

STATE OF ALABAMA)(
 :
 COUNTY OF BALDWIN)(

The City Council, City of Fairhope, met in regular session at 6:00 p.m., Fairhope Municipal Complex Council Chamber, 161 North Section Street, Fairhope, Alabama 36532, on Monday, 23 January 2017.

Present were Council President Jack Burrell, Councilmembers: Jay Robinson, Jimmy Conyers, Robert Brown, and Kevin Boone, Mayor Karin Wilson, City Attorney Marion E. Wynne, and City Clerk Lisa A. Hanks.

There being a quorum present, Council President Burrell called the meeting to order at 6:06 p.m. The invocation was given by Reverend Henry Crawford of Good Samaritan Sanctuary and the Pledge of Allegiance was recited.

Council President Burrell stated there was a need to add on three agenda items: two after Agenda Item Number 21 and one after Public Participation: a Resolution that the City Council approves the selection of Goodwyn Mills Cawood, Inc. to perform a Professional Engineering Capacity Study for Gas, Water and Sewer Utilities for RFQ No. PS013-17 (Project No. SEW001-17), and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule, and establish a not-to-exceed limit with this firm; Appointment of Jerry Barnett to the Recycling Committee; and an Executive Session to Discussion Pending Litigation.

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

Councilmember Boone moved to approve minutes of the 9 January 2017, regular meeting; minutes of the 9 January 2017, work session; and minutes of the 9 January 2017, agenda meeting. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

Mayor Wilson addressed the City Council regarding the Fairhope Sunset Rotary winning the People Choice Award for the Fire Department's Barbecue Cook-off. She commented about attending the 85th Annual U. S. Mayors Conference which was the largest gathering of Mayors in U. S. history; and one of the best forums was the Google Fiber forum. Mayor Wilson said that Sherry Sullivan was helping her with the Community/Town Hall meetings which will be bi-monthly to discuss plans for the City and what is going on.

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The following individuals spoke during Public Participation for Agenda Items:

- 1) Erik Cortinas, speaking on behalf of the Fairhope Pirate Booster Club, addressed the City Council regarding Agenda Items No. 13 and No. 20: a Resolution to authorize Mayor Wilson to execute a contract between the City of Fairhope and the Fairhope Pirate Booster Club and the application for a Non-Profit Tax Exempt License for the Fairhope Pirate Booster Club 22nd Annual Drawdown and Silent Auction on March 4, 2017. Mr. Cortinas thanked the City Council for their support with both items. He also announced the Winter and Spring Sports Pancake Breakfast scheduled for Saturday 28, 2017 at Fairhope Middle School beginning at 8:00 a.m.
- 2) Joe Hedy, resident in Summer Lake Subdivision, addressed the City Council regarding Agenda Item No. 18: a Resolution to purchase landscaping plants for the City's landscaping portion of Project No. REC001-15, New Fairhope Soccer Complex Project 2015. He stated the plan including adequate screening which would be visual and a sound barrier. He stated the Manley Road side is the issue.
- 3) Ed Hammele, on behalf of the Fairhope-Point Clear Rotary Youth Club, addressed the City Council regarding Agenda Item No. 12: a Resolution to authorize Mayor Wilson to execute a contract between the City of Fairhope and the Fairhope-Point Clear Rotary Youth Club. Mr. Hammele thanked the City Council for the appropriation which helps run the after school program and the summer enrichment academy.

Councilmember Robinson commented on the Smoke'em if You Got'em Barbecue and being a judge for the competition. He said the turnout for this event was great.

Councilmember Conyers mentioned the Fairhope Public Library's 10-year anniversary was this past Saturday and it too was a great event. He said that the Library is a tremendous asset for the City.

Councilmember Boone also commented on the Smoke'em if You Got'em Event; and said for a first time event it was a fine event. Councilmember Boone said was also a judge and the next day paid the price.

Council President Burrell recognized Joey Leavitt and the Volunteer Fire Department for the Smoke'em if You Got'em Event. Council President Burrell mentioned he had a great time at the Barbecue Event and the Library Event. He too was a judge for the barbecue competition; and stated you only take a few bites and not the entire rib when tasting. Joey Leavitt thanked the City Council for their help with the event; and presented the Councilmembers who were judges for the event with engraved cutting boards. Mr. Leavitt said this was the largest event ever that the Fire Department has put on; and he thanked City staff of helping especially Sherry Sullivan. He announced next event will be October 14, 2017.

