

STATE OF ALABAMA)
 :
 COUNTY OF BALDWIN)(

The City Council, City of Fairhope, met in regular session at 5:30 p.m., Fairhope Municipal Complex Council Chamber, 161 North Section Street, Fairhope, Alabama 36532, on Monday, 14 July 2008.

Present were Council President Robert C. Gentle, Councilmembers: Debbie W. Quinn, Daniel Stankoski, Cecil Christenberry, and Michael A. Ford, Mayor Timothy M. Kant, City Attorney Marion E. Wynne, and City Clerk Lisa A. Hanks.

There being a quorum present, Council President Gentle called the meeting to order. The invocation was given by Reverend Joseph Bullington, pastor of Fairhope United Methodist Church and the Pledge of Allegiance was recited. Councilmember Stankoski moved to approve minutes of the June 23, 2008, regular meeting. Seconded by Councilmember Ford, motion passed by the following voice vote: AYE – Stankoski, Christenberry, Ford, and Gentle. NAY – none. ABSTAIN - Quinn.

Sherry Sullivan made the following announcements:

- Fourth of July Celebration and Fire Works – The City of Fairhope thanked the Fairhope Volunteer Fire Department for all of their hard work.
- The Fairhope Outdoor Market last day will be Thursday evening, July 17th, from 4:00 p.m. to 6:00 p.m., Downtown Fairhope on Church Street.

Mayor's Comments and Staff Reports:

- Nancy Milford, City Planner, addressed the City Council and discussed the options for Scenic Highway 98 and Nelson Road. Ms. Milford asked for a recommendation from the City Council as to whether to pursue grants to purchase the land from David Ryan for a City Park. The following is the letter from Ms. Milford explaining the three possible grants:

14 July 2008



June 25, 2008

07-02-08A09:38 RCVD

ZH

City of Fairhope
City Council
Fairhope, AL 36533

City Council Members:

- William M. Kent, C.M.O.
Mayor
- James W. Johnson, C.M.C.
City Clerk
- Nancy K. Wilson, CPA
Treasurer
- City Council Members:*
- Scott Christensen
- Michael A. Ford, A.C.M.O.
- Robert G. Lewis, C.M.O.
- Richard G. Quinn, A.C.M.O.
- Daniel P. Stankoski

David Ryan has property located at the corner of Scenic Highway 98 and Nelson Road. He has offered to sell his property to the City of Fairhope for the purposes of a City Park.
Mr. Ryan has expressed his willingness to sell this site to the City of Fairhope with the assurances the site will be 1) a perpetually maintained City park.

There possibility that three grants can be solicited for potential funding for the purchase and development of the site as a park. These grants are as follows:

- ◆ Land, Water, Conservation Fund : 50/50 match; Maximum \$100,000; can be used for acquisition and development, September 2, 2008 final submittal date
- ◆ Recreational Trails Program: 80/20 match, Maximum \$125,000, can be used for acquisition and development, September 2, 2008 final submittal date.
- ◆ 306A Public Access Improvement Grant Application for public access work: 50/50 Match; Maximum \$25,000.

To use the above-listed grants for property acquisition, the property could not be purchased prior to the Grant Awards. The most likely option would be for Staff to pursue these grants in phases and explore the best use of these grants on this particular site. The City Council could also utilize the Park and Recreation Impact Fee.

Staff would like to know if this is a direction the Council would like to pursue.

Sincerely,

Nancy Milford
Nancy Milford
Planner

100 North Jackson Street
PO Drawer 429
Fairhope, Alabama 36533
251-928-2236
251-928-6775 Fax
www.fairhope.com
www.fairhopepaper.com

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Council President Gentle asked if we could apply for all three grants. Ms. Milford replied it is possible, but the Alabama Department of Economic and Community Affairs (ADECA) grants should be prepared in phases. Mayor Kant stated a study was done regarding protecting our wetlands and this possible purchase would fall into this privy. Councilmember Ford asked; when will we know if we have the grant. Ms. Milford replied that the money is not as predictable as before. It used to be only one month and now it is around six months. Councilmember Christenberry asked if Mr. Ryan was willing to work with us. Mr. Ryan replied yes. Council President said; "I think it is a good idea to move forward." Councilmember Quinn stated she will be meeting with ADECA and will find out when monies will be available.

Council President Gentle introduced in writing Ordinance No. 1366, an ordinance setting compensation for absentee election manager. In order to take immediate action, Councilmember Quinn moved for immediate consideration. Seconded by Councilmember Stankoski, motion for immediate consideration passed unanimously by the following votes: AYE - Quinn, Stankoski, Christenberry, Ford and Gentle. NAY - none. Councilmember Quinn then moved for final adoption of Ordinance No. 1366. Seconded by Councilmember Christenberry, motion for final adoption passed unanimously by the following votes: AYE - Quinn, Stankoski, Christenberry, Ford and Gentle. NAY - none.

Councilmember Ford introduced in writing, and moved for the adoption of the following resolution, a resolution to present an application to the Alabama Department of Transportation (ALDOT) for the Transportation Enhancement (TE) Projects for FY2009 for grant assistance with the Greeno Road Side Improvements. Seconded by Councilmember Quinn, motion passed by the following votes: AYE - Quinn, Stankoski, Ford, and Gentle. Councilmember Christenberry recused himself.

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RESOLUTION NO. 1453-08

WHEREAS, The City of Fairhope proposes to construct sidewalks along Greeno Road (U.S. Highway 98) to be used for pedestrian traffic adjacent to a main thoroughfare through the City of Fairhope. The project will begin near the intersection of U. S. 98 and Southland Boulevard, run north from a residential area and connecting Fairhope High School into the most commercially driven area of the city, and terminating at the Spring Run Road intersection. The sidewalk will be constructed along the east side of Greeno and will run parallel with the road inside State right-of-way; and

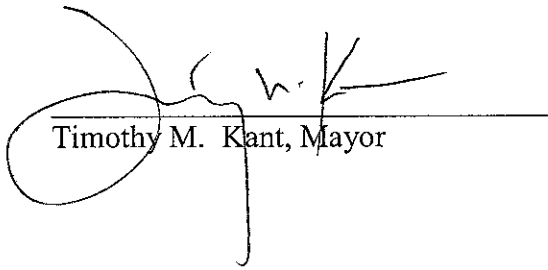
WHEREAS, The City of Fairhope intends to present an application to the Alabama Department of Transportation (ALDOT) for the Transportation Enhancement (TE) Projects for FY 2009 for grant assistance on the Greeno Road Side Improvements; and

WHEREAS, said programs are limited to funding a maximum of eighty percent (80%) of the proposed project costs, which are estimated at \$450,000.00 which will be use used to develop the land consisting of a six (6) foot sidewalk which will serve as an organizational transportation control device; and

NOW THEREFORE, BE IT RESOLVED that the City of Fairhope holds in reserve twenty percent (20%) of the proposed projected cost for the purpose of matching the Transportation Enhancement (TE) Projects for FY 2009 grant assistance; and

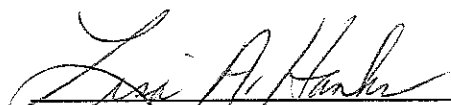
BE IT FURTHER RESOLVED, that in the event a grant is awarded, the City of Fairhope understands that it will sign assurances to comply with all of the applicable Federal and State laws, rules and regulations.

DULY ADOPTED THIS 14TH DAY OF JULY, 2008.



Timothy M. Kant, Mayor

ATTEST:



Lisa A. Hanks, City Clerk

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Councilmember Stankoski introduced in writing, and moved for the adoption of the following resolution, a resolution appointing Election Officers for Election Day 26 August 2008, and Run-off Election Day 7 October 2008, if necessary. Seconded by Councilmember Christenberry, motion passed unanimously by voice vote.

