

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, 24 April 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. The invocation was given by Dr. Ed Glaize, Senior Pastor of Fairhope United Methodist Church, and the Pledge of Allegiance was recited.

Council President Burrell stated that the Mayor's Veto would be addressed after Public Participation; and was placed on the agenda by City Clerk Lisa Hanks where prior vetoes had been placed. He also stated there was a need to add on one agenda item after Council Comments: a Resolution that the Compensation and Job Classification Plan along with the Grade Order Sheet be amended and approved to Add the Planning Technician; and the Job Description with stated pay range (\$15.00 to \$19.00 per hour).

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

Councilmember Robinson moved to approve minutes of the 10 April 2017, regular meeting; minutes of the 10 April 2017, work session; and minutes of the 10 April 2017, agenda meeting. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

Mayor Wilson addressed the City Council regarding the proposed budget. She stated the budget sets goals and objectives for the City; and as CEO the Mayor prepares and presents recommendations to the Council. Mayor Wilson commented on the omission to the budget for funding of the Economic and Community Development Director position and the department. She stated this position was created four months ago with a pay grade based on the job description. Mayor Wilson stated her decisions are being made for the best interest of the City.

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Mayor Wilson read the following reasons for vetoing the Ordinance amending Ordinance No. 1572: Fly Creek PUD Sunset Provision; Paragraph 3 (a).

When this ordinance originally passed on April 11, 2016 the great majority of our citizens opposed the zoning change allowing the construction of this large apartment complex in an environmentally sensitive area.

The developer of this project, to persuade the prior Council to approve the change, agreed to a more environmentally sensitive storm water drainage system as well as a one year sunset provision. The developer then changed the drainage plan to a more conventional drainage system that is a point discharge from a pipe into a detention pond. This is the same system that already failed and damaged Fly Creek and is unacceptable. The Planning Commission rightly denied approval of this plan and it is the developer who is at fault if the sunset provision causes this apartment project to fail - not the City. I cannot, therefore, in good conscience sign this into law and request the Council respect the wishes of the citizens of Fairhope in this matter. The third reason is the acceptance of a deed of gift from Corte for the lift station property on October 24, 2016. She questioned the 3 acres of land that was accepted and being wetlands; and stated this was the source of the Publix lawsuit.

The following individuals spoke during Public Participation for Agenda Items:

- 1) Francis Paul Ripp, 22985 High Ridge Road, addressed the City Council on Agenda Item No. 3: Mayor's Veto of an Ordinance amending Ordinance No. 1572: Fly Creek PUD Sunset Provision; Paragraph 3 (a). He stated the property where the lift station is located is the lowest point of all of that property; and it was accepted after being recorded.
- 2) Johnny Chaney, 598 Middle Street, addressed the City Council regarding three new construction projects near his property and not cleaning up. He said they have messed up drains; and needs an engineer to look at the sites.
- 3) Maggie Mosteller, resident for 34 years, addressed the City Council and said she was grateful for all who are serving the citizens of Fairhope. She thanked the City Council regarding the "Design Studio". Ms. Mosteller said that Perkes and Johnson have done well so far with the Community. Ms. Mosteller also addressed the budget and stated the City needs an Economic and Community Development Director; and this position is crucial to the City.
- 4) Lee Frailie, 213 North Circle, addressed the City Council on Agenda Item No. 3: Mayor's Veto of an Ordinance amending Ordinance No. 1572: Fly Creek PUD Sunset Provision; Paragraph 3 (a). Mr. Frailie stated he was opposed to apartment construction on Corte property; but does not oppose the extension.