23 January 2017

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Karin Wilson is hereby authorized to execute an Intergovernmental Funding Agreement between the City of Fairhope and the Baldwin County Commission regarding a Sidewalk Project located along Gayfer Road Extension East from Bishop Road to Meadowbrook Drive; and funding for this project was approved by Resolution No. 2547-16 on June 20, 2016 for \$13,300.00 to be paid through the Eastern Shore Metropolitan Planning Organization. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 2659-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Mayor Karin Wilson is hereby authorized to execute an Intergovernmental Funding Agreement between the City of Fairhope and the Baldwin County Commission regarding a Sidewalk Project located along Gayfer Road Extension East from Bishop Road to Meadowbrook Drive; and funding for this project was approved by Resolution No. 2547-16 on June 20, 2016 for \$13,300.00 to be paid through the Eastern Shore Metropolitan Planning Organization.

Adopted on this 23rd day of January, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Karin Wilson is hereby authorized to execute the first extension of the Contract with Riverbend Enterprises, d/b/a East Bay Engraving, for the contract unit prices quoted, for an estimated amount of Forty-Five Thousand Dollars (\$45,000.00) per year for Bid No. 008-16, Employee Uniform, for an additional one year as per the terms and conditions of the original contract. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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RESOLUTION NO. 2660-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to execute the first extension of the Contract with Riverbend Enterprises, d/b/a East Bay Engraving, for the contract unit prices quoted, for an estimated amount of Forty-Five Thousand Dollars (\$45,000.00) per year for Bid No. 008-16, Employee Uniform, for an additional one year as per the terms and conditions of the original contract.

Adopted on this 23rd day of January, 2017



 Karin Wilson, Mayor

Attest:




 Lisa A. Hanks, MMC
 City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Karin Wilson is hereby authorized to execute a contact with Goodwyn Mills Cawood, Inc. to perform Engineering Services for C&D Landfill ADEM Permit Renewal for RFQ No. PS009-17 with a not-to-exceed amount of \$7,500.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 2661-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to execute a contact with Goodwyn Mills Cawood, Inc. to perform Engineering Services for C&D Landfill ADEM Permit Renewal for RFQ No. PS009-17 with a not-to-exceed amount of \$7,500.00.

DULY ADOPTED THIS 23RD DAY OF JANUARY, 2017



 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

23 January 2017

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope endorses and supports the efforts of the Alabama Bicentennial Commission in Montgomery, Alabama and hereby resolves to aid the Commission in promoting, planning, and executing the Commission's historic, educational, celebratory, and cultural initiatives by forming a Community Celebration Committee to support the Statewide and local observances and celebrations of the Bicentennial of the State of Alabama. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 2662-17

**A RESOLUTION OF THE CITY OF FAIRHOPE ENDORSING
AND SUPPORTING THE EFFORTS OF THE ALABAMA BICENTENNIAL
COMMISSION IN MONTGOMERY, ALABAMA**

WHEREAS, the United States Congress created the Alabama Territory from the eastern half of the Mississippi Territory on March 3, 1817; and,

WHEREAS, by 1819, the birth and growth of cities, towns, and communities in the Alabama Territory ensured that the population of the Territory had developed sufficiently to achieve the minimum number of inhabitants required by Congress to qualify for Statehood; and,

WHEREAS, the United States Congress and President James Monroe approved Statehood for the Alabama Territory on December 14, 1819 making it the nation's 22nd state; and,

WHEREAS, the Alabama Legislature approved a resolution in 2013 establishing the Alabama Bicentennial Commission to mark the 200th anniversary of Statehood; and,

WHEREAS, constitutional officers and other officials appointed Commission members to organize and execute a Bicentennial celebration intended to improve the education and understanding of all Alabamians and visitors regarding the state's history and heritage; and to create and promote lasting initiatives designed to benefit the State and its citizens; and

WHEREAS, the Bicentennial period of reflection and commemoration, 2017 to 2019, has been divided into three thematic years to acknowledge distinctly; the environment, both natural and constructed, including especially the cities, towns, and communities which compose the State; the people, regardless of race, culture, or background; and the history, both ancient and recent, of the State of Alabama; and,

