

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, 14 March, 2016.

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 Father Donald M. Smith, St. James Episcopal Church, and the Pledge of Allegiance was recited.

Council President Burrell stated there was a need to add on an agenda item after Agenda Item Number 29: a Resolution that the City approves the request of Henry Steimle for a “Walking School Buss” project to assist teachers taking roll for students walking to school. The building will be a small, portable kiosk which can be moved into storage by forklift.

Councilmember Boone moved to add on the above mentioned item **not** on the printed agenda. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

Councilmember Brewer moved to approve minutes of the 22 February 2016 regular meeting; minutes of the 22 February 2016, work session; minutes of the 22 February 2016, agenda meeting; and minutes of the 29 February 2016, special-called City Council meeting. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Mayor Kant addressed the City Council and reminded everyone about the Arts and Crafts Festival coming up next weekend: March 18, 2016 through March 20, 2016. He announced the Annual Mayor’s Golf Tournament (“FEEF Tournament”) will Thursday, March 17, 2016.

Councilmember Ford mentioned the Recreation Board and Recycling Committee are doing well.

Councilmember Boone stated he was looking forward to the Arts and Crafts Festival; and we need to prayer for good weather.

Councilmember Burrell thanked the staff and workers for the Arts and Crafts Festival and all of their hard work.

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A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253, adopted 27 June 2005. Councilmember Brewer introduced in writing an ordinance to rezone the property of Fred and Kris Hayek from R-1 Low Density Single Family Residential District to PUD (Planned Unit Development). This property is generally located at 848 N. Greeno Road, Fairhope, Alabama. Parcel No. 05-46-03-08-0-003-062.000. The Planning Commission gave a favorable recommendation of this ordinance. Council President Burrell read the proposed ordinance.

Planning Director Jonathan Smith briefly explained the proposed ordinance; and stated the retail percentage was reduced. The City Council questioned ingress and egress; sidewalks; residential uses and the Comprehensive Plan; and if fast food chains are prohibited. Mr. Smith replied there is one point off Greeno for access; the Comprehensive Plan is a steering document; and there is no prohibition for fast food chains.

Council President Burrell opened the Public Hearing at 6:17 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:18 p.m.

Due to lack of a motion for immediate consideration, this ordinance will layover until the March 28, 2016 City Council meeting.

A Public Hearing was held as advertised on a proposed vacation of right-of-way for a portion of Oak Avenue (7,020± square feet right-of-way located between 456 and 457 Oak Avenue) in Fairhope, Alabama, by William Dean Mosher, Pagan Sheldon Mosher, and the Fairhope Single Tax Corporation are the owners and holders of interest of the lands abutting that portion of Oak Avenue described as follows, to-wit:

*7,020 ± square feet right-of-way located between 456 and 457 Oak Avenue in Fairhope, Alabama.*

More particularly described as follows:

*Commencing at an iron pin marker at the intersection of the East Right-of-way line of Bancroft Avenue and the South Right-of-way line of Oak Street in the City of Fairhope, Alabama, thence run South 89 degrees 55 minutes 40 seconds East, along said South Right-of-way line a distance of 132.00 feet to an iron pin marker for the Point of Beginning; thence continue South 89 degrees 55 minutes 40 seconds East, along said South Right-of-way line a distance of 109.39 feet to a point; thence run North 17 degrees 48 minutes 15 seconds West, a distance of 68.84 feet to a point lying on the North Right-of-way line of said Oak Street; thence run West, along the North Right-of-way line of*

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*said Oak Street a distance of 25.00 feet to an iron; thence continue West, along said North Right-of-way line, a distance of 80.18 feet to a point; thence run South 14 degrees 26 minutes 00 seconds East, a distance of 67.54 feet to the Point of Beginning. Said Property lies within Block 15 and 16, Division 4, lands of lessor in the City of Fairhope, Alabama as per its plat recorded in Miscellaneous Book 1, Page 320-321 in the Judge of Probate Office, Baldwin County, Alabama. Section 17, T-6-S, R-2-E.*