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- 5) Dean Mosher, 456 Oak Avenue, addressed the City Council regarding Agenda Item No. 3: Mayor's Veto of an Ordinance amending Ordinance No. 1572: Fly Creek PUD Sunset Provision; Paragraph 3 (a). Mr. Mosher said he has been a resident for 42 years; and the City cannot handle growth and handle density. He said economic development is a must; and also, mentioned parking issues need to be addressed.
- 6) Ron Allen, 6612 Willow Bridge, addressed the City Council regarding Agenda Item No. 17: Approval of 2016 – 2017 Budget. He requested the City Council to give full discussion of omissions.
- 7) Kelly Eby, 9828 Chariot Avenue, addressed the City Council and questioned their experience for preparing a budget of this size. Council President Burrell replied he has been on the Council for five years. Councilmember Robinson replied he has a Finance Degree from the University of South Alabama and is litigator of complex litigation over 11 years. Councilmember Conyers replied he works for a community bank with a budget over \$65 million. Councilmember Brown responded he is on the Alabama State Homebuilders Board and is their Treasurer. Councilmember Boone responded for over 35 years has been running his own business. Ms. Eby stated there needs to be transparency. Councilmember Robinson stated citizens reached out to him this weekend with questions. Ms. Eby said the City Council needs to communicate before voting; and not just before agenda items.
- 8) Unknown Citizen addressed the City Council and stated she truly believes that all of the Councilmembers and Mayor love the City and are in these positions for a reason. She said they all have a higher level of accountability to the citizens. She said they need to get to know each other and stop the fighting. She said they need transparency, respect, and unity.
- 9) Reverend Larry Williams, 623 Middle Street, addressed the City Council and stated one vote is all he has in an election. He said the majority of Fairhope fell in love with the Mayor's agenda and voted her in office. He said we elected the Councilmembers to help Mayor with her agenda.

Councilmember Robinson stated that negative and inaccurate information can lead to more issues. He mentioned a press release that said potential services would be cut or shut down. Councilmember Robinson said he called City attorneys for answers; and called the Alabama League of Municipalities for answers. He said City services are budgeted and approved and cannot be touched without City Council's approval. He said, "we need to stop political posturing in this City." He brought up two of the items in question: (1) Special Events Coordinator; position is still in budget he has seen; and (2) Press Release – who determines hours of operations; policy is set by Council. He encouraged the Mayor and City Council to seek advice and resources before putting something out to public. Councilmember Robinson said he enjoys speaking with citizens; and encouraged them to reach out to the Mayor and City Council.

Mayor Wilson said the divide is caused by the hiring freeze; and we still have to post jobs, interview, hire, and train. She commented overtime has never been shown on the budget until now.

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Councilmember Robinson replied the hiring freeze has not affected departments; and the ability to post was not in the hiring freeze. He said the needs of open positions consisted of only six positions. Councilmember Robinson commented Mayor Wilson received a preliminary budget and took four months. He said we received her proposed budget in March which is a little over one month.

Councilmember Conyers stated Ms. Eby pointed out better communication and he agrees with that need. He brought up the Airport Authority appointments and said the Mayor nominates and the City Council approves the appointments. He said what is fair and what is right for citizens are not the same. Councilmember Conyers thanked the Department Heads, the Mayor, Councilmembers Burrell and Brown, and everyone else for their work on the budget.

Councilmember Brown read all of the proposed new positions: 28 full-time positions and the rest were part-time positions. He commented all were budgeted except nine. Councilmember Brown explained the City Council was told it was a single position not a department when we approved this high paid position: Economic and Community Development Director. He suggested everyone to get the facts from others and not just one person. He stated we should be one City under God. Councilmember Brown announced the Puttin' on the Grits fundraiser on April 27, 2017.

Councilmember Boone announced the Fairhope Rotary Steak Cook-off event scheduled for May 12, 2017. He invited everyone out to have a good time.

Council President Burrell explained how the agendas are put together; and stated that only two items were put on this agenda by the City Council. He said that staff puts together items at the request of the Mayor or Department Heads.

City Attorney Wynne addressed the City Council on the Corte deed of gift and that Lot 6 C of the Subdivision went before the Planning Commission with 1.6 acres being uplands and the rest wetlands. He stated it was publicly known when it went before the Commission and already on the recorded plat. He commented just owning wetlands does not create a liability; and the City of Fairhope was dismissed from the Publix lawsuit. The property was needed for City sewer lines which run almost up the middle of the property. Council President Burrell said the City Clerk is relying on expert to make sure all items are there and part of the packet.

