

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, 10 June 2019.

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

There being a quorum present, Council President Pro Tempore Robinson called the meeting to order. The invocation was given by Councilmember Kevin Boone and the Pledge of Allegiance was recited.

Council President Pro Tempore Robinson announced that Agenda Items Number 8, Number 9, and Number 12 have been pulled from the Agenda.

Councilmember Conyers moved to approve minutes of the 29 May 2019, regular meeting; minutes of the 29 May 2019, work session; and minutes of the 29 May 2019, agenda meeting. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Lynn Maser addressed the City Council and gave the Mayor’s Report. Ms. Maser mentioned Glow in the Park with Mary Poppins Returns; and Men’s Health Month with PSA Screenings and Colorectal Kits at the James P. Nix Center on June 12, 2019.

Councilmember Conyers recognized the City of Fairhope’s Junior City Council members in attendance. He also announced Auburn being in the College World Series; and said, “War Eagle.”

Councilmember Conyers moved for final adoption of Ordinance No. 1650, an ordinance to amend Zoning Ordinance No. 1253 and to zone the property of The Teachers’ Retirement Systems of Alabama to Tourist Resort (TR) concurrent with annexation into the City of Fairhope. This property is generally located west of S. Section Street and the south side of Twin Beech Road, Fairhope, Alabama. PPIN Numbers: 5499, 20948, 286294, and 63314. The property to be known as Colony at the Grand with parcel containing 99.15 acres, more or less. (Introduced at the May 29, 2019 City Council Meeting) Seconded by Councilmember Brown, motion for final adoption passed by the following voice votes: AYE – Robinson, Conyers, Brown, and Boone. NAY - None.

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Councilmember Conyers moved for final adoption of Ordinance No. 1651, an ordinance to amend Zoning Ordinance No. 1253; Article III Zoning Districts, Section B. Allowed Uses, Table 3-1: Use Table be hereby amended to show Restaurants in the M-1 Light Industrial District and Section D. Special Conditions to include Restaurants and Accessory Bars in the M-1 Light Industrial District; and Article IX, Section C. Defined Terms to include the definition of Caterer. (Introduced at the May 29, 2019 City Council Meeting) Seconded by Councilmember Boone, motion for final adoption passed by the following voice votes: AYE – Robinson, Conyers, Brown, and Boone. NAY - None.

Councilmember Brown moved for final adoption of Ordinance No. 1652, an ordinance to amend Zoning Ordinance No. 1253; Article IX, Section C. Defined Terms to include the following revised and new definitions: Front Lot Line, Front Yard, Frontage Rear Yard, and Waterfront Lot. (Introduced at the May 29, 2019 City Council Meeting) Seconded by Councilmember Conyers, motion for final adoption passed by the following voice votes: AYE – Robinson, Conyers, Brown, and Boone. NAY - None.

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 the Agreements between the City of Fairhope and the State of Alabama, acting by and through the Alabama Department of Transportation, for the maintenance and operation costs for the traffic signals on the Greeno Road Corridor with the State billing the City for the costs: U. S. 98 (SR-42) at Twin Beech Road (CR-44); U. S. 98 (SR-42) at Middle Street/Spring Run Drive; U. S. 98 (SR-42) at Nichols Avenue; U. S. 98 (SR-42) at Morphy Avenue (CR-46); U. S. 98 (SR-42) at Fairhope Avenue (CR-48); U. S. 98 (SR-42) at Gayfer Avenue (CR-30); U. S. 98 (SR-42) at Parker Road; and U. S. 98 (SR-42) at Rock Creek Parkway. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3438-19

WHEREAS, The City of Fairhope shall enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation for the installation and/or operation and/or maintenance of traffic signals and/or roadway lighting for the following intersections:

- U. S. 98 (SR-42) at Twin Beech Road (CR-44)
- U. S. 98 (SR-42) at Middle Street/Spring Run Drive
- U. S. 98 (SR-42) at Nichols Avenue
- U. S. 98 (SR-42) at Morphy Avenue (CR-46)
- U. S. 98 (SR-42) at Fairhope Avenue (CR-48)
- U. S. 98 (SR-42) at Gayfer Avenue (CR-30)
- U. S. 98 (SR-42) at Parker Road
- U. S. 98 (SR-42) at Rock Creek Parkway

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WHEREAS, The Adaptive System Upgrade part of Project #STPOA-0042(529) in 2018/2019 funded by the Eastern Shore MPO; and

WHEREAS, The Maintenance and Operation costs for the traffic signals and adaptive signal system is the responsibility of the City of Fairhope; and
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WHEREAS, The Maintenance and Operation work will be performed by ALDOT and billed to the City of Fairhope.

BE IT RESOLVED, by the City Council of Fairhope, Alabama that Mayor Karin Wilson is hereby authorized to execute the Agreements between the City of Fairhope and the State of Alabama, acting by and through the Alabama Department of Transportation, for the maintenance and operation costs for the traffic signals on the Greeno Road Corridor listed above with the State billing the City for the costs.

Adopted and Approved this 10th day of June, 2019

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 the City of Fairhope hereby approves and amends the Franchise Agreement for granting franchises to install, maintain and operate a business on the City's public rights-of-ways or public property as presented; and a copy is on file in the Office of the City Clerk; and that Resolution No. 2909-17 is hereby repealed. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

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RESOLUTION NO. 3439-19

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City of Fairhope hereby approves and amends the Franchise Agreement for granting franchises to install, maintain and operate a business on the City's public rights-of-ways or public property as presented; and a copy is on file in the Office of the City Clerk; and that Resolution No. 2909-17 is hereby repealed.

DULY ADOPTED THIS 10TH DAY OF JUNE, 2019

Karin Wilson, Mayor

ATTEST:

Lisa A. Hanks, MMC
City Clerk

Council President Pro Tempore Robinson stated that the City Council are not able to waive fees; and that the City Council has agreed to pay the \$100.00 park fee. After further discussion of whether to vote or table the item; Christopher Miller, member of the Fairhope Junior City Council moved to withdraw Agenda Item Number 13: City of Fairhope's Junior City Council requesting the use of Founder's Park on June 22, 2019 from 9:30 a.m. until 4:30 p.m. for a Kick-Ball Tournament to benefit the Fairhope Rotary Youth Club; and the fees to be waived.

Councilmember Conyers moved to grant the request of Elise Poche', Location Coordinator with I Still Believe, LLC, requesting the use of South Beach Park in Fairhope, Alabama as a filming location for our production on June 24, 2019; and to reserve parking spaces for equipment trucks and necessary vehicles. The parking spaces would be marked with cones the night prior. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

Councilmember Conyers moved to grant the request of Amy DePriest with the Fairhope Rotary Youth Club requesting permission to build playground equipment at 19128 Young Street which is owned by the City of Fairhope; and requesting a letter from the City giving them explicit permission to build the playground at this site. The letter is needed to apply for a Kaboom Grant; and if awarded need to have permission to put on City property. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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City Council reviewed an application for a Beer and Wine On/Off Premises License by Johnny W. Barranco for Coastal Sunrise Market Group, LLC d/b/a The Fairhope Market, located 101 S. Greeno Road, Fairhope, Alabama. Councilmember moved to approve the issuance of the license. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

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

There being no further business to come before the City Council, the meeting was duly adjourned at 6:26 p.m.

Jay Robinson,
Council President Pro Tempore

Lisa A. Hanks, MMC
City Clerk