

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, 9 April 2018.

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

There being a quorum present, Council President Burrell called the meeting to order. The invocation was given by Kim Mayfield of The Way Community Church, and the Pledge of Allegiance was recited.

Council President Burrell announced that City Attorney McDowell does not recommend Dockwa being walked onto the agenda. He stated there was a need to add on an agenda item after Agenda Item Number 26: a Resolution that the City of Fairhope has voted to purchase Two (2) Police K-9 Service Dogs for the Police Department and is a specialty type of purchase through Police Service Dogs, Inc. The total cost not to exceed \$18,000.00.

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

Councilmember Boone moved to approve minutes of the 26 March 2018, regular meeting; minutes of the 26 March 2018, work session; and minutes of the 26 March 2018, agenda meeting. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Mayor Wilson addressed the City Council regarding the following items:

- 1) Each year the Optimist Club of Perdido Bay recognizes the outstanding performances of Police Officers. Officer Brett Dahlman was recognized for his outstanding performance; and Lieutenant Stephanie Hollinghead was named Officer of the Year. She congratulated both officers for 2018.
- 2) Earth Day Mobile Bay will be Saturday, April 21, 2018. Each year Earth Day Mobile Bay and the City of Fairhope hold a design contest for its Anti-Litter Campaign. This year's slogan and design winner comes from Mrs. Gilheart's Fifth Grade class from Fairhope Intermediate School: Kaleigh Rogers. Mayor Wilson read the proclamation for Earth Day.

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- 3) As part of the City's efforts to bring awareness to protect Mobile Bay, we are excited to share the three designs chosen for our Storm Drain Markers. The City held a creative design competition for the Storm Drain Medallions with Fairhope High School students to select three winners. The medallions will be placed throughout Fairhope beginning on the Friday before Earth Day. These were made possible through a grant from ADCNR and NOAA.
- 4) Michelle Gillespie posted on Facebook how stunning the roses looked at the Municipal Pier. Mayor Wilson thanked Paul Merchant and staff.

Councilmember Robinson reiterated Mayor Wilson and recognized Lt. Hollinghead being named Officer of the Year; and congratulated her. He also congratulated the Fairhope Volunteer Fire Department on a great BBQ Cook off event.

Councilmember Conyers congratulated Lt. Hollinghead and the Fairhope Volunteer Fire Department.

Councilmember Brown commented he was a judge for the Fire Department for this year's event; and thanked the Optimist Club for the Easter Sunrise Service.

Councilmember Boone announced the Harbor Board will meet on April 11, 2018 at 3:30 p.m. He said the Fire Department's event was a lot of fun and great for the City of Fairhope.

Council President Burrell congratulated the Fairhope Police Officers and citizens for their rewards. He also commented the Fairhope Volunteer Fire Department's BBQ Cook off was a successful event.

Lee Parks with Warren Averett addressed the City Council and briefly went over the Comprehensive Annual Financial Report "CAFR" for the year ending September 30, 2017 as a Power Point Presentation. A copy of the Power Point Presentation is on file in the City Clerk's office. Mr. Parks thanked the Mayor and City Councilmembers for allowing Warren Averett to be their external auditors. He also thanked the Departments for all of their help throughout the engagement. Ms. May stated the City is receiving an "Unmodified Opinion" which is the highest level to achieve.

Councilmember Conyers introduced in writing an ordinance to Repealing and Replacing Ordinance No. 590 to protect the Public Health, Safety and Welfare by providing Policy and Procedure for Park Beach Entrance Fee at Fairhope's bay front within the City of Fairhope. Community Affairs Director Sherry-Lea Botoy explained the need for the increase due to the expenses for the upkeep of the Park.

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Mayor Wilson commented that we are looking at Driver License Software for determining who resides inside or outside the City limits. Due to lack of a motion for immediate consideration, this ordinance will layover until the April 23, 2018 City Council meeting.

Council President Burrell announced there were some changes to be made to the resolution to repeal and replace Resolution No. 1408-07 setting forth the Rules and Regulations for the Operation of the Fairhope Municipal Civic Center Complex located at 161 N. Section Street, Fairhope, Alabama and briefly went over each one. Civic Center Manager Michael Stonehouse helped with the reasoning behind the proposed changes.

