



CITY OF FAIRHOPE

CITY COUNCIL PACKET

DISCLAIMER

PLEASE TAKE NOTICE:

**THE INFORMATION IN THIS PACKET IS IN
PRELIMINARY FORM.**

**IT IS SUBMITTED TO THE CITY COUNCIL FOR
CONSIDERATION AND DISCUSSION.**

**THIS PACKET DOES NOT CONTAIN
FINAL AND/OR APPROVED
MINUTES, RESOLUTIONS OR ORDINANCES.**

STATE OF ALABAMA)(
 :
COUNTY OF BALDWIN)(

The City Council met in a Work Session at 4:30 p.m.,
Fairhope Municipal Complex Council Chamber,
161 North Section Street, Fairhope, Alabama 36532,
on Monday, 11 June 2018.

Present were Council President Jack Burrell, Councilmembers: Jay Robinson, Robert Brown, and Kevin Boone, Mayor Karin Wilson (arrived at 4:35 p.m.), City Attorney Marcus E. McDowell, and City Clerk Lisa A. Hanks. Councilmember Jimmy Conyers was absent.

Council President Burrell called the meeting to order at 4:30 p.m.

The following topics were discussed:

- The iWellness Health Program Presentation was first on the agenda and presented by Pauline Martin and Jill Everson of Infirmary Health. Ms. Martin explained that this program would be individualized and incentivized for each participant. There would be smoking cessation, one on one coaching, online tools, telephonic conversation. She said we are trying to get hold of underlying issues before these get out of hand.
- The next item was the Fairhope Docks Proposed New Fees discussed by Special Projects Manager Lynn Maser and Marina Manager Drew Craze. Ms. Maser said we need to repeal Resolution No. 2084-15 and mentioned C-Port and Marine Police will be using the slips and purchasing fuel. She also mentioned the need to renew the Mike Francis lease for using his property to access our property. The consensus of the City Council was to phase out liveboards.
- Operations Director Richard Peterson explained the need to raise Utility Rates and said these are fair rate increases for today. He said these are based on a cost of service study for Utilities. Mr. Peterson briefly discussed the main changes in all four ordinances and comparisons. Council President Burrell said he wanted to call a meeting, study these, and get these adopted.
- The Discussion of Potential Purchase of Property for Substation was presented by Mr. Peterson along with Lance Junkin from Stewart Engineering. They stated four out of five of the substations are at or near capacity. We are going to build a new one to handle a couple: Church and Nichols.

Council President Burrell questioned if there are capacity better now with better technology for the same footprint. Mr. Junkin explained the new substations are larger; and both Church and Nichols are out of code. He said the new substation will have more than twice as much capacity combined than what we have now.

Work Session
Monday, 11 June 2018
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Mr. Peterson said the appraisal he has is \$70,000.00, but the site slope may help by decreasing the price because the site development may be at least that price or more. Council President Burrell asked the City Council to give feedback to the City Clerk.

There being no further business to come before the City Council, the meeting was duly adjourned at 5:58 p.m.

Jack Burrell, Council President

Lisa A. Hanks, MMC
City Clerk

STATE OF ALABAMA)
 :
COUNTY OF BALDWIN)

The City Council met in an Agenda Meeting at 5:30 p.m.,
Fairhope Municipal Complex Council Chamber,
161 North Section Street, Fairhope, Alabama 36532,
On Monday, 11 June 2018.

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

Due to the Work Session Agenda Items needing more time for an extensive discussion, the Agenda Meeting was not held.

Jack Burrell, Council President

Lisa A. Hanks, MMC
City Clerk

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, 11 June 2018.

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

There being a quorum present, Council President Burrell called the meeting to order at 6:05 p.m. The invocation was given by Reverend A. B. Sawyer, Associate Pastor of First Baptist Church, and the Pledge of Allegiance was recited. Councilmember Boone moved to approve minutes of the 29 May 2018, regular meeting; minutes of the 29 May 2018, work session; and minutes of the 29 May 2018, agenda meeting, and minutes of the 4 June 2018, special-called City Council meeting. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

Mayor Wilson addressed the City Council regarding the following items:

- 1) Thanked Fairhope United Methodist Church for the lunch they made for City employees;
- 2) Announced that Thursday at 2:00 p.m. there would be a Hurricane Preparedness Program at the Nix Center;
- 3) A conceptual overview for the Triangle was presented during the Directors Roundtable by Planning Director Wayne Dyess which showed a possible Botanical Garden.

Councilmember Brown invited all of the City Council to the Education Advisory Committee meeting on July 11, 2018 for the discussion of the Special Tax District. He also mentioned the Pedestrian and Bicycle Committee placing racks at the Police station; and wanting to implement a Complete Streets Policy. Councilmember Brown thanked the Mayor and Richard Peterson for Agenda Items No. 11, 12, and 13.

Councilmember Boone announced the Personnel Board meeting is scheduled for June 14, 2018.

11 June 2018

Councilmember Boone moved for final adoption of Ordinance No. 1616, an ordinance to amend Zoning Ordinance No. 1253 and requesting to amend Ordinance No. 1362 known as Lot 19, Fairfield, Phase VI PUD. The property owned by BCL&L Acquisitions, Anil K. Vira, Stephen B. and Korokay Christensen, and Gal Majors generally located at 655 Norman Lane, Fairhope, Alabama. Tax PPIN: 298888. (Introduced at the May 29, 2018 City Council Meeting) Seconded by Councilmember Brown, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, Brown, and Boone. NAY - None.

Councilmember Brown moved for final adoption of Ordinance No. 1617, an ordinance to amend Ordinance No. 1510 known as the Personnel Rules, Policies and Procedures Ordinance regarding Section III. Hours of Work and Attendance: 3.02 Recording Time Worked and 3.04 Breaks and Meal Periods; more specifically Exempt salaried employees and not required to clock in; and all Non-exempt employees (that is, employees paid for all hours worked in excess of 40 hours in a work week) to have an automatic deduction for unpaid meal period. (Introduced at the May 29, 2018 City Council Meeting) Seconded by Councilmember Boone, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, Brown, and Boone. NAY - None.

Councilmember Boone moved for final adoption of Ordinance No. 1618, an ordinance to amend Ordinance No. 1510 known as the Personnel Rules, Policies and Procedures Ordinance regarding Section VIII. Employee Responsibilities and Conduct: 8.11 Use of City Vehicles; more specifically the Police Department and authorization to “take home” City police vehicles who live outside the Police Jurisdiction: (1) within a 15-mile radius of the City of Fairhope police station located at 107 North Section Street; and (2) the 15-mile radius only applies within Baldwin County. (Introduced at the May 29, 2018 City Council Meeting) Seconded by Councilmember Robinson, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, Brown, and Boone. NAY - None.

Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution that City Attorney Marcus McDowell and City Clerk Lisa Hanks are authorized to send a Request for an Attorney General’s opinion regarding Alabama law on the following question: “Can the City of Fairhope enter into a contract for brokerage services with an out of state corporation if the entity will not modify its contract to include mandatory clauses from The Beason-Hammon Alabama Taxpayer and Citizen Protection Act, E-Verify, and Certification Pursuant to Act No. 2006-557 Alabama Law. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

11 June 2018

RESOLUTION NO. 3094-18

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that City Attorney Marcus McDowell and City Clerk Lisa Hanks are authorized to send a Request for Attorney General's opinion regarding Alabama law on the following question:

1. Can the City of Fairhope enter into a contract for brokerage services with an out of state corporation if the entity will not modify its contract to include the following provisions:
 - a) The Beason-Hammon Alabama Taxpayer and Citizen Protection Act requires all contracts to include the following clause: "By signing this contract, the contracting parties affirm, for the duration of the agreement, that they will not violate federal immigration law or knowingly employ, hire for employment, or continue to employ an unauthorized alien within the State of Alabama. Furthermore, a contracting party found to be in violation of this provision shall be deemed in breach of the agreement and shall be responsible for all damages resulting therefrom."
 - b) Further, as a condition for the award of any contract, grant, or incentive by the state, any political subdivision thereof, or any state-funded entity to business entity or employer that employs one or more employees within the State of Alabama, the business entity or employer shall provide documentation establishing that the business entity or employer is enrolled in the E-Verify program. During the performance of the contract, the business entity or employer shall participate in the E-Verify program and shall verify every employee that is required to be verified according to the applicable federal rules and regulations.
 - c) CERTIFICATION PURSUANT TO ACT NO. 2006-557 Alabama law (section 41-4-116, code of Alabama 1975) provides that every bid submitted and contract executed shall contain a certification that the vendor, contractor, and all of its affiliates that make sales for delivery into Alabama or leases for use in Alabama are registered, collecting, and remitting Alabama state and local sales, use, and/or lease tax on all taxable sales and leases into Alabama. By submitting this bid, the bidder is hereby certifying that they are in full compliance with act no. 2006-557, they are not barred from bidding or entering into a contract pursuant to 41-4-116, and acknowledges that the awarding authority may declare the contract void if the certification is false. All corporations must register to do business in Alabama with the Office of the Secretary of State. Their address is: Office of the Secretary of State P.O. Box 5616 Montgomery, AL 36103 (334) 242-5324 Fax: (334) 240-3138 [://www.sos.state.al.us/index.aspx](http://www.sos.state.al.us/index.aspx).

Adopted this 11th day of June, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

11 June 2018

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council finds that improved water distribution systems in and around the City of Fairhope serve a valuable public purpose; and the City Council desires to provide a second connection to a proposed water system for the Van Antwerp Subdivision in Fairhope, Alabama; authorizes the Water Department to provide said second connection for residents in Blocks 4, 8, 9, 10, 16, and 17 of the Volanta Subdivision; and furthermore Mayor Karin Wilson to enter into a contract for services not to exceed \$15,464.45 with Van Antwerp, LLC (cash or in-kind services); and said sum it to reimburse the developer for performing the necessary work in and on the Van Antwerp Subdivision to accommodate the secondary water line. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3095-18

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council finds that improved water distribution systems in and around the City of Fairhope serve a valuable public purpose; and the City Council desires to provide a second connection to a proposed water system for the Van Antwerp Subdivision in Fairhope, Alabama.

The City Council authorizes the Water Department to provide said second connection for residents in Blocks 4, 8, 9, 10, 16, and 17 of the Volanta Subdivision.

Furthermore, the City Council authorizes Mayor Karin Wilson to enter into a contract for services not to exceed \$15,464.45 with Van Antwerp, LLC (cash or in-kind services); and said sum it to reimburse the developer for performing the necessary work in and on the Van Antwerp Subdivision to accommodate the secondary water line.

Adopted on this 11th day of June, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

11 June 2018

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Stewart Engineering, Inc. to perform Professional Engineering Services for Electrical services at Fairhope Docks (RFQ No. PS023-18), and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule, and establish a not-to-exceed limit with this firm. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3096-18

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves the selection of Stewart Engineering, Inc. to perform Professional Engineering Services for Electrical services at Fairhope Docks (RFQ No. PS023-18), and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule, and establish a not-to-exceed limit with this firm.

DULY ADOPTED THIS 11TH DAY OF JUNE, 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 Sawgrass Consulting, LLC to perform Professional Engineering Services for Project Number 1: Church Street Outfall Transmission System for the Sewer Department (RFQ No. PS014-18) with a not-to-exceed amount of \$351,921.00. The motion was seconded by Councilmember Robinson. Richard Peterson explained the need for upgrading and looking at capacity. Council President Burrell questioned the cast iron pipe replacement. Mr. Peterson replied that the cast iron pipe and drainage issues are embedded in the scope of work. After further discussion, motion passed unanimously by voice vote.

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11 June 2018

RESOLUTION NO. 3097-18

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 Sawgrass Consulting, LLC to perform Professional Engineering Services for Project Number 1: Church Street Outfall Transmission System for the Sewer Department (RFQ No. PS014-18) with a not-to-exceed amount of \$351,921.00.

DULY ADOPTED THIS 11TH DAY OF JUNE, 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 Dewberry Engineers, Inc. to perform Professional Engineering Services for Project Number 2: Bayou Drive, Fairwood Blvd., and Fairhope Avenue Transmission System for the Sewer Department (RFQ No. PS014-18) with a not-to-exceed amount of \$237,000.00. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3098-18

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 Dewberry Engineers, Inc. to perform Professional Engineering Services for Project Number 2: Bayou Drive, Fairwood Blvd., and Fairhope Avenue Transmission System for the Sewer Department (RFQ No. PS014-18) with a not-to-exceed amount of \$237,000.00.

DULY ADOPTED THIS 11TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

11 June 2018

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 Volkert, Inc. to perform Professional Engineering Services for Project Number 3: GIS Mapping for Asset Management & Modeling Capability for the Sewer Department (RFQ No. PS014-18) with a not-to-exceed amount of \$55,000.00. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3099-18

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 Project Number 3: GIS Mapping for Asset Management & Modeling Capability for the Sewer Department (RFQ No. PS014-18) with a not-to-exceed amount of \$55,000.00.

DULY ADOPTED THIS 11TH DAY OF JUNE, 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 Extension No. 1, Zinc Orthophosphate and TKKP Chemicals for the Water Department, with Thornton Musso Bellemin, Inc., for an additional one year, as per the terms and conditions of the original contract. The cost is \$1.03 per pound for Zinc Orthophosphate and \$1.34 per pound for TKKP Chemicals; with a total annual cost not to exceed \$51,000.00. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

11 June 2018

RESOLUTION NO. 3100-18

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to execute Extension No. 1, Zinc Orthophosphate and TKKP Chemicals for the Water Department, with Thornton Musso Bellemin, Inc., for an additional one year, as per the terms and conditions of the original contract. The cost is \$1.03 per pound for Zinc Orthophosphate and \$1.34 per pound for TKKP Chemicals; with a total annual cost not to exceed \$51,000.00.

Adopted on this 11th day of June, 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 to Award Bid for Fitness Equipment for the Recreation Department (Bid No. 015-18) to Fitness Master with a total bid proposal of \$54,485.95. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3101-18

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 Fitness Equipment for the Recreation Department (Bid Number 015-18) 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:
11 June 2018

Please see attached Bid Tabulation for
Fitness Equipment for the Recreation Department
for the City of Fairhope

11 June 2018

Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution to Award Bid to Replace HVAC Unit Phase II at the Civic Center (Bid No. 004-18) to Worth Industries, Inc. with a total bid proposal of \$56,650.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3102-18

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 to Replace HVAC Unit Phase II at the Civic Center (Bid Number 004-18) 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
Replace HVAC Unit Phase II at the Civic Center
for the City of Fairhope

[3] After evaluating the bid proposals with the required bid specifications, Worth Industries, Inc., with a total bid proposal of \$56,650.00, is now awarded the bid to Replace HVAC Unit Phase II at the Civic Center.

Adopted on this 11th day of June, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

11 June 2018

REPLACE HVAC AT CIVIC CENTER
 PAGE 1
 05 JUL 2018 09
 Project No. 0080613
 FAIRHOPE, ALABAMA
 ONE PROJECT NO. ABORTION

By: 6/11/18

201 P.A.

Page 1 of 1

GRAND TOTAL BID:

COSTS ABOVE BIDDING:

TOTAL:

Check Industries Inc.	Truistactor & Son, Inc.	Formal Heating & Air Conditioning Inc.		
PO Box 12042	2020 Highway 80	518 Victoria Avenue		
Mobile, AL 36688	Mobile, AL 36688	Mobile, AL 36688		
DECLASSIFIED NO. FORM	DECLASSIFIED NO. FORM	DECLASSIFIED NO. FORM	DECLASSIFIED NO. FORM	DECLASSIFIED NO. FORM
ACKNOWLEDGEMENT	ACKNOWLEDGEMENT	ACKNOWLEDGEMENT	ACKNOWLEDGEMENT	ACKNOWLEDGEMENT
FORM RESPONSE	FORM RESPONSE	FORM RESPONSE	FORM RESPONSE	FORM RESPONSE
Customer Class - Regular	Individual/Partly Business	Auto - Current Insurance		
DECLASSIFIED BY: 20180728	DECLASSIFIED BY: [unclear]	DECLASSIFIED BY: [unclear]	DECLASSIFIED BY: [unclear]	DECLASSIFIED BY: [unclear]
ACKNOWLEDGEMENT OF SALES TAX	ACKNOWLEDGEMENT OF SALES TAX	ACKNOWLEDGEMENT OF SALES TAX	ACKNOWLEDGEMENT OF SALES TAX	ACKNOWLEDGEMENT OF SALES TAX
DECLASSIFIED BY: [unclear]	DECLASSIFIED BY: [unclear]	DECLASSIFIED BY: [unclear]	DECLASSIFIED BY: [unclear]	DECLASSIFIED BY: [unclear]
ACKNOWLEDGEMENT OF ACCIDENT	ACKNOWLEDGEMENT OF ACCIDENT	ACKNOWLEDGEMENT OF ACCIDENT	ACKNOWLEDGEMENT OF ACCIDENT	ACKNOWLEDGEMENT OF ACCIDENT
\$85,536.00	\$71,081.00	\$2,300.00		
\$0.00	\$0.00	\$0.00		
\$85,536.00	\$71,081.00	\$2,300.00		

None of the above has any vested
 interest in the project, and the use
 of the project is not for the benefit of any
 individual or group.
 I hereby certify that the above is true and correct.
 [Signature]
 Notary Public
 My Commission Expires: [unclear]



Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to procure a Portable Generator for the Water Department; and the equipment is available for direct procurement through the National Joint Powers Alliance (“NJPA”) [Contract No. 0080613-CAT]; and therefore, does not have to be let out for bid. This has been nationally bid through the NJPA’s bid process. The cost will be \$85,536.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

11 June 2018

RESOLUTION NO. 3103-18

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

[1] That the City of Fairhope has voted to procure a Portable Generator for the Water Department; and the equipment is available for direct procurement through the National Joint Powers Alliance (“NJPA”) [Contract No. 0080613-CAT]; and therefore, does not have to be let out for bid. This has been nationally bid through the NJPA’s bid process. The cost will be \$85,536.00.