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the Compensation and Job Classification Plan along with the Grade Order Sheet be amended and approved to Add the Planning Technician; and the Job Description with stated pay range (\$15.00 to \$19.00 per hour). Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

24 April 2017

RESOLUTION NO. 2715-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the Compensation and Job Classification Plan along with the Grade Order Sheet be amended and approved to Add the Planning Technician; and the Job Description with stated pay range (\$15.00 to \$19.00 per hour).

ADOPTED THIS 24TH DAY OF APRIL, 2017

Karin Wilson, Mayor

ATTEST:



Lisa A. Hanks, MMC
City Clerk

Councilmember Boone moved to overturn Mayor Wilson's veto of Ordinance amending Ordinance No. 1572: Fly Creek PUD Sunset Provision; Paragraph 3 (a). The motion was seconded by Councilmember Brown. Councilmember Robinson said that his discussion has already been given; and Exhibit A needs to be addressed. He said there are two other options for Fly Creek PUD and Sunset Provision that he felled to mention at the last meeting: (1) request approved, developer meets all requirements, and will be built; and (2) request approved, developer does not meet requirements, will not be built. Councilmember Conyers stated his position had not changed; and feels he is doing right for all. Councilmember Boone stated the eco and environmental issues are the same for apartments and condos. He said no one would appreciate being given a year and then take it away. Council President Burrell stated this is a matter of fairness; and Fly Creek PUD was approved and we must give them a year. Council President Burrell said that if he finds out something was not right with the deed of gift, he would find a way to reverse. After further discussion, the motion passed by the following voice votes: AYE – Burrell, Robinson, Brown, and Boone. NAY – Conyers.

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 Second Extension of Agreement concerning Tolling of the Statute of Limitations between the Utilities Board of the City of Daphne and the City of Fairhope regarding jointly owned gas lines. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

24 April 2017

RESOLUTION NO. 2716-17

WHEREAS, the City Council adopted Resolution No. 2634-16 on December 12, 2016 which authorized the execution of the Agreement concerning Tolling of the Statute of Limitations between the Utilities Board of the City of Daphne and the City of Fairhope regarding jointly owned gas lines; and

WHEREAS, Fairhope and Daphne Utilities executed a first extension for an additional ninety (90) days effective January 15, 2017; and

WHEREAS, Fairhope and Daphne Utilities desire to extend the Tolling Agreement an additional ninety-two (92) days.

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to execute a Second Extension of Agreement concerning Tolling of the Statute of Limitations between the Utilities Board of the City of Daphne and the City of Fairhope regarding jointly owned gas lines.

Adopted on this 24th day of April, 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 the City Council approves the selection of Diversified Emergency Management Associates, LLC to perform Professional Consulting Services for Composing Disaster Debris Management Plan 2017 and Modification of Disaster Debris Removal and Disposal Bid for Agency Compliance (RFQ No. PS020-17), and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule, establish a not-to-exceed limit of \$20,000.00; and execute the associated contract. The motion was seconded by Councilmember Robinson. Purchasing Manager Dan Ames explained we need to do bid specs for disaster debris removal; and we need to be compliant with FEMA before bids go out. He commented this should not be over \$20,000.00 and we need to move forward quickly with this bid. After further discussion, motion passed unanimously by voice vote.

24 April 2017

RESOLUTION NO. 2717-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves the selection of Diversified Emergency Management Associates, LLC to perform Professional Consulting Services for Composing Disaster Debris Management Plan 2017 and Modification of Disaster Debris Removal and Disposal Bid for Agency Compliance (RFQ No. PS020-17), and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule, establish a not-to-exceed limit of \$20,000.00; and execute the associated contract.