Councilmember Boone moved to amend the resolution as discussed by Council President Burrell and Michael Stonehouse. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution to repeal and replace Resolution No. 1408-07 setting forth the Rules and Regulations for the Operation of the Fairhope Municipal Civic Center Complex located at 161 N. Section Street, Fairhope, Alabama as amended. Seconded by Councilmember Robinson, motion passed unanimously by voice vote. Councilmember Conyers mentioned he requested these to be streamlined. Council President Burrell said these items cannot be streamlined, but the Parks, Streets, and Sidewalks Ordinances are to be reviewed for streamlining.

RESOLUTION NO. 3039-18

A RESOLUTION REPEALING AND REPLACING RESOLUTION NO. 1408-07 SETTING FORTH THE RULES AND REGULATIONS FOR THE OPERATION OF THE FAIRHOPE MUNICIPAL CIVIC CENTER COMPLEX LOCATED AT 161 N. SECTION STREET, FAIRHOPE, ALABAMA

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

- I. The facilities located in the Municipal Civic Center Complex, namely the Main Auditorium, the Lobby, the Council Chambers (Municipal Court), the Storeroom, and the Delchamps Suites will be regulated as outlined herein.
- II. RESERVATIONS
 1. Reservations shall be on a first come, first served basis, except for Governmental functions which shall take precedence over all other functions and may necessitate the cancellation or postponement of an event.

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2. Persons or groups wishing to reserve one or more of the facilities must complete, date, and sign an Application for Use of Fairhope Civic Center form, Cancellation Policy, Indemnity/Hold Harmless Agreement, and pay the required rental deposit in order for the reservation to be entered on the Activities Calendar located at the Fairhope Civic Center. No reservations will be confirmed until the deposit is paid.
3. Persons or groups using one or more of the facilities must also obtain a Special Event Insurance Policy naming the City of Fairhope as additional insured for any event open to the public, tickets are sold, and/or alcohol is on the premises.
4. Cancellations or date changes must be in writing and signed by the same person who signed the application and paid the rental fees and must be given to the Banquet Manager at the Fairhope Civic Center not less than thirty (30) days prior to the event for any refund to be given. Fee refunds will be made by check, less a \$10.00 or 20% handling charge, whichever is greater. No refunds will be made for cancellations made within 30 days of the event.
5. Groups that have events that occur annually and have rented the auditorium for at least five consecutive years shall have the right for advance booking provided that the City receives a completed application(s) and deposit(s) paid prior to the requested dates.
6. Religious groups may use the complex facilities for meetings, conventions, dinners, etc., but will not be permitted use of any part of the facility as a permanent sanctuary on a regular Sunday or weekday basis.
7. Rental rates shall be per day as follows:
 - a.

| | |
|------------------|--|
| Main Auditorium | \$585.00 - (8:00 a.m. – 5:00 p.m.) \$50.00 per hour after 5:00 p.m. |
| Lobby | \$150.00 |
| Storeroom: | \$150.00 |
| Council Chambers | \$125.00 |
| Delchamps Room 1 | \$125.00 |
| Delchamps Room 2 | \$75.00 |
 - b. An hourly rate of \$50.00 per hour will be charged for each consecutive hour of use after 5:00 p.m. on weekdays and all day on weekends from the time the first person arrives until the last person leaves. This hourly charge will be \$100.00 per hour on recognized City holidays.

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8. The rental fee includes tables, chairs, and a one-time set-up. The Main Auditorium rental fee also includes stage and two dressing rooms. An extra setup fee of \$150.00 will be applied for any changes to the event set up, before or during an event. Only Civic Center employees are allowed to move or reset Civic Center property.