RESOLUTION NO. 1454-08

WHEREAS, a Regular Municipal Election has been called to be held on 26 August 2008, and a Run-off Election, to be held if necessary, on 7 October 2008; and,

WHEREAS, Section 11-46-27 of the Alabama Code of 1975, as amended, provides, in part, that the Municipal Governing Body, not less than 15 days before the holding of any Municipal Election;
NOW, THEREFORE;

BE IT RESOLVED, by the City Council of the City of Fairhope, Alabama that the election Officers for said elections shall be as follow:

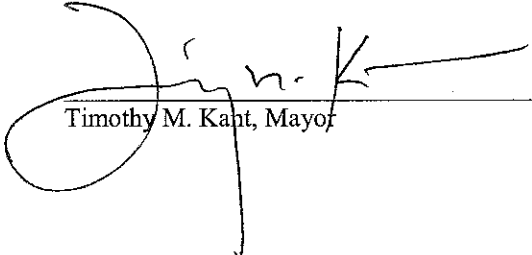
Chief Inspector:	(1)	Vera Culver, 567 Jan Drive
Inspector/Provisional Officer:	(1)	Thomas Dyer, 124 Oakwood Avenue
Chief Clerk:	(1)	Diane Blaschak, 405 Jasmine Street
Administrative Clerks:	(1)	Betty L. (Ann) Garner, 652 Bon Secour Street
	(2)	Diane Hartley, 454 Ivy Circle
Registration & Poll List Clerks:	(1)	Grace Nelson, 8 Sumac Circle
	(2)	Rose Dunn, 117 Spring Drive
	(3)	Christa Pindzig, 19023 Quail Creek Drive
	(4)	Stephenie Gasbarro, 322 Clubhouse Drive
	(5)	Margie Robinson, 100 Berglin Street
	(6)	Dot McWhite, 28 Hoffren Drive
	(7)	Elaine Thompson, 455 Jan Drive
	(8)	Mildred Rogers, 111 Pinetop Circle
	(9)	Carol Long, 483 Dogwood Avenue
	(10)	Beverly Stapleton, 9814 St. Hwy 104
	(11)	Cynthia Wheeler, 20725 Lowry Drive
	(12)	Gayle Duane Wheeler, 20725 Lowry Drive
Clerks Issuing Ballots:	(1)	Charles Robinson, 455 Ivy Circle
	(2)	Marline Robinson, 455 Ivy Circle
	(3)	Pat Cunningham, 13 Winterhaven Ct.
	(4)	Susan McKee, 211 Park Drive
	(5)	Norma Tidwell, P. O. Box 880 (207 S. Mobile St., #108)
	(6)	Emma Taake, 366 Wisteria Street
	(7)	Nancy Anderson, 617 Morphy Avenue
	(8)	Margaret Barnes, 128 Cedar Point

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Inactive List:	(1)	Debbie Mansmann, 207 Lee Street
	(2)	Joanne Brown, 64 S. Ingleside Street
Machine Attendants:	(1)	Gerald Devuyst, 13 Hoffren Drive
	(2)	Terril G. Hicks, 104 Clubhouse Drive
	(3)	Andrew J. Blaschak, 405 Jasmine Avenue
AutoMARK : (For Handicap)	(1)	Douglas Mansmann, 207 Lee Street
Relief & Voting Table Clerks:	(1)	Joyce Smith, 116 Vivian Loop
	(2)	Wesley Stapleton, 9814 State Highway 104
	(3)	Dorothy South, 1 Troyer Court
	(4)	Perry Hartley, 454 Ivy Circle

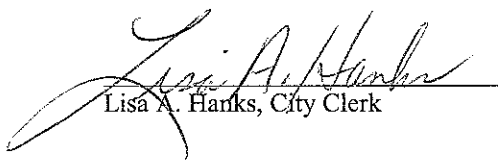
BE IT FURTHER RESOLVED, that the Chief Inspector shall be compensated \$100.00 for each Election and for each Run-off Election, if necessary, and other Election Officers shall be compensated \$75.00 for each Election, and for each Run-off Election, if necessary.

ADOPTED THIS 14TH DAY OF JULY, 2008.



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, City Clerk

Jim Horner, Chairman of the Fairhope Environmental Advisory Board (FEAB), addressed the City Council and gave a brief review of the projects being worked on:

- Winn Dixie Detention Pond - clean up
- Gullies – enhance and protect
- Parklands
- Bio-Diesel
- Stormwater Authority
- Energy Audits

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Lisa Adams also addressed the City Council and presented the Environmental Mission Statement: "The City of Fairhope is committed to a sustainable future by promoting environmentally sound conservation, preservation and restoration practices that maintain and improve the ecological integrity of the Fairhope community." Councilmember Quinn stated the mission statement is a vast umbrella for the City. Mayor Kant told the City Council that the mission statement the FEAB wants to add on to was created by the city managers for the annual budget. Council President Gentle told the FEAB that the City Council will take it under advisement.

Councilmember Stankoski asked; how much will it cost to correct the Winn Dixie Detention Pond. Ken Eslava, Assistant Public Works Director, replied between two hundred thousand and three hundred thousand.

Bobby and Debra Green addressed the City Council regarding the Greeno Road Median Project and Green Nurseries and Landscape Design, Inc. Mrs. Green gave letters from the medical community to Council President Gentle. The following letters from Dr. Hermecz and Dr. Dearing were requested by Mrs. Green to be included in the minutes:

TO: Mayor Tim Kant
The Fairhope City Council
FROM: Vernon L. Hermecz, M.D.
RE: Greeno Road obstacles
DATE: July 13, 2008

As an Emergency Room Physician with 30 years of experience, I have seen the results of multiple types of injury and the pain that it causes to both patients and their loved ones. Some health issues come by no fault of their own. Others can be directly related to neglecting their bodies, or injuries can come at the hands of others. There is an old adage that says that prevention is the best medicine. Sadly, the City of Fairhope is not only neglecting to prevent potential serious injury, it is actually inviting it in the front door.

The planting of trees in most cases is a noble cause and environmentally wise. However, the insertion of trees in the middle of Greeno Road is absolutely and completely counter to all rules of safety. Vehicles traveling at even moderate speeds run the risk of collision, and passengers are substantially more liable to experience serious bodily harm if such an impact should occur. Considering the frequency of rainfall in this area, the increase in traffic on Highway 98 in recent years, and the addition of more businesses on the north corridor into the city this plan needs to be reconsidered. There are already enough accidents, the victims of which come into our Emergency Room for care. Some of these end in tragedy. Many a tree has been removed from roadways all across the country in order to remove dangerous obstacles from the path of automobiles. In Fairhope, we have made a conscious choice to actually *add* these dangers to one of the busiest roads in Baldwin County, a decision that should be repealed immediately.

The patients I see in the Emergency Room with injuries resulting from car accidents are frequently related to alcohol or illicit substances while traveling at high rates of speed. The trees will *not* slow these people down. The average driver traveling at ten or fifteen mph over the speed limit is not the problem. Whether drivers are following the posted speed limits or not, hitting a tree could increase the likelihood of serious injury. Most of the accident victims I see are from situation where people have stopped in the roadway at lights or to make turns and are struck from behind. This planting actually limits the space where drivers can move to make their turns or avoid a collision.

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In addition to the obstacles these trees will create for the average traveler, the problem is exponentially increased for large vehicles, particularly emergency vehicles such as ambulances and fire trucks which must maneuver around cars that pull to the sides of the road in order to allow them to pass. This serious situation already exists on North Section Street with the center tree plantings. And for bicyclists? The trees will put a squeeze on the road space much like the misguided addition of flower beds jutting into the downtown streets forcing bicyclists to veer into the traffic lanes.

As a native of Fairhope, it is a pleasure to see the City make an effort at beautification. But the taxpayers have enough flowers to water and replant already. The extra cost of this "beautification project" is objectionable. The idea of explaining it as a forced method of speed reduction is ill-advised and foolish and will ultimately be ineffective. Fairhope is beautiful as it is, and needs no more flower beds, nor do the taxpayers. The benefit of this tree project is doubtful at best, exposes the citizens to needless danger and the City to needless liability.

From: Green Nurseries 251-928-8459 Date: 7/21/2008 Time: 04:57 pm Page: 1 of 1

07/14/2008

08:44

MEDICAL RECORDS + 99303192

NO. 229 082



June 26, 2008

Mr. Vincent Calametti
State Highway Engineer
Department of Transportation,
1701 I-65 West,
Service Road North,
Mobile, Alabama 36618

Dear Mr. Calametti,

I have been asked by multiple members of the medical staff at Thomas Hospital to voice our concern over the changes happening on South Greene Road here in Fairhope. They are in the process that you well know of taking away a middle lane that was used a turn lane to turn it into a median to plant trees. While we appreciate how nice this would look, we have significant concerns this would limit the access of ambulance or emergency vehicles to Thomas Hospital in timely fashion. There is significant amount of evidence to suggest acute trauma and acute myocardial infarctions needed to be dealt with in a timely fashion with hopes of improving the patient's survival and outcome. Hopefully, some considerations to be given to our concerns before this project proceeds. If any additional discussions are needed or information is needed, please do not hesitate to contact me. You can reach me through Thomas Hospital.

Sincerely,

BRIAN DEARING, MD

BD /SY
12476562 /2336191 /
CC: Timothy Kant, Mayor of Fairhope

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Mrs. Green said Dr. John Rodriguez Feo requested her to relay the following comment; indicating he has contacted numerous Councilmembers, City Attorney Wynne, and others expressing his opposition to the Greeno Road Project.

Mr. Green stated that Green Nurseries has been in business since 1932. He briefly went over access to the nursery and said from the South access is not possible. Mrs. Green said she spoke with Gregg Mims, Director of Planning and Volkert & Associates at the April 30, 2007 meeting and expressed concerns of the access. She stated they were told there would be opportunities to give their opinions. She mentioned that the "thank yous" were not for the access, but for the e-mails from Mr. Mims. Mrs. Green told the City Council that Volkert & Associates and ALDOT said there were no objections from anyone. Mrs. Green said, "You are putting us out of business." The following are the documents requested by Mrs. Green to be included in the minutes:

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14 July 2008

July 14, 2008

Honorable Council President
Honorable Council Members:

RE: Greeno Improvements Project
Green Nurseries and Landscape Design, Inc.