Adopted on this 11th day of June, 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 Server and Disk Storage Hardware for the IT Department, and the equipment is available for direct procurement through “National IPA” Buying Group Contract; and therefore, does not have to be let out for bid. This has been nationally bid through the National IPA’s bid process. The total cost is \$94,974.73. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3104-18

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 Server and Disk Storage Hardware for the IT Department, and the equipment is available for direct procurement through “National IPA” Buying Group Contract; and therefore, does not have to be let out for bid. This has been nationally bid through the National IPA’s bid process. The total cost is \$94,974.73.

Adopted on this 11th day of June, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

11 June 2018

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 24 Single-Phased Transformers for the Electric Department with a total cost of \$29,224.00. The procurement of these items is allowed without formal bid by Code of Alabama 1975, Section 41-16-51(b)(7). Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3105-18

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

[1] That the City of Fairhope did request and receive quotes for 24 Single-Phase Transformers for the Electric Department at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama. That these are materials needed, used and consumed in the operation of our waterworks system; and authorized for procurement using the option allowed by Code of Alabama 1975, Section 41-16-51(b)(7).

[2] After evaluating the quotes, the City of Fairhope approves the procurement of 24 Single-Phase Transformers for the Electric Department from Anixter Power Solutions with a total cost of \$29,224.00.

DULY ADOPTED THIS 11TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

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11 June 2018

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of approves the selection of Dell Consulting, LLC to perform Professional Consulting Services for the Police Building: Upgrade the Information Technology Infrastructure and the HVAC (address the envelope and ventilation; and ceiling tiles and lighting fixtures) for the Facilities Maintenance Department (RFQ), and hereby authorizes Mayor Karin Wilson to establish a not-to-exceed limit of \$3,500.00; and to execute the associated contract. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3106-18

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

[1] That the City of approves the selection of Dell Consulting, LLC to perform Professional Consulting Services for the Police Building: Upgrade the Information Technology Infrastructure and the HVAC (address the envelope and ventilation; and ceiling tiles and lighting fixtures) for the Facilities Maintenance Department (RFQ), and hereby authorizes Mayor Karin Wilson to establish a not-to-exceed limit of \$3,500.00; and to execute the associated contract.

DULY ADOPTED THIS 11TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

Councilmember Robinson moved to grant the request of Linda Phelps on behalf of the Fairhope Film Festival requesting permission to close S. Summit Street (between Fairhope Avenue and S. Summit near St. James) on Saturday, November 10, 2018 from 5:00 p.m. until 10:00 p.m. for the Red Carpet Party; use of 10 barricades, 4 trash cans, and electric power hook-up on S. Summit Street; and permission to sell and serve beer and wine, contingent upon getting approval and licenses from the Alabama Alcoholic Beverage Control Board and the City of Fairhope) with all appropriate security during event. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

11 June 2018

City Council reviewed an application for a Restaurant Liquor License by John B. Lindeman, Jr. for It's All Greek to Me, d/b/a It's All Greek to Me, Inc., located at 108 North Section Street, Building C, Suite 2, Fairhope, Alabama. Councilmember Robinson moved to approve the issuance of the license. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

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

- 1) A. J. Cooper, family home has been here 45 to 50 years, addressed the City Council and stated he was the Mayor for the City of Prichard; and was on the Mayors' Blue Ribbon Panel for Police Chief. He told the City Council and Mayor they need to say what is best for our City. Mr. Cooper said the Council sets policies and the Mayor makes sure these are implemented.
- 2) Jay Harlan, 410 Wisteria Street and business owner, addressed the City Council and stated the Mayor is an honest and great person. He said police officers are tough; and the June 4, 2018 meeting was staged and the Council did not follow policy. Mr. Harlan accused Council President Burrell wanting the Mayor out and to take that position. Council President Burrell commented he did not text anyone to come to the meeting.

Councilmember Robinson stated that this meeting is for business and not for everyone to go back and forth against each other.

- 3) Dean Mosher, 456 Oak Street, addressed the City Council and stated, "there is an elephant in the room." He said we need to stabilize growth and increase infrastructure. Mr. Mosher said the Council President Burrell has stayed for six years and should resign for a new one. He said there has been pressure on the Mayor since 2016.
- 4) Marcella Franssen, 505 Myrtle Street, addressed the City Council and said you all should make up your own minds and decisions. She commented the Mayor ran on corruption in the City; and the Council is trying to be fair. Ms. Franssen said that good people were either let go, retired, or resigned; and we have lost the family feeling.
- 5) Jessie Patterson, 10630 County Road 1, addressed the City Council and mentioned an online petition to ask the Mayor to resign. He addressed Mayor Wilson and asked her to resign for the good of the City. Mayor Wilson replied, "that would be a resounding no."
- 6) Keifer Wilson, 335 De La Mare, addressed the City Council and stated he was told not to watch the video from last week. He said the meeting was orchestrated and was not fair for the Mayor. Mr. Wilson said she is not going to resign as Mayor. He told the City Council that when you question my wife, you question me. Mr. Wilson said he does not want the character that you guys display for the City.
- 7) Paul Ripp, 22985 High Ridge Road, addressed the City Council and said we have better employees now than ever. He said that meeting was out of control. Mr. Ripp mentioned that Council President Burrell was still involved in a Federal lawsuit; and commented that he needed to step down.

11 June 2018

- 8) Sonja Bennett, 81 Magnolia Avenue, addressed the City Council and said there is a lack of unity. Ms. Bennett said she knows Karin Wilson's integrity and is a good person. She met with Chief Petties and asked him to get together with the Mayor to pray for this to get better; and Mayor Wilson agreed to meet. She said, "I care about everyone and want us to unite."
- 9) Ron Allen, 5612 Willow Bridge Drive, addressed the City Council and said he is a friend of everyone; and this has got to stop. He said the City is split and we are better than this.
- 10) Bobby Green, 415 Maple Street, addressed the City Council and commented the concrete solution is to ask Council President Burrell to step down. Mr. Green said when Jack Burrell was out, Jay Robinson replaced him and did a remarkable job. He said that something should change here.
- 11) Joanne Brown, 64 Ingleside Street South, addressed the City Council and said the City has done great; and the Mayor does not need to remain.
- 12) Melanie Beiser, 203 Grand Avenue, addressed the City Council and stated she had 30 years working for the City. Ms. Beiser commented over 25 employees have left the City; and Council President Burrell is doing a great job. She said, "I came to the June 4, 2018 meeting from a Facebook posting." She commented you need to get this worked out. Ms. Beiser said that when she worked for the City, if you were insubordinate you were let go for three days without pay.

Councilmember Boone commented he liked Jack Burrell as Council President. Councilmember Brown said he could handle criticism; and mentioned the Mayor using funds to pay for an IT investigation.

Mayor Wilson commented there were long term issues prior to her taking office. She stated, "I am the only one reaching out to the City Council." She said this is beyond politics; and wants to do what is best for the City. Mayor Wilson stated this is a one-sided communication. She said we need to stand up and work together.

Councilmember Robinson said those are generalized statements centered at one or two people. Councilmember Brown said the trust must be rekindled. Councilmember Boone stated, "I do not trust you to repeat or remember what we discussed."

Council President Burrell said, "I am sorry you feel the meeting was orchestrated." He commented we were setting the steps to name an Interim Chief or a Chief. He said I did grandstand that Chief Petties decided to stay. Council President Burrell stated he was tired of being accused. He said, "I am a full-time engineer and do not want to be Mayor."

*

*

11 June 2018

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

There being no further business to come before the City Council, the meeting was duly adjourned at 7:46 p.m.

Jack Burrell, Council President

Lisa A. Hanks, MMC
City Clerk

**CITY OF FAIRHOPE
CITY COUNCIL WORK SESSION AGENDA**

MONDAY, 25 JUNE 2018 – 4:30 P.M. – COUNCIL CHAMBER

1. The Baldwin Pops
2. Assistant Marina Manager – Drew Craze
3. Discuss hiring Firm to Prepare and Submit Permit Application and Necessary Documents for Dredging Slips and Marina at Fairhope Docks – Richard Johnson
4. Committee Updates
5. Department Head Updates/Grant Updates

Next Regular Meeting Monday, July 9, 2018 at 4:30 p.m. and Same Place



CITY OF FAIRHOPE

Uniform Job Description

Position Title:	<u>Assistant Marina Manager</u>	Pay Range:	<u>\$14.81-\$19.25- \$23.70/hour</u>
Department:	<u>Parks & Recreation</u>	Pay Grade:	<u>19</u>
Reports To:	<u>Marina Manager</u>	Effective Date:	<u>October 14, 2017</u>
Supervises:	<u>Marina Personnel</u>	Supercedes:	<u>N/A</u>

Approvals: _____	
Supervisor	Human Resources Director
_____	_____
Date	Date
FLSA Exempt: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Safety Sensitive: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No DOT Regulated: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

BASIC PURPOSE OF THE POSITION

The Assistant Marina Manager is a full-time position. This person takes over for the Marina Manager in his/her absence and acts as the ambassador of the marina and the City of Fairhope for boaters.

DISTINGUISHING CHARACTERISTICS OF THIS POSITION

Under the direction of the Fairhope Dock's Marina Manager, the Assistant Manager assists with the responsibility for the safe mooring of vessels, general operation of the city's marina including budgeting responsibilities, assisting boaters, and maintaining a safe and clean environment throughout the marina facility. The Assistant manager may aid in the preparation of annual budget and capital plan at the direction of the Marina Manager. This position must be available to work some weekends, and on call as needed.

ESSENTIAL FUNCTIONS AND RESPONSIBILITIES

Oversees ongoing marina maintenance and improvements on an approved budget and schedule as directed by the Marina Manager.

Assists in overseeing renovation of marina facilities and ongoing maintenance and improvement projects at the direction of the Marina Manager.

Maintains grounds including flower beds, beach, parking lot and any building or land area owned by the marina.

Assistant Marina Manager

Employs practices that work to achieve Clean Resilient Marina status.

Assumes the marina's daily operations in the absence of the Marina Manager.

Provides excellent and prompt service to customers, prospective customers and guests.

Supervises all personnel in the absence of the Marina Manager.

Complies with government regulations pertaining to the facility.

Proactively seeks ways to promote the marina to maximize potential.

Ensures prompt maintenance of docks, piers, buildings, grounds and equipment.

Ensures safety of fellow employees, customers and visitors.

Trains employees on the safe use of marina equipment and all emergency procedures in the absence of Marina Manager or at his/her direction.

Assists in achieving Clean Resilient Marina status. Assist Marina Manager in overseeing third party vendors who perform work at the property and maintain up-to-date insurance files on all vendors.

Inspects property when on duty to ensure the Marina is presented in the best possible way.

Assists with the development of annual budget and operates the property to achieve its financial goals as directed by the Marina Manager.

Monitors fuel readings to ensure accurate billing and inventory control as directed by the Marina Manager.

Assists in maintaining compliance with all government regulations – city, state and federal.

Inspects property when on duty to ensure the Marina is presented in the best possible way.

Maintains all grounds and buildings; picks up and disposes of trash on the grounds.

Assists customers as necessary.

OTHER DUTIES AND RESPONSIBILITIES

Responds to customers' requests.

Works with the City's Harbor Board and Environmental Advisory Committee as directed by the Marina Manager.

REQUIRED KNOWLEDGE, SKILLS AND ABILITIES

Knowledge of customer service and employee management skills.

Knowledge of information relative to navigation in U.S. Coastal waters, including laws and regulations of the various agencies governing marine navigation.

Assistant Marina Manager

Knowledge of marina management including but not limited to facility and grounds, maintenance, tenant relations, leasing.

Knowledge of standard maintenance practices for wooden and concrete structure, electrical systems, water distribution systems, marine sewage systems, water safety and rescue methods.

Knowledge of marina management including but not limited to facility and grounds, maintenance, tenant relations, leasing.

Ability to learn federal, state and local laws and regulations regarding the operation, mooring and docking of boats;

Ability to read charts, maps, weather recording devices and to interpret weather information as it relates to marine navigation, gather information.

Ability to act decisively in the event of a distress call, environmental or weather emergency, or other crisis involving the operations of the port/harbor.

Ability to learn Mobile Bay and surrounding waterways to be able to best assist customers.

Ability to communicate effectively.

Ability to be detailed and well organized

Ability to work varied hours/days, weekends, and holidays, as needed

Ability to communicate with associates and customers

Ability to read, count, and write to accurately complete all documentation

Ability to operate all equipment necessary to perform the job (Power tools)

Ability to work well with others

Ability to multi-task

ACCEPTABLE EDUCATION, EXPERIENCE AND TRAINING

Graduation from a standard senior high school or GED, preferably supplemented by college experience. Some marina experience would be helpful, basic understanding of business operation and rudimentary mechanical skills desired.

EXTENT OF PUBLIC CONTACT

This position interacts daily with the public.

Assistant Marina Manager

PHYSICAL DEMANDS

Must be able to lift 50 lbs., climb ladders, walk, stand, crawl, crouch, operates standard lawn and garden equipment.

WORKING CONDITIONS AND ENVIRONMENT

Conditions should not be hazardous but severe weather is a daily possibility. 99% of the work is outside. Mobile Bay daily weather conditions prevail.

This job description does not constitute either a written or implied contract of employment. The City of Fairhope reserves the right to revise, alter and/or change this job description, as the City deems necessary.

**CITY OF FAIRHOPE
CITY COUNCIL AGENDA**

MONDAY, 25 JUNE 2018 - 6:00 P.M. - CITY COUNCIL CHAMBER

Invocation and Pledge of Allegiance

1. Approve minutes of 11 June 2018 Regular City Council Meeting, minutes of 11 June 2018 Work Session, and minutes of 11 June 2018 Agenda Meeting.
2. Report of the Mayor
Judge of Probate Tim Russell – Council/Manager Form of Government
3. Public Participation – Agenda Items – (3 minutes maximum)
4. Council Comments
5. **Public Hearing** – Ordinance – Amend Zoning Ordinance No. 1253.
Request to zone the property of The Teachers’ Retirement Systems of Alabama to Tourism Resort District concurrent with annexation into the City of Fairhope. This property is generally located on the west side of Battles Road just south of Crane Place, Fairhope, Alabama. A Portion of PPIN #72845. Camellia at the Colony.
6. **Public Hearing** – An Ordinance to Approve an Application from Catherine Reynolds for a Franchise Agreement for a Franchise Agreement to operate Aquatics Instruction, which includes life guard and swim instruction, at the Fairhope Municipal City Pool on 803 North Greeno Road.
7. Ordinance - An Ordinance amending Ordinance No. 1412 and Ordinance No. 1315 of the City of Fairhope, Alabama, by Revision of Section 21-21 by the Adoption of the following Electric Rates for all Electric Customers of the City.
8. Ordinance - An Ordinance amending Ordinance No. 700, Ordinance No. 1121, and Ordinance No. 1466; An Ordinance to amend and add to Chapter 21, Article V, Gas, Section 21-61 Fairhope Code of Ordinances.
9. Ordinance - An Ordinance to Establish Water Rates; and Capacity Asset Fees and Installation Fees for all Customers of the City of Fairhope Water Systems. This Ordinance Amends Ordinance No. 953; and Repeals Ordinance No. 1122 and Ordinance No. 1383.
10. Ordinance - An Ordinance to Establish Wastewater (Sewer) Rates; and Capacity Asset Fees and Installation Fees for all Customers of the City of Fairhope Wastewater Systems. This Ordinance Amends Ordinance No. 953; and Repeals Ordinance No. 1122 and Ordinance No. 1383.
11. Resolution – That the City Council of the city of Fairhope, Alabama, approves and authorizes the City to enter into a Grant Agreement with the Federal Aviation Administration for the Benefit of Fairhope Airport Authority and the H. L. “Sonny” Callahan Airport. The maximum grant if \$3,617,020.00 for Phase 4; project number 3-01-0029-019-2018.