Planning Director Jonathan Smith explained the proposed vacation of the right-of-way. Council President Burrell commented he had met with Mr. Mosher regarding the vacation and saw the improvements already done by the Moshers. City Clerk Lisa Hanks stated that all departments had signed off on the vacation, but the Public Works Director Jennifer Fidler had some concerns regarding growth and maintenance of gulley. Ms. Fidler said her concern with growth was because it is right next to the Central Business District which have lot lines to lot lines. She said the City should not want to give up a micro watershed. Council President Burrell commented the Moshers are to maintain and make improvements. Mayor Kant mentioned Pine Street and Equality with two other ways to access the gulley.

Council President Burrell opened the Public Hearing at 6:27 p.m.

- 1) Dean Mosher and Pagan Mosher addressed the City Council regarding their request for the vacation. Mr. Mosher stated this area is the sharpest drop off on Oak Avenue; and he has maintained and improved the gulley and the end of Oak Avenue. He said we want to finish the work we started; and will execute a hold harmless agreement with the City of Fairhope.

No one present opposed the proposed vacation, the Public Hearing closed at 6:31 p.m.

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing the vacation of right-a-way for a portion of Oak Avenue (7,020± square feet right-pf-way located between 456 and 457 Oak Avenue) in Fairhope, Alabama, described in this Resolution. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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14 March 2016

**RESOLUTION NO. 2495-16**

**RESOLUTION OF THE CITY OF FAIRHOPE OF  
BALDWIN COUNTY, ALABAMA  
FOR THE VACATION OF PORTION OF STREET**

**R E C I T A L S:**

1. William Dean Mosher, Pagan Sheldon Mosher, and Fairhope Single Tax Corporation (the "**Petitioners**") are the owners and holders of interest of the lands abutting that portion of Oak Avenue described as follows, to-wit:

*7,020 ± square feet right-of-way located between 456 and 457 Oak Avenue in Fairhope, Alabama.*

More particularly described as follows:

*Commencing at an iron pin marker at the intersection of the East Right-of-way line of Bancroft Avenue and the South Right-of-way line of Oak Street in the City of Fairhope, Alabama, thence run South 89 degrees 55 minutes 40 seconds East, along said South Right-of-way line a distance of 132.00 feet to an iron pin marker for the Point of Beginning; thence continue South 89 degrees 55 minutes 40 seconds East, along said South Right-of-way line a distance of 109.39 feet to a point; thence run North 17 degrees 48 minutes 15 seconds West, a distance of 68.84 feet to a point lying on the North Right-of-way line of said Oak Street; thence run West, along the North Right-of-way line of said Oak Street a distance of 25.00 feet to an iron; thence continue West, along said North Right-of-way line, a distance of 80.18 feet to a point; thence run South 14 degrees 26 minutes 00 seconds East, a distance of 67.54 feet to the Point of Beginning. Said Property lies within Block 15 and 16, Division 4, lands of lessor in the City of Fairhope, Alabama as per its plat recorded in Miscellaneous Book 1, Page 320-321 in the Judge of Probate Office, Baldwin County, Alabama. Section 17, T-6-S, R-2-E.*

2. The **Petitioners** have filed a **Petition** with the **City of Fairhope of Baldwin County, Alabama** (the "**City**") requesting that the **City** adopt a resolution to vacate that portion of Oak Avenue described in **Paragraph 1.** of this **Resolution.**

3. The **Petitioners**, pursuant to **Ala. Code 1975, §23-4-20**, desire to vacate that portion of Oak Avenue described in **Paragraph 1.** of this **Resolution**, and pursuant to applicable law, destroy the force and effect of the dedication of that portion of Oak Avenue described in **Paragraph 1.** of this **Resolution**, and to divest all public rights, including any and all rights which may have been acquired by prescription in and to that portion of Oak Avenue described in **Paragraph 1.** of this **Resolution.**

4. The property described in **Paragraph 1.** of this **Resolution** is located within municipal limits of the **City of Fairhope of Baldwin County, Alabama** and is not located within or share jurisdictional boundaries with any other municipality or Baldwin County, Alabama.