Honorable Council:

We own and operate Green Nurseries and Landscape Design, Inc., 415 N. Greeno Road, Fairhope, Alabama. The project plan, presented to us on July 11, 2008, and indicated as the **Final Plan**, includes the omission of our business access point. Our objections were stated and submitted in writing. However, we were completely unaware of our access point omission until May 26, 2008, after this Honorable Council awarded the project bid to Summitt Industries. Therefore, through this document, we hereby respectfully request the return of our Green Nurseries and Landscape Design, Inc. access point. The facts and rationale for same are as follow:

1. **In 1995, negotiations, during the widening of Greeno Road, Bobby Green, Green Nurseries and Landscape Design, Inc., and representatives of ALDOT, agreed the nature of our agricultural business required a "Commercial Access" for larger vehicles. This is what ALDOT installed. ALDOT Contact: Mr. C. A. Robinson, Jr., ALDOT Mobile Division, Right-of-Way Engineer**
2. **April 30, 2007, the City of Fairhope presented an informal "Public Involvement Meeting" regarding the Greeno Road Improvements, held in the City of Fairhope Council Chambers.**
3. **We attended this meeting, and were informed through a form letter forwarded by the City of Fairhope. (Attachment #1)**
4. **Upon review of the plan, we became aware of the omissions of both our access points at the Green Nurseries location as well as into our residential area, Live Oak, had been completely omitted.**
5. **During this Informational Meeting, we voiced our concerns over the omission of the access points and submitted them in writing through a form provided and left with meeting representatives.**
6. **Greg Mims, and Volkert representatives stated the plan as presented was only the "initial architectural rendering", there would be alterations, our concerns would be addressed and considered, and we would be afforded opportunities for additional input and to attend future meetings.**

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Fairhope City Council
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Green Nurseries and Landscape Design, Inc.
Access Point/ Greeno Median Improvements

7. On May 3, 2007, a letter including a comment form outlining our specific concerns regarding the access omissions and expectations of future meetings was hand delivered to the office of Mr. Gregg Mims. (We have been informed through a 7/7/08 request for public information there is no record of these documents). (Attachment #2)
8. We were never made aware of ANY additional opportunities for public input or to attend meetings.
9. On May 24, 2007, during a Traffic Committee Meeting, the omission to the access point closure at Live Oak was discussed. With the exception of April 30, 2007, the access point at Green Nurseries was never discussed or mentioned in any respect during neither any meetings with the City nor any other Traffic Committee Meetings until June, 2008, instigated by us. (This access omission relative to LIVE OAK, in addition to a redesign of the curb, as suggested by Mr. Mims, served as OPTIONS for consideration towards our efforts in preserving a residential community from commercial encroachment.) (Attachment #3).
10. May 26, 2008 it was discovered, without any notification or contact from Fairhope City Personnel, Volkert Engineering or ALDOT, OUR GREEN NURSERIES AND LANDSCAPE DESIGN, INC. ACCESS POINT HAD BEEN COMPLETELY OMITTED. THE DISCOVERY WAS MADE DURING COUNCIL MEETING DISCUSSIONS AFTER THE BID WAS AWARDED.
11. May 27, 2008, through July 11, 2008, in attempts to determine exactly how our access points had been omitted, without our knowledge, Mayor Kant, Council Members, and ALDOT were contacted through multiple emails and/or phone calls and/or office visits.
12. Mayor Kant has not replied to a single email nor has he returned eight telephone calls. After three attempts to see him personally, he has never been available in his office.
13. May 30, 2008 Debra had a conference call with Gregg Mims and Ken Eslava. Gregg's "planning" rationale was understood; however, it was made very clear to both he and Mr. Eslava our business could not operate without an access as we were a farm entity, inclusive of large equipment, trucks with trailers and 18 wheeled vehicles. (Attachment #4)
14. An email in appreciation of Mr. Mims time was forwarded; however, never was it implied we agreed to the loss the loss of the business access. (Attachment #4).

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Fairhope City Council
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Green Nurseries and Landscape Design, Inc.
Access Point/ Greeno Median Improvements

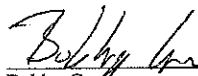
15. June 2, 2008 Volkert Engineering and ALDOT advised they had assurances from the City of Fairhope we had absolutely no opposition to the loss of our access points.
16. June 2, 2008, Nick Amberger, ALDOT Mobile Division, further elaborated and advised had ALDOT been aware of our opposition and concerns, they would have been seriously considered and addressed. ALDOT further advised the access closure was a decision made by the City of Fairhope and can be returned at their request.
17. Information provided to ALDOT by the City of Fairhope does not include any documents related to our objections, comments or concerns over the omission of our access points. (Attachment #5)
18. Information provided ALDOT by Volkert Engineering indicates no additional closing of the median "after the first meeting", but only additional openings were added at the request of public or the ALDOT's 9th division. (Attachment #6).
19. June 9, 2008, we attended a Traffic Committee meeting; we addressed this issue, without resolution.
20. June 24, 2008, median construction begins. ALDOT/Volkert could not advise rationale for construction beginning in what appeared to be "mid section".
21. June 26, 2008, Councilman Stankoski advises July 14, 2008 Council Agenda placement towards resolution of access loss.
22. July 7, 2008, requested July 14, 2008 Council Agenda Placement and request for public records/information including how and when any and all meetings relative to the Greeno Median Project were announced, advertised or otherwise promoted for public attendance including documentation for same. (Attachment #7)
23. July 7, 2008, we advised Council President Gentle of agenda placement request. We further advised we were extremely concerned construction would continue along our business prior to July 14. Verbal assurances were given by Mr. Gentle the City would hold off until after the July 14, 2008 Council Meeting.
24. July 8, 2008 construction begins in front of Green Nurseries and Landscape Design. Council President Gentle requested construction to stop, and move further north. Mayor utilizes executive privilege to countermand the request.
25. July 11, 2008 City provided information relative to request for public records/information, including final plan. (Attachment #8).

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Fairhope City Council
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Green Nurseries and Landscape Design, Inc.
Access Point/ Greeno Median Improvements

Honorable Council, with all the information and documentation presented and outlined above, we respectfully request the return of the median access point located at Green Nurseries and Landscape Design, Inc. We further request this document along with all attachments be made an official part of the minutes of this July 14, 2008 City Council Meeting. We sincerely thank you for your time and consideration.

Respectfully submitted,



Bobby Green
Green Nurseries and Landscape Design, Inc.
415 N. Greeno Road
Fairhope, Alabama
928-8469
928-9409



Debra Green

Attachments #1 -8

14 July 2008

ATTACHMENT LIST

**AS MADE PART OF THE OFFICIAL RECORD
GREEN NURSERIES AND LANDSCAPE DESIGN, INC.
GREENO MEDIAN PROJECT
JULY 14, 2008 FAIRHOPE CITY COUNCIL MEETING**

Attachment 1

**NOTICE OF PUBLIC MEETING
CITY OF FAIRHOPE**

GREENO ROAD IMPROVEMENT PROGRAM

The City of Fairhope will hold a public meeting to gather input regarding a Greeno Road Improvement Plan.

The meeting will be held on Monday April 30, 2007, from 6:00 p.m. to 7:30 p.m., at the City of Fairhope Municipal Complex in the City Council Chambers located at 161 North Section Street in Fairhope, Alabama.

The meeting will be held in an open house format, with displays and information available to discuss planning efforts and answer questions.

After the public meeting on April 30, 2007 comments concerning this project will be accepted until May 14, 2007, and should be forwarded to:

City of Fairhope Planning Department
555 S. Section Street
P.O. Drawer 429
Fairhope, Alabama 36533

OR:

Submit your comments electronically by sending them to: Emily.Icby@ccfairhope.com

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*Attachment 2***HAND DELIVERY**

May 3, 2007

Mr. Gregg Mims
Director of Planning
City of Fairhope

RE: Greeno Road Improvements

Dear Gregg:

Please find attached a second comment form, as we were unable to retain a copy of the one left at the meeting. Please include this with the form left Monday.

In addition, although the project may be a good idea along some areas of Greeno, we can see problems, particularly with regard to our Nursery entrance. We have mixed opinions about Live Oak, but, as we discussed, it will be impossible to operate the Nursery without a way in and out.

We thank you for the time you spent with us, Monday. We look forward to discussing this further.

Sincerely,



Bobby Green
Debra Green
Green Nurseries and Landscape Design, Inc.
415 N. Greeno Road
415 Maple Street
Fairhope, AL 36532
928-8469
928-9409

Attachment: Greeno Improvements Comment Form

14 July 2008

Attachment 2

Public Involvement Meeting
Greene Road Improvements
City of Fairhope
April 30, 2007

Date: May 3, 2007
Name: Sharon & Debra Green
Address: 415 N. Harbor Road - 415 Maple St Fairhope
Phone: 251-938-9409 938-9467 - office

Interest in Project: Property Owner/Tenant Public Official _____
Local Business Owner Other _____

Do you generally favor the construction of this project? YES ___ NO

Are you in favor of the proposed design as presented at this meeting? YES ___ NO

Do you believe this project will improve traffic flow and safety? YES ___ NO maybe?