9. Other Rental Rates and Fees:
 - a.

| | |
|--|-------------------|
| Commercial Kitchen | \$125.00 |
| Stage Runway with lights and stairs | \$125.00 |
| Projector and Screen (stage broadcast) | \$50.00 |
| 32" TV/VCR/DVD Combo | \$25.00 |
| Scissor Lift | \$50.00 per hour |
| Portable Bar | \$50.00 |
| Mandatory Cleaning Fee | \$50.00 per hour |
| Stanchions, Easels, Coat Racks | \$10.00 each |
| Piano | \$100.00 |
| A/V Tech Fee | \$35.00 per hour |
| Tent Permit for CC Parking Lot | \$100.00 per tent |
| A/V Package – Set-up/Breakdown of podium/microphone, sound mixer, clear-com headsets, CD player, stage lights and light board, stage monitors, up to five microphones. | \$200.00 |

10. From 8:00 a.m. until 5:00 p.m. on regular working days of the City of Fairhope, when it is not being used by a paying group, the Fairhope Civic Center may be used by:
 - a. the Fairhope Public Schools, when the principal requests, in writing, such use and rental fee waiver and the Banquet Manager approves such use as one that will not interfere with the regular operations of the Fairhope Civic Center.

 - b. Thomas Hospital, as long as it remains a not for profit community hospital, and the Administrator of the Hospital requests, in writing, such use and rental fee waiver, and the Banquet Manager approves such use as one that will not interfere with the regular operations of the Fairhope Civic Center.

 - c. any Fairhope community organization, whether civic or otherwise, which is not a commercial venture for private gain, and pays a membership fee of \$100.00 a year which will allow said member organization use of the facility for free (except for the auditorium) as

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long as their use will, at the Fairhope Civic Center Banquet Manager's opinion, not interfere with the regular operations of the Fairhope Civic Center. This includes civic groups, churches, or clubs such as coffee clubs, investment groups, interest clubs, etc.

- d. After 5:00 p.m., the Fairhope Public Schools, Thomas Hospital, or the Baldwin Pops (one weekday evening each week) may use the Fairhope Civic Center with a waiver of rental fees provided it has not been booked by a paying customer.
11. The City of Fairhope, its departments and agencies, and city sponsored functions shall be exempt from rental fees provided the functions will improve the skills, finances, or betterment of the sponsoring department or portray the City of Fairhope in the best light for the good and benefit of the citizens of Fairhope. This does not relieve the said departments from clean-up, and security responsibilities.

III. RULES AND REGULATIONS

1. The number of Auditorium seating is to be given at the time of booking. Maximum seating and/or crowd capacity will be as per the Fire Code. Fire and exit lanes will be open at all times. Chairs will not be disconnected and moved into aisles.
2. Access to the building must be arranged with the Banquet Manager.
3. Persons or groups renting the Main Auditorium, Council Chamber, and/or Delchamps Suites shall have exclusive use of the Civic Center parking lot with exception of the spaces required by City Hall and the University of South Alabama College of Nursing.
4. Law Enforcement Personnel and/or chaperons must be approved by the Fairhope Chief of Police and will be present during entire event. Events requiring Law Enforcement Personnel and/or chaperons include any event open to the public where alcohol is being served, any school function, or any function at which security is deemed necessary by the Banquet Manager.
5. The Banquet Manager will be the final authority regarding decorations:
 - a. Decorations must be placed on the day of the event. No equipment or materials will be allowed to be placed prior to the day and time of use unless approved by the Banquet Manager.
 - b. No painting of any type will be permitted inside the facility.
 - c. All decorations are to be free-standing or approved by the Banquet Manager. No nails, tacks, brackets or self-adhesive tape will be allowed on or in the walls, ceilings, floors, windows or any material that will deface, mar, or damage a finished surface.

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- d. No shaving cream, toilet paper, silly string, rice, birdseed, sparklers, glitter, confetti (including decorative jewels), or the like will be thrown or used for decoration inside or outside the facility. All candles must be self-contained. If any of these is found on the floor there will be additional clean-up/damage fees.
 - e. Only rose petals, lavender, or bells are permitted at the Fairhope Civic Center when the bride and groom are leaving after a reception.
 - f. All decorations must be removed following an event before the renter leaves the premises. Decorations that are to be shared with other groups may be left in place if prior arrangements are made with and approved by the Banquet Manager.
6. In order to maintain health standards as required by state and county regulations, all users of the kitchen must comply with the following:
- a. All pots, pans, trays, plates, saucers, cups, serving dishes, glasses, and silverware will be washed before use.
 - b. After food serving has been completed, and before leaving the complex, all items listed in 5.a. will be washed and separated (all spoons together, etc.) and stored in proper locations as found prior to use.
 - c. The kitchen, along with its appliances and equipment, will be used only in conjunction with the rental of the Auditorium or by City Personnel.
 - d. Alcohol must be served by a licensed bartender or caterer. If a cash bar is used or alcohol is sold, renter/caterer must show proof of proper ABC licensure.
 - e. The renter and/or caterer serving food/drink will furnish own pots, pans, trays, plates, saucers, cups, serving dishes, glasses, and silverware all of which will be washed before use.
 - f. All equipment, including utility carts, coffee and tea urns, will be cleaned after use.
 - g. All appliances including stoves, ovens, microwaves, refrigerators, sinks, work areas, utility carts, and slicing equipment will be cleaned after use.
 - h. Grease shall be disposed of properly by renter or caterer.