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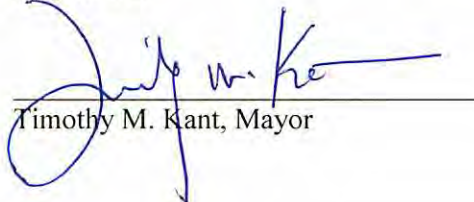
5. It is in the interest of the public that that portion of Oak Avenue described in **Paragraph 1.** of this **Resolution** be closed and vacated.

6. The vacation of that portion of Oak Avenue described in **Paragraph 1.** of this **Resolution** shall not deprive other property owners of such rights as they may have to convenient and reasonable means of ingress and egress to and from their property.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE OF BALDWIN COUNTY, ALABAMA,** that the City does assent to the vacation of that portion of Oak Avenue described in **Paragraph 1.** of this **Resolution** and that portion of Oak Avenue described in **Paragraph 1.** of this **Resolution** is vacated and annulled and all public rights and easements therein divested of the lands described as that portion of Oak Avenue described in **Paragraph 1.** of this **Resolution.**

The foregoing resolution was adopted and approved on the 14th day of March 2016, by the City of Fairhope.

Approved:



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC  
City Clerk

Councilmember Brewer introduced in writing an ordinance to declare that certain real property (the upstairs portion of the Fairhope Public Library on Fairhope Avenue which includes nursing lab, small class room, large classroom, small office and small storage area) of the City of Fairhope is not needed for public or municipal purposes in response to an offer to lease property by Faulkner State Community College beginning on April 1, 2016. All other terms and conditions are set forth in the lease agreement. Council President Burrell explained the lease and stated Mayor Kant negotiated the rent from \$2,000.00 per month to \$2,200.00 per month. Councilmember Brewer questioned if Tamara Dean, Library Director, was involved with the lease renewal.

Due to lack of a motion for immediate consideration, this ordinance will layover until the March 28, 2016 City Council meeting.

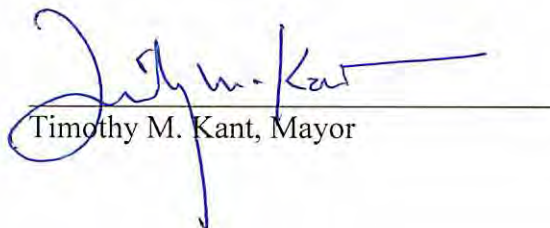
14 March 2016

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the request from the Eastern Shore Art Center and COPA to use the trees and right-of-ways for their Community Art Installation Project a/k/a Yarn Bombing Trees beginning Saturday, September 10, 2016 through Friday, September 30, 2016. This Project will be an opportunity to build community relationships and bring people to downtown Fairhope; and the entire community will be invited to participate, including children, youth, and adults. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 2496-16**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that the City of Fairhope approves the request from the Eastern Shore Art Center and COPA to use the trees and right-of-ways for their Community Art Installation Project a/k/a Yarn Bombing Trees beginning Saturday, September 10, 2016 through Friday, September 30, 2016. This Project will be an opportunity to build community relationships and bring people to downtown Fairhope; and the entire community will be invited to participate, including children, youth, and adults.

DULY ADOPTED THIS 14TH DAY OF MARCH, 2016

  
 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 Award Bid for Maintenance Paving in Fairhope (Bid No. 002-16 and Project No. PW002-16) with a bid proposal of \$1,218,394.78 with a \$121,839.47 contingency as recommended by Engineer of Record, Jade Consulting, LLC. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Trey Jinright from Jade Consulting, LLC explained the need for a ten percent contingency fee. Mayor Kant commented that we had a letter from the State of Alabama; and there is no requirement to have a contract with the State.

