

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 Tuesday, 27 May 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 Assistant City Clerk Lisa A. Hanks. City Clerk Geniece W. Johnson was absent.

There being a quorum present, Council President Gentle called the meeting to order. The invocation was given by George Yeend, Deacon at St. Lawrence Catholic Church and the Pledge of Allegiance was recited. Councilmember Christenberry moved to approve minutes of the May 12, 2008, regular meeting and approve the following action that took place Tuesday, May 13, 2008, Work Session approving to go into Executive Session. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

Council President Gentle made the following announcement:

- Fairhope offers walking tours in June. In conjunction with the Alabama Department of Tourism, the City of Fairhope will offer walking tours on each Saturday in June. All tours begin at 10:00 a.m. from the Fairhope Welcome Center and are free of charge. For reservations or information call 929-1466.

Mayor's Comments and Staff Reports:

- Will Duncan, Fairhope High School Band Director, addressed Mayor Kant and the City Council and presented the City of Fairhope with a framed copy of their advertisement in the 2008 St. Patrick's Day Parade program along with a 2008 St. Patrick's Day Parade program. Mayor Kant and each councilmember were also presented with a 2007-2008 Fairhope High School Band booklet. Mr. Duncan thanked the City Council and Mayor Kant for the donation and support they have given the band. The following students also thanked the City Council and Mayor Kant for their support: Ty Malugani, Sam Christensen, Katie McGill, and Stephanie Craig.
- Jennifer Fidler, Director of Public Works, addressed the City Council with an update on the streets in Fairhope. Ms. Fidler stated that the trees, planted in the medians between Bayou and Oak Street, were donated by Shellbrook. On Fairhope Avenue and South Section Street, between Greers and Morphy, we

27 May 2008

have put in speed deterrent beds. This project was 2-years in the making. A Fairhope citizen donated money to pay for the installation of the beds. This same citizen wants to donate money to put in medians on North Section between Volanta and Frederick.

Councilmember Ford said we have always been praised for trees and flowers, but citizens are concerned we are going overboard. The more dangerous you make it, the safer it is. This may not be the case with these beds. We have taken parking away from our citizens. They want streets restriped that are in bad shape.

Mayor Kant stated we spent a great deal of money on the traffic study by Neel Schaffer. We have more people and now more traffic. There have been three accidents recently at Ingleside and Fairhope Avenue and the city is looking at how to correct this problem.

Councilmember Ford asked; are we doing all of the study or picking just what we need. Ms. Fidler replied; we are doing the most cost effective parts of the study.

Councilmember Stankoski asked have there been any accidents on Fairhope Avenue since the installation of the beds. Chief Comalander replied not that I have heard.

- Rose Fogarty, Finance Director, and Nancy Wilson, City Treasurer, presented the following PowerPoint presentation no action was taken by City Council.

27 May 2008

**CITY OF FAIRHOPE
CITY COUNCIL MEETING
MAY 27, 2008**

**SUMMARY
FINANCIAL REPORTS
SEVEN MONTHS ENDED
4/30/2008**

Slide 1

GENERAL FUND

	7 MONTHS ENDED		INCREASE (DECREASE)
	4/30/2008	4/30/2007	
REVENUES	12,864,079	11,346,131	1,517,947
EXPENSES	<u>12,001,351</u>	10,720,671	1,280,680
EXCESS REVENUE OVER (UNDER) EXPENSES	862,727		

Slide 2

GAS FUND

	7 MONTHS ENDED		INCREASE (DECREASE)
	4/30/2008	4/30/2007	
REVENUES	5,363,013	5,411,729	(48,713)
COST OF ENERGY	2,839,064	2,730,346	108,708
EXPENSES	<u>1,979,507</u>	1,729,532	260,175
EXCESS REVENUE OVER (UNDER) EXPENSES	544,452		

Slide 3

ELECTRIC FUND

	7 MONTHS ENDED		INCREASE (DECREASE)
	4/30/2008	4/30/2007	
REVENUES	9,075,774	8,722,135	353,639
COST OF ENERGY	4,837,293	4,231,372	705,921
EXPENSES	<u>3,447,377</u>	2,776,933	670,444
EXCESS REVENUE OVER (UNDER) EXPENSES	691,104		