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WHEREAS, commemorations and celebrations will enable and encourage Alabamians of all ages and backgrounds, as well as visitors from around the United States and beyond, to experience Alabama's rich and diverse cultural, historic, and natural resources, thereby stimulating the economy of Alabama through local economic growth; and,

WHEREAS, full participation and contributory efforts by the localities of the State through their various councils, committees, and congregations, are paramount to the success of this historic endeavor; and,

WHEREAS, participation in Alabama's Bicentennial is a unique opportunity to celebrate and uplift the state during a very specific historical milestone;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that by this action, they do endorse the efforts of the Alabama Bicentennial Commission and hereby resolve to aid the Alabama Bicentennial Commission in promoting, planning, and executing the Commission's historic, educational, celebratory, and cultural initiatives by forming a Community Celebration Committee to support the Statewide and local observances and celebrations of the Bicentennial of the State of Alabama.

ADOPTED THIS 23RD DAY OF JANUARY, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Karin Wilson to execute a Contract between the City of Fairhope and Mobile Bay National Estuary Program for an appropriation of \$5,000.00 to support activities related to Stormwater education and watershed management. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

23 January 2017

RESOLUTION NO. 2663-17

WHEREAS, a contract shall be executed between the City of Fairhope and the Mobile Bay National Estuary Program, making an appropriation of \$5,000.00 to support expanded activities related to Stormwater education and watershed management. The Mobile Bay National Estuary Program recently partnered with the City of Fairhope for the Volanta Gulley Watershed Management Plan and projects at the Fairhope ball fields, Dog Park, and Jasmine Park.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2016 and ending 30 September 2017; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the total amount of \$5,000.00 from the Utility Funds.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, THAT Mayor Karin Wilson is hereby authorized to sign a contract between the City of Fairhope and the Mobile Bay National Estuary Program.

DULY ADOPTED THIS 23RD DAY OF JANUARY, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Karin Wilson to execute a Contract between the City of Fairhope and the Baldwin County Trailblazers for an appropriation of \$5,000.00 to support the Smart Walks and the Walking School Bus Program. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

23 January 2017

RESOLUTION NO. 2664-17

WHEREAS, a contract shall be executed between the City of Fairhope and the Baldwin County Trailblazers, making an appropriation of \$5,000.00 to help people shape their communities to be vigorous, healthy, and flourishing for generations to come by implementing a model Walking School Bus program that can positively reduce the soaring rate of childhood obesity by giving parents a supportive solution for assisting their children with walking to school instead of taking a bus or riding in a car.

WHEREAS, Baldwin County Trailblazers will continue its monthly Smart Walks to area schools that involves over 100 students and an equal number of parents and grandparents. The Smart Walk program has been a success.

WHEREAS, the outcome the program will achieve is to have a significant percentage of students participate in the daily Walking School Program and to be a model for use with other schools.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2016 and ending 30 September 2017; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the amount of \$5,000.00 from the three Utility Funds of the City of Fairhope.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, THAT Mayor Karin Wilson is hereby authorized to sign a contract between the City of Fairhope and the Baldwin County Trailblazers.

DULY ADOPTED THIS 23RD DAY OF JANUARY, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

23 January 2017

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Karin Wilson to execute a Contract between the City of Fairhope and The Fairhope Film Festival for an appropriation of \$8,000.00 to help bring sustained economic growth from the film industry to the Alabama Gulf Coast through its Fairhope Film Festival. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 2665-17

WHEREAS, a contract shall be executed between the City of Fairhope and the Fairhope Film Festival, making an appropriation of \$8,000.00, to help bring sustained economic growth from the film industry to the Alabama Gulf Coast through its Fairhope Film Festival.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2016 and ending 30 September 2017; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the total amount of \$8,000.00 from the Utility Funds.


BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, THAT Mayor Karin Wilson is hereby authorized to sign a contract between the City of Fairhope and the Fairhope Film Festival.

