

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 June 2013.

Present were Council President Jack Burrell, Councilmembers: Rich Mueller, Diana Brewer, Michael A. Ford, and Kevin Boone, Mayor Timothy M. Kant, 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 Deacon George Yeend, of St. Lawrence Catholic Church, and the Pledge of Allegiance was recited.

Council President Burrell stated there was a need to pull Agenda Item Number 6; An Ordinance regarding Security Fees for Sidewalk/Street Usage; and to add an Agenda Item after Agenda Item Number 13; a Request of First Baptist Church requesting a Brief Variance in the Noise Ordinance for a 21 Gun Salute on June 25, 2013 at the Funeral Ceremony for a War Veteran, which was explained by Chief Petties.

Councilmember Brewer moved to approve minutes of the 10 June 2013, regular meeting; minutes of the 10 June 2013, work session; and minutes of the 10 June 2013, agenda meeting. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

Councilmember Brewer addressed the City Council and introduced the Education Advisory Committee for their presentation along with principals: Patrice Krueger, Carol Broughton, and Jon Cardwell. Committee member Julia Summerlin first thanked the Mayor and Councilmembers and then announced the three principals who would give a brief presentation on how the schools were using the appropriated funds from the City. We are here to provide accountability and to show how the taxpayers' dollars are being used.

Patrice Krueger, principal of J. Larry Newton School, addressed the City Council and thanked them for their commitment to the schools. Ms. Krueger said their project is a school wide project from kindergarten through sixth grade. The project is called "One Ocean, One World." She introduced two of her teachers: Christina Stacey who teaches fifth grade and Duelah Reehl who teaches third grade. The project is based through technology and they briefly mentioned several examples included in the project: virtual field trips, Newton's own discovery channel, iPads for the school, and part of the project would be for students to come to the City Council and give reports.

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Carol Broughton, principal of Fairhope Intermediate School, addressed the City Council and said their focus is on a kindergarten through twelfth grade plan. She said they have already ordered Lego robotics for their camp for ninth graders through twelfth graders. This project will be used school wide next year for the empowerment of the children. We also will have MacBooks for all teachers and geo cache systems.

Jon Cardwell, principal of Fairhope High School, addressed the City Council and explained their focus was on the sciences and mathematics; known as STEM. The students will have labs and tools to learn skills. There will be moving labs in the classroom. We now have true twenty-first century students.

Mayor Kant addressed the City Council regarding the following items:

1. Mentioned it was a third grader who brought in a petition and statistics regarding smoking and this is why the City was one of the first to have no-smoking in restaurants.
2. Spoke with the Chancellor of the two-year college who said with our high school and two-year college students we could do a great deal more working together. A good example is our aviation school at the airport.
3. Commented that the K-1 Center could possibly be used for a Performing Arts School; and the Mayor of Ocean Springs invited us to see what they have done with their old school. We should see what we can do with that building for education.
4. Reminded everyone of the upcoming Fourth of July Celebration.

Councilmember Brewer addressed the City Council and said she would comment on the Education Advisory Committee when we get to the agenda item on EAC bylaws. She was glad that Mayor Kant has suggested that they go visit Ocean Springs to see what they have done with the building; it is identical to the K-1 building. It would be great for a Performing Arts Center and the Film Festival could tie into this as well.

Council President Burrell addressed the City Council regarding the following items:

1. Mentioned the looping of the Council Chambers and that we were going forward with this project.
2. Commented about the playground by the K-1 Center and we are moving forward; and the fencing on the agenda is a start.

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3. Agreed that the K-1 Center would be a great spot for a Performing Arts Center or a Film Institute.
4. Announced the first Annual Invitational Golf Tournament for the Police Department would be in the fall.
5. Stated that Mississippi State was in the World Series and asked for everyone to support the Bulldogs.

Councilmember Brewer introduced in writing Ordinance No. 1496, an ordinance to establish the Bylaws of the Education Advisory Committee. In order to take immediate action, Councilmember Boone moved for immediate consideration. Seconded by Councilmember Mueller, motion for immediate consideration passed unanimously by the following voice votes: AYE – Burrell, Mueller, Brewer, Ford, and Boone. NAY - None.