12. Resolution – That the City Council finds that improved water distribution systems in and around the City of Fairhope serve a valuable public purpose; and the City Council desires to contract with a licensed Plumber for the installation of the required relocation items, based on a low bid/quote process, on the customer side of the meter on our relocated water main. The relocated water is to abandon the existing 2” main that was installed years ago in an alley that is now impassable due to trees that have grown in size over the years and fences that have been installed.
13. Resolution – That the City Council hereby amends the Rules and Regulations for the “Fairhope Docks”; revises the slip rates at Fairhope Docks effective July 1, 2018 and upon the expiration and renewal of existing slip leases; and repeals Resolution No. 2390-15 and any other Resolution in conflict with the provisions of this Resolution.
14. Resolution – That the City Council approves the selection of ECO Solutions for Professional Engineering Services for RFQ No. PS011-18, to Prepare and Submit Permit Application and Necessary Documents for Dredging Slips and Marina at the Fairhope Docks; and hereby authorizes Mayor Karin Wilson to negotiate the fee schedule.
15. Resolution – That the Governing Body of the City of Fairhope, Alabama, hereby rescinds Bid No. 018-18 for Driver’s License Reader Program for the IT Department due to no bids received; and authorizes the City to solicit for informal bids in accordance with the Attorney General Opinion from 1969.
16. Resolution – That Mayor Karin Wilson is hereby authorized to execute Amendment No. 1 to the Contract for Professional Engineering Services, for RFQ No. PS009-18 for ADEM C&D Landfill Permit 2018, with Hutchinson, Moore and Rauch, Inc., at a cost of the amendment not to exceed \$3,600.00 which increases the total value of this project to \$6,075.00; and to transfer budget of \$6,075.00 from Landfill Maintenance expense account to Professional Services expense account.
17. Resolution – That the City of Fairhope approves the procurement of Fall Flowers for the Public Works Department. The total cost is \$9,448.51; and to transfer budget of \$9,449.00 from Street Maintenance & Landscaping expense account to Flowers expense account.
18. Resolution – To Award Bid for Overhead Doors Six (6) for Fire Stations (Bid No. 023-18) to Bailey Door, Inc. with a total bid proposal of \$27,864.00.
19. Resolution – To Award Bid for Crushed Aggregate, Recycled Concrete Aggregate, and Rip Rap for Public Works Department (Bid No. 019-18) to Martin Marietta with a total bid proposal of \$50,000.00.
20. Resolution – That the City of Fairhope has voted to procure a Freightliner M2 Truck for the Water Department; and the equipment is available for direct procurement through the Sourcewell Purchasing Coop; and therefore, does not have to be let out for bid. This has been nationally bid through the Sourcewell’s bid process. The cost will be \$93,924.00.
21. Resolution – That the City of Fairhope has voted to purchase a MALA Geoscience Ground Penetrating Radar for the Water Department to be used by all Utilities from Power-Tel Utility Products, Inc. as Sole Source Distributor; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13). The cost will be \$12,850.00.

22. Application for a Restaurant Liquor License by Noell Broughton, for NOBODA, LLC, d/b/a L.W.C.C., located at 14 North Church Street, Fairhope, Alabama.
23. Application for a Restaurant Liquor License by Richard Mark Foster, for Section Street Pizza, LLC, d/b/a Section Street Pizza, located at 108 North Section Street, Building A, Suite 5, Fairhope, Alabama.
24. Request – Mary Riser, Executive Director of the Fairhope Film Festival requesting permission to use the Welcome Center on Section Street as their “box office” from Wednesday, November 7, 2018 through Sunday, November 11, 2018 with the stated box office hours; use of the City public area near the Fairhope Clock – adjacent to the flowerbed and near the NE corner of Fairhope Avenue and Section; and signage and additional publicity in City notifications from October 26, 2018 through November 11, 2018 (requesting a minimum of 6 pole banners to be hung 14 days prior to and during Festival).
25. Request – Mark Poillucci, Treasurer and Firefighter for the Fairhope Volunteer Fire Department requesting permission to use the Fairhope Civic Center for the Wives’ Dinner on October 5, 2018 from 5:00 p.m. to 12:00 a.m. This is a “Thank You” to all of our firefighters’ significant others for putting up with the worries while we are running calls supporting our great City. The request is for the City Council to waive the fee for using the Civic Center.
26. Request – Shannon Hesse, MMOR Committee Chairperson, requesting the approval to have their Annual Mystic Mutts of Revelry Pet Parade fundraiser in Downtown Fairhope on Saturday, February 23, 2019; and to allow the streets to be closed (see attached map) from 12:00 p.m. to 2:00 p.m. Hours requested on the application are 8:00 a.m. to 3:00 p.m.
27. Public Participation – (3 minutes maximum)
28. Executive Session - To discuss the consideration the City is willing to offer or accept when considering the purchase, sale, exchange, lease, or market value of real property. The discussions could have a detrimental effect upon the competitive position of the City in the negotiations if the matter was discussed in public.
29. Adjourn

**City Council Work Session - 4:30 p.m.
on Monday, June 25, 2018 – Council Chambers**

**City Council Agenda Meeting - 5:30 p.m.
on Monday, June 25, 2018 – Council Chambers**

Next Regular Meeting – Monday, July 9, 2018 - Same Time and Place

ORDINANCE NO. _____

**AN ORDINANCE AMENDING ORDINANCE NO. 1253
KNOWN AS THE ZONING ORDINANCE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA as follows:

The ordinance known as the Zoning Ordinance (No. 1253), adopted 27 June 2005, together with the Zoning Map of the City of Fairhope, be and the same hereby is changed and altered in respect to that certain property described below:

After the appropriate public notice and hearing of the Planning Commission of the City of Fairhope, Alabama has forwarded a **favorable** recommendation,

The property of The Teachers' Retirement Systems of Alabama generally located on the west side of Battles Road just south of Crane Place, Fairhope, Alabama.

Camellia at the Colony

A PORTION OF PPIN #: 72845

Legal Description: (Case number ZC 17.19)

A PORTION OF TAX PARCEL NUMBER 05-46-09-30-0-000-090.000 DESCRIBED WITHIN INSTRUMENT NUMBER 1024402 RECORDED IN PROBATE RECORDS, BALDWIN COUNTY, ALABAMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 1 OF WATERSHED SOUTH SUBDIVISION, AS SHOWN ON PLAT THEREOF RECORDED ON SLIDE 2534-C IN PROBATE RECORDS, BALDWIN COUNTY, ALABAMA; THENCE RUN SOUTH 87°15'50" EAST A DISTANCE OF 131.60 FEET TO A 1/2" IRON REBAR WITH CAP STAMPED "CA604" ON THE WEST RIGHT-OF-WAY OF BATTLES ROAD; THENCE RUN SOUTH 00°09'28" EAST ALONG SAID WEST RIGHT-OF-WAY A DISTANCE OF 432.38 FEET TO A 1/2" IRON REBAR WITH CAP STAMPED "CA604"; THENCE LEAVING SAID RIGHT-OF-WAY SOUTH 75°13'46" WEST A DISTANCE OF 98.70 FEET TO A 1/2" IRON REBAR WITH CAP STAMPED "CA604"; THENCE RUN NORTH 38°08'30" WEST A DISTANCE OF 65.36 FEET TO A 1/2" IRON REBAR WITH CAP STAMPED "CA604"; THENCE RUN NORTH 13°54'35" WEST A DISTANCE OF 60.01 FEET TO A 1/2" IRON REBAR WITH CAP STAMPED "CA604"; THENCE RUN NORTH 00°09'28" WEST A DISTANCE OF 258.36 FEET TO A 1/2" IRON REBAR WITH CAP STAMPED "CA604"; THENCE RUN NORTH 10°48'48" EAST A DISTANCE OF 97.55 FEET TO THE POINT OF BEGINNING; SAID DESCRIBED PARCEL CONTAINING 1.49 ACRES, MORE OR LESS.

A map of the property to be zoned is attached as Exhibit A

The property is hereby initially zoned TR – Tourism Resort District concurrent with annexation into the City of Fairhope. This property shall hereafter be lawful to construct on such property any structures permitted by Ordinance No. 1253 and to use said premises for any use permitted or building sought to be erected on said property shall be in compliance with the building laws of the City of Fairhope and that any structure shall be approved by the Building Official of the City of Fairhope and that any structure be erected only in compliance with such laws, including the requirements of Ordinance No. 1253.

Ordinance No. _____
Page -2-

Severability Clause - if any part, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance, which shall continue in full force and effect notwithstanding such holding.

Effective Date – This ordinance shall take effect immediately upon its due adoption and publication as required by law.

ADOPTED THIS 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

ATTEST:

Lisa A. Hanks, MMC
City Clerk



CITY OF FAIRHOPE
P.O. DRAWER 429
FAIRHOPE, AL 36533
251/928-2136

PETITION FOR ANNEXATION

STATE OF ALABAMA)(
COUNTY OF BALDWIN)(

We, the undersigned PETITIONER(S), owner(s) of the lands in fee simple described in the attached EXHIBIT A, such property being without the Corporate Limits of the City of Fairhope, Alabama, but being contiguous to the said Corporate Limits; and such property not lying within the corporate limits or police jurisdiction of any other municipality, do, by these presents, hereby petition the City of Fairhope, a municipal corporation, that said property be annexed into the City of Fairhope, Alabama.

The subject land is delineated on the map attached hereto as EXHIBIT B.

This petition is filed under authority of Section 11-42-21, Code of Alabama, 1975, as amended.

- This petition is for R-1 Zoning
The condition of the Petition is that zoning be established as TR Concurrent with Annexation. (Zoning Request)

Is this property colony property Yes X No. If this property is colony property the Fairhope Single Tax Office must sign as a petitioner.

Signature of Petitioner Steve Timms
Print petitioner's name

Signature of Petitioner Print petitioner's name

Signature of Petitioner Print petitioner's name

Physical Address of property being annexed: See attached plat

Petitioner's Current Physical Address: 135 South Union St, Suite 228 Montgomery, AL 36104
Petitioner's Current Mailing Address: 135 South Union St, Suite 228 Montgomery, AL 36104

Telephone Number(s): 334-264-2345
Home Work

County Tax Parcel Number: 05-46-09-30-0-000-090.000

RECEIVED
OCT 19 2017
BY: EB

U.S JUSTICE DEPARTMENT INFORMATION

- Size of property (acres or square feet) 1.5 acres
- If property is occupied, give number of housing units N/A
- Number of Persons residing in each unit, and their race N/A
- If property is unoccupied, give proposed use Single Family Residential
- If property is being developed as a subdivision, give subdivision name
Camellia at the Colony
- Number of lots within proposed subdivision 7

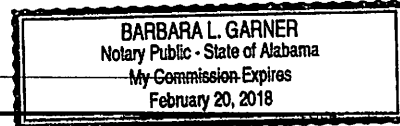
I, Barbara L Garner a Notary Public in and for said State and County, hereby certify that Steve Liams whose name(s) is/are signed to the forgoing Petition and who is/are known to me, this day appeared before me and, being first duly sworn, acknowledge that he/she/they have voluntarily executed this Petition on this day same bears date.

Given under my Hand and Seal this 17th day of October, 2017,

(Seal)

Barbara L Garner
Notary Public

My commission expires _____



I, _____ a Notary Public in and for said State and County, hereby certify that _____ whose name(s) is/are signed to the forgoing Petition and who is/are known to me, this day appeared before me and, being first duly sworn, acknowledge that he/she/they have voluntarily executed this Petition on this day same bears date.

Given under my Hand and Seal this _____ day of _____, 20 _____,

(Seal)

Notary Public

My commission expires _____

I, _____ a Notary Public in and for said State and County, hereby certify that _____ whose name(s) is/are signed to the forgoing Petition and who is/are known to me, this day appeared before me and, being first duly sworn, acknowledge that he/she/they have voluntarily executed this Petition on this day same bears date.

Given under my Hand and Seal this _____ day of _____, 20 _____,

(Seal)

Notary Public

My commission expires _____



City Council

Case: ZC 17.19 Camellia at the Colony

Conditional Annexation to
Tourism Resort (TR) District

Project Name:

Camellia at the Colony

Project Type:

Rezoning Request from:

**Unzoned, Unincorporated
Baldwin County**

to

Tourist Resort (TR) District

Jurisdiction:

Fairhope Planning, Police, and
Permit

PPIN Number:

72845

General Location:

The west side of Battles Rd,
just south of Watershed South
subdivision

Engineer:

HMR, LLC

Owner:

The Teachers Retirement
System of Alabama

School District:

Larry J. Newton and Fairhope
Elementary Schools

Prepared by:

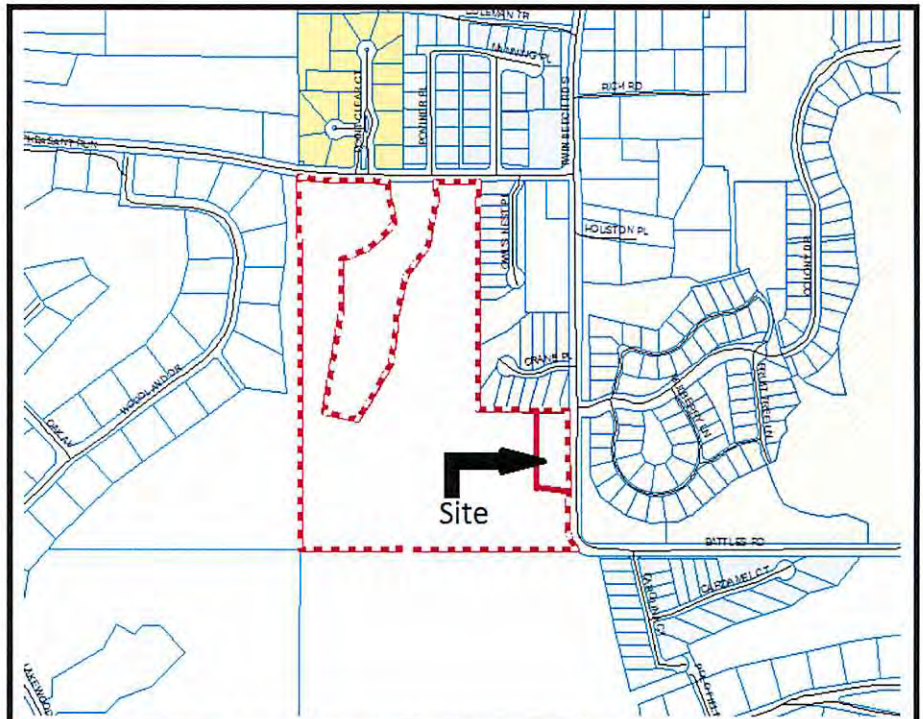
Nancy Milford, Planner

Staff Recommendation:

Approve with conditions

PC Recommendation:

Approve with conditions



Summary of Request: Public hearing to establish initial zoning of TR Tourist Resort District conditional upon annexation into the City of Fairhope.

Site History: The Tourist Resort District (approximately 186.2 acres with a total allowed density of 637) was approved in 2010 with multiple development zones, including a recreational zone, a low-rise zone, limited commercial zone, a mid-rise zone, and a high-rise zone which were presented in a land use map. Updated zoning maps are attached to this staff report.

In 2015, the applicant added Azalea at the Colony, in the same manner as they are currently requesting to do for Camellia at the Colony. In 2016, the applicant requested an amendment to the TR district land use map rearranging the percentages of the various zones and reducing the designated high-rise land use area. At the time of the amendment, the staff cover letter for the amendment reports the applicant anticipates the number to be well below the maximum allowed 637 units at final build out.

Zoning Cases									
Case Number	PC Date	PC Result	CC Date	Dev. Name	Applicant	Owner	Request	Address	Ordinance Number
ZC 10.04	6/7/10	Approved	8/23/10	Colony At the Grand	Point Clear Partners	Point Clear Partners	Conditional annexation to TR	Battles Road	Approved – Ord. No. 1434
ZC 16.04	4/4/16	Approved	6/27/16	TR District Amendment	HMR	RSA	TR District Amendment	Old Battles Rd	Approved-Ord. No. 1579

Case Number	PC Date	PC Result	CC Date	Development Name	Applicant	Owner	Request	Address	Ordinance Number
ZC 15.14	11/2/2015	Approved	2/11/16	Azalea at the Colony	RSA	RSA	Conditional Annexation to TR	Section Street	Approved-Ord. No. 1569

Comments: The subject property (Camellia at the Colony) is currently unzoned and approximately 1.5 acres. The applicant desires to modify the previously approved Colony at the Grand Tourist Resort (approximately 186.2 acres) District to include the Camellia at the Colony parcel.

The applicant proposes the additional 1.5 acres to be included in the low-rise portion of the overall Colony at the Grand Tourist Resort Development. The additional acreage added is proposed to be Camellia at the Colony, which will be annexed into the City and consist of 7 single family lots that conform to the minimum lot and layout standards outlined in the TR District Regulations for the Colony at the Grand. The total acreage of the Colony at the Grand TR District development will be 187.7 acres after the annexation, per the engineer of record. The additional land is contiguous with the TR District; per the TR District provisions in the Zoning Ordinance, the subject 1.5 acres can be added to the existing Land Use Map.

Site Photos: Camellia at the Colony



View from Battles Trace looking North



View from Battles Trace looking South

Adjacent Properties: The subject property is bordered to the north and the east by Watershed South (TR District) and Battles Trace (TR District). The subject property is bordered by unzoned property to the West and South.

Open Space: According to the engineer of record, the open space requirements in the TR District are 20%. The addition of this property will bring the total TR District area from 186.2 to 187.7 acres. The existing open space will be increased from 63.2 acres to 63.4 acres (or 34% of the TR District). Parking requirements will comply with the LR zoning requirements within the TR District.