Slide 4

WATER/SEWER FUND

	7 MONTHS ENDED		INCREASE (DECREASE)
	4/30/2008	4/30/2007	
REVENUES	4,547,114	4,748,138	(101,024)
COST OF ENERGY	366,039	351,295	14,744
EXPENSES	<u>4,327,451</u>	3,949,901	377,550
EXCESS REVENUE OVER (UNDER) EXPENSES	(48,376)		

Slide 5

GOLF FUND

	7 MONTHS ENDED		INCREASE (DECREASE)
	4/30/2008	4/30/2007	
REVENUES	821,916	831,334	(9,418)
EXPENSES	<u>887,668</u>	866,047	31,611
EXCESS REVENUE OVER (UNDER) EXPENSES	(65,742)		

Slide 6

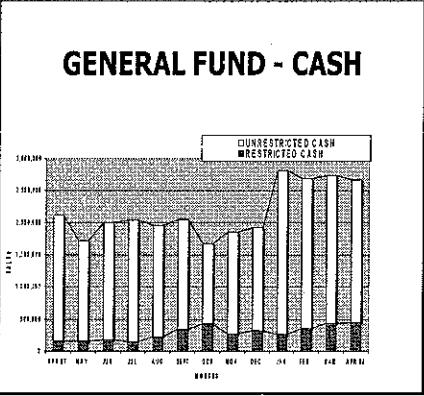
27 May 2008

ALL FUNDS			
	7 MONTHS ENDED		INCREASE
	4/30/2008	4/30/2007	(DECREASE)
REVENUES	32,771,896	31,069,464	1,712,431
EXPENSES	30,796,730	27,346,937	3,439,833
EXCESS REVENUE OVER (UNDER) EXPENSES	1,989,166		

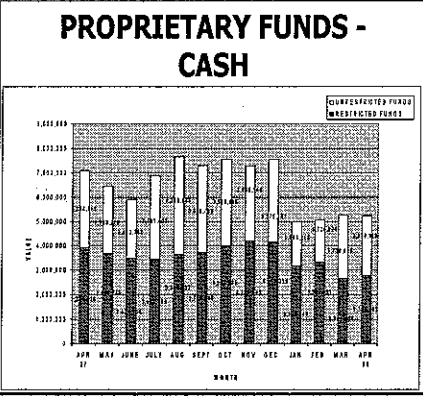
Slide 7

CASH BALANCE COMPARISON AT APRIL 30, 2008			
	CURRENT	PRIOR MONTH	PRIOR YEAR
	4/30/2008	3/31/2008	4/30/2007
GENERAL FUND	2,870,317	2,732,987	2,118,375
GAS FUND	319,529	305,503	637,514
ELECTRIC FUND	1,477,246	1,662,617	2,126,998
WATER FUND	3,328,812	3,169,979	4,166,285
GOLF FUND	123,836	118,107	151,248
GAS TAX FUND	358,797	352,024	504,040
CAPITAL PROJECTS	2,800,000	3,479,976	97,119
CAPITAL PROJECTS-LIBRARY	12,671	85,120	88,818
TOTALS	11,086,293	11,839,813	9,704,197
SINKING FUNDS	1,910,258	1,787,156	1,909,847
WARRANT FUNDS	2,693,963	3,135,280	677,310
TOTAL EXCLUDING SINKING/WARRANT FUNDS	6,665,072	6,907,477	7,117,240

Slide 8



Slide 9



Slide 10

Councilmember Quinn stated it looks like we are sucking a lot of money out of our Utilities. I don't know how they are going to keep floating the City. Councilmember Ford asked; how do the cash reserves compare to the last five or six years. Ms. Wilson answered we are in pretty good shape and we all, as a body, want to be in better shape.

- Gregg Mims, Director of Planning, presented the following PowerPoint presentation no action was taken by City Council.