DULY ADOPTED THIS 23RD DAY OF JANUARY, 2017



Karin Wilson, Mayor

Attest



Lisa A. Hanks, MMC
City Clerk

Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Karin Wilson to execute a Contract between the City of Fairhope and the Fairhope -Point Clear Rotary Youth Club for an appropriation of \$50,000.00 to help manage and operate the Fairhope-Point Clear Rotary Youth Club facility. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

23 January 2017

RESOLUTION NO. 2666-17

WHEREAS, the Fairhope-Point Clear Rotary Youth Club serves a public purpose and the programs and activities that the Fairhope-Point Clear Rotary Youth Club gives the City of Fairhope are a public service; and,

WHEREAS, the Fairhope-Point Clear Rotary Youth Club, agrees to work with the Mayor, and/or her agent(s), to better meet the needs of our community's youth through programs and activities; i.e. quality after school and summer programs which is an absolute necessity for our community.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2016 and ending 30 September 2017; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made quarterly in the amount of \$12,500.00 from the Utility Funds; or \$50,000.00 annually, until contract either expires or is cancelled.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to execute contract between the City of Fairhope and the Fairhope-Point Clear Rotary Youth Club to support the programs and activities to better serve our community and its youth by helping to manage and operate the Fairhope-Point Clear Rotary Youth Club facility and for facility maintenance.

ADOPTED THIS 23RD DAY OF JANUARY, 2017



Karin Wilson, Mayor

ATTEST:



Lisa A. Hanks, MMC
City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Karin Wilson to execute a Contract between the City of Fairhope and the Fairhope Pirate Booster Club for an appropriation of \$35,000.00 pledged to assist in the construction of the new multi-purpose facility and an indoor training facility which helps to improve our students physically and preparing them for scholastic competitions while creating healthy lifestyles. Seconded by Councilmember Brown, motion passed unanimously by voice vote. Council President Burrell commented this is the last year of the City's pledge.

23 January 2017

RESOLUTION NO. 2667-17

WHEREAS, a contract shall be executed between the City of Fairhope and the Fairhope Pirate Booster Club, Inc., making an appropriation of \$35,000.00 to be used to assist in the construction of the new multi-purpose facility located on the campus of Fairhope High School; an indoor training facility that will improve our students physically, preparing them for today's scholastic competitions while creating healthy lifestyles that will serve them a lifetime. This will improve athletic programs in public schools attended by Fairhope students and fund capital projects for those schools not furnished by the Baldwin County Board of Education.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2016 and ending 30 September 2017; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made quarterly in the amount of \$8,750.00 from the Utility Funds; or \$35,000.00 annually, until contract either expires or is cancelled.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, THAT Mayor Karin Wilson is hereby authorized to sign a contract between the City of Fairhope and the Fairhope Pirate Booster Club, Inc.

DULY ADOPTED THIS 23RD DAY OF JANUARY, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Robinson stated he was recusing himself from Agenda Item Number 14 due to his wife works for the Fairhope Business Association. Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Karin Wilson to execute a Contract between the City of Fairhope and the Downtown Fairhope Business Association for an appropriation of \$20,000.00 to advertise and promote the City of Fairhope. Seconded by Councilmember Boone, motion passed by the following voice votes: AYE – Burrell, Conyers, Brown, and Boone. NAY – None. ABSTAIN - Robinson.

23 January 2017

RESOLUTION NO. 2668-17

WHEREAS, the Downtown Fairhope Business Association serves a public purpose and the publicity that the Downtown Fairhope Business Association gives the City of Fairhope is a public service; and,


WHEREAS, We, the Downtown Fairhope Business Association agree to work with the Mayor, and/or her agent(s); advertise regionally and promote the City of Fairhope.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2016 and ending 30 September 2017; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the total amount of \$20,000.00 from the Utility Funds.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA that Mayor Karin Wilson is hereby authorized to sign a contract between the City of Fairhope and the Downtown Fairhope Business Association.