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- i. It is the responsibility of the renter to inform the caterer and other vendors of the rules and regulations. The caterer and/or renter are responsible for ensuring that the kitchen is clean and returned back to us as delivered. The Banquet Manager can provide a detailed list of responsibilities.
7. No food or drink will be allowed in the Council Chambers.
8. Garbage and Debris:
 - a. All loose debris, including cups, plates, and napkins must be removed from tables and the floor swept of debris.
 - b. All garbage and debris will be removed from the building by the renter as needed during and at the close of the function.
 - c. All garbage bags must be tied and placed in the garbage containers provided outside the facility.
 - d. The City will not clean up debris left by a decorating group. All debris is to be hauled off by the renter.
9. Permission from the Banquet Manager will be required for any person or group to bring into the building and use an appliance with special power requirements.
10. Stage light settings will be accomplished by auditorium users, and, when function is over, light must be reset for general use. Step ladders will be returned to storage place after use.
11. The only persons allowed in the sound equipment room upstairs will be the persons in charge of the activity and persons required to operate sound and light systems. A \$30.00 per hour charge will be required for the use of stage lights and operator.
12. A fee will be charged for use of the piano. The piano will remain on stage at all times. Nothing will be placed or stored in or on this instrument.
13. If children are present during your function, they must be supervised at all times. Any damaged or broken items caused from lack of supervision will be the renter's responsibility.
14. All personal equipment, supplies, decorations, and other materials will be removed at the close of the activity.
15. No inventory items, such as chairs, tables, podiums, movie projectors, screens, kitchen utensils, pots, pans, silverware, dishes, etc. will be loaned or permitted to be removed from the premises under any condition.

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16. All groups and organizations are responsible for their own clean-up of the kitchen, decorations, garbage, and debris. Anything brought in by the renter and/or caterer must be removed by the renter and/or caterer. It is the responsibility of the renter to ensure that the Rules and Regulations are adhered to. The Banquet Manager will review the clean-up schedule prior to the function and will conduct an inspection after the function to assess whether or not additional clean-up fees will be charged. An additional clean-up fee at the rate of \$50.00 per hour will be charged for any time and/or required personnel necessary to complete the responsibilities of the renter.
17. Additional fees will be charged for any damaged or missing items which include, but are not limited to, any broken or missing items from the facility, and carpet and/or tile restoration (coolers and other heavy equipment may not be dragged across the floors at the Fairhope Civic Center.
18. The Fairhope Municipal Civic Center Complex is a smoke-free facility. In compliance with City Ordinance No. 1311, "smoking is prohibited within a reasonable distance often (10) feet outside an enclosed area where smoking is prohibited, so as to ensure that tobacco smoke does not enter the area through entrances, windows, ventilation systems or other means." It is the renter's responsibility to ensure that all personnel at their function are made aware of this Ordinance.

The City Council reserves the right to amend, delete, adjust, or waive any and all stipulations set out herein.