27 May 2008

**State Route 181
Access Management Study**

Sain Associates, Inc.
Consulting Engineers / Surveyors

In Cooperation with:
ALDOT
City of Daphne, Alabama
City of Fairhope, Alabama

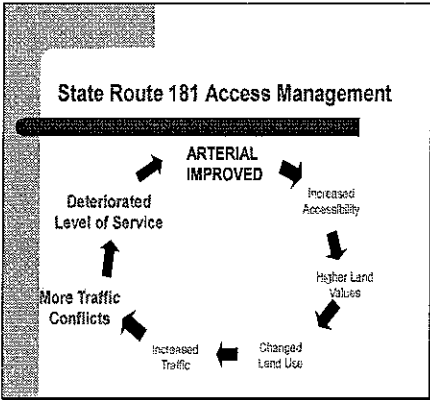
Slide 1

State Route 181 Access Management

What is Access Management?

- Access management is the planning, design, and implementation of various land use and transportation strategies to maintain traffic flow and safety along a primary roadway, while still considering access needs of various land uses and development types.

Slide 2



Slide 3

State Route 181 Access Management

- Existing Corridor
 - Two-lane arterial that travels North-South.
- Study Area
 - From approximately 2,000 feet south of U.S. 90 southward to U.S. 98. A distance of over 15 miles.
- Future Corridor
 - Predominately a four-lane median divided arterial with two small areas designed as a five-lane (center turn lane) cross-section.

Slide 4

State Route 181 Access Management

Who are the stakeholders?

- Alabama Department of Transportation (ALDOT)
- City of Daphne, Alabama
- City of Fairhope, Alabama

Slide 5

State Route 181 Access Management

Why and How?

Traffic Annual Growth

- North Section 4% Growth and South Section 2% Growth
- Higher percentage of traffic growth is inevitable for the corridor

Goal

- Balance the roadway's future operational needs associated with developing land while enhancing highway safety and efficient operation.

Proactive Approach

- A Plan provides the framework for uniformly balancing traffic operations needs throughout with the access needs of various developments

PLAN Two Products

1. Report (Access Management Concepts/Application to SR 181)
2. Large Visuals (Access Management Applied)

Slide 6

27 May 2008

State Route 181 Access Management

The Plan

- Provide the framework to effectively manage the key elements in typical access management including standards for:
 - Traffic Signal Spacing
 - Median Opening Spacing
 - Side-Street Roadway Spacing
 - Driveway Spacing
 - Shared Access

Slide 7

State Route 181 Access Management

Traffic Impact Analysis


- An engineering study to determine the level of traffic impact of a proposed land use.
 - Required for developments generating at least 100 total peak hour vehicle trips (50 vehicle trips in / 50 vehicle trips out).
 - Must consider the requirements of the Plan for determining access needs for a development site, particular for driveway spacing.
 - No median openings allowed other than those identified in the Plan.
 - Any recommendations for site improvements must conform to requirements outlined by the Plan.

Slide 8

State Route 181 Access Management

Traffic Signal Spacing

- For a 55 mph design speed, appropriate signal spacing is considered to be 2,000 feet or one-half mile.




Slide 9

State Route 181 Access Management

Median Opening Spacing

- For a 55 mph design speed appropriate median opening spacing is considered to be 1,300 feet and is measured from the center of openings along the travel way.

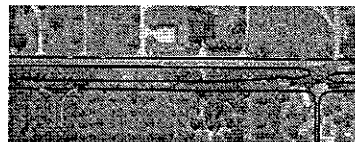


Slide 10

State Route 181 Access Management

Driveway Spacing (Median-Separated and Center Turn Lane Sections)

- For a 55 mph design speed appropriate driveway spacing is considered to be 650 feet for a median divided section and 500 feet for a five lane (center turn lane) section.




Slide 11

State Route 181 Access Management

Corner Clearance at Intersections

- The distance from an intersection of a cross road to the nearest driveway connection either prior to or following the intersection.