DULY ADOPTED THIS 24TH DAY OF APRIL, 2017


 Karin Wilson, Mayor

Attest:

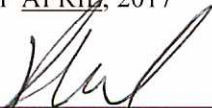


 Lisa A. Hanks, MMC
 City Clerk

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 a contract with Engineering Design Technologies, Inc., for RFQ No. PS018-17, Professional Engineering Services for repairs to Quail Creek Clubhouse 2017, with a not to exceed \$24,500.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 2718-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to execute a contract with Engineering Design Technologies, Inc., for RFQ No. PS018-17, Professional Engineering Services for repairs to Quail Creek Clubhouse 2017, with a not to exceed \$24,500.00

DULY ADOPTED THIS 24TH DAY OF APRIL, 2017


 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

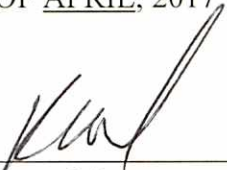
24 April 2017

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 contract with Mississippi State University Gulf Coast Community Design Studio for RFQ No. PS021-17, Professional Consulting Services for South Fairhope Community Action Plan, with a not to exceed \$27,380.35. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 2719-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to execute a contract with Mississippi State University Gulf Coast Community Design Studio for RFQ No. PS021-17, Professional Consulting Services for South Fairhope Community Action Plan, with a not to exceed \$27,380.35.

DULY ADOPTED THIS 24TH DAY OF APRIL, 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 that Mayor Karin Wilson is hereby authorized to execute a Reimbursable Agreement for Relocation of Utility Facilities for County Project Number ERPR-8980(911) between the City of Fairhope and the Baldwin County Commission on CR32 500' east of SR181 with the proposed location remaining the same and depth being lowered an additional 12' (approximately). The total estimated reimbursable cost is \$17,031.47. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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24 April 2017

RESOLUTION NO. 2720-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Mayor Karin Wilson is hereby authorized to execute a Reimbursable Agreement for Relocation of Utility Facilities for County Project Number ERPR-8980(911) between the City of Fairhope and the Baldwin County Commission on CR32 500' east of SR181 with the proposed location remaining the same and depth being lowered an additional 12' (approximately). The total estimated reimbursable cost is \$17,031.47.

Adopted on this 24th day of April, 2017


Karin Wilson, Mayor

Attest:



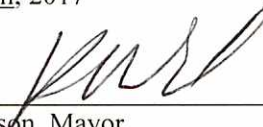
 Lisa A. Hanks, MMC
 City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to procure Service for Project No. GAS002-17 to Relocate Gas Line on CR 32 for the County Drainage Project; and to purchase Materials (required pipe and fittings) for same. The total project cost is \$17,031.47: \$14,905.13 for Service and \$2,216.34 for Materials. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 2721-17

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

[1] That the City of Fairhope has voted to procure Service for Project No. GAS002-17 to Relocate Gas Line on CR 32 for the County Drainage Project; and to purchase Materials (required pipe and fittings) for same. The total project cost is \$17,031.47: \$14,905.13 for Service and \$2,216.34 for Materials. Please note the cost borne by the City of Fairhope for the utility relocation is 100% reimbursable and the County will reimburse the City as soon as the work has been completed.

Adopted on this 24th day of April, 2017


Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

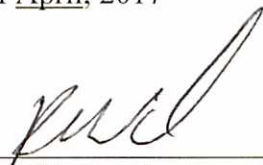
24 April 2017

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 South Alabama Mutual Assistance Agreement with between the City of Fairhope and among the counties, towns, and cities of the South Alabama Mutual Assistance Compact to provide and receive mutual aid as a result of a Disaster. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 2722-17


BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Mayor Karin Wilson is hereby authorized to execute a South Alabama Mutual Assistance Agreement between the City of Fairhope and among the counties, towns, and cities of the South Alabama Mutual Assistance Compact to provide and receive mutual aid as a result of fire, flood, storm, epidemic, technological failure or accident, riot, drought, sudden and severe energy shortage, plant or animal infestation or disease, earthquake, explosion, terrorism, or man-made disaster, or other conditions (“Disasters”).

