

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, 20 June 2016.

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

There being a quorum present, Acting Council Pro Tem Brewer called the meeting to order. The invocation was given by Reverend William Parsons, Pastor of Redeemer Lutheran Church and the Pledge of Allegiance was recited. Councilmember Boone moved to approve minutes of the 27 May 2016, regular meeting; minutes of the 27 May 2016, work session; minutes of the 27 May 2016 agenda meeting; and minutes of the 9 June 2016, special-called City Council meeting. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

Acting Council Pro Tem Brewer stated there was a need to add on two agenda items after Agenda Item Number 11: (1) a resolution that the City of Fairhope has voted to purchase Copper SIMPULL THNN #6 and #4 Wire for the Electric Department Inventory (E-16168 and E-16169); and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). And, due to the volatility of the copper market and open market vendors will not hold their quotes for longer than two days. The City Council approves the purchase up to a not-to-exceed cost of \$45,000.00; and (2) a resolution 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 \$18,348.25, 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; 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.

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

Councilmember Boone announced that the arrangements for Mayor Kant's mother, Jane Kant, would be Friday July 1, 2016 with visitation at 9:00 a.m. and a service at 10:00 a.m. This will held at Wolfe-Bayview Funeral Home.

20 June 2016

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution appointing Lisa A. Hanks, City Clerk, to perform all the duties otherwise required to be performed by the Mayor with respect to the Municipal Election to be held on August 23, 2016 and any Run-off Election. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

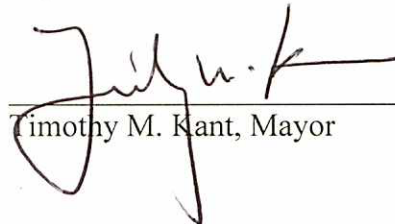
RESOLUTION NO. 2541-16

WHEREAS, a General Municipal Election will be held in the City of Fairhope on the 23rd of August 2016, and if necessary a Run-off Election will be held in the City of Fairhope on the 4th of October 2016; and,

WHEREAS, the Mayor of the City of Fairhope is a candidate in said election and is thereby disqualified to perform certain duties per Code of Alabama, 1975.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Lisa A. Hanks, City Clerk, is hereby appointed to perform all the duties otherwise required to be performed by the Mayor per Code of Alabama, 1975 with respect to the Municipal Election to be held in the City of Fairhope on the 23rd August 2016 and any Run-off Election ordered held with respect thereto.

Adopted this the 20th day of June, 2016



 Timothy M. Kant, Mayor

Attest:



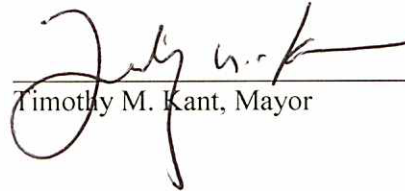
 Lisa A. Hanks, MMC
 City Clerk

Councilmember Mueller introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Timothy M. Kant is hereby authorized to execute an extension of the Contract with Pittman Tractor Company, Inc. for Disaster Debris Removal and Disposal (Bid Number 020-15) for an additional one year as per the terms and conditions of the original contract as needed after disaster. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

20 June 2016

RESOLUTION NO. 2542-16

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Timothy M. Kant is hereby authorized to execute an extension of the Contract with Pittman Tractor Company, Inc. for Disaster Debris Removal and Disposal (Bid Number 020-15) for an additional one year as per the terms and conditions of the original contract as needed after disaster.

Adopted on this 20th day of June, 2016


 Timothy M. Kant, Mayor

Attest:

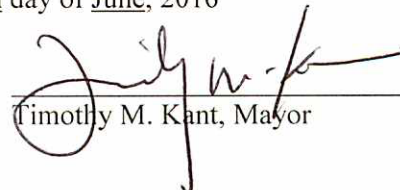


 Lisa A. Hanks, MMC
 City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Timothy M. Kant is hereby authorized to execute the final extension of the Contract with Kelly's Exterminating Service, Inc. for Pest Control for all City properties for an additional one year as per the terms and conditions of the original contract. The price will be \$304.30 per month or \$3,653.88 per year. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

RESOLUTION NO. 2543-16

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 Kelly's Exterminating Service, Inc. for Pest Control for all City properties for an additional one year as per the terms and conditions of the original contract. The price will be \$304.30 per month or \$3,653.88 per year.