Natural Resources: The applicant states “No impacts on natural resources or wetlands onsite. Point Clear Creek is 500’ away from the rear property line of the proposed development. Hydric soils are not present within the proposed development area.”

Dimension Standards: The building height for this development shall comply with the Low-Rise Requirements of the TR District. In accordance with Article G, Section C2, the following applies:

(2) Dimensional Standards –

(i) Height. Building Height not to exceed 35 feet.

(ii) Build-To Lines.

a. Detached Dwellings: 5-foot front; 5-foot rear and 0-foot sides; provided, that (x) each lot shall have at least one (1) side property line which is at least 12 feet from the dwelling on the adjoining lot and (y) if access to a dwelling is provided via a lane or alley, there is no minimum rear build-to line for any garage constructed at the rear of a dwelling.

b. Attached Dwellings: 5-foot front; 5-foot rear and 0-foot sides; provided, that (x) there must be a minimum distance of 12 feet between buildings and (y) if access to a dwelling is provided via a lane or alley, there is no minimum rear build-to line for any garage constructed at the rear of a dwelling.

(iii) Minimum Lot Size. 2,100 square feet.

(iv) Parking. All uses other than Senior-Oriented Communities, two (2) spaces per dwelling unit; Senior-Oriented Communities, one (1) space per dwelling unit.

Traffic: The original traffic study was performed in 2010 and accounted for 637 dwelling units within the TR District. If that number were to be exceeded a new traffic study would be warranted. However, the maximum density will not exceed the original figure of 637 dwelling units per the applicant.

Utilities: All utility lines shall be underground within the TR District.

Signage: All signage within the TR District shall comply with the City's signage regulations set forth in the Zoning Ordinance in effect as of January 1, 2010.

Staff Recommendation:

Staff recommends approval contingent upon the following condition:

1. The pending water and sewer issue infrastructure issues shall be resolved between the applicant and the City of Fairhope Water and Sewer Department.
2. All aspects of the Colony at the Grand TR District shall remain as is, unless otherwise specified in the subject application.

Planning Commission Recommendation:

The City of Fairhope Planning Commission recommended the rezoning be **APPROVED** subject to the following conditions:

1. The pending water and sewer issue infrastructure issues shall be resolved between the applicant and the City of Fairhope Water and Sewer Department.
2. All aspects of the Colony at the Grand TR District shall remain as is, unless otherwise specified in the subject application.
3. The property shall be Low Rise Residential Zone.

ORDINANCE NO. _____

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, AS FOLLOWS:

SECTION 1. The City of Fairhope, Alabama, having received an application from **Catherine Reynolds** for a franchise agreement to operate **Aquatics Instruction, which includes life guard and swim instruction**, at the following location described: **the Fairhope Municipal City Pool on 803 North Greeno Road** and it is to be in the best interest of the public and the City of Fairhope, Alabama, to grant a franchise to **Catherine Reynolds** under the terms and conditions of the franchise agreement attached hereto as "Exhibit A" including the fees that shall be paid to the City with respect to same.

SECTION 2. Pursuant to the authority granted by Section 11-40-1 and 11-43-62 of the Code of Alabama of 1975, the Mayor of the City of Fairhope, Alabama, is hereby directed to execute said franchise agreement in the name of the City of Fairhope, Alabama.

SECTION 3. The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, then such ruling shall not affect any other paragraphs and sections, since the same would have been enacted by the municipality council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 4. This ordinance shall take effect immediately upon its due adoption and publication as required by law.

ADOPTED THIS 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

ATTEST:

Lisa A. Hanks, MMC
City Clerk

FRANCHISE AGREEMENT

This Agreement is made and entered into by and between the City of Fairhope, Alabama ("City") a municipal corporation and Catherine Reynolds, ("Grantee").

RECITALS

Grantee is a sole proprietor with a principal place of business at 803 N Greeno Road, Fairhope, AL 36532. Grantee is engaged in the business of Aquatic Instruction Lifeguard and Swim Instruction to the public. Grantee proposes to install and operate Aquatic Instruction at the Fairhope City Pool. Grantee requests that the City grant to Grantee a franchise to install, maintain and operate this business on public property at the Fairhope City Pool.

In consideration of the mutual covenants, promises and conditions set forth herein the parties agree as follows:

SECTION 1

Section 1.1 DEFINITIONS

Unless otherwise specially provided, or unless clearly required by the context, the words and phrases defined in this section shall have the following meanings when used in this Ordinance and Franchise Agreement:

- (1) **MAYOR:** Shall mean the Mayor of the City of Fairhope
- (2) **COUNCIL:** Shall mean the City Council of Fairhope, the governing body of City of Fairhope, Alabama.
- (3) **CITY:** Shall mean City of Fairhope, Alabama, which is governed by the Fairhope City Council.
- (4) **FRANCHISE:** Shall mean the franchise granted under the provisions of the *Ala. Code §11-40-1*, et seq., which authorizes municipalities to contract and to be contracted with. A "franchise" as used in this agreement is a special privilege not belonging to the citizens by common right but conferred by a municipality upon an individual or corporation.
- (5) **GRANTEE:** Shall mean Catherine Reynolds to whom a franchise has been granted by the City or anyone who succeeds Catherine Reynolds, in accordance with the provisions of the franchise.
- (6) **GROSS REVENUES:** Shall mean all revenues received by the Grantee from or in connection with the operation of the franchise to provide services in the City of Fairhope pursuant to this franchise agreement.

(7) **PERSON:** Shall mean an individual, partnership, association, joint stock company, trust, corporation, or governmental entity.

(8) **SERVICE AREA:** Shall mean the geographical area within City of Fairhope and specifically defined as follows: Fairhope City Pool.

Section 1.2 REQUIREMENTS FOR FRANCHISE

(a) No person shall engage in the construction, operation, or maintenance of a private business on public property in the City unless such person or the person for whom such action is being taken shall hold a valid franchise granted by the City.

(b) Any franchise granted by the City pursuant to these rules and regulations shall not be deemed to be an exclusive right of permission. The City expressly reserves the right to grant similar nonexclusive franchises to other persons.

(c) In the event the City enters into a franchise, permit, license, authorization, or other agreement of any kind with any other person or entity other than the Grantee to enter into the City's Public Rights-of-way or public property for the purpose of operating a private business on public property in any part of the City, the material provisions thereof shall be reasonably comparable to those contained herein, in order that one operator not be granted an unfair competitive advantage over another, and to provide all parties equal protection under the law.

(d) No franchise shall be granted by the City in the Central Business District located in downtown Fairhope.

Section 1.3 TERM OF FRANCHISE, RENEWAL

(a) The duration of this franchise agreement granted pursuant to this Ordinance shall be for one year and shall be renewed automatically each year for three years unless notice of termination is given in writing to the other party at least 60 days prior to the expiration of the then current term. This Agreement shall commence 10 days after approved by the City Council.

Section 1.4 ENFORCEMENT OF FRANCHISE

(a) A Grantee shall not be excused from complying with any of the terms or conditions of the franchise by any failure of the City upon any one or more occasions to insist upon or to seek compliance with any such terms or conditions.

(b) Whenever the City shall set forth any time for any action to be performed by or on behalf of Grantee, said time shall be deemed of the essence and any failure of Grantee to perform within the time allotted shall be sufficient grounds for the City to revoke the franchise.

(c) A Grantee agrees by filing an application for a franchise that they will not assert, at any time, in any claim or proceeding that any condition or term of the franchise

is unreasonable, arbitrary or void or that the City had no power or authority to make such term or conditions, but shall be required to accept the validity of the terms and conditions of the franchise in their entirety.

Section 1.5 CONFLICT WITH LAWS

(a) Whenever any law of the State of Alabama or of the United States, or of any agency of either, shall be in direct conflict with and supersede any provision of these rules and regulations, then for so long as such state or federal law or regulation shall be in force and effect, any affected provisions of this franchise granted hereunder shall be suspended and be of no force and effect and the Grantee shall not be required to comply with such provision; however, the validity of the remaining portions or provisions shall not be affected thereby. In the event this franchise imposes burdens different than those imposed by any other law, but within the power of the City to impose said burdens, the more restrictive provision shall apply.

(b) If any section, sentence, clause or phrase of these rules and regulations or of any franchise granted hereunder is held unconstitutional or otherwise invalid, such infirmity shall not affect the validity of the remaining portion of these rules and regulations or a of any franchise granted hereunder.

SECTION 2

Section 2.1 PROCEDURE FOR GRANTING FRANCHISE

(a) Any person desiring a franchise shall apply to the City for such a grant. The application for a franchise shall be in writing, in the form approved by and containing such information as required by the City and must be accompanied by a nonrefundable application fee of \$150.00 by cashier's check, certified check or money order payable to City of Fairhope. This is a separate fee from the Franchise fee.

(b) Upon receipt of said franchise application, the City shall provide notice of said application and conduct a public hearing to determine if the grant of the franchise would be in the best interest of the citizens of City of Fairhope.

(c) The application shall contain a statement under oath that the applicant will comply with all legal, financial and technical provisions of these rules and regulations and any other municipal, state or federal regulatory agencies.

(d) The application shall define the proposed service area of the applicant with specific time standards for the establishment of service to suit the service area.

SECTION 3

Section 3.1 CONSTRUCTION AND INSTALLATION

(a) After receipt of an initial franchise, a Grantee shall proceed with due diligence to install and begin operation of the franchise.

(b) Failure on the part of the Grantee to commence and diligently pursue Aquatics Instruction or failure to commence operation after 90 days from the commencement of this agreement shall be grounds for termination of the franchise. The City may extend the time for the commencement and completion of Aquatics Instruction for additional periods in the event the Grantee, acting in good faith, experiences delays by reasons of circumstances beyond her control.

(d) The Aquatics Instruction shall be constructed and operated in accordance with all adopted City, state and national construction and electrical codes.

Section 3.2 CONDITIONS FOR USE OF PUBLIC PROPERTY

(a) Grantee shall not install or begin operation of the franchise business until the installation has been approved by the Mayor or his designee.

Section 3.3 OPERATION AND MAINTENANCE

(a) The Grantee shall install and maintain N/A in a prudent and reasonable manner.

(b) Failures or malfunctions of the N/A shall be corrected by the Grantee promptly after notice of such failure or malfunction except or unless such failure or malfunction shall have been caused by storm, fire, lightening, explosion, civil unrest or other similar catastrophe.

(c) The City shall, if it deems it necessary, have the right and privilege to inspect the installation, operation and maintenance of the N/A by the Grantee in order to satisfy itself as to the proper performance of the terms of this franchise agreement.

SECTION 4

Section 4.1 FRANCHISE FEE

(a) There shall be a franchise fee of twenty (20) percent of Gross Revenues; and the fee for the business license which is an annual license issued by the municipality for the privilege of doing any kind of business, trade, profession or other activity in the municipality, by whatever name called.

(b) Grantee shall pay quarterly to the City during the life of the franchise a sum equal to twenty (20) percent of its gross revenues. Grantee shall file with the City on such form as prescribed by the City within sixty (60) days after the end of each quarterly a report, under oath at the risk of perjury, of the gross revenues for the preceding quarterly period, and shall, at the same time, pay to the City a sum equal to twenty (20) percent of the gross revenues for the said quarterly period.

Section 4.2 INDEMNIFICATIONS

(a) Grantee shall at his/her sole cost and expense fully indemnify, defend and save harmless the City, its officers, boards, and employees against any and all

claims, demands, suits, actions, liability and judgments for damage arising out of the construction, operation and maintenance of the Aquatics Instruction franchise, and against all liabilities for damages by reason of, or arising out of, any failure by Grantee to safely operate and maintain the Aquatics Instruction, including reasonable attorney's fees, arising out of the exercise or enjoyment of this franchise, irrespective of the amount of comprehensive liability policy required hereunder. This indemnity shall not apply to damages occasioned solely and exclusively by acts of the City, its agents or employees.

(b) Within thirty (30) days after the granting of the franchise and at all times during the term of the franchise, Grantee shall obtain, pay all premiums for, and file with the City executed duplicate copies and receipts evidencing the payment of premiums for the following:

A general comprehensive public liability insurance policy indemnifying, defending and saving harmless the City, its officers, boards, agents or employees from any and all claims by any person whatsoever on account of injury to or death of a person or persons occasioned by the operations of the Grantee under franchise herein granted or alleged to have been so caused with a minimum of liability of \$1,000,000 for personal injury or death of any two or more persons in any one occurrence. Renewal certificates of such insurance shall be promptly forwarded to the City as such renewals are made, and such insurance shall be kept in force and effect during the term of this grant or franchise. The Grantee and/or the insurance company shall file with the City a written notice of any material alteration or cancellation of any insurance coverage at least thirty (30) days prior to the effective date of such alteration or cancellation. Property damage insurance indemnifying, defending and saving harmless the City, its officers, boards, agents, and employees from and against all claims by any person whatsoever for property damage occasioned by the operation of a Grantee under franchise granted by City caused with a minimum liability of \$1,000,000 for property damage to two or more persons in any one occurrence. Said policies of insurance shall name the City as an additional insured.

(c) All of the foregoing insurance certificates shall be in form satisfactory to the City and shall be issued and maintained by companies authorized to do business in the State of Alabama and acceptable to the City and they shall require thirty (30) days written notice of any cancellation or reduction in coverage to both the City and Grantee herein, and a copy of said certificates shall be filed with the City.

Section 4.3 BOOKS/RECORDS OF GRANTEE

(a) All books and records of a Grantee concerning its operations within the City necessary for the enforcement of the provisions of this franchise, shall be made available for inspection and audit upon demand by the City within thirty (30) days after any request for such inspection or audit has been made.

Section 4.4 GRANTEE ACKNOWLEDGEMENT

(a) Grantee is an independent contractor. No agency or employment relationship is created by this Franchise Agreement.

SECTION 5

Section 5.1 SALE OR LEASE OF FRANCHISE

(a) No transfer or control of the Aquatics Instruction, whether by force or voluntary sale, lease, assignment, foreclosure, attachment, merger, or any other form of disposition, shall occur or be considered valid without first giving prior notice and receiving the approval of the City. The notice shall include full identifying particulars of the proposed transaction. For the purpose of determining whether it shall consent to such change, transfer, or acquisition of control, the City may inquire into the qualification of the prospective controlling party and the Grantee shall assist the City in any such inquiry. The City shall have one 60 days from the date the notice is received by the City within which to approve or disapprove, by resolution, the proposed transfer of control. The City will not unreasonably withhold its approval.

(b) Approval of such transfer shall be expressly conditioned upon full compliance with the material terms of the franchise agreement and this Ordinance. The transferee shall agree in writing to comply with all provisions of this Ordinance and the franchise agreement.

Section 5.2 REVOCATON OF FRANCHISE

(1) Subject to the provisions of this section, the City reserves the right to revoke, at any time, any franchise granted hereunder and rescind all rights and privileges associated therewith in the event that:

(a) Grantee has not substantially complied with a material provision of this Ordinance, the franchise agreement, or of any supplemental written agreement entered into by an between the City and the Grantee; or

(b) Grantee has made a material false statement in the application for the franchise, knowing it to be false, or Grantee commits a fraud in its conduct or relations under the franchise with the City; or

(c) Grantee becomes insolvent, enters into receivership or liquidation, files for bankruptcy or assignment for benefits of creditors, or is unable to pay its debts as they mature, unless the Grantee is in due process of contesting such debts; or

(d) Grantee fails to substantially comply with a material provision of any federal or state statue, or of any material rules or regulations that govern telecommunications; or

(e) Grantee exhibits a pattern of failing to comply with service standards as adopted herein or in the franchise agreement; or

(f) Grantee fails to comply with any federal or state judgment arising directly from the exercise of Grantee's rights under its franchise; or

(g) Grantee fails to provide or maintain in full force and effect the bond and insurance policies required by this Ordinance and franchise agreement; or

(h) Grantee assigns, sells or transfers its title or interest in its franchise without the consent of the City.

(2) In the event that the City shall make a preliminary decision to revoke a franchise granted hereunder, it shall give the Grantee a minimum of thirty days written notice of its intention to terminate and stipulate cause. A public hearing shall be scheduled for the end of said 30 day period. If during said period, the cause shall be cured to the satisfaction of the City, the City shall declare the notice to be null and void. If the cause is not cured to the satisfaction of the City, before a franchise may be terminated, the Grantee must be provided with an opportunity to be heard before the City in a public hearing in accordance with due process procedures. After the public hearing, if the City, by majority vote, determines that the franchise should be terminated, it shall issue a written decision containing its findings of fact and stating the specific grounds for termination. The decision to terminate a franchise shall be subject to judicial review as provided by law.

(3) A Grantee shall not be declared in default or be subject to any sanction under any provision of this Ordinance and franchise agreement in any case where the City determines that the action justifying such sanction is without the Grantee's knowledge or authorization or outside its control.