Slide 12

27 May 2008

State Route 181 Access Management

Turn Lane Requirements

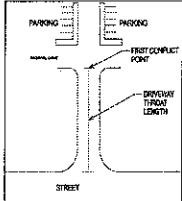
- Dedicated turn lanes or auxiliary lanes can make a roadway safer and improve the flow of through traffic.
- This Plan requires left turn deceleration lanes of appropriate design length be included on all approaches to median openings whether signalized or unsignalized.
- This Plan requires right turn deceleration lanes to all commercial driveways with expected turning volumes exceeding 50 vehicles per hour during the peak hour as indicated by a traffic impact study.
- The design of turn or auxiliary lanes shall be in accordance with current ALDOT standards.

Slide 13

State Route 181 Access Management

Driveway Throat Length

- The distance between the external access intervention and the first external conflict point within a developed parcel.



Suggested Throat Lengths:

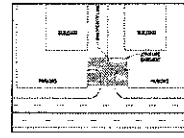
- 300 feet for small or supercenter
- 250 feet for developments > 150,000 square feet
- 150 feet for developments between 100,000 and 150,000 square feet
- 50 feet for small strip developments at intersection corner parcels
- 50 feet for convenience stores at intersection corner parcels

Slide 14

State Route 181 Access Management

Shared Access Parcels

- The number of access points on a roadway can be minimized by sharing access between adjacent properties.

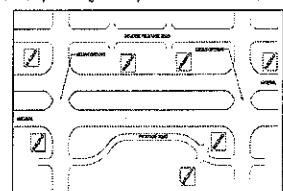


Slide 15

State Route 181 Access Management

Reverse Frontage (Backage Roads) and Frontage Access Roads

- Access roads built in front of or behind developments that minimize the number of access points along a roadway.



Slide 16

State Route 181 Access Management

Grouped Parcels

- The plan identifies groups of existing parcels, developed and undeveloped, that will ultimately be required to share access to State Route 181.
- Most cases for State Route 181 provide one access point or driveway that the grouped parcels must cooperatively use when all parcels are developed or redeveloped.
- A temporary driveway permit can be issued for a single small parcel developed independently with the understanding that this site plan must provide for future connections to adjacent parcels in order to reach the identified access location on the Plan.

Slide 17

State Route 181 Access Management

Contact Information:

Scott Cothron	scothron@sain.com
Becky White	bwhite@sain.com
Jim Meads	jmeads@sain.com

Sain Associates
244 W. Valley Ave. Ste. 200
Birmingham, AL 35209

(205) 940-6420

Slide 18

27 May 2008

City Council reviewed an application for a Beer/Wine On/Off Premises License by Curtis P. Gordon, The City Club, LLC, dba The City Club located at 319 Fairhope Avenue, Fairhope, Alabama. Councilmember Quinn moved to approve the issuance of the license. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

City Council reviewed an application for a Restaurant Liquor License by Curtis P. Gordon, The City Club, LLC, dba The City Club located at 319 Fairhope Avenue, Fairhope, Alabama. Councilmember Christenberry moved to approve the issuance of the license. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

City Council reviewed an application for a Restaurant Liquor License by Richard Dudley Gordon and Jayson Glenn Goff, Wahoo's, LLC, dba Wahoo's Restaurant & Lounge, located at 17107 Tennis Club Drive, Fairhope, Alabama. Councilmember Quinn moved to approve the issuance of the license. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

Councilmember Christenberry moved to appoint Suzanne Winston to a permanent position replacing Ray Clark (resigned) and Anil Vira to replace Suzanne Winston as an Alternate to the Board of Adjustments & Appeals. Both positions are for a three-year term and will end April 2011. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

27 May 2008

CITY OF FAIRHOPE
 BID TABULATION AND RECOMMENDATION
 BID NO. 008-08
 THOMAS HOSPITAL UNDERGROUND ELECTRICAL CONSTRUCTION
 BID OPENED: 04-23-08