Councilmember Brewer said she appreciated the presentation and liked the connectivity of the schools. This was a big commitment for the City and we charged citizens to be our advisors. We need to keep education as a priority. Councilmember Brewer then moved for final adoption of Ordinance No. 1496. Seconded by Councilmember Boone, motion for final adoption passed by the following voice votes: AYE – Burrell, Mueller, Brewer, Ford, and Boone. NAY - None.

Councilmember Mueller introduced in writing, and moved for the adoption of the following resolution, a resolution to award bid for Three Fixed Permanent Backup Generator Stands for the Sewer Department to Bay South Ltd, Inc. in the amount of \$26,500.00 (Bid No. 015-13). Seconded by Councilmember Brewer, motion passed unanimously by voice vote.

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RESOLUTION NO. 2094-13

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

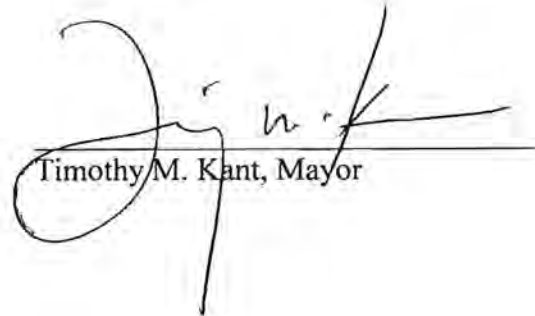
[1] That the City of Fairhope did request, receive, and open bids for Three (3) Fixed Permanent Backup Generator Stands for the Sewer Department (Bid Number 015-13) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

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

Please see attached Bid Tabulation for
Three (3) Fixed Permanent Backup Generator Stands

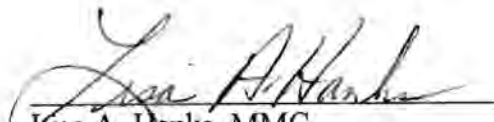
[3] After evaluating the bid proposals with the required bid specifications, Bay South Ltd, Inc. with the total bid proposal in the amount of \$26,500, is now awarded the bid for Three (3) Fixed Permanent Backup Generator Stands for the Sewer Department.

Adopted on this 24th day of June, 2013



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

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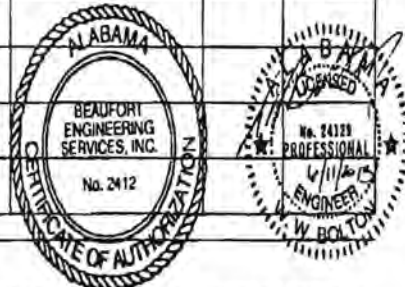


ARCHITECTS | ENGINEERS | CONSTRUCTORS

Three Fixed Permanent Backup Power Generators
 City of Fairhope Project No. SEW001-13 BES Project No. 2012.007.00
 Bid Date: 7/10/13

General Contractor	AL Lic Number City Lic Number	Base Bid	Bid Bond	Addenda
Bay South Ltd. Inc.	21894	\$ 26,500.00	Bid Bond	1
J.A. Beach Construction, Inc.	47841	\$ 33,996.00	Bid Bond	
Blade Construction, LLC	44220	\$ 36,645.90	Check	1

*Bidder did not provide required Bid Bond and/or MBE Documentation



This is to certify that the bids tabulated herein were accompanied by a 5% bid bond or certified check and publicly opened and read aloud on the 10th day of June, 2013, at the offices of the City of Fairhope Public Works Dept. 555 S. Section St., Fairhope, AL 36532

Councilmember Ford introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing the City of Fairhope Police Department to execute the proper paperwork to transfer a 1983 M35A3 2-1/2 Ton 6X6 Truck to the Foley Police Department. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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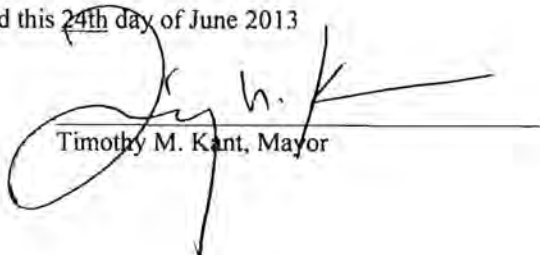
RESOLUTION NO. 2095-13