Do you think this project is in the best overall public interest? YES ___ NO

Please provide any additional comments concerning this project below:

By Sharon & Debra Green
July 17, 2007. THIS IS OUR SECOND FORM. NO COPY OF FIRST
LEFT AFTER Monday's meeting.
PROJECT WOULD BE A GREAT IDEA ALONG PORTIONS
OF GREENE, NOT ENTIRE STREET -
ALSO, EXTREMELY CONCERNED OVER OMISSION
OF HARBOUR ACCESS & LIVE OAK -
PLEASE KEEP US INFORMED - THANK YOU!
(SEE ATTACHED LETTER)

The City of Fairhope is interested in sites where hazardous materials have or may have been disposed. We routinely check these sites to determine what, if any, impact these sites may have on the project.

In order to fully assess the impacts the sites may have on the project, we will thoroughly evaluate each site prior to the project development. The key to our handling these sites is early identification. Therefore, if you have information regarding sites where materials such as painting waste, solvents, fertilizers, foundry waste, paints, etc. were disposed, please let us know. Also, we appreciate any information on old gasoline stations, not readily identifiable.

Please return this form to the following address by May 14, 2007:

City of Fairhope Planning Department
555 S. Section Street
P.O. Drawer 429
Fairhope, AL 36533

14 July 2008

From: Ron Ross

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[Print] [Close]

From: "Ron Ross" <rross@curaspan.com>
To: "Dan Stankoski" <dstankoski@bellsouth.net>
Cc: "Green Bobby" <bobby.green@greennurses.com>, <deegeegreen@bellsouth.net>
Subject: Traffic Committee Agenda Request
Date: Thursday, June 05, 2008 5:29:56 PM

Dear Mr. Stankoski.

As Debra stated in the below email, I was at the meeting where the "curb cut" was suggested as a way to keep Maple/LiveOak from becoming a cut through for the traffic that wishes to find a shorter, faster way to Greeno. This happens already, often in the late afternoon when Greeno southbound traffic backs up at the Greeno/Gayfer traffic light, cars cut to the right and fly down Live Oak/Maple only hoping to make the turn to the right or left at Gayfer faster. In the mornings, 7:30 – 8:00am traffic on Gayfer heading east who get stuck at light like to cut to the left on Maple and fly up to Live Oak and hope to turn left (Northbound) before the light turns. The median would eliminate the morning culprits which makes me very happy. The curb cut would be very much appreciated and would show those of us living in and around all these changes that the city council/traffic committee does wish to protect our neighborhoods.

Having just the median will only encourage the southbound traffic to turn right onto Live Oak/Maple in order to beat the longer traffic light at Greeno/Gayfer, it's a perception thing. Your support in saving Maple/Live Oak from becoming a pass through would be appreciated.

Thank you.

Ron Ross

811 Gayfer Ave.

14 July 2008

From: Ron Ross

Page 2 of 2

Hey, Dan, and thank you for such a prompt response. Are traffic committee meetings set at random or are they scheduled? I have periodically looked for scheduled meetings on the City's web site, could have missed something, but didn't see a schedule. If OK with you, we'll take our chances on Monday with the understanding we may not get to this item, as the agenda has been set. Should their not be time, may we be placed on the agenda for the next meeting? Please advise the time and place of Monday's meeting. (Traffic and Council Monday?)

You are correct in that a right turn only would be created at Live Oak due to the median; we all agreed to this. However, a curb cut was also discussed (Gregg's suggestion). Ron Ross and Paul Nix, our neighbors, also attended that meeting and I took notes. Thank you again, Dan, see you Monday.

Respectfully,

Debra Green

14 July 2008

#3

4393

8 November 2007

On the occasion of its 100th anniversary, the Marietta Johnson School of Organic Education along with the Marietta Johnson Museum wishes to publicly thank the city of Fairhope for the untiring support and cooperation it has given to both the school and to the museum. With gratitude, we look forward to the city's continued support and are proud to play an integral part in the efforts that contribute toward making our community one of unique and special character – an organic, living community in which we can all be proud.

The school is thriving and enrollment is up. \$40,000 was raised for the operating fund. The endowment fund is in excess of \$1,000,000.

Councilmember Stankoski addressed the City Council and gave a report on the Street Committee's reconsideration of Live Oak and Maple:

- Closing off Live Oak Road from Greeno Road
- Creation of a cul de sac
- Placement of a speed bump on Live Oak or Maple

The following are the minutes from the Street Committee meeting that was held at 4:45 p.m. on November 8, 2007:

Bob Gentle recommended denial of closing off Live Oak at Greeno and Cecil Christenberry agreed.

Bob Gentle recommended denial of creating a cul de sac and Cecil Christenberry agreed.

Bobby Green provided a letter dated November 7, 2007 requesting placement of "No Through Street," "15 MPH/Slow Children at Play," or "No Construction Vehicle Traffic" signs be considered. Jennifer Fidler advised a "No Construction Vehicle" sign would be placed on Maple.

Jennifer Fidler advised the "greening of Greeno Road" project is on-going. This project may alleviate some of the traffic concerns as a median will be put on Greeno Road at Live Oak restricting some flow of traffic to Live Oak. This area will be referred to City Planning.

After discussion, it was the recommendation of the Committee to request the police department do a third traffic survey at Live Oak and Maple with emphasis on school being in session and early morning and afternoon traffic. Further action will depend on the results of the traffic survey and recommendations of police department.

14 July 2008

To: Mims Gregg

Page 1 of 1

Attachment # 4



[Print] [Close]

From: deegeegreen@bellsouth.net
 To: Mims Gregg <gregg.mims@cofairhope.com>, Eslava Ken <Ken.Eslava@cofairhope.com>, Quinn Debbie <debbiequinn@bellsouth.net>, Gentle Bob <gentlefairhope@bellsouth.net>, Stankoski Dan <dstankoski@bellsouth.net>, Kant Tim <Tim.Kant@cofairhope.com>, Christenberry Cecil <oldtymefeed@bellsouth.net>, mikefordrealtycompany <mikefordrealtycompany@msn.com>, Green Bobby <bobby.green@greennurseries.com>, Ross Ron <rross@curaspan.com>
 Cc: <Tim.Kant@cofairhope.com>, Christenberry Cecil <oldtymefeed@bellsouth.net>, mikefordrealtycompany <mikefordrealtycompany@msn.com>, Green Bobby <bobby.green@greennurseries.com>, Ross Ron <rross@curaspan.com>
 Subject: Thank you/median
 Date: Friday, May 30, 2008 10:48:07 AM

Gregg: Thanks for returning my call this morning. Thank you, Ken, for your assistance, as well. I appreciate the information and the rationale which has led to the decisions regarding limited access. From your planning perspective, it does make sense. You are making tremendous efforts towards more public awareness and attempting to get a firm handle on the implementation of the comprehensive plan. Quite a hot political issue, right now. Also, thanks for the "heads up" about upcoming requests on Greeno. We can only hope the P&Z will accept the Planning Department's recommendations; however, your initial recommendation for the medical facility was it did not meet with the plan. Again, one can only hope. Meanwhile, with regard to Maple Street and Live Oak, as traffic will be forced back to the South upon completion of the median, we would like to proceed with your recommendation of a "curb cut", discussed during a traffic committee meeting last summer, which would prohibit southbound Greeno Road traffic, particularly commercial traffic, from cutting through this residential community. Your idea will prevent vehicles from traveling through to Gayfer then back North onto Greeno. Please let us know how and when we can proceed with your suggestion, as your idea will further lessen access. As you pointed out this morning, commercial entities covet access. Limiting as much access as possible will certainly make us feel a bit more secure in our efforts towards preserving this residential area. Thanks again for your time and efforts. Look forward to hearing from you. Have a good week-end.
 Debra

Debra Green
 REFERENCING LIVE OAK
 DISCUSSION RELATIVE TO REROUTING OF TRAFFIC IS
 IMPLIED THE NURSERY ACCESS CLOSURE IS ACCEPTABLE. ANY
 STATED. HOWEVER, NOWHERE IS IT INDICATED OR REMOTELY
 UNDERSTANDING OF GREGG'S PLANNING RATIONALE IS
 WAS FORWARDED IN APPRECIATION OF THEIR TIME. THE
 ACCESS CLOSURE. THIS EMAIL AS A COURTESY FOLLOW UP.
 CLEAR WE WERE ADAMANTLY OPPOSED TO THE BUSINESS
 DURING THE COURSE OF THE CONVERSATION. I MADE IT VERY
 WITH KEN ESLAVA IN ATTENDANCE. (CONFERENCE CALL)
 DESIGN, INC. THE CALL WAS RETURNED BY GREGG 5/30/08.
 ACCESS CLOSURE AT GREEN NURSERIES AND LANDSCAPE
 WITH REGARD TO THE 5/26/08 SHOCKING DISCOVERY OF THE

4

Green Nurseries

Approved and on through process.

