

**CITY OF FAIRHOPE
CITY COUNCIL AGENDA**

MONDAY, 23 MAY 2011 - 6:00 P.M. - CITY COUNCIL CHAMBER

Invocation and Pledge of Allegiance

1. Approve Minutes of 9 May 2011, Regular City Council Meeting, 9 May 2011 Public Participation/Work Session
2. Appointment – North Greeno Road Committee
3. Old Business
4. Report of the Mayor
5. Council Comments
6. City Administrator

ADD ON Resolution – Award Bid and Approve the purchase of the Street Sweeper for the Public Works Department which was introduced, discussed, and extended for 30 days at the May 9, 2011 City Council meeting (Bid No. 012-11).

ADD ON Motion to authorize the immediate payment of \$58,000 of the \$110,000 for the Fairhope Veterans Memorial. The funds will come from the balance of bond monies in the Capital Project Fund at the Recommendation of the Financial Advisory Committee. The immediate funds (\$58,000) will go towards the last payment to the sculpture to cast the monument in bronze and the remaining funds will be requested at a later date if needed.

7. Public Participation
8. **Public Hearing**
Application for Lounge Liquor License by Dante Carlo Hummel, dba Daddy D's, located at 333 S. Greeno Road, Suite F, Fairhope, Alabama.
9. Request for Officer Daniel Rada to be promoted from Corrections/Police Officer to fill our current vacant position of Full-time Police Officer.
10. Resolution – Purchase and Installation of HVAC Unit at the Boys' and Girls' Club Building.
11. Resolution – Purchase 1,000 Electronic Radio Transceiver Units (ERTS) for the Water Department.
12. Resolution – Purchase 1,000 Water Meter Registers for the Water Department.
13. Resolution – Authorizing the City Treasurer to Execute An Agreement with Cavanaugh Macdonald Consulting, LLC for Professional Services for the Actuarial Valuation for Other Post-Employment Benefits (OPEB) Liability.
14. Application for a Restaurant Liquor License by John Chapman, II, Chappy's Seafood Restaurant, Inc. d/b/a Chappy's Restaurant, located at 19344 Scenic Highway 98, Fairhope, Alabama.

15. Request – Jewel Byrd – Requesting for a fee waiver for the First Annual Fashion Show being sponsored by the Eastern Shore Exchange Club along with Charming Charlie’s. This project will help raise funds for our community, i.e. The Fairhope Veterans Memorial and other charitable organizations. This will be Thursday night, September 22, 2011.

ADD ON Motion to change the Monday, June 27, 2011, City Council meeting to Thursday, June 30, 2011.

ADD ON Executive Session – Discuss Pending Litigation.

16. Adjourn

Next Regular Meeting Monday, June 13, 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, 23 May 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 Deacon George Yeend of St. Lawrence Catholic Church and the Pledge of Allegiance was recited.

Councilmember Ford moved to add the following item **not** on the printed agenda: motion to go into Executive Session to discuss pending litigation. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

Councilmember Stankoski moved to add the following item **not** on the printed agenda: motion to approve funding for the Fairhope Veterans Memorial. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

Council President Mixon asked if there were any corrections to the minutes from the 9 May 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 9 May 2011, public participation/work session. He then stated if there are no corrections, the minutes stand approved as written.

Councilmember Kingrea moved to appoint Fred Hayek, Bobby Green, Jack Russo, and Steve McClure to the North Greeno Road Committee. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

Councilmember Ford moved to appoint Claude Puckett to the North Greeno Road Committee. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

Mayor Kant addressed the City Council with the following items:

- 1) On Friday, May 27, 2011 there will be a small ceremony for our Veterans.
- 2) Garbage Truck request was questioned.
- 3) Committee is needed for Education to gather more information.