ADOPTED this 9th day of April, 2018



 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 authorize the Submission of an FY 2019 Transportation Alternatives Set-Aside Program Grant to the Alabama Department of Transportation to Construct New Sidewalk Facilities at Manley Soccer Complex. Total project cost is estimated at \$800,000.00; the City will be responsible for providing 20 percent or \$160,000.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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RESOLUTION NO. 3040-18

**AUTHORIZING THE SUBMISSION OF AN FY 2019
TRANSPORTATION ALTERNATIVES SET-ASIDE
PROGRAM GRANT TO THE ALABAMA DEPARTMENT
OF TRANSPORTATION TO CONSTRUCT NEW SIDEWALK
FACILITIES AT MANLEY SOCCER COMPLEX**

WHEREAS, the Alabama Department of Transportation (ALDOT) is accepting applications from municipal governments for FY 2019 Transportation Alternatives Set-Aside Program (TAP) Grants; and

WHEREAS, the City of Fairhope has identified the need to provide new sidewalk facilities designated for use by pedestrians at the Manley Soccer Complex in Fairhope; and

WHEREAS, the total project cost is estimated at \$800,000.00, and if funded, the grant will pay 80% or \$640,000.00 and the City of Fairhope will be responsible for providing 20% or \$160,000.00; and

WHEREAS, if funded, the City will see this project through to completion and will be responsible for providing long-term maintenance of the new facilities;

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, IN REGULAR SESSION ASSEMBLED, that by this Resolution the City of Fairhope authorizes submission of a TAP Grant to ALDOT requesting funds to construct new pedestrian facilities.

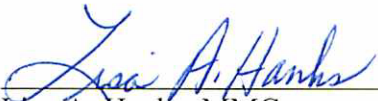
BE IT FURTHER RESOLVED, that the City Council authorizes the Mayor to sign all required grant application documents on behalf of the City.

DULY ADOPTED THIS 9TH DAY OF APRIL, 2018



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

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Councilmember Conyers moved to amend the resolution that the City Council hereby approves and establishes the Rules and Regulations for the Fairhope Outdoor Farmer's Market along with the Vendor Application by adding the words "that Seafood at the market must be local seafood harvested from the Gulf of Mexico." Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution as amended. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3041-18

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council hereby approves and establishes the Rules and Regulations for the Fairhope Outdoor Farmers Market along with the Vendor Application with the amendment that Seafood at the Market must be local seafood harvested from the Gulf of Mexico.

ADOPTED ON THIS 9TH DAY OF APRIL, 2018



 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 Resolution No. 3033-18 is hereby amended due to a revision in specifications, which includes an internal rope halyard and the ability to withstand windspeeds of 140 mph flagged; and the City Council now approves the procurement of a Sixty Foot Flagpole at the Waterfront Rose Garden for the City of Fairhope from Alabama Flag and Banner with a total cost of \$7,150.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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RESOLUTION NO. 3042-18

WHEREAS, on the 24th day of March, 2018, the City of Fairhope adopted Resolution No. 3033-18; a resolution to approve the procurement of a Sixty (60) Foot Flagpole at the Waterfront Rose Garden (Replacement) for the City of Fairhope from Admiral Flag Poles, Inc. with a total cost of \$6,540.00; and

WHEREAS, due to a revision in specifications, which includes an internal rope halyard and the ability to withstand windspeeds of 140 mph flagged, the total cost and vendor has changed.

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Resolution No. 3033-18 is hereby amended and now approves the procurement of a Sixty (60) Foot Flagpole at the Waterfront Rose Garden (Replacement) for the City of Fairhope from Alabama Flag and Banner with a total cost of \$7,150.00.

Adopted on this 9h day of April, 2018



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Council President Burrell questioned the wording “termination for convenience” and if we even needed that clause in the following resolution, a resolution that the City of Fairhope hereby authorizes to allow the contract between the City of Fairhope and Mowrey Elevator Company of Florida, Inc. to terminate without extensions and approves the Mayor to see these services through a buying group contract. The applicable clause is 7.2 Termination for Convenience: Any contract/agreement/purchase order may be terminated for convenience by the City of Fairhope, in whole or in part, by written notification to the awarded vendor. City Attorney McDowell said he could not answer without seeing the whole contract.

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Councilmember Robinson moved to amend the resolution by adding the words "as written conditioned being in compliance with existing contract." Seconded by Councilmember Conyers. motion passed unanimously by voice vote.

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution as amended. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3043-18

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

[1] That on March 5, 2017 the City of Fairhope did award Mowrey Elevator Company of Florida, Inc. (Bid No. 012-17), a one-year contract titled Citywide Elevator Maintenance 2017. The original contract was dated May 1, 2017 and will expire on May 1, 2018.