When has changed since that conversation?

Best Regards

Ken Eskava

From: dcooper@bellouth.net [mailto:dcooper@bellouth.net]
Sent: Monday, July 14, 2008, 5:05 AM
To: Tim Kent, Grego Mins, Ken Eskava
Cc: Green, Bobby; Gemma, Bob; mother, dean
Subject: Graze Median

Good Morning, Gentlemen:

Yesterday, I left repeated messages and forwarded emails regarding the Greeno Median. I have not received any return message. Gregg and I did discuss the limited access points. The rationale is understood; however, it was made clear we do not agree our farm access point should be closed. We do not think anyone has any concerns about the safety of the operation. We have a long history of a safe operation without access. How are raccoons of large equipment, tractors or trailers, 18 wheeled vehicles and the like, supposed to manipulate in and out of the nursery with access only to the South? It cannot possibly be done safely. Why would access be taken away from someone's means of making a living? We deem this an oversight in your farm's safety. We have been advised the construction will begin today. Please allow our access to remain. I will once again request a return phone call, 923-9409 or 583-0471.

Respectfully,

Debra Green

14 July 2008

Attachment 5

**Public Involvement Meeting
Greene Road Improvements
City of Fairhope
April 30, 2007**

**NOTICE OF PUBLIC MEETING
CITY OF FAIRHOPE**

GREENE ROAD IMPROVEMENT PROGRAM

The City of Fairhope will hold a public meeting to gather input regarding a Greene Road Improvement Plan. The meeting will be held on Monday April 30, 2007 from 6:00 p.m. to 7:30 p.m., at the City of Fairhope Community Center, City Council Chambers located at 181 North Section Street in Fairhope, Alabama.

The meeting will be held in an open house format, with displays and information available to discuss planning efforts and answer questions.

After the public meeting on April 30, 2007 comments concerning this project will be accepted until May 14, 2007, and should be forwarded to:

City of Fairhope Planning Department
555 S. Section Street
P.O. Drawer 429
Fairhope, Alabama 36533

OR: Submit your comments electronically by sending them to: Emilia.Lichstein@fairhope.gov

Name, Address, & Phone Number		Interest in Project	
Name:	Don Kooze	<input type="checkbox"/> Property Owner/tenant	<input type="checkbox"/> Public Official
Address:	Doan Ave AL 36524	<input type="checkbox"/> Local Business	<input type="checkbox"/> Other
Phone #:	251-951-9449	<input checked="" type="checkbox"/> Neighboring Resident	
Name:	Wade Highley	<input type="checkbox"/> Property Owner/tenant	<input type="checkbox"/> Public Official
Address:	182 S. L. House St. 440 Maple St. 928-8368	<input type="checkbox"/> Local Business	<input type="checkbox"/> Other
Phone #:	928-8368		
Name:	James Hill	<input type="checkbox"/> Property Owner/tenant	<input type="checkbox"/> Public Official
Address:	19223 Alameda Rd.	<input type="checkbox"/> Local Business	<input type="checkbox"/> Other
Phone #:	908-9566		
Name:	John Hill	<input type="checkbox"/> Property Owner/tenant	<input type="checkbox"/> Public Official
Address:	216 Springwood Dr. VA	<input type="checkbox"/> Local Business	<input type="checkbox"/> Other
Phone #:	707-843		
Name:	Phil Young	<input type="checkbox"/> Property Owner/tenant	<input type="checkbox"/> Public Official
Address:	133 W. 1st St. VA	<input type="checkbox"/> Local Business	<input type="checkbox"/> Other
Phone #:	803-441-5443		
Name:	Sumner Hill	<input checked="" type="checkbox"/> Property Owner/tenant	<input type="checkbox"/> Public Official
Address:	1000 W. Pine Lane	<input type="checkbox"/> Local Business	<input type="checkbox"/> Other
Phone #:	251-929-0062		
Name:	John Hill	<input checked="" type="checkbox"/> Property Owner/tenant	<input type="checkbox"/> Public Official
Address:	1000 W. Pine Lane	<input type="checkbox"/> Local Business	<input type="checkbox"/> Other
Phone #:	251-929-0062		
Name:	Phil Hill	<input type="checkbox"/> Property Owner/tenant	<input type="checkbox"/> Public Official
Address:	1000 W. Pine Lane	<input type="checkbox"/> Local Business	<input type="checkbox"/> Other
Phone #:	251-929-0062		
Name:	Phil Hill	<input type="checkbox"/> Property Owner/tenant	<input type="checkbox"/> Public Official
Address:	1000 W. Pine Lane	<input type="checkbox"/> Local Business	<input type="checkbox"/> Other
Phone #:	251-929-0062		

F 2 2 6 812225151610 642959638 0710 FAIRHOPE BUILD 13113 846-69-2887 13113 FROM FAIRHOPE BUILD 131090675 10-91201592818 F 2 2 6 812225151610 642959638 0710 FAIRHOPE BUILD 13113 846-69-2887 13113 FROM FAIRHOPE BUILD 131090675 10-91201592818 F 2 2 6 812225151610 642959638 0710 FAIRHOPE BUILD 13113 846-69-2887 13113 FROM FAIRHOPE BUILD 131090675 10-91201592818

14 July 2008

4635

Public Involvement Meeting
Greens Road Improvements
City of Tallapoosa
April 30, 2007

Date: 5-1-07
Name: Annie B. Dieter - Host
Address: 1920 S. Archer Rd.
Phone: 828-834-3747
Interest in Project: Property Owner/Local Business Owner Public Official/Other

Do you generally favor the construction of this project? YES NO
Are you in favor of the proposed design as presented at this meeting? YES NO
Do you believe this project will improve traffic flow and safety? YES NO
Do you think this project is in the best overall public interest? YES NO

Please provide any additional comments concerning this project below:

This project is a great idea!
I love on Archer and I would
say this site solution to the problem
is what I desire trying to make the green
and green way drive through the
Cherokee area. I don't like the way present.

The City of Tallapoosa is interested in sites where hazardous materials have or may have been deposited. We routinely check these sites to determine what, if any, impact these sites may have on the project.

In order to fully assess the impacts the sites may have on the project, we will thoroughly evaluate each site prior to the project development. The key to our handling these sites is early identification. Therefore, if you have information regarding sites where materials such as painting cans, solvents, herbicides, laundry detergents, etc. are deposited, please let us know. Also, we appreciate any information on old gasoline stations, not readily identifiable.

Please return this form to the following address by May 14, 2007:

City of Tallapoosa Planning Department
463 S. Archer Street
Tallapoosa, AL 36855

6-174 701-0137-0828118 12512928279

Public Involvement Meeting
Greens Road Improvements
City of Tallapoosa
April 30, 2007

Date: 4-30-07
Name: ANITA QUINA
Address: 908 Fwy 7
Phone: 828-834-3747
Interest in Project: Property Owner/Local Business Owner Public Official/Other

Do you generally favor the construction of this project? YES NO
Are you in favor of the proposed design as presented at this meeting? YES NO
Do you believe this project will improve traffic flow and safety? YES NO
Do you think this project is in the best overall public interest? YES NO

Please provide any additional comments concerning this project below:

The City of Tallapoosa is interested in sites where hazardous materials have or may have been deposited. We routinely check these sites to determine what, if any, impact these sites may have on the project.

In order to fully assess the impacts the sites may have on the project, we will thoroughly evaluate each site prior to the project development. The key to our handling these sites is early identification. Therefore, if you have information regarding sites where materials such as painting cans, solvents, herbicides, laundry detergents, etc. are deposited, please let us know. Also, we appreciate any information on old gasoline stations, not readily identifiable.

Please return this form to the following address by May 14, 2007:

City of Tallapoosa Planning Department
463 S. Archer Street
Tallapoosa, AL 36855

6-174 701-0137-0828118 12512928279



14 July 2008

5

65717287 14:36 251079182 R. DELCAMP REALTY
 Public Involvement Meeting
 Greene Road Improvements
 City of Tallapoosa
 April 30, 2007

Public Involvement Meeting
 Greene Road Improvements
 City of Tallapoosa
 April 30, 2007

Date: May 1, 2007
 Name: Nancy DeLongcamp
 Address: 833 Beulah Road, Mobile, AL 36689
 Phone: 251-338-6116

Name: *Ellen L. Davis, Sewell Davis*
 Address: *133 Poplar St, Dothan, Tallapoosa Co, GA 31702*
 Phone:

Interested in Project: Property Owner/Tenant Public Official
 Local Business Owner Other

Interested in Project: Property Owner/Tenant Public Official
 Local Business Owner Other

Do you generally favor the construction of this project? YES NO
 Are you in favor of the proposed design as presented at this meeting? YES NO
 Do you believe this project will improve traffic flow and safety? YES NO
 Do you think this project is in the best overall public interest? YES NO

Do you generally favor the construction of this project? YES NO
 Are you in favor of the proposed design as presented at this meeting? YES NO
 Do you believe this project will improve traffic flow and safety? YES NO
 Do you think this project is in the best overall public interest? YES NO

Please provide any additional comments concerning this project below:
 I am in favor of the feasible and safe improvements. But I am concerned about how the development of the sections will limit how any and when other, especially in the developed areas between the two sections, due to the major internal road for other access to the two businesses. This would present a major barrier to the development of the sections. It seems that some thought and money should be expended to plan and construct a road that would allow for the development of the two sections. I am sure that some thought and money should be expended to plan and construct a road that would allow for the development of the two sections. I am sure that some thought and money should be expended to plan and construct a road that would allow for the development of the two sections.