23 May 2011

Councilmember Ford addressed the City Council and briefly summarized the following memorandum regarding the decisions from the Garbage Advisory Committee:

Memorandum

To: City Council

Re: Decisions from the Garbage Advisory Committee

From: Mike Ford

Date: 5/20/11

1. It was decided we would stay with twice weekly garbage collection. Thirty percent of the residents use this service and there is no practical way of providing this service only to those who need it. Also, twice weekly service allows for an occasional staff holiday without causing problems for residents.
2. It was decided that a fee of \$1 per month per resident would be needed to pay for replacement and maintenance of containers. We decided to put this idea on hold until the issue of waving garbage fees was discussed more.
3. It was decided sanitation ordinances should be revised as such:
 - a. Charging a fee of \$45 for collection of appliances will also cover the public works expense of removing and disposing of Freon in refrigerated appliances for the residents.
 - b. If organic debris at curbside exceeds one truckload (20 cubic yards), a fee of \$100 will be charged.
 - c. Construction and demolition material will be charged \$45. If the debris exceeds a truckload, the cost will be one hundred dollars plus tipping fees as set by the local dump.
 - d. If residents put out extra baggage for garbage, fees will not be incurred by the resident. If the resident puts out extra baggage on a regular basis (more than twice a month), the resident should pay for two cans.
4. It was discussed that the bidding process set forth in fiscal year 2010 for garbage and recycling services, did not produce useful or comparable cost data. The discussion continued that the requirements were not clearly stated for the bidders. Several bidders expressed the opinion that the needs were too broad and not clearly stated. When putting out garbage bids in the future, we should ask for core services only. For example, bids on garbage collection for residents and/or commercial customers only, excluding such work as recycling, yard waste collection, park maintenance, special event cleanup, litter pickup around cans, etc.

23 May 2011

Councilmember Ford stated he was discouraged about the announcement for free garbage for a year. He mentioned the street sweeper was an issue and the City needed to approve this purchase. Drainage issues within the City were also mentioned. Councilmember Ford said if we give something away; cut a cent off the Sales Tax, pay down the debt or lower ad valorem taxes.

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

- 1) Rock Searle and his wife Pat addressed the City Council and presented Tom Kuhl with a plaque for his work on the tee boxes for the Frisbee Golf Course.
- 2) Scott Sligh was presented a picture from Chief Press and the Police Department of the Special Olympics with Nathan and him carrying the torch for the Torch Run.
- 3) Jennifer Fidler mentioned the Street Sweeper and the need to purchase for the Public Works Department. Assistant Public Works Director Arthur Bosarge did the bids and received information back from only one company; Elgin who won the bid. Ms. Fidler also explained where the funds for purchasing the Street Sweeper would be found.

Councilmember Ford moved to address the following item **not** on the printed agenda. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

Councilmember Ford introduced in writing, and moved for the adoption of the following resolution, a resolution to award bid and approve the purchase of the Street Sweeper for the Public Works Department which was introduced, discussed, and extended for 30 days at the May 9, 2011 City Council meeting (Bid No. 012-11). Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

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23 May 2011

RESOLUTION NO. 1789-11

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

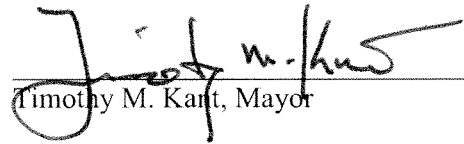
[1] That the City of Fairhope did request, receive, and open bids for a Street Sweeper for the Public Works Department (Bid Number 012-11) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

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


Please see attached Bid Tabulation for a Street Sweeper for the Public Works Department

[3] After evaluating the bid proposals with the required bid specifications, Samson Equipment--Mobile, with the total bid proposal of \$149,804.00, is now awarded the bid for a Street Sweeper for the Public Works Department.

Adopted on this 23rd day of May, 2011

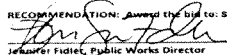

 Timothy M. Kart, Mayor

Attest:


 Lisa A. Hanks, City Clerk

CITY OF FAIRHOPE
 BID TABULATION & RECOMMENDATION
 BID NO: 012-11
 BID NAME: STREET SWEEPER
 BID OPENED: APRIL 25, 2011, 2:00 P.M.
 Note: Bid Bond waived.