Section 5.3 RIGHTS UPON REVOCATION OR NON-RENEWAL

In the event the City determines that a franchise should not be renewed at its expiration or that a franchise should be revoked for cause as permitted hereunder, the Grantee shall be allowed three months from the date of such determination, or such longer period as the City may permit, to negotiate the sale of its Aquatics Instruction within the City to another provider at a price acceptable to the Grantee, provided that such sale shall be approved by the City pursuant to Section 5 herein. In the event a sale to a provider acceptable to the City is not then negotiated within the time allowed, then an independent expert shall be appointed to determine the fair market value of the Grantee's Aquatics Instruction. The appointment of said expert shall be by mutual agreement between the City and the Grantee; provided, however, that if the City and the Grantee are unable to reach an agreement within 30 days of the written decision of termination, then the matter of appointing an expert shall be submitted, within ten (10) days immediately following expiration of the former 30 days, to the American Arbitration Association [unless the City and the Grantee mutually agree upon some other arbitrator(s)], and the expert designated by the American Arbitration Association or such other arbitrators shall be appointed. The cost of employing the arbitrator or arbitrators

and the cost of arbitration, if required, shall be borne equally by the Grantee and the City. Upon determination of the fair market value of the Grantee's Aquatics Instruction by the appointed independent expert, the Grantee shall be required to sell its Aquatics Instruction to any entity which offers said fair market value and which has obtained the approval of the City to purchase said Aquatics Instruction.

Section 5.4 REMOVAL AND ABANDONMENT OF PROPERTY

(a) If the use of any part of Grantee's Aquatics Instruction is discontinued for any reason for a continuous period of twelve (12) months, or if such Aquatics Instruction does not comply with the requirements of these rules and regulations, or if Grantee's franchise is terminated or revoked the City may in its discretion require that said Aquatics Instruction be sold to a franchise designated by the City at a purchase price equal to the Aquatics Instruction fair market value as determined in subsection (b) hereof.

(b) Any dispute between the City and the Grantee over determination of the system's fair market value shall be determined in accordance with Section 5.3 above.

Section 5.5 MISCELLEOUS PROVISIONS

(a) This agreement constitutes the entire agreement of the parties and supersedes any and all agreements, understandings, statements or representations either oral or in writing. This agreement can be amended only by a written document signed by the parties.

(b) This agreement shall be enforced and interpreted pursuant to the laws of the State of Alabama.

IN WITNESS WHEREOF, the Parties have hereunto set their respective signatures and seals on the ___ day of _____, 20__.

THE CITY OF FAIRHOPE, ALABAMA

By: _____
Karin Wilson, Mayor

Attest: _____
Lisa A. Hanks, MMC
City Clerk

By: _____
Catherine Reynolds, Grantee

CERTIFICATE OF INSURANCE

Master Policy Named insured National Professional Purchasing Group Association, Inc. c/o Lockton Affinity, LLC P. O. Box 410679 Kansas City, Missouri 64141-0679	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND, OR ALTER THE COVERAGE AFFORDED BY THE CERTIFICATE DESCRIBED BELOW.
Named Insured Member: Catherine Reynolds Fairhope Swim 213 Falls Creek Street Fairhope, AL 36532 Member Certificate Number: 126-2000105-00 Primary Occupation: Health and Safety Educator	INSURERS AFFORDING COVERAGE: Certain Underwriters at Lloyd's, London

THE CERTIFICATE OF INSURANCE LISTED BELOW HAS BEEN ISSUED TO THE MEMBER NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS DOCUMENT MAY PERTAIN, THE INSURANCE AFFORDED BY THE CERTIFICATE ISSUED TO THE MEMBER NAMED ABOVE IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF THE MASTER POLICY TO WHICH IT REFERS TO. AGGREGATE LIMITS MAY HAVE BEEN REDUCED BY PAID CLAIMS.

1. Unique Market Reference Number: B0713GLOPR1700702

2. Policy Period: The **Policy Period** shall commence during the **Policy Period** set forth below. Coverage shall commence from the date upon which the **Named Insured** holds a valid RPG membership during the **Policy Period** and shall continue up to but not exceeding 365 days in all.


From: 06/08/2018
 To: 06/08/2019

Both dates at 12:01 a.m Local Time at the address stated in Item 1 above.

3. Policy Administrator: Lockton Affinity, LLC P.O. Box 410679 Kansas City, MO 64141-0679

4. Insuring Agreements and Limits of Liability

A. Professional Liability:	
i. Each Claim includes Claims Expenses	\$1,000,000
ii. Aggregate Limit of Liability includes Claims Expenses	\$1,000,000
B. General Liability (includes Host Liquor Liability)	
i. Each Claim includes Claims Expenses	\$1,000,000
ii. Aggregate Limit of Liability includes Claims Expenses	\$1,000,000
C. Fire/Water Damage Legal Liability from any one fire or Water Damage includes Claims Expenses	\$100,000
D. Medical Expense Payments	
i. Each Person	\$2,000
ii. Aggregate Limit of Liability	\$50,000
E. Policy Aggregate Limit of Liability includes Claims Expenses	\$1,000,000
Supplementary payments are in addition to these limits.	

CERTIFICATE HOLDER PROOF OF COVERAGE	CANCELLATION SHOULD THE ABOVE DESCRIBED POLICY BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS AUTHORIZED REPRESENTATIVE 
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ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 1412 AND ORDINANCE NO. 1315 OF THE CITY OF FAIRHOPE, ALABAMA, BE AMENDED BY REVISION OF SECTION 21-21 BY THE ADOPTION OF THE FOLLOWING ELECTRIC RATES FOR ALL ELECTRIC CUSTOMERS OF THE CITY

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

SECTION ONE. Code of Ordinances, City of Fairhope, Alabama, Section 21-21, is hereby revised as per the following monthly rates for all electric customers served by the City:

RESIDENTIAL - R1:

Applicable to single residences, individually metered mobile homes, and individual family apartments where cost of service is paid by the occupant.

Customer Charge: \$12.75 per month (Minimum), plus
First 3000 KWH/month @ \$0.11730, plus
All Over 3000 KWH/month @ \$0.11422, plus FCA & Tax

COMMERCIAL - C1:

Applicable to non-residential power service where the maximum 15-minute interval integrated demand does not exceed 49 KW.

Customer Charge: \$40.00 per month (Minimum), plus
ALL KWH/month @ \$0.11730, plus FCA & Tax

INDUSTRIAL - I1:

Applicable to non-residential electric service where the maximum 15-minute interval integrated demand is 50 KW or more.

Customer Charge: \$66.96 per month (Minimum), plus
Demand: All Demand @ \$7.84 per KW/month; Minimum Demand is 75% of highest demand imposed during preceding 11 months, but not less than 38 KW = \$297.92, plus
Energy: First 20,000 KWH/month @ \$0.08458, plus
All Over 20,000 KWH/month @ \$0.07886, plus FCA & Tax

SCHOOLS - M1

Applicable to public and private primary and secondary schools, regardless of size of their electrical requirements.

Customer Charge: \$9.22 per month (Minimum), plus
ALL KWH/month @ \$0.10337, plus FCA & Tax

ELEEMOSYNARY - M2

Applicable to churches and non-profit organizations who receive the majority of their support from charitable contributions.

Customer Charge: \$9.22 per month (Minimum), plus
ALL KWH/month @ \$0.10337, plus FCA & Tax

ELEEMOSYNARY - M2I

Applicable to churches and non-profit organizations where the maximum 15-minute interval integrated demand is 50 KW or more.

Customer Charge: \$9.33 per month (Minimum), plus
Demand: All Demand @ \$3.80 per KW/month; Minimum Demand is 75% of highest demand imposed during preceding 11 months, but not less than 38 KW = \$144.30, plus
Energy: ALL KWH/month @ \$0.05816, plus FCA & Tax

CITY USE - M3

Applicable only to City of Fairhope accounts and departments.

ALL KWH @ \$0.10287 per KWH, plus FCA & Tax, if not Exempt.
No Minimum, plus FCA & Tax

SECURITY LIGHTS

The following monthly security light rentals assume City ownership of treated pine pole, mounting brackets and hardware, open lighting fixture lamp, photoelectric control, and one span of # 6 aluminum overhead duplex cable. Customers shall be billed for additional installation costs for equipment and work which exceed the above standard installation. Customers shall be responsible for all charges due to vandalism or abuse.

Metal Halide or		
Mercury Vapor:	Lumens	Monthly Rental, plus Tax
175 W.	8,600	\$ 9.58
250 W.	12,100	\$13.71
400 W.	22,500	\$21.91
High Pressure Sodium:	Lumens	Monthly Rental, plus Tax
100 W.	9,500	\$ 9.58
150 W.	15,000	\$ 8.21
200 W.	22,000	\$11.55
250 W.	22,500	\$13.31
400 W.	50,000	\$21.91
LED		Monthly Rental, plus Tax
XNV		\$ 8.17
XNV2		\$13.65

TEMPORARY OR SEASONAL SERVICE SURCHARGE

When Commercial or Industrial service is provided for a period of less than one year continuously or is seasonal or temporary, a surcharge of twenty-five percent (25%) shall be added to each month's bill, before applying Tax, after the bill has been computed in accordance with the applicable rate schedule. No monthly minimum or other charge is to be made during the period that service is disconnected. For each non-recurring temporary service where it is necessary for a temporary service pole to be set and/or a temporary service drop to be installed from existing utility facilities, the City may assess additional charges to recover the cost of installing and removing such service.

TAX

The 4% Alabama Utilities Gross Receipts Tax is applicable to all rates, except exempt accounts of City, State and Federal governments. Should any other State or Federal tax be levied, it shall be charged in addition.

SECTION TWO. *Schedule FCA* shall provide for the monthly fluctuation in wholesale "fuel adjustment cost" changes as currently reflected in the monthly purchased power invoice received from the Alabama Municipal Electric Authority ("AMEA"). In the event *Schedule FCA* results in a negative factor, such negative FCA factor shall be applied to each customer's monthly bill. All FCA factors shall be rounded off to the nearest one-thousandth of a mill (\$0.000000).

The FCA shall be calculated from the total current billing period's wholesale fuel adjustment charges billed from supplier(s) and then billed at retail by the city, as follows:

$$FCA = (F+A)/R$$

Where:

F = Total estimated wholesale supplier fuel adjustment charges to be billed during the coming billing period(s) in dollars.

A = Adjustment to reflect any over/under recovery of the FCA during previous billing period(s) in dollars.

R = Total retail kWh sales estimated to be billed during the coming billing period(s).

SECTION THREE. *Labor Cost Adjustment (LCA) Factor.* The base rates set forth above may be adjusted periodically to account for permanent changes in labor-related revenue requirements (e.g., salaries and wages, pensions and benefits, etc.) that come about as a result of budget actions taken by the City Council for a fiscal year. Such adjustment, when approved by the City Council, shall be calculated as follows:

$$LCA = 1 + ((TLCB - TLCBR) / BRRR)$$

Where:

TLCB = The total annual labor cost, in dollars, that is reflected in the electric utility budget for the coming fiscal year, as approved by the Board.

TLCBR = The total annual labor cost, in dollars, that is reflected in the current base electric rates.

BRRR = The total revenue requirement, in dollars, that is reflected in current base electric rates.

The LCA factor so calculated shall be applied to each retail rate set forth above, excluding *Schedule FCA*, such that it will result in new base electric rates. Thus, when applied, a new TLCBR and BRRR will be established for future LCA calculations. The following accounts shall be used in the determination of total labor costs as reflected in TLCB and TLCBR:

Ordinance No. _____

Page 4

Collection Costs / Revenue Department
Administrative Costs
Salaries
Payroll Taxes
Retirement Expense
Employee Retirement / Medical Insurance
Casualty / Workers Compensation Insurance

SECTION FOUR. Definitions.

- (1) *Billing period*: may include the coming monthly billing period or, if the City so elects, the six-month levelization period fuel cost adjustment as currently offered by AMEA.
- (2) *Supplier fuel adjustment charges*: Current period fuel adjustment charges by all wholesale suppliers.
- (3) *Retail kWh sales*: Total estimated billing period retail kWh sales recorded by the city to all residential customers, schools, churches, nonprofit organizations, commercial and industrial customers. Sales recorded by the city as sales to various city departments and facilities, except the water and sewer department, shall be excluded from retail kWh sales. Estimated kWh consumption associated with non-metered security lights shall also be excluded.

SECTION FIVE. GENERAL RULES AND REGULATIONS.

Payment: Bills are payable within ten (10) days from due date and, if not paid within such period, may be increased as determined by the Mayor and Council.

Service and Metering: Service to more than one premise shall not be combined, nor shall it be shared with or resold to others. Any customer receiving service at two different voltages or metering points will be considered as two separate customers for billing purposes. The type and location of metering is to be specified by the City. Rates in Section One contemplate City ownership of transformation facilities; however, rental or ownership of transformation by an industrial customer is subject to negotiation by and with the City.

SECTION SIX. If the wholesale rate goes up or down, the wholesale percentage will be passed through to the retail customer.

SECTION SEVEN. All ordinances in conflict herewith be and the same are hereby repealed.

SECTION EIGHT. This ordinance shall take effect as of the _____ Utility Billing Cycle after due adoption and publication required by law.

ADOPTED THIS THE 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

Electric Rates:

(a) Base rates. The following monthly rates for all electric customers served by the city:

- (1) Residential R1: Applicable to single residences, individually metered mobile homes, and individual family apartments where cost of service is paid by the occupant.

Customer charge: \$9.22 per month (minimum), plus
First 3000 KWH/month @ \$0.10337, plus
All over 3000 KWH/month @ \$0.11422, plus FCA & tax

- (2) Commercial C1: Applicable to nonresidential power service where the maximum fifteen-minute interval integrated demand does not exceed 49 kw.

Customer charge: \$29.95 per month (minimum), plus
All KWH/month @ \$0.1096, plus FCA & tax

- (3) Industrial I1: Applicable to nonresidential electric service where the maximum fifteen-minute interval integrated demand is 50 kw or more.

Customer charge: \$66.96 per month (minimum), plus
Demand: All demand @ \$8.46 per KW/month; minimum demand is 75% of highest demand imposed during preceding 11 months, but not less than 38 KW = \$321.44, plus
Energy:
First 20,000 KWH/month @ \$0.08458, plus
All over 20,000 KWH/month @ \$0.07886, plus FCA & tax

- (4) Schools M1: Applicable to public and private primary and secondary schools, regardless of size of their electrical requirements.

Customer charge: \$9.22 per month (minimum), plus
All KWH/month @ \$0.10337, plus FCA & tax

- (5) Eleemosynary M2: Applicable to churches and nonprofit organizations who receive the majority of their support from charitable contributions.

Customer charge: \$9.22 per month (minimum), plus

All KWH/month @ \$0.10337, plus FCA & tax

- (6) Eleemosynary M2I: Applicable to churches and non-profit organizations where the maximum 15-minute interval integrated demand is 50 KW or more.

Customer charge: \$9.33 per month (minimum), plus

Demand: All demand @ \$3.80 per KW/month; minimum demand is 75% of highest demand imposed during preceding 11 months, but not less than 38 KW = \$144.30, plus

Energy:

All KWH/month @ \$0.05816, plus FCA & tax

- (7) City use M3: Applicable only to City of Fairhope accounts and departments.

ALL KWH @ \$0.10287 per KWH, plus FCA & tax, if not exempt. No minimum, plus FCA & tax.

- (8) Security lights: The following monthly security light rentals assume city ownership of treated pine pole, mounting brackets and hardware, open lighting fixture lamp, photoelectric control, and one (1) span of # six (6) aluminum overhead duplex cable. Customers shall be billed for additional installation costs for equipment and work which exceed the above standard installation. Customers shall be responsible for all charges due to vandalism or abuse.

Metal halide or mercury vapor:	Lumens	Monthly rental, plus tax.
175 W.	8,600	\$9.58
250 W.	12,100	13.71
400 W.	22,500	21.91

High pressure sodium:	Lumens	Monthly rental, plus tax.
100 W.	9,500	\$9.58
150 W.	15,000	8.21
200 W.	22,000	11.55
250 W.	22,500	13.71
400 W.	50,000	21.91

LED	Monthly rental, plus tax.
XNV	\$8.17
XNV2	\$13.65

- (9) Temporary or seasonal service surcharge: When commercial or industrial service is provided for a period of less than one (1) year continuously or is seasonal or temporary, a surcharge of twenty-five (25) per cent shall be added to each month's bill, before applying tax, after the bill has been computed in accordance with the applicable rate schedule. No monthly minimum or other charge is to be made during the period that service is disconnected. For each nonrecurring temporary service where it is necessary for a temporary service pole to be set and/or a temporary service drop to be installed from existing utility facilities, the city may assess additional charges to recover the cost of installing and removing such service.
- (10) Tax: The four (4) per cent Alabama Utilities Gross Receipts Tax is applicable to all rates, except exempt accounts of city, state and federal governments. Should any other state or federal tax be levied, it shall be charged in addition.
- (b) Schedule FCA. Schedule FCA shall provide for the monthly fluctuation in wholesale "fuel adjustment cost" changes as currently reflected in the monthly purchased power invoice received from the Alabama Municipal Electric Authority ("AMEA"). In the event schedule FCA results in a negative factor, such negative FCA factor shall be applied to each customer's monthly bill. All FCA factors shall be rounded off to the nearest one-thousandth of a mill (\$0.000000).