BIDDER	SURETY	CONTRACTOR LICENSE NUMBER	BID TOTAL	COMMENTS
Chain Electric Hattiesburg, MS				No Response
Bill Smith Electric Cantonment, FL	Washington International Ins. Co.	2098	\$189,900.00	
Marathon Electric Contractors, Inc. Birmingham, AL				No Response
Southern Electric Flowood, MS	Barksdale Bonding & Insurance, Inc.	28345	\$152,681.00	
Metro Power Albany, GA	Fidelity and Deposit Co of Maryland	01035	\$176,181.00	
Ryland Underground Robertsdale, AL				No Response
Instrument Technical Ssvc Irvington, AL	The Cincinnati Insurance Co.	13587	\$256,250.00	

I do hereby state that this is a true and correct tabulation of bids to the best of my knowledge

[Signature] 4/28/08
 Stewart Engineering, Inc.

Recommendation: To accept the low bid of Southern Electric Corporation of Mississippi in the amount of \$152,681.00.

[Signature] 5/5/2008
 Scott Sligh, P.E.
 Electric Superintendent

[Signature] 5/6/08
 Daniel P. Ames,
 Purchasing Manager

Councilmember moved Ford to accept the low bid of Southern Electric Corp. of MS provided all specifications are met, for the underground electrical construction at Thomas Hospital. Seconded by Councilmember Christenberry, motion passed unanimously by voice vote. This purchase will be funded by Electric Reserves/Operating Funds.

GREENHO ROAD PEDESTRIAN IMPROVEMENTS
BID TABULATION

ITEM	DESCRIPTION	BUSINESS ESTIMATE		SUMMIT INDUSTRIES, LLP		AMMONS & BLACKMON		GOLF EQUIPMENT CORP.	
		UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE
1	Right Construction (250.00 cu yd)	LS	1	\$200,000.00	\$200,000.00				
Total for ALT. 1				\$200,000.00					
Subtotal				\$200,000.00					
Total for ALT. 1				\$200,000.00					
<p>Alternates 1 Right Construction</p>									
1	Right Construction (250.00 cu yd)	LS	1	\$200,000.00	\$200,000.00				
Total for ALT. 1				\$200,000.00					
Subtotal				\$200,000.00					
Total for ALT. 1				\$200,000.00					
<p>Alternates 2</p>									
1	Right Construction (250.00 cu yd)	LS	1	\$200,000.00	\$200,000.00				
Total for ALT. 1				\$200,000.00					
Subtotal				\$200,000.00					
Total for ALT. 1				\$200,000.00					
2	Unexcavated Excavation	CU	440	10.00	4,400.00				
3	Excavated Excavation	CU	100	8.50	850.00				
4	Gravel	CU	100	1.00	100.00				
5	Concrete	CU	100	8.00	800.00				
6	Rebar	LB	350	2.00	700.00				
7	Formwork	SF	100	10.00	1,000.00				
8	Formwork Release Agent	GA	100	1.00	100.00				
9	Formwork Ties	EA	100	1.00	100.00				
10	Formwork Bracing	EA	100	1.00	100.00				
11	Formwork Labor	HR	100	1.00	100.00				
12	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
13	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
14	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
15	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
16	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
17	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
18	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
19	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
20	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
21	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
22	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
23	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
24	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
25	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
26	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
27	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
28	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
29	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
30	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
31	Formwork Material (Lift Truck)	EA	100	1.00	100.00				
Total for ALT. 2				\$26,722.00					
Subtotal				\$26,722.00					
Total for ALT. 2				\$26,722.00					
<p>Total for ALT. 1 & 2</p>									
				\$200,000.00	\$26,722.00	\$226,722.00			
Total				\$200,000.00	\$26,722.00	\$226,722.00			

27 May 2008

Mayor Kant mentioned that the money for this project was obtained through Senator Sessions. After further discussion, Councilmember Christenberry seconded the motion to accept the low bid of Summit Industries, LLC, motion passed unanimously by voice vote. This purchase will be funded by the General Reserves pending ALDOT reimbursement.