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**RESOLUTION NO. 2497-16**

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

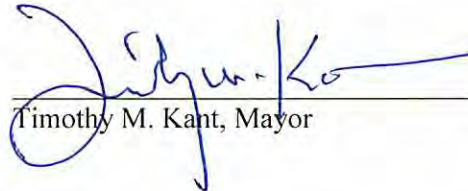
[1] That the City of Fairhope, by and through Jade Consulting, LLC, Project Engineer, did request, receive, and open bids for Maintenance Paving in Fairhope (Bid No. 002-16); Project No. PW002-16.

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

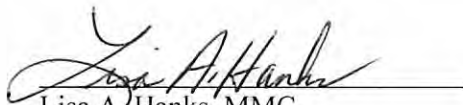
Bid Tabulation for Maintenance Paving in Fairhope  
is on file in the City Clerk's Office

[3] After evaluating the bid proposals with the required bid specifications, John G. Walton Construction Company, with the total bid proposal of \$1,218,394.78, is now awarded the bid for Maintenance Paving in Fairhope with a \$121,839.47 contingency as recommended by Engineer of Record, Jade Consulting, LLC.

Adopted on this 14th day of March, 2016

  
\_\_\_\_\_  
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 that Mayor Timothy M. Kant is here by authorized to execute Change Order No. 1 to Project No. PW002-16, Maintenance Paving in Fairhope, in the amount of \$8,239.20 for milling and overlay of parking lot at the Eastern Shore Art Center which is used for overflow parking for numerous events for the City of Fairhope; and that the Eastern Shore Art Center serves a public purpose and allowing the City to use their parking lot for this overflow parking is a public service. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

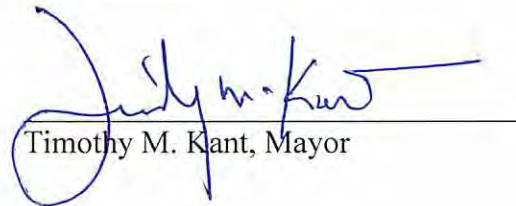
14 March 2016

**RESOLUTION NO. 2498-16**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that Mayor Timothy M. Kant is hereby authorized to execute Change Order No. 1 to Project No. PW002-16, Maintenance Paving in Fairhope, in the amount of \$8,239.20, and award the Change Order to John G. Walton Construction Company. Please note Change Order No. 1 is for milling and overlay of parking lot at the Eastern Shore Art Center which is used for overflow parking for numerous events for the City of Fairhope.

**BE IT FURHTER RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that the Eastern Shore Art Center serves a public purpose and allowing the City of Fairhope to use their parking lot for overflow parking for the City of Fairhope Civic Center is a public service.

Adopted on this 14th day of March, 2016



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 that the City of Fairhope has voted to purchase Two Pickup Trucks for the Building Department and the type of vehicle needed is on the Alabama Department of Transportation (ALDOT) surplus equipment list with a total cost of \$26,575.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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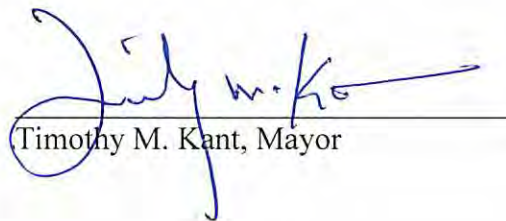
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14 March 2016

**RESOLUTION NO. 2499-16****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 Two Pickup Trucks for the Building Department and the type of vehicle needed is on the Alabama Department of Transportation (ALDOT) surplus equipment list. The total cost is \$26,575.00: 2011 Ford F150 at \$12,900.00 and 2012 Ford F150 at \$13,675.00.

Adopted on this 14th day of March, 2016  
\_\_\_\_\_  
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 that the City of Fairhope has voted to purchase SCADA System Components to be installed on the Sewer Department's lift station system and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). The equipment cost is \$162,314.10 and the recurring annual expense is \$34,551.36 for a total first year cost of \$196,865.46. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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14 March 2016

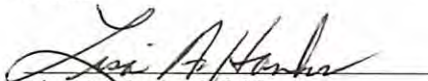
**RESOLUTION NO. 2500-16****BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, as follows:

[1] That the City of Fairhope has voted to purchase SCADA System Components to be installed on the Sewer Department's lift station system and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). The equipment cost is \$162,314.10 and the recurring annual expense is \$34,551.36 for a total first year cost of \$196,865.46.