The FCA shall be calculated from the total current billing period's wholesale fuel adjustment charges billed from supplier(s) and then billed at retail by the city, as follows:

$$FCA = (F+A)/R$$

Where:

F = Total estimated wholesale supplier fuel adjustment charges to be billed during the coming billing period(s) in dollars.

A = Adjustment to reflect any over/under recovery of the FCA during previous billing period(s) in dollars.

R = Total retail kWh sales estimated to be billed during the coming billing period(s).

(c) Labor Cost Adjustment (LCA). The base rates set forth above may be adjusted periodically to

account for permanent changes in labor-related revenue requirements (e.g., salaries and wages, pensions and benefits, etc.) that come about as a result of budget actions taken by the City Council for a fiscal year. Such adjustment, when approved by the City Council, shall be calculated as follows:

$$LCA = 1 + ((TLCB - TLCPY) / BRRR)$$

Where:

TLCB = The total annual labor cost, in dollars, that is reflected in the electric utility budget for the coming fiscal year, as approved by the Board.

TLCPY = The total actual annual labor cost, in dollars, that was incurred by the electric utility for the prior fiscal year.

BRRR = The total estimated revenue requirement, in dollars, that is being recovered in current base rates.

The LCA so calculated shall be applied to each retail rate set forth above, excluding Schedule FCA, such that it will result in new base electric rates. Thus, when applied, a new TLCPY and BRRR will be established for future LCA calculations. The following accounts shall be used in the determination of total labor costs as reflected in TLCB and TLCPY:

- Salaries
- Payroll Taxes
- Retirement Expense
- Insurance – Employees Group
- Employee Retirement / Medical Insurance
- Casualty / Workers Compensation Insurance

Note: the listing of accounts used to determine TLCB and TLCPY may be modified from time-to-time as prescribed by the City's accounting and budget procedures.

(d) Definitions.

- (1) Billing period: may include the coming monthly billing period or, if the City so elects, the six-month levelization period fuel cost adjustment as currently offered by AMEA.
- (2) Supplier fuel adjustment charges: Current period fuel adjustment charges by all wholesale suppliers.
- (3) Retail kWh sales: Total estimated billing period retail kWh sales recorded by the city to all residential customers, schools, churches, nonprofit organizations, commercial and industrial customers. Sales recorded by the city as sales to various city departments and facilities, except the water and sewer department, shall be excluded from retail kWh sales. Estimated kWh consumption associated with non-metered security lights shall also be excluded.

(e) General rules and regulations.

Payment: Bills are payable within ten (10) days from due date and, if not paid within such period, may be increased as determined by the mayor and council.

Service and metering: Service to more than one (1) premise shall not be combined, nor shall it be shared with or resold to others. Any customer receiving service at two (2) different voltages or metering points will be considered as two (2) separate customers for billing purposes. The type and location of metering is to be specified by the city. Rates in subsection (a) contemplate city ownership of transformation facilities; however, rental or ownership of transformation by an industrial customer is subject to negotiation by and with the city.

- (f) Wholesale rate fluctuation. If the wholesale rate goes up or down, the wholesale percentage will be passed through to the retail customer.

The additional facilities charge rider shall apply to facilities and equipment that have been installed by the City of Fairhope at the request of an electric customer specifically for the provision of service to such customer. Such facilities and equipment, which shall be owned, operated and maintained by the city, provide services to the customer (e.g.,

special lighting) that are generally not billed under section 21-21, rates—regular service. The additional facilities charge shall be rendered monthly and shall appear on the customer's bill as "AFC Rider." The additional facilities charge shall be computed by applying a factor of one and one-half (1.5) percent to the original installed cost of the additional facilities serving the customer, illustrated as follows:

Additional Facilities Charge = $.015 \times$ Installed Cost

The installed cost of facilities shall include the cost of materials and equipment, labor costs, contractor mark-ups (when applicable), taxes and applicable city overhead charges.

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 700,
ORDINANCE NO. 1121, ORDINANCE NO. 1417, AND ORDINANCE NO. 1466
AN ORDINANCE TO AMEND AND ADD TO CHAPTER 21,
ARTICLE V, GAS, SECTION 21-61
FAIRHOPE CODE OF ORDINANCES.

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

Section 1. The Code of Ordinances, City of Fairhope, Alabama, Chapter 21,
Article V, Section 21-61 is hereby amended to reflect the
following changes and additions:

Article V. GAS

Section 21-61. Rates - Schedules.

The following rate designations, and rates, for all gas customers of the city are hereby established:

- (1) Residential *service within city limits—G1*: Applicable to individual dwellings and apartments whose physical location is within the corporate limits:
Monthly Rates
Customer Charge: \$10.46 per bill rendered
First 40 CCF (one hundred cubic feet): \$1.55 per CCF
Over 40 CCF (one hundred cubic feet): \$1.47 per CCF
- (2) Residential *service outside city limits—G2*: Applicable to individual dwellings and apartments whose physical location is outside the corporate limits:
Monthly Rates
Customer Charge: \$10.93 per bill rendered
First 40 CCF (one hundred cubic feet): \$1.63 per CCF
Over 40 CCF (one hundred cubic feet): \$1.54 per CCF
- (3) Small Commercial *service inside and outside city limits—G2*: Applicable to small commercial establishments whose physical location is inside or outside the corporate limits:
Monthly Rates
Customer Charge: \$10.93 per bill rendered
First 40 CCF (one hundred cubic feet): \$1.63 per CCF
Over 40 CCF (one hundred cubic feet): \$1.54 per CCF
- (4) *School service inside and outside city limits—S1*: Applicable to public and private schools regardless of physical location:
Monthly Rates
Customer Charge: \$17.25 per bill rendered
First 40 CCF (one hundred cubic feet); \$1.42 per CCF
Next 960 CCF (one hundred cubic feet): \$1.32 per CCF
Next 1,000 CCF (one hundred cubic feet): \$1.28 per CCF
Over 2000 CCF (one hundred cubic feet): \$1.21 per CCF
- (5) *Large commercial and industrial service inside and outside City — G3 and G4*: Applicable to large commercial and industrial customers whose median monthly consumption is 200 CCF or more on an interruptible basis:
Monthly Rates:
Customer Charge: \$16.54 per bill rendered
All CCF (one hundred cubic feet): \$1.57 per CCF
- (6) Special Wholesale Rate to the Town of Daphne, Alabama—G5: (Discontinued).

(7) *City of Fairhope Use—G6:* Rates for city use shall be the above set out for G1, Residential Service rates.

(8) *Interruptible 1,000+ Mcf industrial rate—G7:* Applicable to all large commercial and industrial customers whose median monthly consumption is one thousand (1,000) Mcf or above on an interruptible basis. Service to more than one (1) premises shall not be combined (unless served through one (1) meter), nor shall it be shared with or resold to others.

Monthly rate:

The monthly rate applied to all consumption shall be the monthly *Interruptible Gas* rate charged by BP Energy (stated in dollars per MCF) delivered to the City of Fairhope; plus a surcharge of \$0.50 per Mcf.

If consumption is less than 1,000+ Mcf, the rate shall be G2. Service hereunder shall be for a minimum initial period and thereafter from day to day until terminated. A notice of time of usage must be given to the city not less than twenty-four (24) hours prior to said usage time.

(9) *Manufacturing service rate—G8:* Applicable to all industrial customers involved in the manufacture of various equipment items and other products, located inside and outside the corporate limits.

Monthly rate:

Customer charge: \$274.06 per bill rendered.

All CCF (one hundred cubic feet): \$1.42 per CCF

(10) *General rules and regulations:*

(a) The above rates are those charged by the city and any additional charges levied by state or federal authorities, such as the four (4) per cent state utilities tax, shall be in addition to said rates.

(b) Bills are payable within ten (10) days from due date and, if not paid within such period, may be increased by an amount to be determined by council.

(c) When applicable, a service charge will be applied by the city gas department for calls made when interruption of service is not the fault of the city.

(d) Retail service to more than one premises (unless served through one meter) shall not be combined, nor shall it be shared with or resold to others.

(e) In the event the supply of natural gas to the city is curtailed or if the total supply is inadequate, only high-priority customers shall continue to receive service in accordance with the city's curtailment plan. A high-priority customer includes users of gas in a residence, small commercial establishment, school, hospital or similar institution, or any use where curtailment would endanger life, health, welfare or maintenance of physical property due to the unavailability of an alternate energy supply.

(f) Normal service and delivery pressure to the customer shall be determined by the pressure available in the city's mains at the customer's location and may be reduced as necessary by the city to comply with supplier and regulatory curtailment directives under the current Modified IV Category Plan. Where the customer's normal operational pressure requirements exceed the delivery pressure available, thus requiring the installation of increased compressor capacity, a pressure factor (corresponding to the psig) will be used to calculate the actual monthly consumption to be billed.

(g) In the event a maximum daily quantity (MDQ) overrun penalty is levied against the city, due, in part or in whole, to industrial delivery overruns, the industry will pay a daily overrun penalty of one dollar (\$1.00) per hundred (100) cubic feet against all units in excess of the industry's established MDQ in addition to the established rate.

- (11) *Gas rate adjustments*: The foregoing retail rate schedules shall be subject to adjustment, if the wholesale rate goes up or down, the wholesale percentage will be passed through to the retail customer. Adjustments to the base retail rate schedules listed above shall be performed, in the absence of a formal rate hearing, in accordance with either one or both of the formulas set out below in subsection (10)(a) Gas Cost Adjustment (GCA) and (10)(b) Revenue Requirement Adjustment. A formal rate hearing shall be held at least once every two (2) years, or in the event that total adjustments to the base retail rate schedules reach or exceed twenty cents (\$0.20) per hundred (100) cubic feet, to review and adjust the base retail rates above, and also the adjustment formulas as required.

(a) Gas Cost Adjustment (GCA):

Schedule GCA shall provide for the monthly fluctuation in wholesale purchased gas costs as reflected in the monthly quote received from BP Energy Company ("BP"). The GCA shall also account for any changes in monthly gas transportation costs. In the event schedule GCA results in a negative factor, such negative GCA factor shall be applied to each customer's monthly bill. All GCA factors shall be rounded off to the nearest one-hundredth of a cent (\$0.00) per one hundred cubic feet sold. The GCA shall be calculated based on the current billing period's wholesale gas cost anticipated to be billed by supplier(s) (e.g., BP), plus anticipated gas transportation charges, adjusted to the retail billing level as follows:

$$GCA = [(PGC + GTC) \times 1.032 \times (1/1-RAF) / 10] - BGC$$

Where:

PGC = Purchased Gas Cost for the coming billing period stated in dollars per MMBtu (million British Thermal Units). PGC includes the commodity cost of gas and all applicable taxes and surcharges.

GTC = Gas Transportation Cost for the coming billing period stated in dollars per MMBtu.

RAF = Retail Adjustment Factor to adjust the dollars per MCF charge to the retail billing level, currently 0.05. RAF may be adjusted from time to time based on actual experience.

BGC = the cost of delivered gas in current base rates (\$0.56 per CCF). BGC shall remain unchanged until the next revision to base rates.

(b) Revenue Requirement Adjustment (RRA)

$$RRA = (EO - \$5,986,000) + (EG - \$1,307,600) / RS$$

EG is new or budgeted annual contributions to the Fairhope general fund;

EO is estimated or budgeted annual operation and maintenance costs for the next twelve (12) months;

RS is *total* annual Fairhope retail sales, excluding city use, in CCF estimated for the next twelve months.

(c) Labor Cost Adjustment (LCA) Factor. The base rates set forth above may be adjusted periodically to account for permanent changes in labor-related revenue requirements (e.g., salaries and wages, pensions and benefits, etc.) that come about as a result of budget actions taken by the City Council for a fiscal year. Such adjustment, when approved by the City Council, shall be calculated as follows:

$$LCA = 1 + ((TLCB - TLCBR) / BRRR)$$

Where:

TLCB = The total annual labor cost, in dollars, that is reflected in the gas utility budget for the coming fiscal year, as approved by the Board.

TLCBR = The total annual labor cost, in dollars, that is reflected in the current base gas rates.

BRRR = The total revenue requirement, in dollars, that is reflected in current base gas rates.

The LCA factor so calculated shall be applied to each retail rate set forth above, excluding Schedule GCA, such that it will result in new base gas rates. Thus, when applied, a new TLCBR and BRRR will be established for future LCA calculations. The following accounts shall be used in the determination of total labor costs as reflected in TLCB and TLCBR:

Collection Costs / Revenue Department
Administrative Costs
Salaries
Payroll Taxes
Retirement Expense
Employee Retirement / Medical Insurance
Casualty / Workers Compensation Insurance

- (12) The foregoing retail rate schedule shall be further subject to adjustment in certain areas defined and specified as subject to the competitive rate environment. Such areas are those in which the city is competing or will have to compete with other gas suppliers for market share. The purpose of this discretion to adjust rates in the defined area or areas is to enhance the municipal utility's ability to successfully compete and gain market share.

Section 2. The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, then such ruling shall not affect any other paragraphs and sections, since the same would have been enacted by the municipality council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 3. This ordinance shall take effect immediately upon its due adoption and publication as required by law.

ADOPTED THIS THE 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

Gas Rates:

The following rate designations, and rates, for all gas customers of the city are hereby established:

- (1) Residential service within city limits—G1: Applicable to individual dwellings and apartments whose physical location is within the corporate limits:
Monthly Rates:
Customer charge: \$8.96 per bill rendered.
First 40 CCF (one hundred cubic feet): \$1.51 per CCF.
Over 40 CCF (one hundred cubic feet): \$1.43 per CCF.
- (2) Residential service outside city limits—G2: Applicable to individual dwellings and apartments whose physical location is outside the corporate limits:
Monthly Rates:
Customer charge: \$9.43 per bill rendered.
First 40 CCF (one hundred cubic feet): \$1.59 per CCF.
Over 40 CCF (one hundred cubic feet): \$1.50 per CCF.
- (3) Small commercial service inside and outside city limits—G2: Applicable to small commercial establishments whose physical location is inside or outside the corporate limits:
Monthly Rates:
Customer charge: \$9.43 per bill rendered.
First 40 CCF (one hundred cubic feet): \$1.59 per CCF.
Over 40 CCF (one hundred cubic feet): \$1.50 per CCF.
- (4) School service inside and outside city limits—S1: Applicable to public and private schools regardless of physical location:
Monthly Rates:
Customer charge: \$17.25 per bill rendered.
First 40 CCF (one hundred cubic feet); \$1.42 per CCF.
Next 960 CCF (one hundred cubic feet): \$1.32 per CCF.
Next 1,000 CCF (one hundred cubic feet): \$1.28 per CCF.
Over 2000 CCF (one hundred cubic feet): \$1.21 per CCF.
- (5) Large commercial and industrial service inside and outside City—G3 and G4: Applicable to large commercial and industrial customers whose median monthly consumption is 200 CCF or more on an interruptible basis:
Monthly Rates:
Customer charge: \$16.54 per bill rendered.
All CCF (one hundred cubic feet): \$1.57 per CCF.
- (6) Special wholesale rate to the Town of Daphne, Alabama—G5: (Discontinued).
- (7) City of Fairhope use—G6: Rates for city use shall be the above set out for G1 residential service rates.
- (8) Interruptible 1,000+ Mcf industrial rate—G7: Applicable to all large commercial and industrial customers whose median monthly consumption is one thousand (1,000) Mcf or above on an interruptible basis. Service to more than one (1) premises shall not be combined (unless served through one (1) meter), nor shall it be shared with or resold to others.
Monthly Rates:

The monthly rate applied to all consumption shall be the monthly interruptible gas rate charged by BP Energy (stated in dollars per MCF) delivered to the City of Fairhope; plus a surcharge of \$0.50 per Mcf.

If consumption is less than 1,000+ Mcf, the rate shall be G2. Service hereunder shall be for a minimum initial period and thereafter from day to day until terminated. A notice of time of usage must be given to the city not less than twenty-four (24) hours prior to said usage time.

- (9) Manufacturing service rate—G8: Applicable to all industrial customers involved in the manufacture of various equipment items and other products, located inside and outside the corporate limits.

Monthly Rates:

Customer charge: \$274.06 per bill rendered.

All CCF (one hundred cubic feet): \$1.42 per CCF.

- (10) General rules and regulations:

- a. The above rates are those charged by the city and any additional charges levied by state or federal authorities, such as the four (4) per cent state utilities tax, shall be in addition to said rates.
- b. Bills are payable within ten (10) days from due date and, if not paid within such period, may be increased by an amount to be determined by council.
- c. When applicable, a service charge will be applied by the city gas department for calls made when interruption of service is not the fault of the city.
- d. Retail service to more than one premises (unless served through one meter) shall not be combined, nor shall it be shared with or resold to others.
- e. In the event the supply of natural gas to the city is curtailed or if the total supply is inadequate, only high-priority customers shall continue to receive service in accordance with the city's curtailment plan. A high-priority customer includes users of gas in a residence, small commercial establishment, school, hospital or similar institution, or any use where curtailment would endanger life, health, welfare or maintenance of physical property due to the unavailability of an alternate energy supply.
- f. Normal service and delivery pressure to the customer shall be determined by the pressure available in the city's mains at the customer's location and may be reduced as necessary by the city to comply with supplier and regulatory curtailment directives under the current Modified IV Category Plan. Where the customer's normal operational pressure requirements exceed the delivery pressure available, thus requiring the installation of increased compressor capacity, a pressure factor (corresponding to the psig) will be used to calculate the actual monthly consumption to be billed.
- g. In the event a maximum daily quantity (MDQ) overrun penalty is levied against the city, due, in part or in whole, to industrial delivery overruns, the industry will pay a daily overrun penalty of one dollar (\$1.00) per one hundred (100) cubic feet against all units in excess of the industry's established MDQ in addition to the established rate.