Adopted on this 24th day of April, 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 the City of Fairhope hereby terminates the contract titled City Engineer Services between the City of Fairhope and Jade Consulting, LLC due to Clause No. E Terms and Conditions (11); and authorizes Mayor Wilson to sign the necessary paperwork. The motion was seconded by Councilmember Robinson. Council President Burrell commented that this was not a reflection of Jade Consulting. He said we have hired an Operations Director who is an engineer; and we will hire a Public Works Director who will also be an engineer. After further discussion, motion passed unanimously by voice vote.

24 April 2017

RESOLUTION NO. 2723-17

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

1] That on October 27, 2014 the City of Fairhope entered into a contract with Jade Consulting, LLC for City Engineer Services (RFQ PS003-17).

[2] That the City of Fairhope hereby terminates the contract titled City Engineer Services between the City of Fairhope and Jade Consulting, LLC due to Clause No. E Terms and Conditions (11); and authorizes Mayor Wilson to sign the necessary paperwork.

Adopted on this 24th day of April, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution accepting all of Fairhope's public utilities located in right-of-ways within Bridlewood Farms for maintenance and to authorize Mayor Karin Wilson to execute the Maintenance and Guaranty Agreement between the City of Fairhope and BR549, LLC. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

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24 April 2017

RESOLUTION NO. 2724-17

WHEREAS, the Owners of Bridlewood Farms desire to have all Fairhope public utilities dedicated on the plat filed for record in the Probate Records of Baldwin County, Alabama, on Slide 2591-E accepted for maintenance by the City of Fairhope, Alabama, and;

WHEREAS, the City of Fairhope, Alabama, has received notice from the engineers of the project that the design and capacity of the public improvements have been designed in conformance with City requirements, and;

WHEREAS, the Water and Sewer Superintendent has indicated that the improvements meet City requirements, and;

WHEREAS, the City of Fairhope, Alabama, has received from the owners of Bridlewood Farms, maintenance bonds for the public improvements constructed for a period of 2 years, and;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA that the public improvements indicated herein for Bridlewood Farms are hereby accepted for public maintenance subject to the bond posted; and authorizes Mayor Karin Wilson to execute the Maintenance and Guaranty Agreement between the City of Fairhope and BR549, LLC (the "Subdivider").

BE IT FURTHER RESOLVED this resolution of acceptance shall not obligate the City of Fairhope to maintain any utility or drainage facilities outside the limits of the right-of-way of the public streets, whether or not such may be located within dedicated easements in any of these developments.

Adopted this 24th day of April, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

24 April 2017

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution to Award Bid for Miniature LED Lights 2017 (Bid No. 013-17) with the total bid proposal of \$8.62 per strand for a total cost of \$129,300.00 for approximately 15,000 strands. Seconded by Councilmember Brown, motion passed unanimously by voice vote. Purchasing Manager Dan Ames explained that we spent about the same last year, but these are LED lights.

RESOLUTION NO. 2725-17

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

[1] That the City of Fairhope did request, receive, and open bids for Miniature LED Lights 2017 for the Electric Department (Bid Number 013-17) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

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

Please see attached Bid Tabulation for
Miniature LED Lights 2017 for the Electric Department

[3] After evaluating the bid proposals with the required bid specifications, Jubilee Ace Home Center, with the total bid proposal of \$8.62 per strand for a total cost of \$129,300.00 for approximately 15,000 strands, is now awarded the bid for Miniature LED Lights 2017 for the Electric Department.

Adopted on this 24th day of April, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

24 April 2017

CITY OF FAIRHOPE
 BID TABULATION
 BID NUMBER: 013-17
 BID NAME: Miniature LED Lights 2017
 OPENED: February 23, 2017, 9:00 a.m.