Please provide any additional comments concerning this project below:
 I am in favor of the feasible and safe improvements. But I am concerned about how the development of the sections will limit how any and when other, especially in the developed areas between the two sections, due to the major internal road for other access to the two businesses. This would present a major barrier to the development of the sections. It seems that some thought and money should be expended to plan and construct a road that would allow for the development of the two sections. I am sure that some thought and money should be expended to plan and construct a road that would allow for the development of the two sections.

The City of Tallapoosa is interested in sites where hazardous materials have or may have been disposed. We routinely check these sites to determine what, if any, impact these sites may have on the project.
 In order to thoroughly evaluate each site prior to the project development, the key to our handling these sites is early identification. Therefore, if you have information regarding sites where materials such as painting waste, solvent, pesticides, herbicides, fertilizers, etc. were used, stored, or disposed, please notify the City of Tallapoosa as soon as possible. This information is confidential, not readily identifiable, and not subject to public release.
 Please return this form to the following address by May 14, 2007:
 City of Tallapoosa Planning Department
 556 S. Beulah Street
 P.O. Drawer 439
 Tallapoosa, AL 36983

The City of Tallapoosa is interested in sites where hazardous materials have or may have been disposed. We routinely check these sites to determine what, if any, impact these sites may have on the project.
 In order to thoroughly evaluate each site prior to the project development, the key to our handling these sites is early identification. Therefore, if you have information regarding sites where materials such as painting waste, solvent, pesticides, herbicides, fertilizers, etc. were used, stored, or disposed, please notify the City of Tallapoosa as soon as possible. This information is confidential, not readily identifiable, and not subject to public release.
 Please return this form to the following address by May 14, 2007:
 City of Tallapoosa Planning Department
 556 S. Beulah Street
 P.O. Drawer 439
 Tallapoosa, AL 36983

140-25-2827 13:15 FCH-PLANNING DEPT BLDG
 15312598219 P. 3/9

140-25-2827 13:15 FCH-PLANNING DEPT BLDG
 15312598219 P. 3/9

14 July 2008

4637

#6

Page 1 of 1

REC-4-2007 16:36 FROM FAIRHOPE BUILD 1031700015 TO 9125700018 P.1/2



December 4, 2007

Mr. Bob McWhorter
Transportation Manager Special Programs
Alabama Department of Transportation
1100 John Overton Drive
Montgomery, Alabama 36110

Mr. McWhorter,

The City of Fairhope held a Public Involvement Meeting concerning the Greeno Road Pedestrian Improvement Project on April 30, 2007. The City notified all existing property owners along Greeno Road from Highway 104 to the intersection of Greeno Road and Highway 103. The City also notified the local business community in addition to the property owners. Approximately fifty people attended the meeting which was held at the municipal complex. In addition to this meeting the City Council has discussed this project at several public City Council Meetings.

If you have any questions, contact me.

Sincerely Yours,

B. Ay
Brendly Gayle Mann
Planning Director
City of Fairhope

McWhorter, Robert

From: Lyles, James [jlyles@valker.com]
Sent: Monday, December 10, 2007 10:20 AM
To: McWhorter, Robert
Cc: 'Carmon, John'
Subject: Greeno Road Improvements

Several changes have been made to the Greeno Road Improvements plans since initial plan establishment. Public meetings were conducted with the City as a means to develop a basic plan for the project. Since that time, the City has been working with the Alabama Department of Transportation (ALDOT) on the project. Public works and Street departments within the City of Fairhope. These meetings were held to develop a plan for the project. A meeting was held November 8th to develop a final geometric plan. Present at this meeting were members of ALDOT's 8th Division, as well as the Mayor of Fairhope and several City of Fairhope department representatives. The final plan was developed at this time with all parties concurring.

It should be noted that no additional clearing of the median was made after the final meeting but only additional openings were added at the request of ALDOT or the ALDOT's 8th Division.

Please feel free to contact us if any additional information is needed.

12/10/07 09:07

14 July 2008

08 15:23 2519988187

LISA HANKS

PAGE 02/02

Revised 07/2006



CITY OF FAIRHOPE
PO Drawer 429
Fairhope, AL 36533
(251) 928-2136
(251) 990-0107 Fax

Attachment 7

REQUEST FOR PUBLIC RECORD/S

I, the undersigned, hereby request copies of the following records of the City of Fairhope: (Please be specific)

Please state reason for request:

*PUBLIC RECORDS / INFORMATION / DOCUMENTATION
REGARDING THE GREENS BOND U.S. HIGHWAY 98 MEDIAN PROJECT*

Date of this Request: *7/7/08*

Records requested: *SEE ATTACHED*

*Pl. Please Provide Requested Information
Prior to July 14, 2008
Thank you for your kind assistance*

Name of Person/s requesting: *Bobby & Debra Green - GREEN NURSERIES & LANDSCAPE DESIGN INC*

Physical Address: *445 N GREEN RD FAIRHOPE, AL 36532*

Mailing Address: *445 N. GREEN RD FAIRHOPE, AL 36532*

Telephone Number: *928-8449* Business Telephone: *928-8449*

Fax Number: *928-8433* Cell Phone Number: *DEBRA 583-0471*

Bobby 583-8473

TERMS AND CONDITIONS FOR HANDLING PUBLIC INFORMATION REQUESTS

It is the policy of the City of Fairhope to provide copies of public documents upon request in an expedient manner. Such requests, particularly those involving a large volume of information, must be handled on a time available basis such as not to compromise the city's day to day operations. The city is entitled to recover its cost of providing requested information and is obligated to institute such procedures as are necessary to protect the public records and insure their continued integrity. To those ends, the following shall apply to all public information requests:

- 1) For reproduction of records, the city will assess a per page charge as authorized by laws for reproduction costs, (currently, \$0.25 per page) and will charge a sum equal to an employee's total salary allowance per hour times the actual number of hours engaged in research and reproduction. The person requesting the information shall pay the total estimated amount in advance.
- 2) Reasonable public access shall be granted to view records under employee supervision. Employee supervision shall be at a cost of total salary allowance per hour times the actual number of hours of supervision.
- 3) The city is entitled to require verifiable information as to the identity of the person request the records as well as of the person receiving such information.
- 4) All records must remain in the custody of a city employee at all times. As a measure to safeguard records, reproductions may not be made by anyone other than a city employee designated by the City Clerk.

I certify by my signature below that I have read and that I understand and agree with the terms and conditions of the document for handling public information Requests.

Signed: _____ Date: *7/7/08*

14 July 2008

July 7, 2008

Attachment to Request for Public Records

Submitted by Bobby and Debra Green

415 N. Greeno Road/415 Maple Street

Fairhope, Alabama 36532

(office) 251-928-8469, (home) 251-928-9409, (cell) 583-8473, 583-0471

#7

To Whom It May Concern:

Please accept this attachment as a permanent part of the official form required by the City of Fairhope for the request of public records and information.

The information requested as outlined below, is relative to the U. S. Highway 98/Greeno Road Median Project. We sincerely appreciate the information he provided prior to July 14, 2008.

Please advise if any additional information is required in order to process the request. We most sincerely appreciate your kind, prompt assistance.

Respectfully Submitted,

Bobby Green

Debra Green

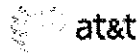
INFORMATION REQUESTED

1. Please provide a copy of the documentation/form, provided during the April 30, 2007 "Public Involvement Meeting", filled out and submitted by Bobby and Debra Green to the City of Fairhope Planning Department relative to the concerns and opposition to the closure of the Green Nurseries and Landscape Design U.S. Highway 98/Greeno Road business access.
2. When and by whom were members of ALDOT and/or Volkert Engineering advised the owner of Green Nurseries and Landscape Design, Inc., had no objection or opposition to the closure of the main U.S. Highway 98 business access point? (*Not Live Oak*). Who at ALDOT/Volkert were advised?
3. Other than the initial "Public Involvement Meeting" held April 30, 2007, please advise how and when any and all subsequent meetings related to the Greeno Median Project were announced, advertised or otherwise promoted for public attendance.
4. Please provide documentation relative to #3.
5. Other than the initial "Public Involvement Meeting" held April 30, 2007, please advise if any members of the General Public attended any subsequent meetings related to the Greeno Median Project.
6. Please advise how members of the General Public were informed of #5.
7. Please advise names of any members of the General Public in attendance with regard to #5.
8. Please advise of those in attendance with regard to #5.
9. In accordance with ALDOT Policies and Guidelines, under which project category does the Greeno Median Project fall: Minimal, Minor, Moderate, Major?
10. Please provide documentation relative to #9.
11. When was the final Greeno Median Plan approved and signed by ALDOT?
12. Please provide documentation to #11.
13. Please provide documentation to relative to the role of ALDOT regarding any changes/alterations to the final approved Greeno Median Project plan.
14. When and who determined where construction for the Greeno Median project would begin?
15. With regard to #14, when and who at ALDOT gave approval?
16. With regard to #15, please provide documentation.
17. Please explain the rationale for #14.