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City of Fairhope Police Department is hereby authorized to execute the proper paperwork to transfer the following equipment to the Foley Police Department at 200 East Section Avenue, Foley, Alabama:

1983 Make: M35A3 2-1/2 Ton 6X6 Truck
Identification Number 502453

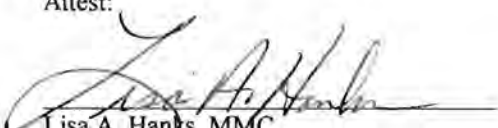
This item was received through the 1033 Program which restricts transferring received equipment to another agency for a one-year period. The City of Fairhope Police Department has kept this equipment longer than the required restriction period.

Adopted and approved this 24th day of June 2013



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Mueller introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing the Purchase of Security Equipment for Six new Police Vehicles and Three Additional Cameras for the Police Department in the amount of \$25,659.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Council President Burrell stated for the record that this item put us over budget and we need to look at items better for the budget.

RESOLUTION NO. 2096-13

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


That the City of Fairhope has voted to purchase Security Equipment for Six New Police Vehicles and Three Additional Cameras for the Police Department and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51. The cost will be \$25,659.00.

Adopted on this 24th day of June, 2013



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

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Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution that certain items are declared surplus and the Mayor and City Treasurer are authorized and directed to dispose of personal property owned by the City of Fairhope by receiving bids and being sold to the highest bidder. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 2097-13

WHEREAS, the City of Fairhope, Alabama, has certain items of personal property which are no longer needed for public or municipal purposes; and

WHEREAS, Section 11-43-56 of the Code of Alabama of 1975 authorizes the municipal governing body to dispose of unneeded personal property;

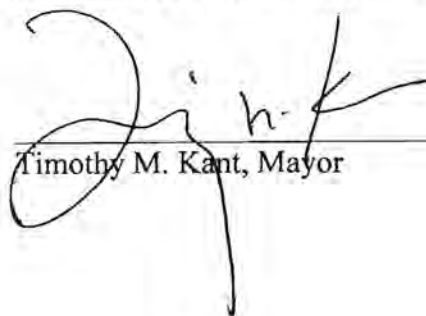
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF FAIRHOPE, ALABAMA, AS FOLLOWS:

SECTION 1. That the following personal property owned by the City of Fairhope, Alabama, is not needed for public or municipal purposes, and hereby declared surplus:

[SEE ATTACHED LIST OF EQUIPMENT]

SECTION 2. That the Mayor and City Treasurer are hereby authorized and directed to dispose of the personal property owned by the City of Fairhope, Alabama, described in Section 1, above, by receiving bids for such property. All such property shall be sold to the highest bidder, provided, however, that the City Council shall have the authority to reject all bids when, in its opinion, it deems the bids to be less than adequate consideration for the personal property.

ADOPTED AND APPROVED THIS 24TH DAY OF JUNE, 2013



Timothy M. Kant, Mayor

ATTEST:



Lisa A. Hanks, MMC
City Clerk

24 June 2013

JUNE 2013

List of City of Fairhope Surplus Vehicles/Equipment....for Auction

Item 1- 1991 Chevrolet 1500 pickup

Vin.1GCDC14H1MZ174336

Miles 121810

Item 2 -1984 Chevrolet 1500 pickup

Vin.1GCCC14H3EF361592

Miles159850

Item 3- Chevrolet Suburban 2500 Bad Motor and no fuel tank

Vin1GNGK26K1PJ351265

Miles 242608

Item 4-1996 Chevrolet Pickup Bad Transmission

Vin.2GCEC19M6T1181364

Miles140271

Item 5- 2001 Ford Crown Victoria (Police Interceptor)

Vin.2FAFP71W71X155980

Miles159323

Item 6- 2002 Ford Crown Victoria (Police Interceptor)

