

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 2016.

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

There being a quorum present, Council President Burrell called the meeting to order. The invocation was given by Rick Malugani, Pastor of Fairhope Christian Church, and the Pledge of Allegiance was recited. Councilmember Brewer moved to approve minutes of the 27 June 2016, regular meeting; minutes of the 27 June 2016, work session; and minutes of the 27 June 2016, agenda meeting. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

Mayor Kant addressed the City Council and reminded everyone to thank the Fairhope Volunteer Fire Department for an excellent Fourth of July fireworks display; and thank our Police Department who was there from the beginning until the end of the celebration. He mentioned there were no altercations this year; and also that the Art Walk went without a hitch.

Chief Petties addressed the City Council and introduced Fairhope's newest Police Officer Travis Long who comes to the City from Mobile. Officer Long thanked the City Council and Mayor for allowing him to be a part of Fairhope.

Mayor Kant told the Fairhope Police Department that the City is proud of all of you; we respect all of you; and thank all of you for what you do for Fairhope.

Council President Burrell stated there was a need to add on an agenda item after Agenda Item Number 12: a Resolution that Option No. 4 of the proposed striping plan for De La Mare Avenue by Jade Consulting, LLC with a one-way east to west traffic direction is hereby approved.

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

11 July 2016

The following individual addressed the City Council during Public Participation for Agenda Items:

1. Jacob Hartley, 134 Song Grove Boulevard, addressed the City Council regarding Agenda Item Number 5: a resolution that the City of Fairhope is authorized to enter into a partnership with the Fairhope Single Tax Corporation for the Parking Lot behind the fairhope Public Library construction and renovation project. Mr. Hartley stated this was not a solution for parking in Fairhope; and the parking deck is underutilized. He requested the City Council to reconsider the construction and renovation project of a parking lot; and to create a park for all to use.

Councilmember Boone addressed the City Council and stated that he thoroughly enjoyed this year's Fireworks Celebration.

Council President Burrell addressed the City Council and asked; "where is the parking shuttle for downtown Fairhope and when will it be implemented?"

Councilmember Mueller 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 Parking Lot behind the Fairhope Public Library construction and renovation project. The motion was seconded by Councilmember Boone.

Councilmember Brewer questioned if there was a committee for downtown parking. Mayor Kant said that the Fairhope Single Tax Corporation brought this to the City Council as a proposal. Council President Burrell asked Ms. Sullivan if the Farmers Market and Christmas Trees would still be held in this lot. Ms. Sullivan replied that all of the events that are normally held in the lot will continue; i.e. Arts and Crafts, Mardi Gras, Hoot Scoot, etc. This will be pervious parking with greenspace. Councilmember Brewer commented greenspace is limited in downtown Fairhope. Ms. Sullivan replied the plan has a great landscape buffer and will use LIDs; and the Fairhope Single Tax Corporation went to great lengths to maintain trees and buffers in the plan. She said there will also be more parking for senior citizens which is needed; and the Walking School Bus will originate at this site.

Councilmember Brewer questioned Dan Burden's suggestions and will these be implemented. Mayor Kant replied he will propose the suggestions in the budget. After further discussion, motion passed unanimously by voice vote.

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11 July 2016

RESOLUTION NO. 2555-16

WHEREAS, the City Council supports the construction and renovation of the parking lot behind the Fairhope Public Library; and

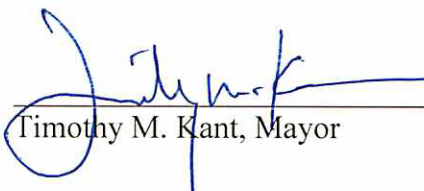
WHEREAS, the City of Fairhope desires to partner with the Fairhope Single Tax Corporation for the parking lot construction/renovation project. The partnership will allow the Fairhope Single Tax Corporation to construct/renovate the parking lot and will bear all expenses including the engineering design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

WHEREAS, the City of Fairhope will install the lighting and irrigation system for this project; and

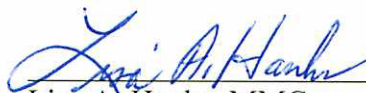
WHEREAS, the City of Fairhope will designate staff to review the project to insure that it meets all of City of Fairhope standards; and

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 Parking Lot behind the Fairhope Public Library construction and renovation project.