- (11) Gas rate adjustments: The foregoing retail rate schedules shall be subject to adjustment, if the wholesale rate goes up or down, the wholesale percentage will be passed through to the retail customer. Adjustments to the base retail rate schedules listed above shall be performed, in the absence of a formal rate hearing, in accordance with either one or both of the formulas set out below in subsection (10)a, gas cost adjustment (GCA), 10(b) labor cost adjustment (LCA), and (10)b, revenue requirement adjustment. A formal rate hearing shall be held at least once every two (2) years, or in the event that total adjustments to the base retail rate schedules reach or exceed twenty cents (\$0.20) per one hundred (100) cubic feet, to review and adjust the base retail rates above, and also the adjustment formulas as required.

- a. Gas cost adjustment (GCA):

Schedule GCA shall provide for the monthly fluctuation in wholesale purchased gas costs as reflected in the monthly quote received from BP Energy Company ("BP"). The GCA shall also account for any changes in monthly gas transportation costs. In the event schedule GCA results in a negative factor, such negative GCA factor shall be applied to each customer's monthly bill. All GCA factors shall be rounded off to the nearest one-hundredth of a cent (\$0.00) per one hundred (100) cubic feet sold.

The GCA shall be calculated based on the current billing period's wholesale gas cost anticipated to be billed by supplier(s) (e.g., BP), plus anticipated gas transportation charges, adjusted to the retail billing level as follows:

$$GCA = [(PGC + GTC) \times 1.032 \times (1/1-RAF) / 10] - BGC$$

Where:

PGC = Purchased gas cost for the coming billing period stated in dollars per MMBtu (million British Thermal Units). PGC includes the commodity cost of gas and all applicable taxes and surcharges.

GTC = Gas transportation cost for the coming billing period stated in dollars per MMBtu.

RAF = Retail adjustment factor to adjust the dollars per MCF charge to the retail billing level, currently 0.05. RAF may be adjusted from time to time based on actual experience.

BGC = The cost of delivered gas in current base rates (\$0.56 per CCF). BGC shall remain unchanged until the next the revision to base rates.

- b. Labor Cost Adjustment (LCA). The base rates set forth above may be adjusted periodically to account for permanent changes in labor-related revenue requirements (e.g., salaries and wages, pensions and benefits, etc.) that come about as a result of budget actions taken by the City Council for a fiscal year. Such adjustment, when approved by the City Council, shall be calculated as follows:

$$LCA = 1 + ((TLCB - TLCPY) / BRRR)$$

Where:

TLCB = The total annual labor cost, in dollars, that is reflected in the electric utility budget for the coming fiscal year, as approved by the Board.

TLCPY = The total actual annual labor cost, in dollars, that was incurred by the electric utility for the prior fiscal year.

BRRR = The total estimated revenue requirement, in dollars, that is being recovered in current base rates.

The LCA factor so calculated shall be applied to each retail rate set forth above, excluding Schedule GCA, such that it will result in new base gas rates. Thus, when applied, a new TLCPY and BRRR will be established for future LCA calculations. The following accounts shall be used in the determination of total labor costs as reflected in TLCB and TLCPY:

- Salaries
- Payroll Taxes
- Retirement Expense
- Insurance – Employees Group
- Employee Retirement / Medical Insurance
- Casualty / Workers Compensation Insurance

Note: the listing of accounts used to determine TLCB and TLCPY may be modified from time-to-time as prescribed by the City's accounting and budget procedures.

- c. Revenue requirement adjustment (RRA):

$$RRA = (EO - \$5,986,000) + (EG - \$1,307,600) / RS$$

EG is new or budgeted annual contributions to the Fairhope general fund;

EO is estimated or budgeted annual operation and maintenance costs for the next twelve (12) months;

RS is total annual Fairhope retail sales, excluding city use, in CCF estimated for the next twelve (12) months.

- (12) The foregoing retail rate schedule shall be further subject to adjustment in certain areas defined and specified as subject to the competitive rate environment. Such areas are those in which the city is competing or will have to compete with other gas suppliers for market share. The purpose of this discretion to adjust rates in the defined area or areas is to enhance the municipal utility's ability to successfully compete and gain market share.

ORDINANCE NO. _____

AN ORDINANCE TO ESTABLISH WATER RATES; AND CAPACITY ASSET FEES AND INSTALLATION FEES FOR ALL CUSTOMERS OF THE CITY OF FAIRHOPE WATER SYSTEMS. THIS ORDINANCE AMENDS ORDINANCE 953, AND REPEALS ORDINANCE NO. 1122 AND ORDINANCE NO. 1383.

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

ARTICLE III. WATER

(Sec. 21: 30–31 remain as written)

AMEND - Sec. 21-32 CONNECTION FEES AND EXPENSES:

- (a) The City of Fairhope has established fees for metered connections to the water system based on an equivalent residential connection, ERC, using an average daily volume of 250 gallons. The total connection fee is a combination of costs that include a Capacity Asset Fee and an Installation Fee. The Capacity Asset Fee, for each new service, is to recover cost relating to the capital investment required to provide the source water (groundwater wells), treatment facilities and ground or elevated storage tanks and capital funding necessary to maintain said facilities. The fee will also provide capital funding for capacity improvement projects where growth or hydraulic capacity requirements to support needed fire flows are recommended.
- (b) The Installation Fee, if required, is to recover the material and labor costs to install the service when an existing service to the property is not available. The Capacity Asset Fee and the Installation Fee are on-time fees to provide water service to a specific location and cannot be transferred to another site. Any water service upgrades to a location will be determined as the difference between the existing Capacity Asset Fee and the proposed Capacity Asset Fee. Installation upgrades will be based on the Installation Fee schedule for the Meter size of the requested upgrade.
- (c) There are hereby established connection fees for new connections to City water service as follows:

1. Inside the City of Fairhope City Limits:

Meter Size	Capacity Asset Fee	ERC	Max ERC Units	Installation Fee (In Required)
		(Commercial)	Multi-Family	
3/4"	\$ 1,500.00	1	1	\$ 500.00
1"	\$ 3,000.00	2.5	4	\$ 750.00
2"	\$11,250.00	7.5	28	\$2,000.00
3"	\$18,000.00	12	75	\$2,500.00
4"	\$27,000.00	18	125	\$3,500.00
>4"	As Determined by the Superintendent or Operations Director			

For multi-residential, master metered complexed, the Capacity Asset Fee shall not be less than either: 1) The fee(s) stated above or 2) \$1,500.00 multiplied by 2/3 (Apartments or Condos) or 1/2 (Hotels or RV Parks) the number of units proposed. Installation Fee is based on meter size.

Ordinance No. _____

Water Rates

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2. Outside the City of Fairhope City Limits:

A multiplier of 2.0 shall be used to determine the fee for connections outside of the City of Fairhope City limits using the fee calculated, based on meter size and any required Installation Fee determined in 1. above.

3. Irrigation:

Where an existing water customer desires a separate water meter for irrigation, the City of Fairhope may install a second water meter, using the existing service main at a cost equal to the Installation Fee stated above, to be used with an automatic sprinkler system. The size of the irrigation meter shall be no larger than the existing meter. The irrigation (water only) service shall be bill at the W-5 Irrigation Rate of the existing service, and the usage will not be included in the sewer portion of the bill for the account.

4. Miscellaneous Fees and Charges:

Where water main extensions or upgrades are required to serve a customer or a new development, the cost to provide the minimum needed water capacity, including fire protection, will be the responsibility of the customer or developer. The City of Fairhope may elect to upgrade, or upsize the minimum requirement at no additional cost to the customer or developer.

(Sec. 21: 33-37 remain as written)

AMEND - Sec. 21-38 WATER RATES SCHEDULE:

1.	W1:	Inside the city limits	
		First 1,000 gallons (minimum).....	\$ 10.70
		Plus All over 1,000 gallons, per each additional 1,000 gallons.....	\$ 3.05
		Plus Tax.	
2.	W2, W3, and W4:	Outside the city limits	
		First 1,000 gallons (minimum).....	\$ 13.75
		Plus All over 1,000 gallons, per each additional 1,000 gallons.....	\$ 4.25
		Plus Tax.	
3.	W5:	Irrigation (no sewer)	
		Base Charge (no usage).....	\$ 6.00
		All usage.....	\$ 4.25
		Plus Tax.	

4. Labor Cost Adjustment (LCA) Factor. The base rates set forth above may be adjusted periodically to account for permanent changes in labor-related revenue requirements (e.g., salaries and wages, pensions and benefits, etc.) that come about as a result of budget actions taken by the City Council for a fiscal year. Such adjustment, when approved by the City Council, shall be calculated as follows:

$$LCA = 1 + ((TLCB - TLCBR) / BRRR)$$

Where:

TLCB = The total annual labor cost, in dollars, that is reflected in the water utility budget for the coming fiscal year, as approved by the Board.

TLCBR = The total annual labor cost, in dollars, that is reflected in the current base water rates.

Ordinance No. _____

Water Rates

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BRRR = The total revenue requirement, in dollars, that is reflected in current base water rates.

The LCA factor so calculated shall be applied to each retail rate set forth above such that it will result in new base water rates. Thus, when applied, a new TLCBR and BRRR will be established for future LCA calculations. The following accounts shall be used in the determination of total labor costs as reflected in TLCB and TLCBR:

Collection Costs / Revenue Department
Administrative Costs
Salaries
Payroll Taxes
Retirement Expense
Employee Retirement / Medical Insurance
Casualty / Workers Compensation Insurance

(Sec. 21-39. RESERVED)

(Sec. 21: 40-49 remain as written)

SEVERABILITY

The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, then such ruling shall not affect any other paragraphs and sections, since the same would have been enacted by the municipality council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph or section.

EFFECTIVE DATE

This ordinance shall take effect immediately upon its due adoption and publication as required by law.

ADOPTED THIS THE 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

Sec. 21-32. – Connection Fees and Expenses (WATER)

- (a) The City of Fairhope has established fees for metered connections to the water system based on an equivalent residential connection, ERC, using an average daily volume of 250 gallons. The total connection fee is a combination of costs that include a Capacity Asset Fee and an Installation Fee. The Capacity Asset Fee, for each new service, is to recover cost relating to the capital investment required to provide the source water (groundwater wells), treatment facilities and ground or elevated storage tanks and capital funding necessary to maintain said facilities. The fee will also provide capital funding for capacity improvement projects where growth or hydraulic capacity requirements to support needed fire flows are recommended.

- (b) The Installation Fee, if required, is to recover the material and labor costs to install the service when an existing service to the property is not available. The Capacity Asset Fee and the Installation Fee are one-time fees to provide water service to a specific location and cannot be transferred to another site. Any water service upgrades to a location will be determined as the difference between the existing Capacity Asset Fee and the proposed Capacity Asset Fee. Installation upgrades will be based on the Installation Fee schedule for the Meter size of the requested upgrade.

- (c) There are hereby established connection fees for new connections to city water service as follows:

1. Inside the City of Fairhope city limits:

Meter Size	Capacity Asset Fee	ERC (Commercial)	Max ERC Units Multi-Family	Installation Fee (If Required)
¾"	\$1,500.00	1	1	\$ 500.00
1"	\$3,000.00	2.5	4	\$ 750.00
2"	\$11,250.00	7.5	28	\$ 2,000.00
3"	\$18,000.00	12	75	\$ 2,500.00
4"	\$27,000.00	18	125	\$ 3,500.00
>4"	As Determined by the Superintendent or Director of Operations			

For multi-residential, master metered complexes, the Capacity Asset Fee shall not be less than the either, 1.) The fee(s) stated above, or 2.) \$1,500 multiplied by 2/3 (Apartments or Condos) or ½ (Hotels or RV Parks) the number of units proposed. Installation Fee is based on meter size.

2. Outside the City of Fairhope city limits:

A multiplier of 2.0 shall be used to determine the fee for connections out of the City of Fairhope city limits using the fee calculated, based on meter size and any required installation fee determined in 1. above.

3. Irrigation:

Where an existing water customer desires a separate water meter for irrigation, the City of Fairhope may install a second water meter, using the existing service main at a cost equal to the Installation Fee stated above, to be used with an automatic sprinkler system. The size of the Irrigation meter shall be no larger than the existing meter. The Irrigation (water only) service shall be billed at the W-5 Irrigation Rate of the existing service, and the usage will not be included in the sewer portion of the bill for the account.

4. Miscellaneous Fees and Charges:

Where water main extensions or upgrades are required to serve a customer or a new development, the cost to provide the minimum needed water capacity, including fire protection, will be the responsibility of the customer or developer. The City of Fairhope may elect to upgrade, or upsize the minimum requirement at no additional cost to the customer or developer.

Sec. 21-38 – Rates Schedule

1.) W – 1 Inside the City Limits

First 1,000 gallons (minimum) \$10.70
All usage over 1,000 gallons\$ 3.05 per 1,000 gallons
Plus tax

2.) W – 2, W – 3 and W – 4 Outside the City Limits

First 1,000 gallons (minimum) \$ 13.75
All usage over 1,000 gallons \$ 4.25 per 1,000 gallons
Plus Tax

3.) W – 5 Irrigation (no sewer)

Base Charge (no Usage) \$ 6.00
All usage \$ 4.25
Plus Tax

Water Rates:

(1) W1: Inside the city limits.

First 2,000 gallons (minimum)\$10.63

Plus all over 2,000 gallons, per each additional 1,000 gallons3.04

Plus tax.

(2) W2 & W3: Outside the city limits excluding Marlow.

First 2,000 gallons (minimum)13.67

Plus all over 2,000 gallons, per each additional 1,000 gallons4.21

Plus tax.

(3) W4: Outside the city limits Marlow.

First 2,000 gallons (minimum)13.67

Plus all over 2,000 gallons, per each additional 1,000 gallons4.21

Plus tax.

(4) Labor Cost Adjustment (LCA). The base rates set forth above may be adjusted periodically to account for permanent changes in labor-related revenue requirements (e.g., salaries and wages, pensions and benefits, etc.) that come about as a result of budget actions taken by the City Council for a fiscal year. Such adjustment, when approved by the City Council, shall be calculated as follows:

$$LCA = 1 + ((TLCB - TLCPY) / BRRR)$$

Where:

TLCB = The total annual labor cost, in dollars, that is reflected in the electric utility budget for the coming fiscal year, as approved by the Board.

TLCPY = The total actual annual labor cost, in dollars, that was incurred by the electric utility for the prior fiscal year.

BRRR = The total estimated revenue requirement, in dollars, that is being recovered in current base rates.

The LCA factor so calculated shall be applied to each retail rate set forth above such that it will result in new base water rates. Thus, when applied, a new TLCPY and BRRR will be established for future LCA calculations. The following accounts shall be used in the determination of total labor costs as reflected in TLCB and TLCPY:

- Salaries
- Payroll Taxes
- Retirement Expense
- Insurance – Employees Group
- Employee Retirement / Medical Insurance
- Casualty / Workers Compensation Insurance

Note: the listing of accounts used to determine TLCB and TLCPY may be modified from time-to-time as prescribed by the City's accounting and budget procedures.

ORDINANCE NO. _____

AN ORDINANCE TO ESTABLISH WASTEWATER (SEWER) RATES FOR ALL CUSTOMERS OF THE CITY OF FAIRHOPE WASTEWATER SYSTEMS. THIS ORDINANCE AMENDS ORDINANCE 953, AND REPEALS ORDINANCE NO. 1122 AND ORDINANCE NO. 1383.

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

ARTICLE IV. SEWERS*

(Sec. 21: 50-51 remain as written)

AMEND - Sec. 21-52 CONNECTION REQUIREMENTS AND CONNECTION FEES (SEWER)

(a) The specifications for connecting to the sanitary sewer system of the City of Fairhope include the following:

1. All connections shall be made at, or near, the boundary between the private property being served and the edge of the Right of Way of Easement. The customer is responsible for all maintenance of the service line from the connection up to and within the premises being served.
2. All service line pipe material shall be Schedule 40 PVC or Ductile Iron pipe. A cleanout shall be provided at the point of connection.
3. All work shall be in strict accordance with the current plumbing codes and guidelines adopted by the City of Fairhope. This includes the size of the service line material and the grade it is installed on to meet the flow requirements of the premises. Confirmation of available slope shall be determined by the owner prior to any work.
4. Grease traps, grit traps and other protective devices shall be installed by the owner, subject to approval of the City of Fairhope Building Official or the Operations Director for Utilities. All work must be inspected and approved prior to being backfilled and covered.
5. In no case shall any collection of rain water be allowed to enter the sewer system at any location on the property being served.

