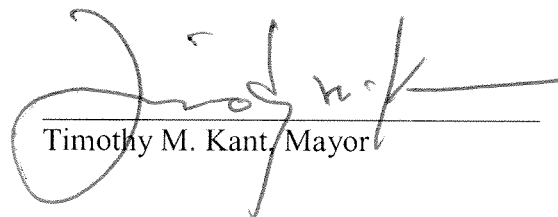
[1] That the City of Fairhope did request, receive, and open bids for a Backhoe Four-Year Lease/Purchase for the Water Department (Bid Number 025-11) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

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

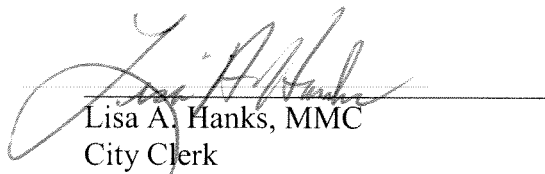
Please see attached Bid Tabulation for a  
Backhoe Four-Year Lease/Purchase for the Water Department

[3] After evaluating the bid proposals with the required bid specifications, Thompson Tractor Company, Inc., with the total bid proposal of \$103,600.41, is now awarded the bid for a Backhoe Four-Year Lease/Purchase for the Water Department.

Adopted on this 11th day of July, 2011

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

Attest:

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

11 July 2011

CITY OF FAIRHOPE  
 BID TAB and RECOMMENDATION  
 BID NUMBER: 020-11  
 BID NAME: Backhoe Lease for Fairhope Water Department  
 BID OPENED: June 21, 2011 2:00p.m.

Note: Bid Bond waived.

VENDOR	Non-Collusion Statement Signed / Notarized	Bid Proposal Executed / Signed / Notarized	Delivery lead time ARO Days	Instructions Specifications Compliance	Manufacturer	Model	PROPOSAL OPTION 1: PURCHASE OUTRIGHT TOTAL BID	PROPOSAL OPTION 2: LEASE PER MONTH	LEASE PLUS PURCHASE BID at end of lease using vendor supplied financing	Total Lease Plus Purchase Bid	Signed Addenda: 1, 2
Baruch & Company	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response
Beard Equipment Company	yes	yes	45	YES	John Deere	310SJ	\$ 89,000.00	\$ 2,400.00	\$ 10,000.00	\$ 145,200.00	yes
Cowin Equipment	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response
Foley Implement Company	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response
Kingline Equipment	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response
L. B. Smith / ASC Construction Equipment USA	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response
Thompson Tractor	yes	yes	72	YES	Caterpillar	420-E	\$ 87,545.00	\$ 1,377.12	\$ 37,458.85	\$ 103,600.41	yes
Toomey Equipment Company	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response
Tractor & Equipment Company	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response
Tri-County Implement, Inc.	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response
United Rentals	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response	no response
Coastal Machinery	no bid	no bid	no bid	no bid	no bid	no bid	no bid	no bid	no bid	no bid	no bid

RECOMMENDATION: Award the bid to: Thompson Tractor Company  
 in the amount of \$103,600.41

*[Signature]*  
 Dan McCrory, Superintendent of Water and Sewer Dept

To the best of my knowledge this is an accurate Bid Tabulation

*[Signature]*  
 Daniel P. Ames, Purchasing Manager

Councilmember Stankoski introduced in writing, and moved for the adoption of the following resolution, a resolution rejecting all bids for Citywide Radio System (Bid No. 020-11) and to authorize rebid. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

11 July 2011

**RESOLUTION NO. 1807-11**

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

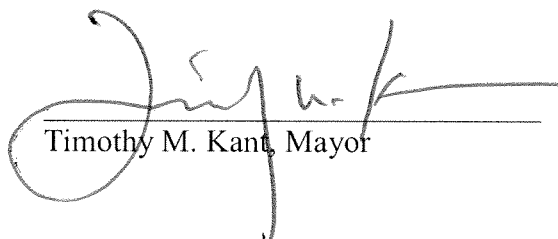
[1] That the City of Fairhope did request, receive, and open bids for Citywide Radio System (Bid Number 020-11) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

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

Please see attached Bid Tabulation for a  
Citywide Radio System


[3] After evaluating the bid proposals with the required bid specifications, no bids were acceptable and we request that all bids be rejected for Bid No. 020-11 and authorize rebid.