Adopted on this 14th day of March, 2016

  
 Timothy M. Kant, Mayor

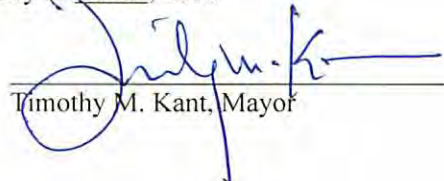
Attest:


  
 Lisa A. Hanks, MMC  
 City Clerk


Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to purchase Cooper XNV2 LED Street Lights for the City of Fairhope; and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). The cost per Street Light is \$263.00 with an estimated total amount of \$41,554.00 for the remainder of fiscal year. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 2501-16****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 Cooper XNV2 LED Street Lights for the City of Fairhope; and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). The cost per Street Light is \$263.00 with an estimated total amount of \$41,554.00 for the remainder of fiscal year.

Adopted on this 14th day of March, 2016

  
 Timothy M. Kant, Mayor

Attest:


  
 Lisa A. Hanks, MMC  
 City Clerk

14 March 2016


Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted Purchase Two 46kV Gang Switches for the Electric Department; and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). The cost will be \$27,632.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 2502-16**

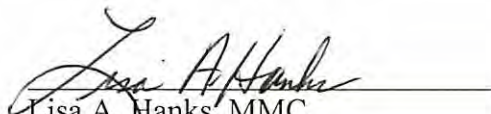
**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:**

[1] That the City of Fairhope has voted to purchase Two 46kV Gang Switches for the Electric Department; and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). The cost will be \$27,632.00.

Adopted on this 14th day of March, 2016

  
\_\_\_\_\_  
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 that the City of Fairhope has voted to purchase Playground Equipment for Beach Park for the Recreation Department and the requested equipment is available for direct procurement through the U. S. Communities Buying Group Contract; and therefore does not have to be let out for bid. The cost is \$19,995.48. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

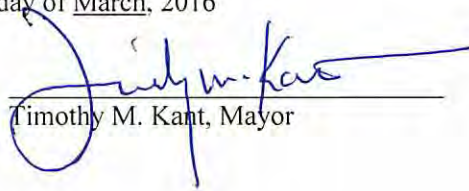
14 March 2016

**RESOLUTION NO. 2503-16**

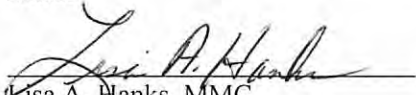
**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, as follows:

[1] That the City of Fairhope has voted to Purchase Playground Equipment for Beach Park for the Recreation Department and the requested equipment is available for direct procurement through the U. S. Communities Buying Group Contract; and therefore does not have to be let out for bid. The cost is \$19,995.48.

Adopted on this 14th day of March, 2016

  
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 that the City of Fairhope has voted to purchase Pa 2016 CAT 236D Caterpillar Skid Steer Loader for the Public Works Department and the requested item is available for direct procurement through the National Joint Powers Alliance (“NJPA”) Buying Group Contract; and therefore does not have to be let out for bid. The cost is \$32,860.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 2504-16**

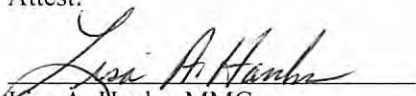
**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, as follows:

[1] That the City of Fairhope has voted to purchase a 2016 CAT 236D Caterpillar Skid Steer Loader for the Public Works (Recycling) Department and the requested item is available for direct procurement through the National Joint Powers Alliance (“NJPA”) Buying Group Contract; and therefore does not have to be let out for bid. The total cost is \$32,860.00.