(City anticipates procuring approximately 15,000 strands)

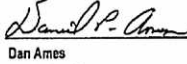
VENDOR	Non-Collusion/ Proposal Executed /Signed / Notarized	Signed Addenda #1 and #2	ARO In days	Instructions /Specification Compliance	Manufacturer/ Model Number	Base Bid Price per		Base Bid Price per ft	
						ft strand 100 bulb minimum	(Ft. Length)	strand 150 bulb minimum	Ft.(length)
JUBILEE ACE HOME CENTER, Inc. dba JUBILEE ACE HOME CENTER	YES		6 days	some	Celebrations 40840-71	\$8.62	29'		
DISPLAY SALES COMPANY	YES			some	China ML100G3WW	\$19.18	100'		
ALL AMERICAN CHRISTMAS CO.	NO BID								
DIXIE DECORATIONS	NO RESPONSE								
ALLIED ELECTRONICS, INC.	NO RESPONSE								
WAL-MART (Daphne)	NO RESPONSE								
HOLIDAY DESIGNS	NO RESPONSE								
CHRISTMAS LIGHTS, ETC	NO RESPONSE								
WAL-MART (Fairhope)	NO RESPONSE								
GRAYBAR	NO RESPONSE								
COASTAL EXPOSURES LANDSCAPES, INC	NO RESPONSE								
CITY ELECTRIC SUPPLY	NO RESPONSE								
WINTERGREEN CORPORATION	NO RESPONSE								
LOWES	NO RESPONSE								
NOVELTY LIGHTS, INC	NO RESPONSE								
HOME DEPOT	NO RESPONSE								
HOLIDAY DESIGNS	NO RESPONSE								
GRAYBAR	NO RESPONSE								
ROBERT MOORES CHRISTMAS TOWN	NO RESPONSE								
BAY SHORE ELECTRIC	NO RESPONSE								

NOTE: In the bid we asked for the stringers to be 24 to 34 feet long. Jubilee Ace is the only one to meet that at 29 feet. Display Sales bid 100 feet per strand -this does not meet spec.

Recommendation: Award bid to JUBILEE ACE HOME CENTER in the amount of \$8.62 per 29' strand.

To my knowledge this is an accurate bid tabulation


 Jimmy Cluser
 Superintendent, Electric Department
 2/29/17


 Dan Ames
 Purchasing Manager
 2/29/17

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby approves and authorizes Mayor Karin Wilson to execute a Memorandum of Understanding between the Baldwin County Commission, the City of Fairhope, and the Fairhope Volunteer Fire Department regarding the shared use of certain communications infrastructure owned by Baldwin County Commission for the purpose of supporting an interoperable P-25 public safety communications system. The motion was seconded by Councilmember Robinson. IT Director Jeff Montgomery explained the purchased the P-25 system with a Fire Grant and the initial agreement for three years; and after that we would pay \$10.00 per user subscription fee for 120 to 130 radios. He stated this would be between \$15,000.00 to \$16,000.00 per year. After further discussion, motion passed unanimously by voice vote.

24 April 2017

RESOLUTION NO. 2726-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council hereby approves and authorizes Mayor Karin Wilson to execute a Memorandum of Understanding between the Baldwin County Commission, the City of Fairhope, and the Fairhope Volunteer Fire Department regarding the shared use of certain communications infrastructure owned by Baldwin County Commission for the purpose of supporting an interoperable P-25 public safety communications system.

Adopted on this 24th day of April, 2017


 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

Councilmember Brown read through the changes for the proposed budget that were made with numerous hours meeting with Council President Burrell. He commented the changes were sent to the other Councilmembers for feedback. He stated the surplus is about the same, but fluctuates with Utilities. Council President Burrell went over the Capital Projects Fund which had a \$829,000 plus deficit. He met with City Treasurer Deborah Smith and Finance Director Jill Cabaniss and went over the Funds projects. He commented this information which is usually in the budget was not given to him until this morning.

Council President Burrell read the entire Budget Resolution. Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that that the proposed Budget presented and reviewed the 24th day of April 2017, be hereby approved and adopted for the FY 2016-2017. The motion was seconded by Councilmember Boone. Councilmember Conyers said this budget process was a first time for three of us and the Mayor. He briefly mentioned a few of the changes: \$383,000.00 in debt retirement, \$500,000.00 for painting of water tower, approximately \$197,000.00 for two percent cost of living raise, and \$220,000.00 utility transfer, reduced proposed positions by nine positions, and we captured one year not just six months. Councilmember Conyers mentioned this would be a 12 percent increase which is more than the budget can allow.