[2] That the City of Fairhope hereby authorizes to allow the contract between the City of Fairhope and Mowrey Elevator Company of Florida, Inc. to terminate without extensions and approves the Mayor to seek these services through a buying group contract. The applicable Clause is 7.2 Termination for Convenience as written conditioned being in compliance with existing contract:

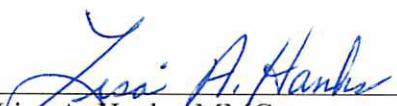
Any contract/agreement/purchase order may be terminated for convenience by the City of Fairhope, in whole or in part, by written notification to the awarded vendor.

Adopted on this 9th day of April, 2018



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

9 April 2018

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the Governing Body of the City of Fairhope hereby rescinds RFQ No. 002-18 for a Metal Building Maintenance Barn for Soccer Complex and authorizes to reissue RFQs. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3044-18


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

[1] That the City of Fairhope did request RFQs (Request for Quotations) for a Metal Building Maintenance Barn for Soccer Complex (RFQ No. 002-18) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

[2] On March 17, 2018 when RFQs were to be received and opened, no RFQs were received.

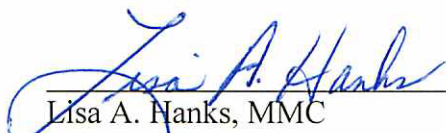
[3] That the Governing Body of the City of Fairhope, Alabama, hereby rescinds RFQ No. 002-18 for a Metal Building Maintenance Barn for Soccer Complex and authorizes to reissue RFQs.

Adopted on this 9th day of April, 2018



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 that Mayor Karin Wilson is hereby authorized to execute a contract with Volkert, Inc. to perform Professional Engineering Services for Rehabilitation of Wastewater Collection System for the Sewer Department (RFQ No. PS013-18) with a not-to-exceed amount of \$35,000.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

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RESOLUTION NO. 3045-18

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 Volkert, Inc. to perform Professional Engineering Services for Rehabilitation of Wastewater Collection System for the Sewer Department (RFQ No. PS013-18) with a not-to-exceed amount of \$35,000.00.

DULY ADOPTED THIS 9TH DAY OF APRIL, 2018



 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 the City of Fairhope has voted to purchase two 2018 Ford F150 SuperCab 4x2 Pickups for the Electric Department and the type of vehicle needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid, with a cost of \$50,322.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3046-18

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 two 2018 Ford F150 SuperCab 4x2 Pickups for the Electric Department and the type of vehicle needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid; and

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[2] The following is the Alabama State Department of Purchasing contract information:

Bid Number: T191A

2018 Ford F150 SuperCab

Cost is \$25,161.00 each

Total Cost of \$50,322.00

Adopted on this 9th day of April, 2018



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 purchase a Kubota Diesel Zero Turn Mower with Canopy for the Recreation Department and the type of equipment needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid, with a total cost of \$13,495.57. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3047-18

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

[1] That the City of Fairhope has voted to purchase a Kubota Diesel Zero Turn Mower with Canopy (Model ZD1211L-72) for the Recreation Department and the type of equipment needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid; and

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[2] The following is the Alabama State Department of Purchasing contract information:

Bid Number: T255

Kubota Diesel Zero Turn Mower with Canopy **Cost is \$13,495.57**

Adopted on this 9th day of April, 2018



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 purchase Ten Laptop Computers for the Police Department and the equipment is available for direct procurement through the Interlocal Purchasing System (“TIPS”) Buying Group Contract; and therefore, does not have to be let out for bid. This has been nationally bid through the TIPS’ bid process. The total cost is \$10,109.50. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3048-18

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 Ten (10) Laptop Computers for the Police Department and the equipment is available for direct procurement through The Interlocal Purchasing System (“TIPS”) Buying Group Contract; and therefore, does not have to be let out for bid. This has been nationally bid through the TIPS’ bid process. The total cost is \$10,109.50.