VENDOR	Non-Collusion Statement Signed / Notarized	Proposal Executed / Signed / Notarized	Delivery lead time ARO	Instructions /Specification Compliance	Manufacturer	Model	Bid Price per One NEW & UNUSED 3-WHEEL BROOM SWEEPER WITH BELT CONVEYOR Unit
Cowin Equipment							No Response
Golf Adventures							No Response
Ingram Equipment Company, LLC							No Response
Jerry Pate Turf & Irrigation							No Response
Kenworth of Mobile, Inc							No Response
Qob--Old Dominion Brushes							No Response
Samson Equipment-Mobile	yes	yes	30-75	yes	Elgin	Pelican NP	\$149,804.00
Smith Equipment & Supply							No Response
Tennant Company							No Response
Truck Equipment Sales, Inc							No Response

RECOMMENDATION: Award the bid to: Samson Equipment in the amount of \$149,804.00

 Jennifer Fidler, Public Works Director

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

 Daniel P. Ames, Purchasing Manager

23 May 2011

- 4) The Intermediate School was brought up and Mr. Mims said it was in the hands of the School Superintendent.
- 5) Transit Hub – Received memo from Thompson Engineering; will open bids in August 2011; and have Certificate of Occupancy by March 2012.

Councilmember Stankoski moved to authorize the immediate payment of \$58,000 of the \$110,000 for the Fairhope Veterans Memorial. The funds will come from the balance of bond monies in the Capital Projects Fund at the recommendation of the Financial Advisory Committee. The immediate funds (\$58,000) will go towards the last payments to the sculptor to cast the monument in bronze and the remaining funds will be requested at a later date if needed. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

Hop Allen, resident of Fairhope, thanked the City Council and saluted all of them.

A Public Hearing was held as advertised on the request for a Lounge License by Dante Carlo Hummel, d/b/a Daddy D's, located at 333 S. Greeno Road, Suite F, Fairhope, Alabama. The public hearing was opened at 6:31 p.m. Mr. Hummel stated he would like a classier bar than the ones here at this time. He would have a juke box and later possibly have live music. The public hearing closed at 6:33 p.m. No one present was opposed to the Lounge Liquor License. Councilmember Kingrea moved to approve the issuance of the license. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

Councilmember Stankoski moved to grant the request of Chief Press requesting permission to promote Officer Daniel Rada from Corrections/Police Officer to fill our vacant position of Full-time Police Officer. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

Councilmember Kingrea introduced in writing, and moved for the adoption of the following resolution, a resolution to purchase and installation of HVAC Unit at the Boys' and Girls' Club Building. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

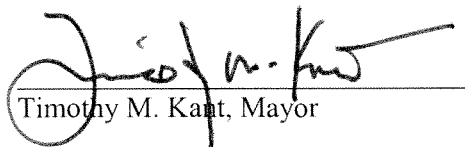
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23 May 2011

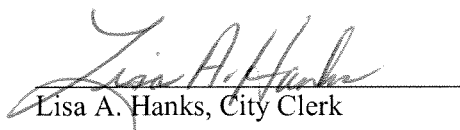
RESOLUTION NO. 1791-11**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, as follows:

[1] That the City of Fairhope has voted for the purchase and installation of HVAC unit at the Boy's and Girl's Club Building located at 1912-B Young Street. The cost will be approximately \$8,000.00.

Adopted on this 23rd day of May, 2011


 Timothy M. Kant, Mayor

Attest:

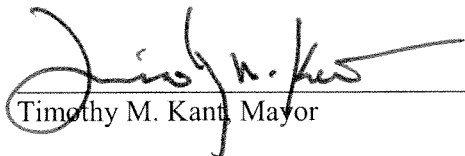


 Lisa A. Hanks, City Clerk

Councilmember Quinn introduced in writing, and moved for the adoption of the following resolution, a resolution to purchase 1,000 Electronic Radio Transceiver Units (ERTS) for the Water Department. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

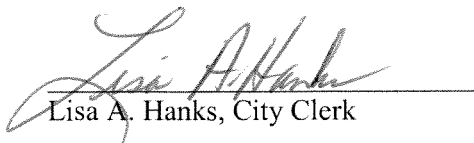
RESOLUTION NO. 1792-11**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, as follows:

[1] That the City of Fairhope has voted to purchase 1,000 Electronic Radio Transceiver Units (ERTS) for the Water Department and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). These units must be compatible with our existing system and the cost will be approximately \$80,000.00.