Adopted on this 11th day of July, 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 a 2016 Power Boss Atlas Heavy Duty Sweeper for the Public Works Department and the requested item is available for direct procurement through the National IPA (“NIPA”) Buying Group Contract. This has been nationally bid through the NIPA’s bid process. The total cost is \$35,116.75. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

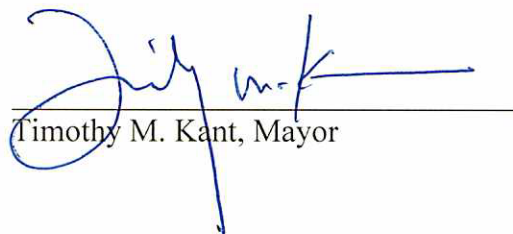
11 July 2016

RESOLUTION NO. 2556-16

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 Power Boss Atlas Heavy Duty Sweeper for the Public Works Department and the requested item is available for direct procurement through the National IPA Buying Group Contract; and therefore does not have to be let out for bid. This has been nationally bid through the NIPA’s bid process. The total cost is \$35,116.75.

Adopted on this 11th day of July, 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 GPS System Components for the Police Department Vehicles and the requested items are available for direct procurement through the National IPA (“NIPA”) Buying Group Contract. This has been nationally bid through the NIPA’s bid process. The total first year cost is \$38,107.25 which consists of Equipment at \$27,550.00, Software at \$7,302.00, and a Recurring Annual Expense of \$3,255.25. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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11 July 2016

RESOLUTION NO. 2557-16

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

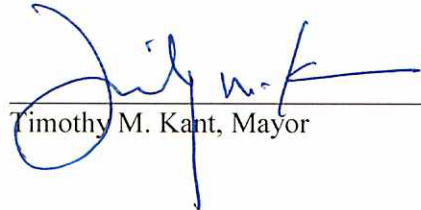
[1] That the City of Fairhope has voted to purchase GPS System Components for Police Department Vehicles and the requested items are available for direct procurement through the National IPA Buying Group Contract; and therefore does not have to be let out for bid. This has been nationally bid through the NIPA's bid process.

[2] The following is the National IPA Buying Group Contract Number 130733 information:

Equipment	\$27,550.00
Software	\$ 7,302.00
Recurring Annual Expense	<u>\$ 3,255.25</u>

Total First Year Cost \$38,107.25

Adopted on this 11th day of July, 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, Alabama enters into an Agreement with the State of Alabama, acting by and through the Alabama Department of Transportation, for Utility program for Project STPOA-0042 (529), Project Reference Number 100065671 for adaptive signal installation along SR-42 (US-98) in Baldwin County (28 intersections), which Agreement is before this Council; with partial funding by the Federal Highway Administration. The City's estimated portion of the twenty percent match is \$21,726.00 with the total estimated cost of \$298,762.00 for the project; and the City's estimated Annual Maintenance of Fiber is \$10,939.00. Seconded by Councilmember Mueller, motion passed unanimously by voice vote. Mayor Kant explained the Agreement which originated through the Eastern Shore Metropolitan Planning Organization; and Spanish Fort and Daphne are included.

11 July 2016

RESOLUTION NO. 2558-16

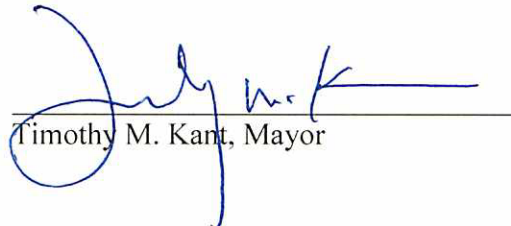
BE IT RESOLVED, BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE AS FOLLOWS:

1. That the City of Fairhope, Alabama enters into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation, for:

Utility program for Project STPOA-0042 (529), Project Reference Number 100065671 for adaptive signal installation along SR-42 (US-98) in Baldwin County (28 intersections); which Agreement is before this Council.
2. That the Agreement shall be executed in the name of the City of Fairhope, by its Mayor Timothy M. Kant, for and on its behalf.
3. That the Agreement shall be attested by the City Clerk, Lisa A. Hanks, and the seal of the City of Fairhope affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the Agreement by all parties, that a copy of such Agreement be kept on file by the City Clerk.