Adopted on this 20th day of June, 2016


 Timothy M. Kant, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

20 June 2016

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the assignment from Preble-Rish, LLC to Dewberry Engineers, Inc. for RFQ No. PS010-13 for Engineering Services for REC002-13, New Soccer Complex Project; and authorizes Mayor Timothy M. Kant to execute the assignment. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

RESOLUTION NO. 2544-16

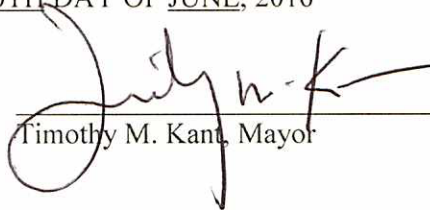
WHEREAS, the City of Fairhope entered into a contract on May 9, 2013 with Preble-Rish, LLC for Professional Engineering Services for Project No. REC002-13, the New Soccer Complex Project, (RFQ No. PS010-13); and

WHEREAS, Preble-Rish, LLC staff and operations joined Dewberry Engineers, Inc. on April 6, 2016; and as part of the transaction, Preble-Rish, LLC transferred its professional services agreements to Dewberry Engineers, Inc.; and

WHEREAS, Preble-Rish, LLC requests that the City of Fairhope approve the assignment of the Contract (RFQ No. PS010-13) for Professional Engineering Services for (REC002-13) "New Soccer Complex Project" between the City of Fairhope and Preble-Rish, LLC to Dewberry Engineers, Inc.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City of Fairhope approves the assignment from Preble-Rish, LLC to Dewberry Engineers, Inc. for RFQ No. PS010-13 for Engineering Services for REC002-13, New Soccer Complex Project; and authorizes Mayor Timothy M. Kant to execute the assignment.

DULY ADOPTED THIS 20TH DAY OF JUNE, 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 to Award Bid for Police Department Uniforms for the City with a total bid proposal per unit bid prices listed in the Bid Tabulation; and to be ordered as needed with available budgeted funds (Bid No. 019-16). Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

20 June 2016

RESOLUTION NO. 2545-16

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

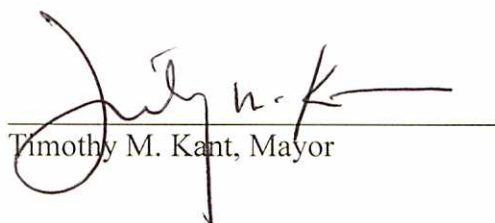
[1] That the City of Fairhope did request, receive, and open bids for Police Department Uniforms for the City (Bid Number 019-16) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

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

A Copy of the Bid Tabulation for
Police Department Uniforms for the City
is on file in the City Clerk's Office

[3] After evaluating the bid proposals with the required bid specifications, Azars Uniforms d/b/a McCains Uniforms, with the total bid proposal per unit bid prices listed in the Bid Tabulation, is now awarded the bid for Police Department Uniforms for the City to be ordered as needed with available budgeted funds.

Adopted on this 20th day of June, 2016



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

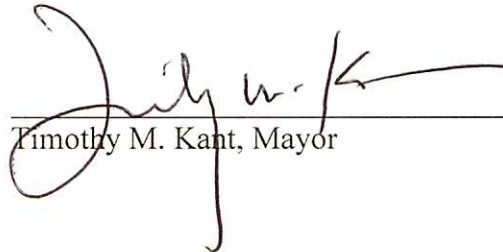
Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Timothy M. Kant is hereby authorized to execute a Payment Gateway Merchant Service Agreement and Amendment to Agreement for the City of Fairhope with Authorize.Net for Credit Card Processor which is required for the implementation of Utility Billing in the Munis software. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

20 June 2016

RESOLUTION NO. 2546-16

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Timothy M. Kant is hereby authorized to execute a Payment Gateway Merchant Service Agreement and Amendment to Agreement for the City of Fairhope with Authorize.Net for Credit Card Processor which is required for the implementation of Utility Billing in the Munis software.

DULY ADOPTED THIS 20TH DAY OF JUNE, 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 Council request the Eastern Shore Metropolitan Planning Organization to fund the Project to construct a sidewalk on Gayfer Road Extension from Meadowbrook Subdivision to Bishop Road and commits to provide the required local match of \$13,300.00; and authorize Mayor Timothy M. Kant to execute the necessary documents with the Alabama Department of Transportation for Project. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

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20 June 2016

RESOLUTION NO. 2547-16**A RESOLUTION OF THE FAIRHOPE CITY COUNCIL TO
CONTRIBUTE TO THE TWENTY (20%) LOCAL MATCH REQUIREMENT
FUNDING A GAYFER ROAD EXTENSION SIDEWALK**

WHEREAS, the City of Fairhope is a member of the Eastern Shore Metropolitan Planning Organization (MPO); and

WHEREAS, Federal funding is available through the MPO for Long Range Transportation Plan projects; and

WHEREAS, Federal law requires a twenty percent (20%) local match for projects utilizing Federal funds; and

WHEREAS, the Baldwin County Commission and the City of Fairhope desire to Construct a Sidewalk on Gayfer Road Extension from Meadowbrook Subdivision to Bishop Road; and

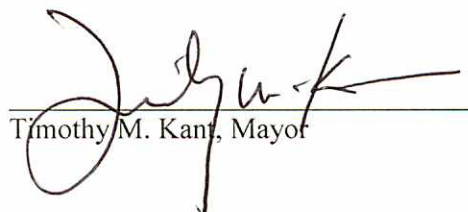
WHEREAS, the estimated total Project cost is \$132,000.00; and

WHEREAS, the estimated local match for the Project is \$26,600.00 with the Baldwin County Commission and the City of Fairhope each portion being \$13,300.00; and

WHEREAS, the MPO requires a resolution from sponsoring local governments committing the sponsoring governments to providing the 20% local match for Project funds as set forth above.