Adopted on this 14th day of March, 2016

  
Timothy M. Kant, Mayor

Attest:

  
Lisa A. Hanks, MMC  
City Clerk

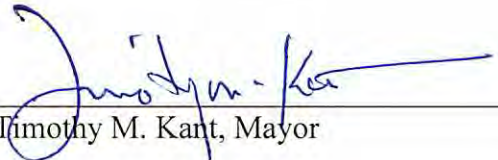
14 March 2016

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Timothy M. Kant is hereby authorized to execute the first extension of the Contract with Bay Graphics, Inc. d/b/a Nall Printing for print of City Sketches (Bid No. 001-15) for an additional year as per the terms and conditions of the original contract. The price will be \$.995 per copy. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 2505-16**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that Mayor Timothy M. Kant is hereby authorized to execute the first extension of the Contract with Bay Graphics, Inc. d/b/a Nall Printing for printing of City Sketches (Bid No. 001-15) for an additional one year as per the terms and conditions of the original contract. The price will be \$.995 per copy.

Adopted on this 14th day of March, 2016

  
 Timothy M. Kant, Mayor

Attest:

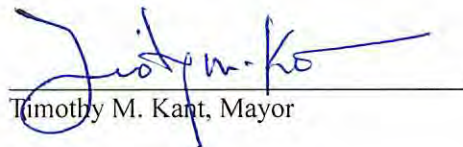
  
 Lisa A. Hanks, MMC  
 City Clerk

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Timothy M. Kant is hereby authorized to execute the final extension of the Contract with Water and Waste Specialties, LLC for Supply of Hydrofluorosilicic Acid (Bid No. 014-14) for an additional one year as per the terms and conditions of the original contract. The cost of the products will be \$330.00 per 55 gallon drum. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Council President Burrell questioned fluoride used in our water and the questions that have been asked; and if there have been any bulletins to not feed fluoride in water. Water and Sewer Superintendent Dan McCrory replied none have been issued at this time.

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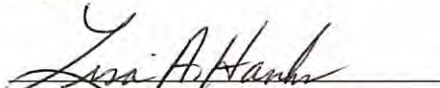
**RESOLUTION NO. 2506-16**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that Mayor Timothy M. Kant is hereby authorized to execute the final extension of the Contract with Water and Waste Specialties, LLC for Supply of Hydrofluorosilicic Acid (Bid No. 014-14) for the Water Department for an additional one year as per the terms and conditions of the original contract. The cost of the products will be \$330.00 per 55 gallon drum.

Adopted on this 14th day of March, 2016


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

Attest:

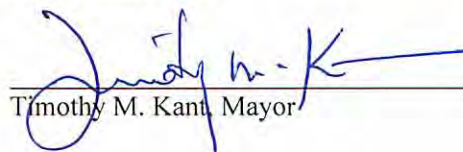


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Lisa A. Hanks, MMC  
City Clerk

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Timothy M. Kant is hereby authorized to execute the final extension of the Contract with Thornton, Musso & Bellemin, Inc. for Supply of Zinc Orthophosphate and TKPP Chemicals (Bid No. 004-14) for the Water Department for an additional one year as per the terms and conditions of the original contract. The cost of the products will be approximately \$52,279.50 per year. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 2507-16**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that Mayor Timothy M. Kant is hereby authorized to execute the final extension of the Contract with Thornton, Musso & Bellemin, Inc. for Supply of Zinc Orthophosphate and TKPP Chemicals (Bid No. 004-14) for the Water Department for an additional one year as per the terms and conditions of the original contract. The cost of the products will be approximately \$52,279.50 per year.

Adopted on this 14th day of March, 2016


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

Attest:



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

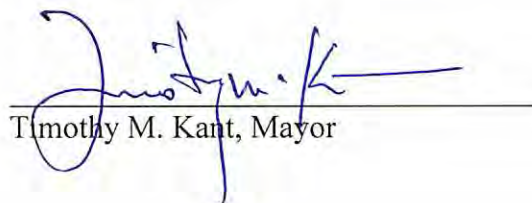
14 March 2016

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Timothy M. Kant is hereby authorized to execute the first extension of the Contract with Burford's Tree, Inc. for Tree Trimming Services (Bid No. 017-15) for an additional year as per the terms and conditions of the original contract. The price will be \$137.28 Unit Hourly Billing. Seconded by Councilmember Brewer, motion passed unanimously by voice vote. Mayor Kant mentioned we use them for additional help during hurricanes and storms; and we do not get complaints from citizens about the tree trimming.