Adopted and Approved this 11th day of July, 2016



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

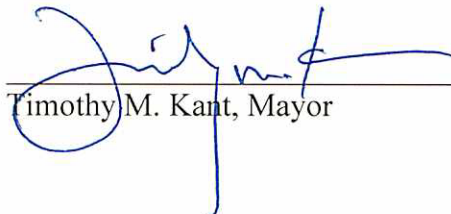
Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Timothy M. Kant is hereby authorized to execute a Contract for Professional Engineering Services, for PW003-16 Fly Creek Marina Seawall Improvements (PS012-16), with Jade Consulting, LLC, as Engineer of Record for with a cost not to exceed \$30,000.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Council President Burrell stated that Agenda Items Number 9 and 10 were both discussed in detail during the last Work Session.

11 July 2016

RESOLUTION NO. 2559-16

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Timothy M. Kant is hereby authorized to execute a Contract for Professional Engineering Services, for PW003-16 Fly Creek Marina Seawall Improvements (PS012-16), with Jade Consulting, LLC, as Engineer of Record for with a cost not to exceed \$30,000.00.

DULY ADOPTED THIS 11TH DAY OF JULY, 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 Fly Creek Marina Seawall Improvements (Bid No. 024-16) to Asphalt Services, Inc., with a bid proposal of \$148,999.90, as recommended by Engineer of Record, Jade Consulting, LLC. Seconded by Councilmember Brewer, motion passed unanimously by voice vote.

RESOLUTION NO. 2560-16

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 Fly Creek Marina Seawall Improvements for the City of Fairhope (Bid Number 024-16).

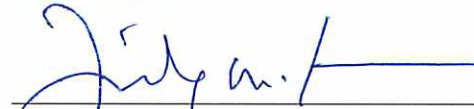
[2] At the appointed time and place, the following bids were opened and tabulated as follows:

Please see attached Bid Tabulation for
 Fly Creek Marina Seawall Improvements
 for the City of Fairhope

11 July 2016

[3] After evaluating the bid proposals with the required bid specifications, Asphalt Services, Inc., with the total bid proposal of \$148,999.90, is now awarded the bid for Fly Creek Marina Seawall Improvements for the City of Fairhope.

Adopted on this 11th day of July, 2016


 Timothy M. Kant, Mayor

Attest:


 Lisa A. Hanks, MMC
 City Clerk

JADE CONSULTING, LLC
 BID TAB

OWNER: FAIRHOPE CITY HALL
 555 SOUTH SECTION ST
 FAIRHOPE, AL 36532
 ENGINEER: JADE CONSULTING, LLC
 PRO. NAME: Fly Creek Marina Seawall Improvements
 PROJECT NO: FW024-16
 BID NO: 0