14 July 2008

To: Gregg Mims

ATTACHMENT 1 Page 1 of 1



[Print] [Close]

From: deegeegreen@bellsouth.net
To: "Mims, Gregg" <gregg.mims@cofairhope.com>, Lisa.Hanks@CoFairHope.com, "Christenberry, Ceci" <oldtymefeed@bellsouth.net>, "Green, Bobby" <bobby.green@greennurseries.com>,
Cc: <bobby.green@greennurseries.com>,
Subject: Public Info Request
Date: Tuesday, July 08, 2008 9:31:58 PM

Gregg: Thank you for advising you were working on my list. I had emailed you the partial request last week prior to the submitting the official request yesterday. As busy as you are in addition to the holiday, never the less, you are always very good about responding. I have two other items I totally forgot to place on my request form. I am coping this to Lisa, as work, this week, will not allow me to go to City Hall prior to closing. I can fax the request for the additional items, if necessary. Hopefully this will suffice; however, please advise.

1. A copy of the FINAL approved Greeno Median Plan
2. Documentation of advertisement of the April 30, 2007 Public Informational Meeting and any public announcements or advertisements made prior to April 30, 2007.

Again, my apologies. As you are aware, this information is necessary for the July 14, 2008 Council Meeting. Again, please advise if I must make this request in an official capacity. As always, your kind assistance is appreciated.

Sincerely,
Debra Green

Attachment 1: [Pub_rec_req_Greeno_Median.doc](#) (application/msword)

14 July 2008

Attachment 8

07-11-08P04:17 RCVD

Response for Public Records Request from Debra Green

LH

- NOT
PRESERVED
DOCUMENTATION
REQUESTED
RE ADDRESSING*
1. No record of such document.
 2. No document requested, no response required.
 3. No document requested, no response required.
 4. Meetings are held in accordance with The Alabama Open Meetings Act 2005-40
The City also uses the City's Website, e-mail, newspapers, radio stations and have copies available for pick-up.
See Attached List of corresponding City Council and Street Committee Dates.
 5. No document requested, no response required.
 6. No document requested, no response required.
 7. No document requested, no response required.
 8. No document requested, no response required.
 9. No document requested, no response required. – Refer to ALDOT
 10. No document requested, no response required. – Refer to ALDOT.
 11. No document requested, no response required.
 12. See attached ALDOT Letter.
 13. See attached ALDOT Letter addressed by Number 12.
 14. City Council on May 27, 2008
 15. No document requested, no response required.
 16. See attached ALDOT Letter addressed by Number 12.
 17. No document requested, no response required.
 18. See Attached set of Construction Plans.
 19. See Attached Public Meeting Notice.
- DOCUMENTS
REQUESTED*

**City Council, Street Committee and Planning Commission dates
relative to Greeno Road Median Project**

January 31, 2002
 February 4, 2002
 February 13, 2002
 December 2, 2002
 December 23, 2002
 July 28, 2003
 September 22, 2003
 February 20, 2006
 April 30, 2007
 May 24, 2007
 May 31, 2007
 June 11, 2007
 July 9, 2007
 September 10, 2007
 September 24, 2007
 November 8, 2007
 December 10, 2007
 May 27, 2008
 June 9, 2008

*AH #8
 Response to
 documentation
 #3 & 4*

14 July 2008

#8

**NOTICE OF PUBLIC MEETING
CITY OF FAIRHOPE**

GREENO ROAD IMPROVEMENT PROGRAM

The City of Fairhope will hold a public meeting to gather input regarding a Greeno Road Improvement Plan.

The meeting will be held on Monday April 30, 2007. from 6:00 p.m. to 7:30 p.m., at the City of Fairhope Municipal Complex in the City Council Chambers located at 161 North Section Street in Fairhope, Alabama.

The meeting will be held in an open house format, with displays and information available to discuss planning efforts and answer questions.

After the public meeting on April 30, 2007 comments concerning this project will be accepted until May 14, 2007. and should be forwarded to:

City of Fairhope Planning Department
555 S. Section Street
P.O. Drawer 429
Fairhope, Alabama 36533

OR:

Submit your comments electronically by sending them to: Emily.irby@cofairhope.com

14 July 2008



BOB RILEY
GOVERNOR

April 14, 2008

The Honorable Timothy M. Kant
Mayor, City of Fairhope
P.O. Drawer 429
Fairhope, Alabama 36533

Dear Mayor Kant:

RE: Project No. TCSP-TC03(003)
Greeno Road Pilot Program
The City of Fairhope
Baldwin County

This is to advise you that the above-referenced project has been authorized by the Federal Highway Administration. Also, your bid package (plans and proposal) is hereby approved. This letter constitutes your "NOTICE TO PROCEED" with this project. You may begin advertising for bids immediately.

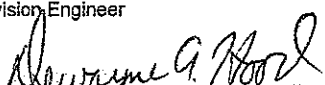
Federal law requires that your advertisement be made at least 21 days prior to opening bids. Please furnish this office with a copy of the advertisement. **Please submit the three lowest bids to this office.**

On a further note, ALDOT has discussed and agree that this project should be constructed during the summer months so as to lessen impacts on the flow of traffic.

Should you have any questions or need additional information, please contact Mr. Dewayne A. Hood at (251) 470-8253.

Sincerely,

Vincent E. Calametti, P.E.
Division Engineer

By: 
Dewayne A. Hood
Division Special Projects Engineer

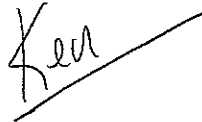
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ALABAMA
DEPARTMENT OF TRANSPORTATION

NINTH DIVISION
OFFICE OF DIVISION ENGINEER
1701 I-65 WEST SERVICE ROAD N
MOBILE, ALABAMA 36618-1109
TELEPHONE: (251) 470-8200
FAX: (251) 473-3624



JOE MCINNES
TRANSPORTATION DIRECTOR

#B


14 July 2008

Councilmember Christenberry said there should be a cut at the entrance to Green Nurseries. If this was my business, I would be right there where the Greens are now. Councilmember Ford said I think there should be a cut at this location. Mrs. Green stated when Mr. Gentle assured us that the project would be stopped, it kept on going right past our business. She said that Mayor Kant countermanded the order to skip their business and carry on.

Mr. Mims addressed the City Council and briefly ran through the history of the project. The following are the Greeno Road Project Dates:

Greeno Road Project Dates

May 7, 2001 – Subcommittee Appointed
 January 31, 2002 – CC – Run ads to seek interest in Public Improvement Assessment Project
 February 13, 2002 – CC – 1 million secured in grants
 October 2, 2002 – Greeno Rd. Overlay Committee Report
 December 23, 2002 – CC – Greeno Rd. Overlay Committee Report given
 July 28, 2003 – CC – Resolution 978-03 w/ALDOT for Transportation Enhancement
 September 22, 2003 – CC – Resolution 989-03 w/ALDOT for Greeno Rd Pilot Program
 November 17, 2003 – City signed agreement with ALDOT to proceed with Greeno Rd Project
 February 20, 2006 – CC – Resolution 1277-06 w/Volkert for Greeno Rd. Pilot Project Master Plan & Pilot Design
 April 30, 2007 – Greeno Rd Improvements Public Involvement Meeting
 May 24, 2007 – Street Committee – Mentions Greeno Rd Median
 May 31, 2007 – Street Committee –
 June 11, 2007 – CC – Resolution 1386-07 w/ALDOT to extend expiration of Greeno Rd Pilot Program
 July 9, 2007 – CC – Resolution 1391-07 w/Volkert to develop construction plans for Greeno Rd Pedestrian Improvements
 September 10, 2007 – Street Committee – Greeno Rd Project Update
 September 24, 2007 – Includes letter from Debra Greene that mentions Greeno Rd Median Project
 November 8, 2007 – Street Committee – Jennifer Fidler refers to the Greeno Rd Project
 November 8, 2007 – CC – Includes Nov. 8, 2007 Street Committee minutes
 December 10, 2007 – Resolution 1436-07 w/Volkert for Addendum #1 to Task Agreement No. 2 (to develop construction plans for Greeno Rd Pedestrian Improvements)
 May 27, 2008 – CC – Acceptance of Summit Industries Bid for the Greeno Rd Pedestrian Improvements
 May 29, 2008 – Press Register Article “Fairhope to fund walkways”
 June 3, 2008 – Pre-Construction Meeting for Greeno Rd Pedestrian Improvement Project
 June 9, 2008 – Street Committcc – Mentions Greeno Rd Median

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Mr. Mims mentioned that Ken Eslava manages all public works projects. In 2001, the Greeno Road Project began regarding the concerns of what Greeno Road looked like and the main issue was pedestrian improvements.