Councilmember Christenberry moved to rescind the bid for "Printing City Sketches" from Interstate Printing & Graphics, Mobile, Alabama, for the following reasons:

1. Repeated failure of Interstate to meet the stipulated requirements of the bid. Specifically, failure to perform stipulated printing and distribution work within the defined two week turnaround time frame.
 - A. The first issue printed by Interstate failed to mail within two weeks stipulated in the bid due to the failure to order the correct amount of paper.
 - B. The second issue printed by them was not mailed to any P.O. Boxes due to failure on their part to pick-up the secondary address in the mailing file.
 - C. The third issue failed to mail in a timely manner.
2. Mr. Charles McDevitt, our representative at Interstate, has been notified each time there was non-compliance.

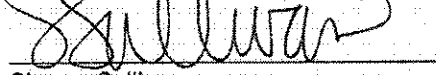
Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

27 May 2008

CITY OF FAIRHOPE
 BID TABULATION AND RECOMMENDATION
 BID NO. : 012-08
 BID NAME: CITY SKETCHES MAGAZINE
 BID OPENED: 05-07-08

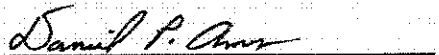
VENDOR	NUMBER OF COPIES	BID PRICE PER UNIT
NALL PRINTING	1 TO 8,400	\$1.40
	TO	\$
	TO	\$
	TO	\$
RIDGEWAY'S	1 TO	NO RESPONSE
	TO	\$
	TO	\$
	TO	\$
FS FORMS SYSTEMS	1 TO	NO RESPONSE
	TO	\$
	TO	\$
	TO	\$
COMMERCIAL PRINTING	1 TO	NO RESPONSE
	TO	\$
	TO	\$
	TO	\$
COTTON PRINTING	1 TO	NO RESPONSE
	TO	\$
	TO	\$
	TO	\$

RECOMMENDATION: To accept the bid of \$1.40 per copy from Nall Printing



5/8/08

Sherry, Sullivan
 Director of Senior Services



5/8/08

Daniel P. Ames
 Purchasing Manager

Councilmember Ford moved to accept the low bid of Nall Printing provided all specifications are met, for the contract for Printing City Sketches. Seconded by Councilmember Christenberry, motion passed unanimously by voice vote. This purchase will be funded by the Utility Operating Funds – Community Development.

27 May 2008



CITY OF FAIRHOPE
P.O. Drawer 429
Fairhope, Alabama 36533
OFFICE OF PURCHASING MANAGER

MEMO

To: Nancy Willson, Treasurer

From: *Daniel P. Ames*
Daniel P. Ames, Purchasing Manager

Date: May 20, 2008

Re: Request to reject all bids for Bid No. 013-08, Repairs to Firehouse No.1 Overhead Doors

After reviewing the bids submitted, Kevin Hempfleng, Fire Chief for the City of Fairhope, has requested that the City Council reject all bids for Bid No. 013-08, Repairs to Firehouse No. 1 Overhead Doors (see enclosed e-mail).

Mr. Hempfleng will be submitting new specifications, which will better fit the City's needs and budget.

Cc: K. Hempfleng, file
Encl: (1)

Councilmember Quinn moved to reject all bids for the Fire Department on Bid No. 013-08 repairs to Firehouse Doors PW005-08. Dan Ames, Purchasing Manager, explained that the specifications for the bid were for a full view glass door with options. The width of the doors was too wide for most vendors. We want to modify the specifications for a partial view and the rest solid type of door. These doors cost about \$9,000 less than the full view doors. After further discussion, Councilmember Stankoski seconded the motion to reject all bids for the repairs to Firehouse Doors PW005-08, motion passed unanimously by voice vote.

27 May 2008

Councilmember Christenberry asked if he could be heard on the Thompson Hall Road issue. Councilmember Ford moved to address the following item **not** on the printed agenda. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

Councilmember Christenberry introduced in writing, and moved for the adoption of the following resolution, a resolution accepting Manley Road and Windmill Road (between Thompson Hall Road and State Highway 181) for maintenance by the City of Fairhope from the Baldwin County Highway Department. Seconded by Councilmember Ford, motion passed by the following voice votes: AYE - Christenberry, Ford, and Gentle. NAY - Quinn and Stankoski.