BID DATE: Tuesday, May 24, 2016
 PRE-BID: Tuesday, May 10, 2016

NOTES: Sycamore Construction - did not use Add #2 Bid Response Form REV 2. Item #8 changed				Asphalt Services, Inc 11045 Old Highway 31 Spanish Fort, AL 36527		Sycamore Construction Inc. 2200 Hwy 98 Site 4 Daphne, AL 36526		Blade Construction LLC P.O. Box 359 Bon Secour, AL 36511	
No.	ITEM DESCRIPTION	UNIT	PLAN QTY	UNIT AMOUNT	TOTAL AMOUNT	UNIT AMOUNT	TOTAL AMOUNT	UNIT AMOUNT	TOTAL AMOUNT
1	Crain Materials International Shore Guard 950 Vinyl Sheet Pile, Wall	LF	160	\$ 478.90	\$ 76,784.00	\$ 531.25	\$ 85,000.00	\$ 612.50	\$ 98,000.00
2	Chance Helical Tie Back Anchor, 35125 (1.25"x1.25" Solid Square Shaft) 10'1/2" 1/4" helices. Bid Length 28 Feet. Install angle 20 deg. Torque 4000 Ft-Lbs. - Service Capacity 11 Kips. Proof Load to be applied by the contractor 14 Kips. Independent verification by Owner	EA	28	\$ 1,205.00	\$ 36,200.00	\$ 092.85	\$ 24,999.80	\$ 1,000.00	\$ 50,400.00
2A.	Unit price for each 7' plain extension required, greater or less 28' base length. 28' base length may be increased or decreased	EA	1	\$ 144.40	\$ 144.40	\$ 182.00	\$ 182.00	\$ 75.00	\$ 75.00
2B.	Unit price for each 10' diameter helical extension. This may or may not be required and will be used if needed.	EA	1	\$ 219.50	\$ 219.50	\$ 300.00	\$ 300.00	\$ 125.00	\$ 125.00
3	Remove Existing Wood Sheet Pile System and all components below grade to allow installation of the new Vinyl Sheet Pile Wall System. NOTE: CONTRACTOR AT HIS OR HER OPTION CAN PLACE THE NEW WALL ON THE WATER SIDE, FACE OF THE EXISTING WALL, OR IN THE SAME LOCATION AS THE EXISTING WALL OR ON THE LAND SIDE OF THE EXISTING WALL.	LF	160	\$ 35.00	\$ 5,600.00	\$ 93.75	\$ 15,000.00	\$ 03.00	\$ 14,880.00
4	Install New Sheet Pile Wall to Existing Sheet Pile Wall Connector INCLUDING MARIFI 140 WRAP TO SEAL. The interface must seal and retain soil. min sheet width, extend 1/2" into below grade.	FA	1	\$ 1,800.00	\$ 1,800.00	\$ 5,000.00	\$ 5,000.00	\$ 14,380.00	\$ 14,380.00
5	Install Marine Grade 2.5 CCA Hough Cut 2x8 Wood Pile Cap with stainless steel connectors as detailed.	LF	160	\$ 25.00	\$ 4,000.00	\$ 50.00	\$ 8,000.00	\$ 27.00	\$ 4,320.00
6	Dredge Material Removal	CY	200	\$ 10.00	\$ 3,200.00	\$ 25.00	\$ 5,000.00	\$ 20.00	\$ 4,000.00
7	Underwater Backfill (Sand) Landside Behind The New Sheet Pile Wall	CV	120	\$ 18.60	\$ 2,232.00	\$ 91.60	\$ 10,999.20	\$ 20.00	\$ 2,400.00
8	10"x10"x20' Wood Water Marine Grade 2.5 CCA with blocking, tie back rod, 7" Plate washers and galvanized splice plate.	LF	160	\$ 25.40	\$ 4,064.00	\$ 60.00	\$ 9,600.00	\$ 63.48	\$ 10,156.80
9	Unit price required to wash piling into place if obstructions are encountered during drive. This may or may not be required	LF	1	\$ 100.00	\$ 100.00	\$ 2,400.00	\$ 2,400.00	\$ 25.00	\$ 25.00
10	MOBILIZATION	LS	1	\$ 14,500.00	\$ 14,500.00	\$ 50,000.00	\$ 50,000.00	\$ 17,600.00	\$ 17,600.00
TOTAL BID AMOUNT					\$ 148,999.90		\$ 211,882.00		\$ 216,561.00

* ITEMS BOLD & ITALICIZED INDICATE AN ERROR IN THE EXTENSION OF THE UNIT PRICE. THIS ERROR DID NOT CHANGE THE BIDDERS STANDING.

Recommendation: Award project to Asphalt Services Inc.

TO MY KNOWLEDGE THIS IS AN ACCURATE BID TABULATION

APPROVAL:


 J. Martin Pitts
 PROFESSIONAL ENGINEER

CITY OF FAIRHOPE, PROJECT MANAGER

11 July 2016

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope hereby amends the Budget for the FY 2015-2016 by increasing Capital Projects Fund - Fly Creek Marina Seawall by \$178,999.90; and reducing Fishermans Wharf Maintenance by \$58,000.00; and authorizes the City Treasurer to transfer from the General Fund to the Capital Projects Fund the amount necessary to pay for the Fly Creek Marina Project. Seconded by Councilmember Mueller, motion passed unanimously by voice vote. City Treasurer Deborah Smith explained the budgeted items and the reason for moving funds.