Jamie Lyles from Volkert & Associates addressed the City Council and began by stating there were several meetings with the City and ALDOT. Modifications would not be approved by ALDOT. This would change the whole plan and would not meet ALDOT's specifications. Mr. Lyles said they avoided the most populated business district with this plan.

Councilmember Christenberry stated we cannot make a decision, but could go back to ALDOT and ask. Councilmember Stankoski asked; what is the standard road cut. Mr. Lyles replied 200 plus feet. Councilmember Ford asked; "are you saying there is no hope for the Green? Is there some way to work this out? Do you have access to your property from Dyer Road?" Mrs. Green replied no.

City Attorney Marion E. Wynne asked; what are the specific specifications? Mr. Lyles said a road cut would not be approved because of two other intersections – Dyer and Gayfer. Councilmember Ford asked if there is another entrance at Dyer Road and questioned where the trucks turned around now. Mr. Green replied that trees would have to be removed and the road is not paved. Council President Gentle asked; how many trucks do you have a week? Mrs. Green said our primary access is U. S. 98. Mr. Green replied two to three per week, but other times of the year sometimes two a day. He told the City Council "if entrance is left open, it would be a continuance to Hoyle. Our entrance is so close to Hoyle, it could have been left alone." Councilmember Ford asked; how far away is your property to Dyer Road? Mr. Green replied 260 feet. Mrs. Green stated you all are talking about solutions that would cost a great deal of money.

Mayor Kant said it is either some or none for the medians. Councilmember Christenberry stated that if we chose to put that out, then we would be heroes. It makes me feel guilty. Mayor Kant said we need to look at the better good for the community. We have gone through the whole process and have the approval of the Governor.

Councilmember Ford stated that he was told that only a rural road could have a median and not in urban areas. Mr. Mims mentioned that the Highway 181 median project was approved. When you get closer to Fairhope Avenue, you just hold your breath. Councilmember Ford said you are cutting people off; we made a mistake. Councilmember Quinn asked what does this do to the rest of the plan if we leave a road cut for the Greens. Mayor Kant replied you would have to do the same thing for Vision Bank. I think we should complete the median project and see how it goes.

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Councilmember Stankoski said he agreed with Councilmembers Ford and Christenberry. He stated that this is the first time I have seen this document objecting to the median and have a problem with Mrs. Green not saying anything until a couple of weeks ago. Mr. Mims stated he had conversations at length with Debra Green and received a memo from her, dated May 30, 2007, regarding good buffers and green space saying the median made her feel secure. We held a meeting for Bones & Babies and referred to the Greeno Road Median Project. Concerns were with commercial traffic. Mrs. Green said we are not trying to regulate traffic.

Councilmember Quinn moved to stop the project at Green Nurseries, continue project North of Dyer Road, and schedule a meeting with City Staff, ALDOT, several City Councilmembers, and the Greens to try and find a resolution to the median issue. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

Councilmember Christenberry asked what happens if ALDOT says no. City Attorney Wynne stated for the city's sake let's move quickly; "If we are messing with the way they are doing the job, there may be financial obligations to the companies."

Council President Gentle asked Mr. Eslava; do you think they would be receptive to moving? Mr. Eslava replied he didn't think there would be a problem since they were willing to do the same on Friday.

Larry Stejskal, 217 Simon Street, Fairhope, Alabama, asked to be heard by the City Council. He requested the City Council to not have meetings that citizens cannot attend, like at 8:00 a.m. He said to please schedule when we can attend.

City Attorney Wynne told the City Council, "time is of the essence, so have the meeting as soon as possible."

The City Council took at five minute recess at 7:10 p.m. and resumed at 7:15 p.m.

Councilmember Quinn moved to accept the low bid of DCP Enterprises provided all specifications are met, for the annual contract for hydrated lime and gas chlorine chemicals for the Fairhope Water System. Seconded by Councilmember Christenberry, motion passed unanimously by voice vote. This purchase will be funded by Water Operating Funds.

14 July 2008

CITY OF FAIRHOPE
 BID TABULATION AND RECOMMENDATION
 BID NO.: 018-08
 BID NAME: COMBINATION POLE AND REEL TRAILER
 BID OPENED: 06-23-08

VENDOR	DELIVERY LEAD TIME	MANUFACTURER	MODEL	BID BOND	BID PRICE PER UNIT
ALTEC INDUSTRIES, INC.					NO BID
BROOKS BROTHERS TRAILERS					NO RESPONSE
COMMERCIAL VAN SPECIALISTS	43	ROCE	COMBO TRAILER	CHECK	\$24,999.00
CZ ENGINEERING, INC.					NO BID
ELLIS ALL PURPOSE TRAILERS					NO RESPONSE
GRAYBAR					NO RESPONSE
GREENGLASS/CASTONE UTILITY SUPPLY					NO RESPONSE
GULF CITY TRAILER WORKS					NO RESPONSE
HD SUPPLY					NO RESPONSE
MAINLINE SUPPLY COMPANY					NO RESPONSE
MAYER ELECTRIC					NO RESPONSE
NESCO SALES AND RENTALS	40 DAYS	BRINOLE	PMT 100	CHECK	\$22,743.00
PORT CITY TRAILERS					NO RESPONSE
RBC EQUIPMENT RENTAL					NO BID
SAUBER MANUFACTURING COMPANY	12-14 DAYS	SAUBER	1521-PRC	CHECK	\$25,117.00

STUART C. IRBY					NO RESPONSE
SUNBELT RENTALS					NO RESPONSE
TEREX UTILITIES SOUTH, INC.					NO RESPONSE
THOMPSON CAT RENTAL					NO RESPONSE
TRUCK EQUIPMENT SALES					NO RESPONSE
UTILITY POWER, INC.					NO RESPONSE
WARD INTERNATIONAL					NO BID
WORKTRUX, LLC					NO RESPONSE

RECOMMENDATION: ACCEPT THE
 BID OF COMMERCIAL VAN SPECIALISTS FOR \$ 24,999.00

Stef 6/30/08

TO THE BEST OF MY KNOWLEDGE THIS IS AN ACCURATE BID TABULATION

Samuel P. Carter 6/30/08

14 July 2008

Councilmember Stankoski moved to accept the low bid of Commercial Van Specialists provided all specifications are met, for a combination pole and reel trailer for the Electric Department. Seconded by Councilmember Christenberry, motion passed unanimously by voice vote. This purchase will be funded by Electric Operating Funds.

CITY OF FAIRHOPE
 BID TABULATION AND RECOMMENDATION
 BID NO. 017-08
 BID NAME: OVERHEAD DOOR REPAIR AND REPLACEMENT
 BID OPENED: 06-25-08

BIDDER	LICENSE #	BID BOND / CHECK	BID PRICE	ALTERNATE BID PRICE
MOBILE BAY OVERHEAD DOORS, INC.	64204	CHECK	\$17,612.32	\$18,829.98
ABC OVERHEAD DOOR OF MOBILE			NO RESPONSE	NO RESPONSE
SPECIALTY PRODUCTS, INC.		CHECK	NO BID	\$16,256.00
ATLANTA DOOR COMPANY			NO RESPONSE	NO RESPONSE
KING GLASS, INC.			NO RESPONSE	NO RESPONSE

RECOMMENDATION: To accept the bid from MOBILE BAY OVERHEAD DOOR, INC. for \$ 17,612.32

Wm Christenberry 7/1/08

To the best of my knowledge,
 this is a complete and accurate
 tabulation.

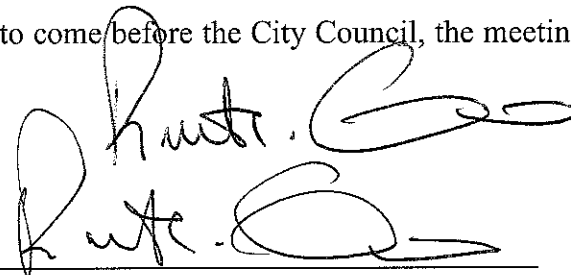
David P. Stankoski 7/1/08

14 July 2008

Councilmember Stankoski moved to accept the low bid of Mobile Bay Overhead Doors, Inc. provided all specifications are met, for the firehouse overhead Door repair and replacement for Fairhope Firehouse #1. Seconded by Councilmember Ford, motion passed unanimously by voice vote. This purchase will be funded by General Funds.

Councilmember Ford moved to pay bills as presented. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

There being no further business to come before the City Council, the meeting was duly adjourned at 7:24 p.m.

Handwritten signature of Robert C. Gentle in black ink, consisting of a large, stylized 'R' followed by 'Gentle' and a flourish.

Robert C. Gentle, Council President

Handwritten signature of Lisa A. Hanks in black ink, written in a cursive style.

Lisa A. Hanks, City Clerk