Vin.2FAFP71W32X151247

Miles 160194 Hit A Deer

Item 7- 1998 Ford F150 pickup

Vin.1FTDF1727VNC11333

Miles 68763 Bad Motor

Item 8- Ford 8 Foot bed

Item 9- Orange Jacobsen Textron reel mower 2 wheel drive

4 Cylinder Kubota Diesel engine not started in over a year

LF-3800

S/N 67866-1853

Item 10- 1995 Buick

Vin.1G4HP52L1SH465681

Miles180664

24 June 2013

JUNE 2013

List of City of Fairhope Surplus Vehicles/Equipment....for Auction

Item 1- 1991 Chevrolet 1500 pickup

Vin.1GCDC14H1MZ174336

Miles 121810

Item 2 -1984 Chevrolet 1500 pickup

Vin.1GCCC14H3EF361592

Miles159850

Item 3- Chevrolet Suburban 2500 Bad Motor and no fuel tank

Vin.1GNGK26K1PJ351265

Miles 242608

Item 4-1996 Chevrolet Pickup Bad Transmission

Vin.2GCEC19M6T1181364

Miles140271

Item 5- 2001 Ford Crown Victoria (Police Interceptor)

Vin.2FAFP71W71X155980

Miles159323

Item 6- 2002 Ford Crown Victoria (Police Interceptor)

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Miles180664

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Item 11- TECO man Hydraulic boom with utility body and overhead cab cradle
S/M 7868106
V6-65105-41ff2

Item 12- Ford 8 foot bed liner

Item 13-Ford 8 foot camper shell

Item 14-Ford 8 foot camper shell

Item 15-1983 AM GENE 5 Ton Military 6X6
Model M35A2
Vin.502437
4th truck

Item 16-1982 AM GENE 5 Ton Military 6X6 5ton cargo
Model M923A2
Vin.23A0920
1st truck

Item 17-1982 AM GENE Military (5) Fifth wheel
Model M818
Vin.C124-12766
5th truck

Item 18-1983 AM GEME 5 ton Military 6X6
Model M35A2
Vin.502422
2st truck

Item19-2001 Ford Crown Victoria
Vin.2FAFP73W81X127036
Miles140845

Item20-Aluminum carport 10 X 20 roof no sides

Item21-4 safety cages for changing 18 wheeler tires

24 June 2013

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution to Award Bid for the Community Park Fencing 2013 for the Recreation Department to Hagan Fence Company in the amount of \$31,882.87 (Bid No. 020-13). Seconded by Councilmember Boone, motion passed unanimously by voice vote. Councilmember Brewer commented that the Recreation Board met this week and will be coming soon with recommendations for the Park to the City Council.

RESOLUTION NO. 2098-13

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

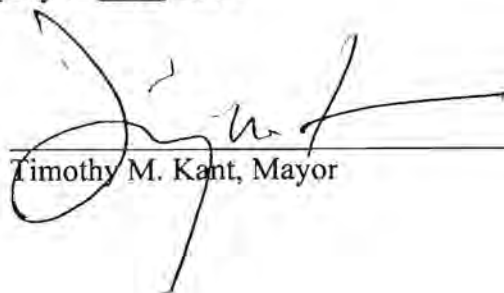
[1] That the City of Fairhope did request, receive, and open bids for the Community Park Fencing 2013 for the Recreation Department (Bid Number 020-13) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

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

Please see attached Bid Tabulation for
the Community Park Fencing 2013
for the Recreation Department

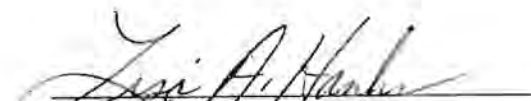
[3] After evaluating the bid proposals with the required bid specifications, Hagan Fence Company, with the total bid proposal of \$31,882.87, is now awarded the bid for the Community Park Fencing 2013 for the Recreation Department.