RESOLUTION NO. 2561-16

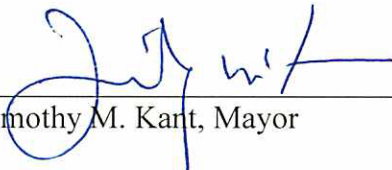
WHEREAS, the City Council adopted on October 12, 2015, a resolution approving and adopting the proposed Budget for the FY 2015-2016, Resolution No. 2411-15; and

WHEREAS, the City of Fairhope is desirous to amend the Budget by changing the following budgeted items:

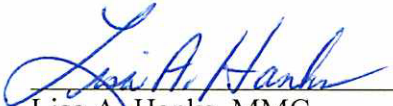
	Budgeted	Amended
Capital Projects Fund – Fly Creek Marina Seawall	\$ -0-	\$ 178,999.90
Fishermans Wharf Maintenance	\$ 58,000.00	\$ -0-
Transfers to Capital Projects Fund	\$1,798,010.00	\$1,997,009.90

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City of Fairhope hereby amends the Budget for the FY 2015-2016 as recommended and presented above; and the City Council authorizes the City Treasurer to transfer from the General Fund to the Capital Projects Fund the amount necessary to pay for the Fly Creek Marina Project.

ADOPTED THIS 11TH DAY OF JULY, 2016


 Timothy M. Kant, Mayor

ATTEST:


 Lisa A. Hanks, MMC
 City Clerk

11 July 2016

Planning Director Jonathan Smith addressed the City Council to explain the Site Plan Review requested by Larry Smith of S.E. Civil Engineering, on behalf of Porter Properties, for approval of 108 N. Section Street [proposed mixed use, two and one-half (2-1/2) story building] – located on the southeast corner of the intersection of Section Street and Pine Street. Larry Smith gave an update on parking spaces available with plan. Council President Burrell said that this Site Plan is a true mixed use. The City Council liked the proposed plan.

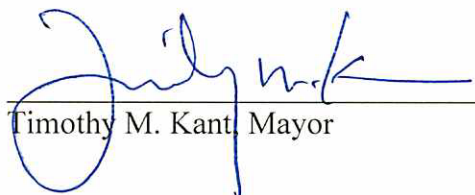
Councilmember Brewer moved to approve the Site Plan property owned by Porter Properties listed above. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that that Option No. 4 of the proposed striping plan for De La Mare Avenue by Jade Consulting, LLC with a one-way east to west traffic direction is hereby approved. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

RESOLUTION NO. 2562-16

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Option No. 4 of the proposed striping plan for De La Mare Avenue by Jade Consulting, LLC with a one-way east to west traffic direction is hereby approved.

DULY ADOPTED THIS 11TH DAY OF JULY, 2016



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

11 July 2016

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

- Martha Monckton, 9571 Bay Meadows Avenue, addressed the City Council regarding Bay Meadows Avenue and the request for speed calming devices which was presented to the Street and Traffic Control Committee in April. City Clerk Lisa Hanks stated she checked the minutes for that meeting and there was no vote for recommending to the City Council. Chief Joseph Petties commented the petition was done, speed counters set up, and the data shows a need for speed calming devices. Chief Petties said he recommends to go forward with speed calming devices for Bay Meadows. Public Works Director Jennifer Fidler stated there should be at least two; and speed humps are better for the Fire Department.

Councilmember Mueller moved to add on the above mentioned item **not** on the printed agenda. Councilmember Brewer recused herself from this Agenda Item because she lives on Bay Meadows. Seconded by Councilmember Boone, motion passed by the following voice votes: AYE – Burrell, Mueller, and Boone. NAY – None. ABSTAIN – Brewer.

Councilmember Mueller moved to approve the recommendation of Chief Petties and the request of Martha Monckton, on behalf of Bay Meadows residents, for speed calming devices to be placed on Bay Meadows Avenue with the correct miles per hour for this street to help with traffic. Seconded by Councilmember Boone, the motion passed by the following voice votes: AYE – Burrell, Mueller, and Boone. NAY – None. ABSTAIN – Brewer.

Councilmember Brewer 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 7:06 p.m.



Jack Burrell, Council President



Lisa A. Hanks, MMC
City Clerk