Adopted on this 9th day of April, 2018



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

9 April 2018

Councilmember Boone 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 Job Position of Supervisor of Streets Maintenance and Construction Division and to Delete the Job Position of Streets & Construction Crew Leader; and the Job Descriptions and Grades of Pay for same; and amend the budget for position to be salaried at \$60,000.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 3049-18

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 and Delete the following Job Positions; and the Job Descriptions and Grades of Pay for same:

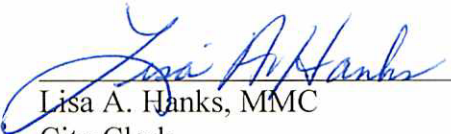
| Addition: | Job Positions | Grade of Pay |
|------------------|--|---------------------|
| | Supervisor of Streets Maintenance and Construction Division | 26 |
| Deletion: | Streets & Construction Crew Leader | 22 |

ADOPTED THIS 9TH DAY OF APRIL, 2018



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 the City Council authorizes the sharing of costs of certain limited electrical services on private property located at 57 S. Bayview. The private property work is to be conducted by a third-party contractor. Placement of underground utility service is cheaper than and saves expenses associated with the replacement of multiple utility poles currently extending over potentially conflicting rights of way on third party property. The City Council finds that current cost savings and a reduction of future maintenance expenses serve a valuable public purpose.

9 April 2018

Therefore, the City Council authorizes the Mayor to execute an agreement with the homeowner to pay or reimburse expenses associated with work performed on private property past the utility department's demarcation line, not to exceed one half of the amount of the lowest quote received for the work in question. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 3050-18

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council authorizes the sharing of costs of certain limited electrical services on private property located at 57 S. Bayview. The private property work is to be conducted by a third-party contractor. Placement of underground utility service is cheaper than and saves expenses associated with the replacement of multiple utility poles currently extending over potentially conflicting rights of way on third party property. The City Council finds that current cost savings and a reduction of future maintenance expenses serve a valuable public purpose. Therefore, the City Council authorizes the Mayor to execute an agreement with the homeowner to pay or reimburse expenses associated with work performed on private property past the utility department's demarcation line, not to exceed one half of the amount of the lowest quote received for the work in question.

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

Adopted and Approved this 9th day of April, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

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9 April 2018

Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution That the City Council authorizes the limited use and placement of one Fairhope Pier/font logo owned by Lucy Goose LLC on up to four bike racks to be used only in the City's central business district. The City Council finds that the advertising value to the license holder is de minimis and constitutes good and valuable consideration for the use of said logo. The City Council hereby authorizes Councilmember Robert Brown of the Pedestrian and Bicycle Committee to negotiate and execute a limited licensing or use agreement with Lucy Goose LLC d/b/a The Fairhope Store for the use of said trademarked logo on the four bike racks. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3051-18

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council authorizes the limited use and placement of one Fairhope Pier/font logo owned by Lucy Goose LLC on up to four bike racks to be used only in the City's central business district. The City Council finds that the advertising value to the license holder is de minimis and constitutes good and valuable consideration for the use of said logo. The City Council hereby authorizes Councilmember Robert Brown of the Pedestrian and Bicycle Committee to negotiate and execute a limited licensing or use agreement with Lucy Goose LLC d/b/a The Fairhope Store for the use of said trademarked logo on the four bike racks.

DULY ADOPTED THIS 9TH DAY OF APRIL, 2018



 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

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9 April 2018

Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution That the City Council pursuant to its authority granted by Alabama Code 11-43-56, regarding the management and control of the finances of the City of Fairhope, hereby amends the 2017-2018 budget to include a \$30,0000.00 contract retainer to be paid to the City Attorney and City Prosecutor for professional services. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3052-18

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council pursuant to its authority granted by Alabama Code 11-43-56, regarding the management and control of the finances of the City of Fairhope, hereby amends the 2017-2018 budget to include a \$30,0000.00 contract retainer to be paid to the City Attorney and City Prosecutor for professional services.