Adopted on this 24th day of June, 2013



Timothy M. Kant, Mayor

Attest:



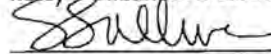
Lisa A. Hanks, MMC
City Clerk

24 June 2013


CITY OF FAIRHOPE
 BID TABULATION AND RECOMMENDATION
 BID NUMBER: 020-13
 BID NAME: Community Park Fencing
 OPENED: June 18, 2013, 10:00 a.m.
 Note: Bid Bond 5%

VENDOR	Non-Collusion/ Proposal Executed /Signed /	Bid Bond 5%	Addenda # 1,2,3,4 signed	Instructions /Specification Compliance	Base Bid \$	TOTAL \$
Mobile Fence					\$ 41,962.74	\$ 41,962.74
MDS Construction						No Response
Gulf Coast Fence						No Response
East Coast Contracting						No Response
Hagan Fence Company					\$ 31,882.87	\$ 31,882.87
Consolidated Fence Company						No Response

Recommendation: Award bid to Hagan Fence in the amount of \$31,882.87

 6/18/13
 Sherry Sullivan, Director of Community Affairs

To the best of my knowledge this is an accurate bid tabulation.

 6/18/2013
 Scott Sligh, P.E., Engineer of Record

 6/18/13
 Daniel P. Ames, Purchasing Manager

Councilmember Brewer introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing the submission of the FY2013 Transportation Alternatives Program Grant to the Alabama Department of Transportation to Construct Sidewalk and Trail Facilities for Pedestrians; and authorizing Mayor Timothy M. Kant to sign all required grant application documents on behalf of the City. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Council President Burrell stated this puts the City on hook for approximately \$250,000.00; and if we are awarded the grant and refuse, it is frowned upon. Councilmember Ford suggested we ask the County for help.

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RESOLUTION NO. 2099-13**AUTHORIZING THE SUBMISSION OF AN FY 2013 TRANSPORTATION
ALTERNATIVES PROGRAM GRANT TO THE ALABAMA DEPARTMENT
OF TRANSPORTATION TO CONSTRUCT
SIDEWALK AND TRAIL FACILITIES FOR PEDESTRIANS**

WHEREAS, the Alabama Department of Transportation (ALDOT) is accepting applications from municipal governments for FY 2013 Transportation Alternatives Program (TAP) Grants; and

WHEREAS, the City of Fairhope has identified the need to provide new sidewalk and trail facilities to provide safe routes to non-drivers along US Route 98/State Route 42 linking to State Route 104 and Section Street; and

WHEREAS, the total project cost is estimated at \$550,850, and if funded, the grant will pay 80% or \$400,000 and the City of Fairhope will be responsible for providing 20% or \$150,850; and

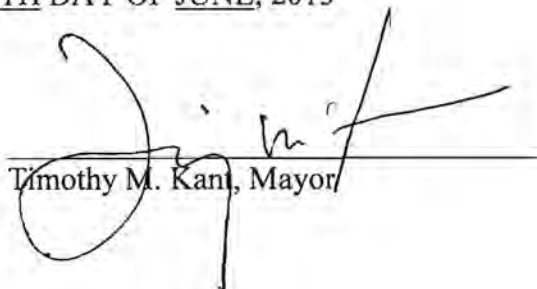
WHEREAS, if funded, the City will be responsible for paying 100% of engineering design fees, estimated at \$83,000;

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;

THEREFORE, BE IT RESOLVED BY 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 24TH DAY OF JUNE, 2013


Timothy M. Kant, Mayor

Attest:


Lisa A. Hanks, MMC
City Clerk

24 June 2013

Councilmember Brewer moved to add on the following item **not** on the printed agenda: Motion granting the request of First Baptist Church requesting a Brief Variance in the Noise Ordinance for a 21 Gun Salute on June 25, 2013 at the Funeral Ceremony for a War Veteran. Seconded by Councilmember Mueller, motion passed unanimously by voice vote.

Councilmember Mueller moved to grant the request of First Baptist Church requesting a Brief Variance in the Noise Ordinance for a 21 Gun Salute on June 25, 2013 at the Funeral Ceremony for a War Veteran. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

The following individuals spoke during Public Participation:

1. Calvin Hunt, 7616 Melvin Lane, addressed the City Council regarding a proposed event at the Fairhope Municipal Pier on the Fourth of July. He thanked the Mayor and City Council for the Do Blue proclamation. Mr. Hunt introduced Michael Sloan from Sandy Sansing who addressed the City Council and commented they were happy to get behind this event.

There being no further business to come before the City Council, the meeting was duly adjourned at 6:46 p.m.



Jack Burrell, Council President



Lisa A. Hanks, MMC
City Clerk