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Council President Burrell stated there is concern with the Economic and Community Development Director, but we budgeted \$94,500.00 for the Community Affairs and Recreation Director. He said the position was on the Organizational Chart in the Economic and Community Development Department. He said State law gives the Council the authority to create and fund positions. He stated the Mayor presents a framework and the Council finalizes. Council President Burrell also mentioned the City Council being over policies and procedures as well as over real estate.

Councilmember Brown commented the Mayor repeatedly mentioned savings, but never produced to the Council. Councilmember Robinson said we did meet two at a time or one on one with the Mayor on the budget. Council President Burrell did comment the City Council did not go to the Mayor with this budget due to prior meetings not agreeing and hearing why items are in the budget. Councilmember Boone said we met again and again; and each time more documents were produced. After further discuss, motion passed unanimously by voice vote.

RESOLUTION NO. 2727-17

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the proposed Budget presented and reviewed the 24th day of April 2017, be hereby approved and adopted for the FY 2016-2017; and

BE IT FURTHER RESOLVED that the Annual Salaries of City Personnel shall be as shown on a list entitled Annual Salaries of All City Personnel and said list filed in the Office of the City Treasurer; and

BE IT FURTHER RESOLVED that a two percent cost of living raise adopted in the Budget will become effective on April 24, 2017 for all full-time employees who have been with the City for a minimum of one year; and

BE IT FURTHER RESOLVED that Mayor Karin Wilson is hereby authorized to fill all positions that have been approved and budgeted as needed; and

BE IT FURTHER RESOLVED that the City Council hereby authorizes for FY 2016-2017 to use the portion of the Sales and Use Tax revenue that is restricted in the General Fund Debt Pre-payment Account can be used for General Fund operations up to the \$2,000,000.00 reduction; and

BE IT FURTHER RESOLVED that the following procedure is hereby established for expenditures:

City invoices will continue being paid on a weekly basis, in order to take advantage of any available discounts, and to more nearly match the outflow of cash to the receipt of revenue from the three utility billing cycles. A monthly report will be given to the Councilmembers at the beginning of each month reporting all invoices paid during the prior month.

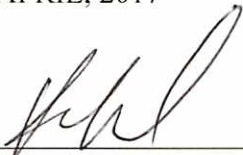
24 April 2017

The City of Fairhope Administration has the authority to spend on any operational budgeted item up to \$10,000.00 in the aggregate, or the budgeted amount, whichever is less. The City of Fairhope Administration has the authority to spend on any operational non-budgeted item up to \$5,000.00 in the aggregate. Any purchase order over \$7,500.00 requires the signatures, on a green sheet, of the Mayor, City Treasurer, and Finance Director. In the aggregate means that a purchase, contract, etc. cannot be broken into several purchases to circumvent the law.

Any budgeted capital item may be bid with the approval of the Mayor, City Treasurer, and Finance Director. After the bids are received, the Purchasing Manager shall forward to the City Council a report and recommendation concerning the award of each bid. The City Council will review the report and adopt a resolution rendering a decision.

The following resolution is hereby repealed: Resolution No. 1879-11 adopted by the governing body on November 28, 2011.

ADOPTED THIS 24TH DAY OF APRIL, 2017



Karin Wilson, Mayor

BE IT FURTHER RESOLVED that all Professional Services contracts over \$2,500.00 must be approved by the City Council; and should City Council disapprove of the Professional Service chosen, they may select another from the list. This policy supplements Resolution No. 2043-13 which adopted the most recent Administrative Policy and Procedure: Quality Based Selection for Professional Services Contracts.

ADOPTED THIS 24TH DAY OF APRIL, 2017



Jack Burrell, Council President

ATTEST:



Lisa A. Hanks, MMC
City Clerk

24 April 2017

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the Governing Body hereby expressly lifts the hiring freeze and authorizes filling of budgeted positions. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

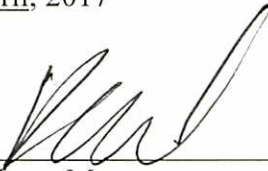
RESOLUTION NO. 2728-17

WHEREAS, the City Council adopted Resolution No. 2690-17 which placed a temporary hiring freeze on authorized positions, open, unaccepted or vacated as of February 27, 2017; and

WHEREAS, the City Council desires to lift the hiring freeze to allow for budgeted positions to be filled.