DULY ADPOTED ON THIS 9TH DAY OF APRIL, 2018


 Jack Burrell, City Council President

Attest:


 Lisa A. Hanks, MMC
 City Clerk

Councilmember Robinson moved to grant the request of Casi Callaway of Mobile Baykeeper requesting permission to block streets and use Park on South end of Pier, North Beach Road, Bayfront Park (pier), and Fountain area for the 2018 Publix Grandman Triathlon on June 2, 2018 (On June 1st close rose garden, no later than 5:00 p.m. and on June 2nd close road entering North Bayfront Park from 5:00 a.m. until the last racer finishes); use of barricades; and permission to serve beer on South Beach Park with all appropriate security after the race. The motion was seconded by Councilmember Conyers. There was a discussion of the language “with all appropriate security after the race.” City Clerk Lisa Hanks explained they need security if approved to serve beer after the race. Chief Petties explained that the off-duty officers will be paid directly by Mobile Baykeeper. After further discussion, motion passed unanimously by voice vote.

9 April 2018

Councilmember Robinson moved to grant the request of Casi Callaway on behalf of Lower Alabama Multisport, Inc. and Mobile Baykeeper requesting permission to block streets (N. Mobile Street and N. Beach Road); use the Park on the South end of the Pier; and use of barricades for the Jubilee Kids' Triathlon on June 3, 2018 from 6:30 a.m. to 10:00 a.m. (On June 2nd close rose garden, no later than 7:00 p.m. and on June 3rd close road entering North Bayfront Park from 5:00 a.m. until the last racer finishes). Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

City Council reviewed an application for a Non-Profit Tax-Exempt License (Alcoholic Beverage License) by Andrew Tubertini for The Fairhope Rotary Club Foundation, for the Annual Steak Cook-Off located on Bancroft Street at Fairhope Avenue to Morphy Street, Fairhope, Alabama on May 11, 2018 from 3:00 p.m. to 11:30 p.m.; and rain out location 161 N. Section Street. Councilmember Robinson moved to approve the issuance of the license. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

City Council reviewed an application for a Non-Profit Tax-Exempt License (Alcoholic Beverage License) by Stephen Savage for the Eastern Shore Art Association, Inc., for "White Linen Night," located at 401 Oak Street, Fairhope, Alabama on May 17, 2018. Councilmember Conyers moved to approve the issuance of the license. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

City Council reviewed an application for a Non-Profit Tax-Exempt License (Alcoholic Beverage License) by Niki Whitaker for Care House, Inc., for "Under the Stars," located at 14210 Greeno Road, Fairhope, Alabama on April 27, 2018. Councilmember Robinson moved to approve the issuance of the license. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

City Council reviewed an application for a Non-Profit Tax-Exempt License (Alcoholic Beverage License) by Jennifer Kopf for St. Michael Catholic High School, "An Evening with Andy Andrews," located at 11732 Higbee Road, Fairhope, Alabama on May 3, 2018. Councilmember Robinson moved to approve the issuance of the license. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to purchase Two (2) Police K-9 Service Dogs for the Police Department and is a specialty type of purchase through Police Service Dogs, Inc. The total cost not to exceed \$18,000.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

9 April 2018

RESOLUTION NO. 3053-18

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 Two (2) Police K-9 Service Dogs for the Police Department and is a specialty type of purchase through Police Service Dogs, Inc. The total cost not to exceed \$18,000.00.

Adopted on this 9th day of April, 2018



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

The following individuals spoke during Public Participation for non-agenda items:

- 1) Dan McCrory, retiring Water and Sewer Superintendent, addressed the City Council and thanked the City for over 23-1/2 years. He mentioned some of the major accomplishments throughout his career for the Water and Sewer Department. Mr. McCrory said he raised his family here; and all of his children graduated from Fairhope High School. He said the employees and volunteers make this Fairhope. It was also mentioned that he has been a Fairhope Volunteer Fireman for 23 years. The Mayor and Council thanked Mr. McCrory for his service with the City.

At the request of the City Attorney, Marcus E. McDowell, the City Council will rise from the meeting to go into Executive Session into executive session based on Section 36-25A-7(a)(3) to discuss pending litigation. The approximate time to be in Executive Session is 30 minutes. Councilmember Boone moved to go into Executive Session. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

9 April 2018

Exited the dais at 7:42 p.m. Returned at 8:12 p.m.

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

There being no further business to come before the City Council, the meeting was duly adjourned at 8:13 p.m.



Jack Burrell, Council President



Lisa A. Hanks, MMC
City Clerk