Adopted on this 11th day of July, 2011



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC  
City Clerk

11 July 2011

City of Fairhope  
**BID TABULATION & RECOMMENDATION**  
 BID NO. 029-11 CITYWIDE RADIO SYSTEM  
 DATE OPENED: 04-07-2011

VENDORS	Bid Proposal Executed / Signed / Not Executed	Delivery lead time ARO in Days	Manufacturer	Model	Lease Price per Unit per Year	Purchase Price per unit after one year	BID 12 month lease price per month	BID purchase price at end of lease	BID Total Lease plus Purchase Price
Two-Way Communications, Inc. (aka 2-Way, Inc.)	Yes	14							
Handheld GPS add-on			Icom	F41812571RC	\$ 300.00	\$ 575.00		\$ 9,551.00	\$ 229,412.00
Mobile Unit			Icom	HM175GP	non-rental item	\$ 275.00			
Tower Site Hardware			Icom	F6061D	\$ 300.00	\$ 382.00			
Dispatch Consoles			Icom	libers antenna 10044	\$ 1.00	\$ 15,300.00			
Base Units			Telex	107616	\$ 3,000.00	\$ 4,200.00			
GPS Hardware			Icom	F8061G318	\$ 300.00	\$ 823.00			
GPS Software			Icom	IA10301	non-rental item	\$ 180.00			
Radio Programming Software			Icom	QuickSheet	N/C	N/C			
Radio Programming Cables			Icom	CSF31813081	N/C	N/C			
Spare battery			Icom	OPC 11220PC066	N/C	\$ 89.00			
6 bank charging station				WAUBP252H	N/C	N/C			
Estimated entire system hardware (Based on 1 year lease)				WAUCGRKIT					
Estimated entire system installation (Based on 1 year lease)									\$ 229,412.00
Estimated 1 year maintenance agreement									\$ 10,500.00
									\$ 2,680.00
Hutchinson Electronics, Inc.	Yes	60							
Handheld GPS add-on			Kenwood	NK-300K	\$ 13.07	\$ 540.85		\$ 12,122.47	\$ 501,829.70
Mobile Unit			Kenwood	KMC-47GPS	\$ 4.26	\$ 176.17			\$ 647,290.34
Tower Site Hardware			Kenwood	NK-300K					
Dispatch Consoles			Kenwood	15XL-VI					
Base Units			Garmin	4900MS					
GPS Hardware			Garmin	DA-25MCA	\$ 14.94	\$ 618.52			
Radio Programming Software			Kenwood	NK System	\$ 1,709.57	\$ 70,789.23			
Spare battery			Telex	C-Soft	\$ 1,292.88	\$ 53,454.89			
6 bank charging station			Kenwood	NK-500K	\$ 23.75	\$ 953.18			
Estimated entire system hardware (Based on 1 year lease)				727 Model					
Estimated entire system installation (Based on 1 year lease)				Desktop Computer					
Estimated 1 year maintenance agreement				Kenwood	Study	\$ 108.21	\$ 4,479.39		
				MapPoint	NK570	\$ 24.44	\$ 1,011.54		
Radio Programming Software			Kenwood	KPG-1110K	N/C	N/C			
Radio Programming Cables			Kenwood	KPG-480JM	N/C	N/C			
Spare battery			Kenwood	KPG-363M	N/C	N/C			
6 bank charging station			Kenwood	KMB-48L	\$ 1.80	\$ 74.42			
Estimated entire system hardware (Based on 1 year lease)			Kenwood	KSC-128K	\$ 9.25	\$ 382.71			
Estimated entire system installation (Based on 1 year lease)									\$ 530,208.68
Estimated 1 year maintenance agreement									\$ 69,355.00
									\$ 820.00
Southern Link Wireless	No bid	No bid	No bid	No bid	No bid	No bid	No bid	No bid	No bid
American Communications Systems	No response	No response	No response	No response	No response	No response	No response	No response	No response
CEIS Team One	No response	No response	No response	No response	No response	No response	No response	No response	No response
Hutchinson Electronics, Inc.	No response	No response	No response	No response	No response	No response	No response	No response	No response
Mission Systems Corp.	No response	No response	No response	No response	No response	No response	No response	No response	No response
Tech Solutions, LLC	No response	No response	No response	No response	No response	No response	No response	No response	No response
Voice Stream Wireless	No response	No response	No response	No response	No response	No response	No response	No response	No response

Recommendation: REJECT ALL BIDS  
 NOTE 1: Bidder, TwoWay Communications, Inc. does not comply with bid specifications  
 Note 2: Bidder, Hutchinson Electronics, did not comply with Bid Procedure

*[Signature]*  
 Jason Cole, IT Director

To the best of my knowledge this is an accurate Bid Tabulation  
*[Signature]*  
 Daniel P. Amel, Purchasing Manager