Adopted on this 23rd day of May, 2011


 Timothy M. Kant, Mayor

Attest:



 Lisa A. Hanks, City Clerk

23 May 2011

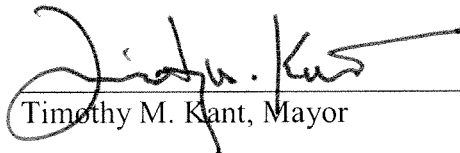
Councilmember Ford introduced in writing, and moved for the adoption of the following resolution, a resolution to purchase 1,000 Water Meter Registers for the Water Department. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

RESOLUTION NO. 1793-11

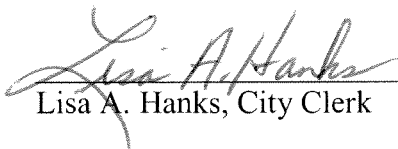
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

[1] That the City of Fairhope has voted to purchase 1,000 Water Meter Registers for the Water Department and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). These units must be compatible with our existing system and the cost will be approximately \$125,000.00.

Adopted on this 23rd day of May, 2011


 Timothy M. Kant, Mayor

Attest:


 Lisa A. Hanks, City Clerk

Councilmember Kingrea introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing the City Treasurer to execute an Agreement with Cavanaugh Macdonald Consulting, LLC for Professional Services for the Actuarial Valuation for Other Post-Employment Benefits (OPEB) Liability. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

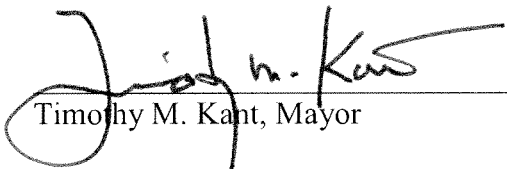
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23 May 2011

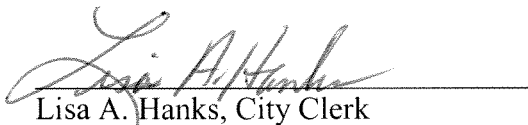
RESOLUTION NO. 1794-11

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Treasurer is hereby authorized to execute an Agreement for Professional Services for the City of Fairhope with Cavanaugh Macdonald Consulting, LLC for the actuarial valuation of 'other post employment benefits' for the FY 2010. The estimated cost for these services is \$7,500.00

Adopted on this 23rd day of May, 2011

Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, City Clerk

City Council reviewed an application for a Restaurant Liquor License by John Chapman, II, Chappy's Seafood Restaurant, Inc. d/b/a Chappy's Restaurant, located at 19344 Scenic Highway 98, Fairhope, Alabama. Councilmember Ford moved to approve the issuance of the license. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

Councilmember Ford moved to grant the request of Jewell Byrd requesting for a fee waiver for the First Annual Fashion Show being sponsored by the Eastern Shore Exchange Club along with Charming Charlie's. This project will help raise funds for our community, i.e. The Fairhope Veterans Memorial and other charitable organizations. This will be Thursday night, September 22, 2011. Ms. Byrd mentioned this would be a co-sponsor with Daphne and the goal is to raise \$75,000. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

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

23 May 2011

Councilmember Quinn moved to change the Monday, June 27, 2011 regular scheduled City Council meeting to Thursday, June 30, 2011. This change is due to the Alabama League of Municipalities Annual Convention being held from June 25, 2011 through June 28, 2011. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

At the request of the City Attorney, Marion E. Wynne, the City Council will rise from the meeting to go into Executive Session based on Section 36-25A-7(a)(3) to discuss pending litigation. The approximate time to be in Executive Session is 15 minutes. Councilmember Kingrea moved to go into Executive Session. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

Exited the dais at 6:42 p.m. Returned at 7:05 p.m.

There being no further business to come before the City Council, the meeting was duly adjourned at 7:06 p.m.



Lonnie L. Mixon, Council President



Lisa A. Hanks, MMC
City Clerk