**RESOLUTION NO. 2508-16**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, That Mayor Timothy M. Kant is hereby authorized to execute the first extension of the Contract with Burford's Tree, Inc. for Tree Trimming Services (Bid No. 017-15) for an additional year as per the terms and conditions of the original contract. The price will be \$137.28 Unit Hourly Billing.

Adopted on this 14th day of March, 2016

  
 Timothy M. Kant, Mayor

Attest:

  
 Lisa A. Hanks, MMC  
 City Clerk

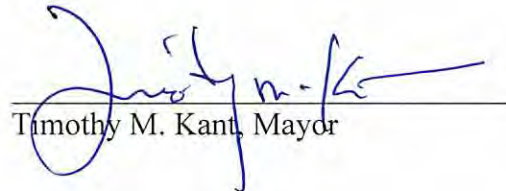
Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Timothy M. Kant is here by authorized to execute Change Order No. 1 to Project# ACOA61156-ATRP (002); ATRIP# 02-05-40: Fairhope Avenue Resurfacing in the amount of \$7,493.26; and award the Change Order to John G. Walton Construction Company, Inc. for the removal of concrete pavement (88 SY estimated) at \$55.77 per Square Yard and a pilot car for \$2,937.50. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

14 March 2016

**RESOLUTION NO. 2509-16**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, that Mayor Timothy M. Kant is hereby authorized to execute Change Order No. 1 to Project# ACOA61156-ATRP (002); ATRIP# 02-05-40: Fairhope Avenue Resurfacing in the amount of \$7,493.26, and award the Change Order to John G. Walton Construction Company, Inc. Please note Change Order includes 206C-010 removal of concrete pavement (88 SY estimated) at \$51.77 per Square Yard; and a 7400-000 Pilot Car for \$2,937.50.

Adopted on this 14th day of March, 2016



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 that the City of Fairhope is authorized to enter into a partnership with the Fairhope Single Tax Corporation for the Manley Road sidewalk construction project. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

**RESOLUTION NO. 2510-16**

**WHEREAS**, the City Council supports the construction of a sidewalk on Manley Road; and

**WHEREAS**, the City of Fairhope desires to partner with the Fairhope Single Tax Corporation for the sidewalk construction project. The partnership will allow the Fairhope Single Tax Corporation to construct the sidewalk and will bear all expenses including the engineering design and construction of the sidewalk; and

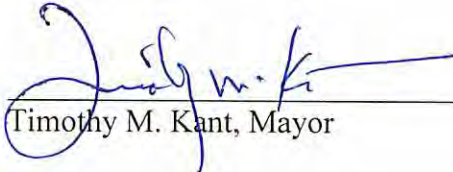


14 March 2016

**WHEREAS**, the City of Fairhope will designate staff to review the project to insure that it meets all of City of Fairhope standards; and

**NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE**, that the City of Fairhope is authorized to enter into a partnership with the Fairhope Single Tax Corporation for the Manley Road sidewalk construction project.

Adopted on this 14th day of March, 2016



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

Attest:



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

Councilmember Brewer moved to appoint Daniel Stankoski and reappoint Martin Lanoux, Molly Peterson, and Frieda Ward to the Library Board for a four-year term which will expire March 2020. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Councilmember Brewer commented that Cecil Christenberry needed to resign due to the Baldwin County School Board position.