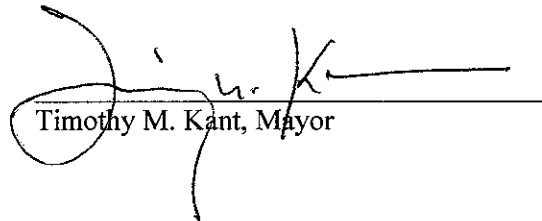
RESOLUTION NO. 1448-08

WHEREAS, the City of Fairhope and the Baldwin County Commission enter into an agreement providing for the continued maintenance of Manley Road and Windmill Road (between Thompson Hall Road and State Highway 181); and,


WHEREAS, the City of Fairhope is hereby accepting for maintenance, from the Baldwin County Highway Department, Manley Road and Windmill Road (between Thompson Hall Road and State Highway 181), after the roads are brought up to code according to the County Engineer; and,

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA, that Manley Road and Windmill Road (between Thompson Hall Road, between and State Highway 181) will be accepted for maintenance by the City of Fairhope from the Baldwin County Highway Department.

DULY ADOPTED THIS 27th DAY OF MAY, 2008.


 Timothy M. Kant, Mayor

Attest:


 Geniece W. Johnson, City Clerk
 By Lisa A. Hanks, Assistant City Clerk

Council President Gentle read the following memorandum from the City Attorney Marion E. Wynne to enter into an Executive Session for approximately 30 minutes:

27 May 2008



May 27, 2008

Timothy M. Kant, C.M.O.
Mayor

Genece W. Johnson, C.M.C.
City Clerk

Walter K. Wilson, CPA
Treasurer

Council Members

Cecil Christenberry

Michael A. Ford, A.C.M.O.

Robert G. Gentle, C.M.O.

Debra W. Quinn, A.C.M.O.

Daniel R. Stankoski


Council President Gentle
City Councilmembers

As Mayor of the City of Fairhope I hereby request on behalf of City Attorney Marion E. Wynne the Fairhope City Council go into executive session based on Section 36-25A-7(a)(3) to discuss the legal ramifications of and legal options for a controversy not yet being litigated but imminently likely to be litigated if the governmental body pursues a proposed course of action.

City Attorney Wynne does hereby declare that the City Council of the City of Fairhope rise from a Regular City Council meeting, on Tuesday, May 27, 2008, to go into Executive Session.

The City Council shall be in Executive Session for approximately 30 minutes minutes/hour(s). At the end of the Executive Session the City Council shall return to the City Council Chambers to resume the Regular City Council meeting.

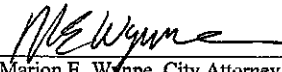
The time is 6:45 - City Council exits the dais to go into Executive Session.



Timothy M. Kant, Mayor



Bob Gentle, City Council President



Marion E. Wynne, City Attorney

161 North Section Street
P.O. Drawer 429
Fairhope, Alabama 36533
251-928-2136
251-928-6776 Fax
www.cofairhope.com
Printed on recycled paper

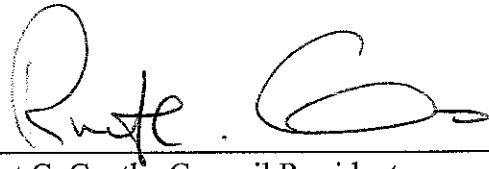
Councilmember Quinn moved to go in to executive Session. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

27 May 2008

At 6:45 p.m. Mayor Kant, all Councilmembers and the City Attorney exited the dais.

At 7:25 p.m. Mayor Kant, all Councilmembers and the City Attorney returned to the dais.

There being no further business to come before the City Council, the meeting was duly adjourned at 7:25 p.m.

A handwritten signature in black ink, appearing to read "Robert C. Gentle", written over a horizontal line.

Robert C. Gentle, Council President

A handwritten signature in black ink, appearing to read "Lisa A. Hanks", written over a horizontal line.
Lisa A. Hanks, Assistant City Clerk