DULY ADOPTED THIS 23RD DAY OF JANUARY, 2017



Karin Wilson, Mayor

Attest



Lisa A. Hanks, MMC
City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Karin Wilson to execute a Contract between the City of Fairhope and Baldwin County Economic Development Alliance for an appropriation of \$15,000.00 to support economic development facilitation within the City of Fairhope. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

23 January 2017

RESOLUTION NO. 2669-17

WHEREAS, a contract shall be executed between the City of Fairhope and the Baldwin County Economic Development Alliance, Inc., making an appropriation of \$15,000.00 to assist with economic development facilitation within the City of Fairhope. BCDEA is pleased to continue its 20-year relationship with the City of Fairhope. BCEDA's charge is to develop and facilitate new job creation opportunities for all communities in Baldwin County. BCEDA will work with City Leadership to continue to develop new job creation opportunities in but not limited to the following: IT, Software Development, Aerospace, Aviation and Medical sectors. We will continue to work with the Mayor, City Staff and City Council to identify, develop and promote designated areas of Fairhope for future job creation. BCEDA will continue to promote and market the City of Fairhope, advising national and international corporate decision makers of all that Fairhope has to offer them as a top site-selection location. BCEDA will continue to advise and assist the Mayor and City Leaders in developing a place and atmosphere in Fairhope that encourages, fosters and facilitates entrepreneurship. BCEDA will work with local, regional and statewide workforce development partners to communicate current and future training and education requirements to Coastal Alabama Community College and The Academy at the Fairhope Airport.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2016 and ending 30 September 2017; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the total amount of \$15,000.00 from the Utility Funds.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to sign a contract between the City of Fairhope and the Baldwin County Economic Development Alliance, Inc.

DULY ADOPTED THIS 23RD DAY OF JANUARY, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

23 January 2017

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Karin Wilson to execute a Contract between the City of Fairhope and Thomas Hospital Foundation for use of the City facilities and for an appropriation of \$50,000.00 pledged to assist in the construction of the new Birth Center; to include an enhanced Special Care Nursery. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Council President Burrell commented that this was either the second or third year of the City's pledge.

RESOLUTION NO. 2670-17

WHEREAS, a contract shall be executed between the City of Fairhope and the Thomas Hospital Foundation, Inc., making an appropriation of \$50,000.00 to assist in the construction of the new Birth Center which will include an enhanced Special Care Nursery. This Special Care Nursery will allow babies who are currently transferred out of the county to stay local. A new Birth Center is both the community's and the hospital's most important need.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2016 and ending 30 September 2017; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the total amount of \$50,000.00 from the Utility Funds.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, THAT Mayor Karin Wilson is hereby authorized to sign a contract between the City of Fairhope and the Thomas Hospital Foundation, Inc.

DULY ADOPTED THIS 23RD DAY OF JANUARY, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

23 January 2017

Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Karin Wilson to execute a Water Tower Lease Agreement between the City of Fairhope and New Cingular Wireless PCS, LLC (AT&T Mobility Corporation) for the water tower located on Nichols Avenue. The motion was seconded by Councilmember Conyers. City Treasurer Deborah Smith explained the new lease, any lease issues, and the terms negotiated. Council President Burrell mentioned the clause for renewing and option to renegotiate at each term with an automatic three percent increase. After further discussion, motion passed unanimously by voice vote.

RESOLUTION NO. 2671-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is authorized to execute a Water Tower Lease Agreement between the City of Fairhope and New Cingular Wireless PCS, LLC (AT&T Mobility Corporation) for the water tower located on Nichols Avenue.

Adopted on this 23rd day of January, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Brown stated he was recusing himself from Agenda Items Number 18 and Number 19 due to being a member of the Soccer Board. Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution to Purchase Landscaping Plants for the City's landscaping portion of Project No. REC001-15, New Fairhope Soccer Complex Project 2015 with a cost not to exceed \$17,465.00. Seconded by Councilmember Robinson, motion passed by the following voice votes: AYE – Burrell, Robinson, Conyers, and Boone. NAY – None. ABSTAIN - Brown.

23 January 2017


RESOLUTION NO. 2672-17

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

[1] That the City of Fairhope has voted to purchase Landscaping Plants for the City's landscaping portion of Project No. REC001-15, New Fairhope Soccer Complex Project 2015, from Waters Nursery, LLC with a cost not to exceed \$17,465.00.

[2] That this procurement is allowed pursuant to Resolution No. 1650-10 adopted in May 2010 that declares flowers as Unique "Like Items" and the extension of this categorization to include any cultivated varieties, differentiated by scientific name.

Adopted on this 23rd day January, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution to Purchase Ready Mix Concrete for the City's Sidewalk portion of Project No. REC-0015 New Fairhope Soccer Complex Project 2015 with a cost not to exceed \$21,964.00. Seconded by Councilmember Robinson, motion passed by the following voice votes: AYE – Burrell, Robinson, Conyers, and Boone. NAY – None. ABSTAIN - Brown.