Councilmember Quinn introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Timothy M. Kant to include Theatre 98 Construction and Engineering Services for storage building with a breezeway in the Bond Issue 2007; and execute a contract for professional services with Hutchinson, Moore and Rauch, L.L.C. not to exceed \$13,400 for consulting fees. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

11 July 2011

**RESOLUTION NO. 1808-11**

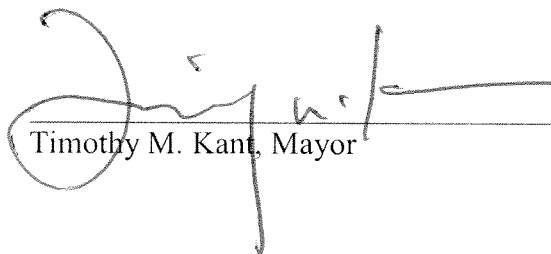
**WHEREAS**, the City of Fairhope issued General Obligation Warrants, Series 2007 in May 2007 for certain recreational projects; and

**WHEREAS**, the following projects shall be included in the Bond Issue 2007:

- Theatre 98 Construction and Engineering Services ----- \$100,000.00  
for Storage Building with a Breezeway

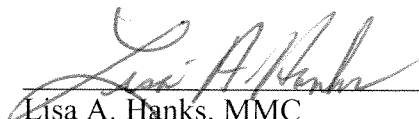
**NOW BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that Mayor Timothy M. Kant is hereby authorized to include Theatre 98 Construction and Engineering Services for Storage Building with a Breezeway in the Bond Issue 2007; and to execute a contract for professional services with Hutchinson Moore and Rauch, L.L.C. not to exceed \$13,400.00 for consulting fees.

DULY ADOPTED THIS 11TH DAY OF JULY, 2011



\_\_\_\_\_  
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 to approve the request from the Public Works Department requesting for Samson Equipment Company, as Sole Source Provider, in the State of Alabama for the requested refurbishment of three Labrie garbage truck bodies. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

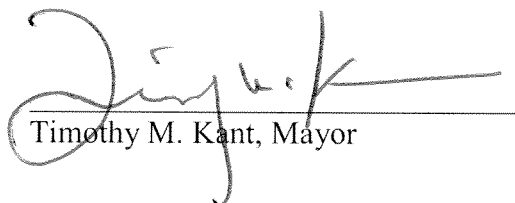


11 July 2011

**RESOLUTION NO. 1809-11**

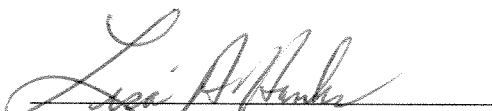
**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that the City of Fairhope approves the request from the Public Works Department requesting for Samson Equipment Company, as Sole Source Provider, in the State of Alabama for the requested refurbishment of three Labrie garbage truck bodies per Code of Alabama 1975, Title 41, Section 16 requirements. This request for refurbishment of the three Labrie garbage truck bodies was approved by Resolution No. 1796-11 on June 13, 2011.

Adopted on this 11th day of July, 2011



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

Attest:



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

Councilmember Quinn introduced in writing an ordinance to Adopt a False Alarm Ordinance and Repeal Ordinance No. 1335. Since there was no motion for immediate consideration, this ordinance will layover until the July 25, 2011 City Council meeting.

Councilmember Stankoski introduced in writing Ordinance No. 1450, an ordinance amending Ordinance No. 960 pertaining to the annexation of the Etheridge S. Dortch Property to correct the erroneous metes and bounds in description. In order to take immediate action, Councilmember Quinn moved for immediate consideration. Seconded by Councilmember Stankoski, motion for immediate consideration passed unanimously by the following votes: AYE – Quinn, Stankoski, Mixon, Ford, and Kingrea. NAY - None. Councilmember Quinn then moved for final adoption of Ordinance No. 1450. Seconded by Councilmember Ford, motion for final adoption passed unanimously by the following votes: AYE – Quinn, Stankoski, Mixon, Ford, and Kingrea. NAY - None.

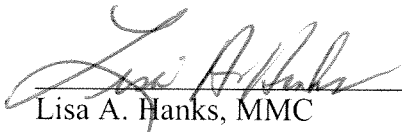
11 July 2011

Councilmember Quinn moved to grant the request of Mark Wilson, National Wild Turkey Federation, requesting a waiver of fees for use of the Nix Center for a fundraiser banquet on August 27, 2011. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

There being no further business to come before the City Council, the meeting was duly adjourned at 6:16 p.m.



Lonnie L. Mixon, Council President



Lisa A. Hanks, MMC  
City Clerk