Councilmember Brewer moved to appoint Gene Bouchillon, Beth Fugard, Charles Lake, Mike Lyons, Arthur "Bob" Mannich, Ginger Milligan, and Randy Williams to the Parking Authority for a three-year term which will expire March 2019. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

City Council reviewed an application for a Restaurant Liquor License by Adrian Yots, Thyme Restaurant, LLC, d/b/a Thyme on Section, located at 33 N. Section Street, Fairhope, Alabama. Councilmember Brewer moved to approve the issuance of the license. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

14 March 2016

Councilmember Brewer moved to grant the request of Will Carlton, Fairhope Rotary Club Foundation, approval of Rotary Steak Cook Off on May 13, 2016 for street closures Bancroft between Fairhope Avenue and Morphy; and Johnson Street between Section and Bancroft; and approval to allow alcohol on City streets. Councilmember Ford stated he would be abstaining. Seconded by Councilmember Boone, motion passed by the following voice votes: AYE - Burrell, Brewer, and Boone. NAY – None. ABSTAIN - Ford.

City Council reviewed an application for a Non-Profit Tax Exempt License (Alcoholic Beverage License) by Will Carlton for The Fairhope Rotary Club Foundation, for the Annual Steak Cook Off located on Bancroft Street at Fairhope Avenue to Morphy Street, Fairhope, Alabama on May 13, 2016 from 5:00 p.m. to 11:30 p.m. Councilmember Brewer moved to approve the issuance of the license. Seconded by Councilmember Boone, motion passed by the following voice votes: AYE - Burrell, Brewer, and Boone. NAY – None. ABSTAIN - Ford.

City Council reviewed an application for a Non-Profit Tax Exempt License (Alcoholic Beverage License) by Blair Bullen for the American Cancer Society, Inc., for The Black Out Ball located at 161 North Section Street, Fairhope, Alabama on April 8, 2016 from 6:00 p.m. to 11:00 p.m. Councilmember Brewer moved to approve the issuance of the license. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

City Council reviewed an application for a Application for a Special Events License (Alcoholic Beverage License) by John Matus, Jr. for Point Clear Rotary Club, Inc., for the 2016 Taste of Rotary located at 161 North Section Street, Fairhope, Alabama on April 19, 2016 from 6:00 p.m. to 10:00 p.m. Councilmember Brewer moved to approve the issuance of the license. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City approves the request of Henry Steimle for a “Walking School Bus” project to assist teachers taking roll for students walking to school. The building will be a small, portable kiosk which can be moved into storage by forklift. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

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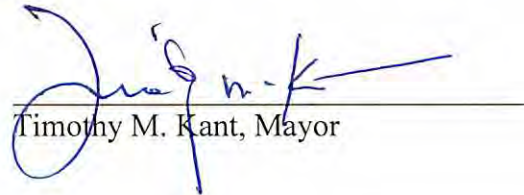
\*

14 March 2016

**RESOLUTION NO. 2511-16**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA,** That the City approves the request of Henry Steimle for a “Walking School Bus” project to assist teachers taking roll for students walking to school. The building will be a small, portable kiosk which can be moved into storage by forklift.

DULY ADOPTED THIS 14TH DAY OF MARCH, 2016



Timothy M. Kant, Mayor

Attest



Lisa A. Hanks, MMC  
City Clerk

The following individuals addressed the City Council during Public Participation for Non-Agenda Items:

- 1) Heiko Einfeld, Executive Director of the Eastern Shore Chamber of Commerce, addressed the City Council and thanked the City Council, Mayor, and City staff for their help and support for the Arts and Crafts Festival. He said this event was vastly advertised, there will be more rest areas throughout the event, and there will be entertainment at the Faulkner Amphitheatre.
- 2) Council President Burrell addressed the Airport Authority issue regarding noise in Fairhope. He said the U. S. Military has guidelines for the altitudes for take offs and landings; and Mayor Kant has numerous letters regarding noise complaints. He also mentioned concerns about commercial business being at the airport and said these are private jets for businesses; and then explained the proposed expansion.

Mayor Kant said there are two other fields that were being used, but both are having expansions done. He said once these are back open, it should help with air traffic.

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- 3) Several individuals spoke regarding the noise issue. The turbo prop engines are louder than older ones; flight patterns are seven days a week; and turns should be at least 1,000 feet. One of the individuals said less would be better, but anything you could do would be appreciated.

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 7:37 p.m.

  
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Jack Burrell, Council President

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