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23 January 2017

RESOLUTION NO. 2673-17

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

[1] That the City of Fairhope has voted to purchase Ready Mix Concrete for the City's Sidewalk portion of Project No. REC-0015 New Fairhope Soccer Complex Project 2015.; and procurement will be off of Bid No. 017-16, Ready Mix Concrete Re-bid, from Delta Industries, Inc. d/b/a Gulf States Ready Mix with a cost not to exceed \$21,964.00.

Adopted on this 23rd day January, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

City Council reviewed an application for a Non-Profit Tax Exempt License (Alcoholic Beverage License) by Erik Cortinas for The Fairhope Pirate Booster Club, Inc., for the 22nd Annual Drawdown and Silent Auction located at 161 North Section Street, Fairhope, Alabama on March 4, 2017. Councilmember Conyers moved to approve the issuance of the license. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Mayor Wilson explained the need for an additional Planner position for current employee after filling the position of Planning Director. Council President Burrell stated this position is in the prior proposed budget as well as the Mayor's proposed budget to come. Councilmember Robinson moved to grant the request to approve a new position of Planner for the Planning Department with a Pay Grade of 24 (\$21.26 - \$34.02). Seconded by Councilmember Boone, motion passed unanimously by voice vote.

23 January 2017

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Goodwyn Mills Cawood, Inc. to perform a Professional Engineering Capacity Study for Gas, Water and Sewer Utilities for RFQ No. PS013-17 (Project No. SEW001-17), and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule, and establish a not-to-exceed limit with this firm. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 2674-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves the selection of Goodwyn Mills Cawood, Inc. to perform a Professional Engineering Capacity Study for Gas, Water and Sewer Utilities for RFQ No. PS013-17 (Project No. SEW001-17), and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule, and establish a not-to-exceed limit with this firm.

DULY ADOPTED THIS 23RD DAY OF JANUARY, 2017



 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

Councilmember Robinson moved to appoint Jerry Barnett to the Recycling Committee for a four-year term which will expire in January 2021. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

The following individuals spoke during Public Participation:

- 1) Charlene Jenkins, South Ingleside, addressed the City Council regarding drainage issues; more specifically flooding with the problem getting worse.
- 2) Paul Ripp, 22985 High Ridge Road, addressed the City Council regarding a previous lawsuit by four individuals against the Publix Project with silt into Fly Creek. He brought up Mosher being denied to speak at the Work Session. Council President Burrell commented there is no public participation during the Work Session. Mr. Ripp also brought up Mr. Boone and the LLCs he is involved with. Mr. Boone stated that none of the active LLCs have done any business since September 2009.

23 January 2017

- 3) Kellie Eady, Cherry Avenue, addressed the City Council regarding the vote to approve the land remaining with the Airport Authority and the need to wean the Airport off of the appropriation; and a need for a plan for the Airport. Council President Burrell replied there will be more hangars, increase in rents, marketing the Westside land. He stated this would be a major liability for the City. Ms. Eady stated the \$320,000.00 pledge is not motivating the Airport and there should be a more aggressive plan.
- 4) Joey Leavitt addressed the City Council and introduced Pauline McDowell who raised \$240.00 at the Barbecue Event with her snow cone machine. He mentioned she had already been presented an engraved cutting board from the Fairhope Volunteer Fire Department for this donation.

Council President Burrell mentioned the person who lost his house and played the drums at the Barbecue Event. He stated an individual has come forward who is going to help this person out.

At the request of the City Attorney, Marion E. Wynne, the City Council will rise from the meeting to go into Executive Session Section 36-25A-7(a)(3) to discuss the legal ramifications of and legal options for pending litigation. The approximate time to be in Executive Session is 45 minutes. Councilmember Conyers moved to go into Executive Session. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

Exited the dais at 6:58 p.m. Returned at 8:25 p.m.

Councilmember Robinson moved to adjourn the meeting. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

There being no further business to come before the City Council, the meeting was duly adjourned at 8:25 p.m.


Jack Burrell, Council President


Lisa A. Hanks, MMC
City Clerk