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the Governing Body hereby expressly lifts the hiring freeze and authorizes filling of budgeted positions.

Adopted on this 24th day of April, 2017



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Conyers moved to appoint Paul Czajka to the Museum Advisory Board for a 3-year term which will expire April 2020. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

Councilmember Conyers stated he was a supporter of a compromise. He commented there is no support for this from either side. He said this should not be put on the agenda again. Council President Burrell commented the Alabama League of Municipalities suggested the Council redoing the policies and procedures for the agenda. He said the Mayor nominates, so we should put on the agenda.

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Council President Burrell read the nominee of Kristine Kiernan replacing Vince Boothe to the Airport Authority whose term expired in March 2017; and requested a motion for the appointment. The appointment failed for lack of a motion.

Council President Burrell read the nominee of Blake Waller replacing Pam Caudill to the Airport Authority whose term expired in March 2017; and requested a motion for the appointment. The appointment failed for lack of a motion.

Council President Burrell stated the members will remain on the Airport Authority until replaced. He also commented the Airport Authority voted unanimously to recommend reappointment to Mayor Wilson; and did not try to appoint.

City Council reviewed an application for a Non-Profit Tax Exempt License (Alcoholic Beverage License) by Jamie Seelye for Project Mouvement in Art, Inc., for "Dance Arts South Generation Z," at 161 North Section Street, Fairhope, Alabama on June 3, 2017 from 2:00 p.m. to 7:00 p.m. Councilmember Robinson moved to approve the issuance of the license. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

Councilmember Conyers moved to grant the request of Katie Evans, Board President of The Exceptional Foundation of the Gulf Coast, requesting permission to block streets (School Street, Fairhope Avenue, Bancroft Street, and Morphy Avenue) for the bike parade from 6:00 p.m. to 6:20 p.m.; use the Fairhoper's Community Park; and use of barricades for the Red White & Bike Event on July 1, 2017 from 5:00 p.m. to 7:00 p.m. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

Councilmember Conyers moved to grant the request of the Fairhope Volunteer Fire Department – Requesting to use the James P. Nix Center on Saturday, December 2, 2017, for the Fairhope Volunteer Fire Department Wives Dinner; and have requested fees to be waived. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Councilmember Conyers moved to grant the request of the Fairhope Volunteer Fire Department – Requesting to use the James P. Nix Center on Thursday, September 7, 2017, for the Baldwin County Fire Chiefs Association meeting from 4:30 p.m. to 9:00 p.m.; and have requested fees to be waived. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

The following individuals spoke during Public Participation for Non-Agenda Items:

- 1) Jay Harlan, 410 Wisteria Street, addressed the City Council and said this is a great place and a great place to live. He stated the only issue is the Mayor being restricted from doing her job.

24 April 2017

- 2) Ron Allen, 6612 Willow Bridge Drive, addressed the City Council and said that they were all honorable. He said people have mentioned deep pockets with no proof.
- 3) Francis Paul Ripp, 22985 High Ridge Road, addressed the City Council and mentioned he said we settled the case. City Attorney Wynne reiterated the City did not settle; we were dismissed in the case. Mr. Ripp said the budget was rubberstamped when Kant was her; but Wilson's was stopped. He said the community sees abrasiveness and not working together. He commented something needs to give and we need cohesiveness.

Council President Burrell stated he has never seen the Council post anything on social media against the Mayor. He said it feels like we are constantly being attacked and people planted to speak against the Council. Councilmember Robinson stated he receives complaints due to not responding to the posts; and said he will not drag our community through the mud.

Councilmember Boone 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 8:50 p.m.



Jack Burrell, Council President



Lisa A. Hanks, MMC
City Clerk