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that the City Council request the Eastern Shore Metropolitan Planning Organization to fund the Project to construct a sidewalk on Gayfer Road Extension from Meadowbrook Subdivision to Bishop Road and commits to provide the required local match of \$13,300.00; and authorize Mayor Timothy M. Kant to execute the necessary documents with the Alabama Department of Transportation for Project.

ADOPTED THIS 20TH DAY OF JUNE, 2016



Timothy M. Kant, Mayor

ATTEST:



Lisa A. Hanks, MMC
City Clerk

20 June 2016

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 Copper SIMPULL THNN #6 and #4 Wire for the Electric Department Inventory (E-16168 and E-16169); and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). And, due to the volatility of the copper market and open market vendors will not hold their quotes for longer than two days. The City Council approves the purchase up to a not-to-exceed cost of \$45,000.00. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

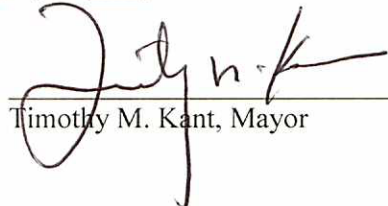
RESOLUTION NO. 2548-16

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 Copper SIMPULL THNN #6 and #4 Wire for the Electric Department Inventory (E-16168 and E-16169); and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7).

[2] That due to the volatility of the copper market and open market vendors will not hold their quotes for longer than two days. The City Council approves the purchase up to a not-to-exceed cost of \$45,000.00.

Adopted on this 20th day of June, 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 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 \$18,348.25, 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; 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.

20 June 2016

The motion was seconded by Councilmember Mueller. Acting Council Pro Tem Brewer explained the Change Order and why it was being amended. Councilmember Boone stated that we sought other quotes and those were higher than the recommended quote. After further discussion, motion passed unanimously by voice vote.

RESOLUTION NO. 2549-16

WHEREAS, the City of Fairhope adopted Resolution No. 2498-16 for Change Order No. 1 to Project No. PW002-16, Maintenance Paving in Fairhope, in the amount of \$8,239.20; and awarded the Change Order to John G. Walton Construction Company; and

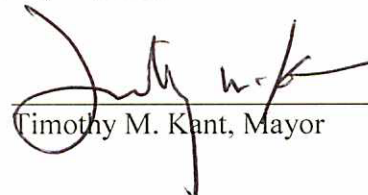
WHEREAS, the City of Fairhope received a cost from John G. Walton of \$18,348.25 for the Eastern Shore Art Center parking lot which is \$10,109.05 more than the initial estimate; and

WHEREAS, the City of Fairhope is desirous to amend Resolution No. 2498-16 by adding \$10,109.05 to Change Order No. 1; and award the Change Order to John G. Walton Construction Company for Project No. PW002-16 in the amount of \$18,348.25.

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 \$18,348.25, 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 20th day of June, 2016


 Timothy M. Kant, Mayor

Attest:


 Lisa A. Hanks, MMC
 City Clerk

20 June 2016

The following individuals addressed the City Council during Public Participation:

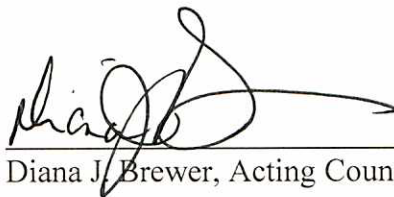
- 1) Charlene Jenkins, 398 South Ingleside, addressed the City Council regarding drainage issues on Ingleside near Middle Street. Ms. Jenkins was concerned that the elderly would not be able to evacuate if we have a storm; and wanted to know what the City plans to do for flooded areas like ours. Councilmember Brewer commented that stormwater management is being looked at. Public Works Director Jennifer Fidler stated this is one of our worst areas; and Jonathan Smith is looking for grant money to help with stormwater.

Chief Petties commented that there is a plan we go over annually; and BRATS bus is used to help evacuate citizens. If there is a mandatory evacuation, we help citizens; and notify everyone if this happens.

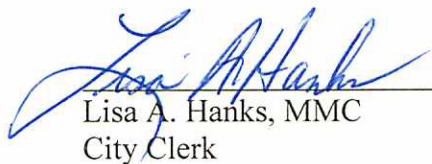
- 2) Doug Parker, 506 Fairhope Avenue, addressed the City Council concerning the complaints that have been received for violations of the Noise Ordinance pertaining to his place of business located across from the Post Office. Mr. Parker stated that he has been working with the Police Department and citizens to find a solution to the problem.

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

There being no further business to come before the City Council, the meeting was duly adjourned at 6:25 p.m.



Diana J. Brewer, Acting Council Pro Tem



Lisa A. Hanks, MMC
City Clerk