(b) Connection Fees and Expenses.

1. The Connection Fee schedule is established to recover costs relating to capital needs for treatment and transmission systems. This Capacity Asset Fee is based on an equivalent residential connection, ERC, using 225 gallons per day per ERC.

Meter Size	Capacity Asset Fee	ERC (Commercial)	Max ERC Units Multi-Family
3/4"	\$ 2,000.00	1	1
1"	\$ 5,000.00	2.5	4
2"	\$15,050.00	7.5	28
3"	\$24,000.00	12	75
4"	\$36,000.00	18	125
>4"	As Determined by the Superintendent or Operations Director		

For multi-residential, master metered complexed, the Capacity Asset Fee shall not be less than either: 1) The fee(s) stated above or 2) \$1,500.00 multiplied by 2/3 (Apartments or Condos) or 1/2 (Hotels or RV Parks) the number of units proposed. Installation Fee is based on meter size.

Ordinance No. _____

Sewer Rates

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(c) Additional Provisions.

1. Outside the City of Fairhope City Limits:

A multiplier of 2.0 shall be applied to the Capacity Asset Fee to determine the fee for connections out of the City of Fairhope City limits.

2. Connection Requirements:

When a gravity connection (later) is not available to the property requesting service, the owner shall be responsible for all costs relating to providing said service. The City of Fairhope, when possible, may provide a cost estimate of labor, materials and any repair of concrete or asphalt to the owner for this work. The owner may elect to use a licensed plumber, at his or her expense, for the installation if so desired. All such work must be inspected and approved prior to acceptance. The outside the City multiplier does not apply to any connection related costs required in this paragraph.

3. Miscellaneous Fees and Charges:

Where sewer main extensions are required to serve a customer or a new development, the cost to provide the minimum needed sewer capacity, including all subsequent phases of the proposed project, will be the responsibility of the customer or developer. The City of Fairhope may elect to upgrade, or upsize, the minimum requirement to accommodate future growth potential at no additional cost to the customer or developer. Properties served from said upgrades, or where existing infrastructure has been provided by others, shall pay a Wastewater Access Fee, at the time of development, equal to \$35.00 per equivalent front foot of the property along the Right of Way from which the property is served. Equivalent front foot shall be equal to the frontage along the Right of Way from which service is provided or the square root of the area of the property, in feet, times \$35.00. When developments connect to an existing force main, the developer shall pay a Wastewater Access Fee equal to \$15.00 per equivalent front foot as defined above. A single family residential connection (gravity or force main) shall be allowed on a single property with a maximum Wastewater Access Fee equal to a footage of 150 linear feet applied to an Access Fess of \$35.00 per linear foot. The outside City multiplier does not apply to any Wastewater Access Fee.

(Sec. 21-53 remains as written)

AMEND - Sec. 21-54 WASTEWATER (SEWER) RATES SCHEDULE

1. S1: Inside the City limits

First 1,000 gallons (minimum).....	\$ 13.74
All usage over 1,000 gallons.....	\$ 4.07 per 1,000 gallons
Plus Tax.	

Fixed sewer = \$ 18.32

S2 & S3 Outside the City limits

First 1,000 gallons (minimum).....	\$ 15.77
All usage over 1,000 gallons.....	\$ 5.01 per 1,000 gallons
Plus Tax.	

Fixed sewer = \$ 28.49

Ordinance No. _____

Sewer Rates

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2. Labor Cost Adjustment (LCA) Factor. The base rates set forth above may be adjusted periodically to account for permanent changes in labor-related revenue requirements (e.g., salaries and wages, pensions and benefits, etc.) that come about as a result of budget actions taken by the City Council for a fiscal year. Such adjustment, when approved by the City Council, shall be calculated as follows:

$$LCA = 1 + ((TLCB - TLCBR) / BRRR)$$

Where:

TLCB = The total annual labor cost, in dollars, that is reflected in the sewer utility budget for the coming fiscal year, as approved by the Board.

TLCBR = The total annual labor cost, in dollars, that is reflected in the current base sewer rates.

BRRR = The total revenue requirement, in dollars, that is reflected in current base sewer rates.

The LCA factor so calculated shall be applied to each retail rate set forth above such that it will result in new base sewer rates. Thus, when applied, a new TLCBR and BRRR will be established for future LCA calculations. The following accounts shall be used in the determination of total labor costs as reflected in TLCB and TLCBR:

- Collection Costs / Revenue Department
- Administrative Costs
- Salaries
- Payroll Taxes
- Retirement Expense
- Employee Retirement / Medical Insurance
- Casualty / Workers Compensation Insurance

(Sec. 21: 55-57 remain as written)

SEVERABILITY

The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, then such ruling shall not affect any other paragraphs and sections, since the same would have been enacted by the municipality council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph or section.

EFFECTIVE DATE

This ordinance shall take effect immediately upon its due adoption and publication as required by law.

ADOPTED THIS THE 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

Sec. 21 – 52. Connection requirements and Connection Fees (SEWER)

(a) The Specifications for connecting to the sanitary sewer system of the City of Fairhope include:

1. All connections shall be made at, or near, the boundary between the private property being served and the edge of the Right of Way or Easement. The customer is responsible for all maintenance of the service line from the connection up to and within the premises being served.
2. All service line pipe material shall be Schedule 40 PVC or Ductile Iron pipe. A cleanout shall be provided at the point of connection.
3. All work shall be in strict accordance with the current plumbing codes and guidelines adopted by the city of Fairhope. This includes the size of the service line material and the grade it is installed on to meet the flow requirements of the premises. Confirmation of available slope shall be determined by the owner prior to any work.
4. Grease traps, Grit traps and other protective devices shall be installed by the owner, subject to approval of the city of Fairhope building official or the Director of Operations for Utilities. All work must be inspected and approved prior to being backfilled and covered.
5. In no case shall any collection of rain water be allowed to enter the sewer system at any location on the property being served.

(b) Connection Fees and Expenses.

1. The Connection Fee schedule is established to recover costs relating to capital needs for treatment and transmission systems. This Capacity Asset Fee is based on an equivalent residential connection, ERC, using 225 gallons per day per ERC.
2. Inside the City of Fairhope city limits:

Meter Size	Capacity Asset Fee	ERC	Max ERC
		(Commercial)	Multi-Family
¾"	\$ 2,000.00	1	1
1"	\$ 5,000.00	2.5	4
2"	\$ 15,000.00	7.5	28
3"	\$ 24,000.00	12	75
4"	\$ 36,000.00	18	125

>4" As Determined by the Superintendent or Director of Operations

For multi residential complexes, the Capacity Asset Fee shall not be less then either, 1.) The fee(s) stated above, or 2.) \$2,000.00 multiplied by 2/3 (Apartments or Condos) or ½ (Hotels or RV Parks) the number of units proposed.

(c) Additional Provisions

1. Outside the City of Fairhope city limits:

A multiplier of 2.0 shall be applied to the Capacity Asset Fee to determine the fee for connections out of the City of Fairhope city limits.

2. Connection Requirements:

When a gravity connection (lateral) is not available to the property requesting service, the owner shall be responsible for all costs relating to providing said service. The City of Fairhope, when possible, may provide a cost estimate of labor, materials and any repair of concrete or asphalt to the owner for this work. The owner may elect to use a licensed plumber, at his expense, for the installation if so desired. All such work must be inspected and approved prior to acceptance. The outside the city multiplier does not apply to any connection related costs required in this paragraph.

3. Miscellaneous Fees and Charges:

Where sewer main extensions are required to serve a customer or a new development, the cost to provide the minimum needed sewer capacity, including all subsequent phases of the proposed project, will be the responsibility of the customer or developer. The City of Fairhope may elect to upgrade, or upsize, the minimum requirement to accommodate future growth potential at no additional cost to the customer or developer. Properties served from said upgrades, or where existing infrastructure has been provided by others, shall pay a Wastewater Access Fee, at the time of development, equal to \$35.00 per equivalent front foot of the property along the Right of Way from which the property is served. Equivalent front foot shall be equal to the frontage along the Right of Way from which service is provided or the square root of the area of the property, in feet, times \$35.00. When developments connect to an existing force main, the developer shall pay a Wastewater Access Fee equal to \$15.00 per equivalent front foot as defined above. A single family residential connection (gravity or force main) shall be allowed on a single property with a maximum Wastewater Access Fee equal to a footage of 150 linear feet applied to an Access Fee of \$35.00 per linear foot. The outside the city multiplier does not apply to any Wastewater Access Fee.

Sec. 21-52 – Sewer Rates Schedule

1.) S – 1 Inside the City Limits

First 1,000 gallons (minimum) \$13.74

All usage over 1,000 gallons\$ 4.07 per 1,000 gallons

Plus Tax

2.) S – 2 and S – 3 Outside the City Limits

First 1,000 gallons (minimum) \$ 15.77

All usage over 1,000 gallons \$ 5.01 per 1,000 gallons

Plus Tax

Sec. 21-54. - Rate—schedule.

(a) Wastewater (sewer) rates schedule:

(1) S1: Inside the city limits.

First 2,000 gallons (minimum)13.74

Plus all over 2,000 gallons, per each additional 1,000 gallons4.07

Fixed sewer = \$18.32

(2) S2 & S3 outside the city limits.

First 2,000 gallons (minimum)15.77

Plus all over 2,000 gallons, per each additional 1,000 gallons5.01

Fixed sewer = \$28.49

(b) Labor Cost Adjustment (LCA) Factor. The base rates set forth above may be adjusted periodically to account for permanent changes in labor-related revenue requirements (e.g., salaries and wages, pensions and benefits, etc.) that come about as a result of budget actions taken by the City Council for a fiscal year. Such adjustment, when approved by the City Council, shall be calculated as follows:

$$LCA = 1 + ((TLCB - TLCPY) / BRRR)$$

Where:

TLCB = The total annual labor cost, in dollars, that is reflected in the electric utility budget for the coming fiscal year, as approved by the Board.

TLCPY = The total actual annual labor cost, in dollars, that was incurred by the electric utility for the prior fiscal year.

BRRR = The total estimated revenue requirement, in dollars, that is being recovered in current base rates.

The LCA factor so calculated shall be applied to each retail rate set forth above such that it will result in new base wastewater (sewer) rates. Thus, when applied, a new TLCPY and BRRR will be established for future LCA calculations. The following accounts shall be used in the determination of total labor costs as reflected in TLCB and TLCPY:

- Salaries
- Payroll Taxes
- Retirement Expense
- Insurance – Employees Group
- Employee Retirement / Medical Insurance
- Casualty / Workers Compensation Insurance

Note: the listing of accounts used to determine TLCB and TLCPY may be modified from time-to-time as prescribed by the City's accounting and budget procedures.

RESOLUTION NO. _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA,
APPROVING AND AUTHORIZING THE CITY TO ENTER INTO A GRANT
AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR THE
BENEFIT OF FAIRHOPE AIRPORT AUTHORITY AND THE FAIRHOPE AIRPORT**

WHEREAS, the United States of America acting through the Federal Aviation Administration has offered to pay a maximum of \$3,617,020.00 for Phase 4, construction of the east terminal area parallel and access taxiways, including paving, lighting, and utilities at the H.L. "Sonny" Callahan Airport in Fairhope, being project number 3-01-0029-019-2018;

WHEREAS, the purpose of this grant is that the Federal Aviation Administration pay a ninety percent (90%) share of the allowable costs incurred in accomplishing said project;

WHEREAS, this offer of the Federal Aviation Administration is contingent upon the sponsor's acceptance of the grant in accordance with its terms, namely and including, among others, the "Airport Sponsor Assurances" included part of the Grant Agreement;

WHEREAS, Fairhope Airport Authority will pay the required five percent (5%) matching funds required by the Federal Aviation Administration as a condition to receiving the grant funds;

WHEREAS, the City of Fairhope continues as a sponsor of the H. L. "Sonny" Callahan Airport due in part to a funding agreement between the City and Fairhope Airport Authority related to a portion of the H. L. "Sonny" Callahan Airport property;

WHEREAS, the deadline date for the receipt of the grant from the Federal Aviation Administration is almost upon us;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Fairhope, in a regular meeting of the City Council, that the Mayor be and he is hereby authorized to sign and execute any necessary and appropriate documents so that the City of Fairhope and Fairhope Airport Authority can receive the grant acting for and in behalf of the H.L. "Sonny" Callahan Airport in Fairhope, Alabama so that the grant application for project number 3-01-0029-019-2018 may be finalized, approved, and accepted in accordance with applicable law and procedures.

Adopted this the 25th day of June, 2018

Karin Wilson, Mayor

ATTEST:

Lisa A. Hanks, MMC
City Clerk

RESOLUTION NO. ____

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council finds that improved water distribution systems in and around the City of Fairhope serve a valuable public purpose; and the City Council desires to contract with a licensed Plumber for the installation of the required relocation items, based on a low bid/quote process, on the customer side of the meter on our relocated water main. The relocated water is to abandon the existing 2” main that was installed years ago in an alley that is now impassable due to trees that have grown in size over the years and fences that have been installed.

Adopted on this 25th day of June, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

RESOLUTION NO. _____

WHEREAS, on September 25, 2017, via Resolution 2884-17, the City Council approved and established the Rules and Regulations for the “Fairhope Docks”; and the License and Lease Agreements: one for Commercial Fishing Vessels and one for other Vessels for Dockage Space for the Fairhope Docks; and

WHEREAS, the City Council is desirous to amend the Rules and Regulations by adding the following two paragraphs:

29. Fairhope Docks will adhere to the conditions for abandoned and derelict vessels as outlined in Act No. 2018-179 adopted by the Alabama Legislature and approved on March 8, 2018. (A copy of this Act may be obtained in the Marina Manager’s office and in the Office of the City Clerk.
30. Effective June 25, 2018, Fairhope Docks will no longer accept liveboards. It is the intention of Fairhope Docks and the City of Fairhope to eliminate liveboards by attrition. Existing liveboards will be grandfathered in; and upon their departure for any reason will not be replaced.

WHEREAS, the City Council is also desirous to revise the slip rates at Fairhope Docks. Therefore, effective July 1, 2018 and upon the expiration and renewal of existing slip leases, slip rate shall be as follows:

- a. Daily Rates
 - i. Under 20 feet \$20.00/day
 - ii. Over 20 feet \$1.75/foot/day
- b. Open Slips
 - i. \$10.00 foot/month
- c. Covered Slips
 - i. 45-foot slip - \$600.00/month
 - ii. 60-foot slip - \$700.00/month
- d. Liveboards (Current Customers Only)
 - i. \$10.00/foot/month
 - ii. \$125.00 liveboard fee
- e. Commercial Fishing Boats
 - i. \$725.00 annually; payable annually upon expiration of current lease
- f. Commercial Boats
 - i. \$7.50/foot/month

Slip lease rates include electric, water, trash, bathroom/shower, laundry, and complimentary pump out service for long-term slip holders.

- g. Pump Out Services
 - i. \$5.00 per pump out for transients/daily rate leases

Resolution No. _____

Page -2-

WHEREAS, the City Council hereby repeals Resolution No. 2390-15 and any other Resolution in conflict with the provisions of this Resolution.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council hereby amends the Rules and Regulations for the “Fairhope Docks”; revises the slip rates at Fairhope Docks effective July 1, 2018 and upon the expiration and renewal of existing slip leases; and repeals Resolution No. 2390-15 and any other Resolution in conflict with the provisions of this Resolution.

ADOPTED ON THIS 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

RESOLUTION NO. 2884-17

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 Docks”; and the License and Lease Agreements: one for Commercial Fishing Vessels and one for other Vessels for Dockage Space for the Fairhope Docks.

ADOPTED ON THIS 25TH DAY OF SEPTEMBER, 2017

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

RESOLUTION NO. 2390-15

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council hereby approves and establishes the City of Fairhope Rules and Regulations which includes the definition of a commercial fishing vessel and Rental Rates for the Municipal Boat Slips; and to delete Provision Number 17 from the Rules and Regulations.

ADOPTED ON THIS 24TH DAY OF AUGUST 2015

Timothy M. Kant, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

RESOLUTION NO. _____

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves the selection of ECO Solutions for Professional Engineering Services for RFQ No. PS011-18, to Prepare and Submit Permit Application and Necessary Documents for Dredging Slips and Marina at the Fairhope Docks; and hereby authorizes Mayor Karin Wilson to negotiate the fee schedule.

DULY ADOPTED THIS 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk



MEMO

Karin Wilson
Mayor

To: Lisa A. Hanks, City Clerk

From: Jillian Saffle
Jillian Saffle, Purchasing Manager

Council Members

Kevin G. Boone

Robert A. Brown

Jack Burrell, ACMO

Jimmy Conyers

Jay Robinson

Lisa A. Hanks, MMC
City Clerk

Michael V. Hinson, CPA
City Treasurer

Date: June 14, 2018

Re: **RFQ No. PS011-18 Professional Engineering Services for Slip and Marina Dredging at the Fairhope Docks**

Public Works Director, Richard Johnson, needs to hire a professional engineering firm for RFQ No. PS011-18, Professional Engineering Services for Slip and Marina Dredging at the Fairhope Docks. Per our 'Procedure for Procuring Professional Services for Projects Under \$100K', Public Works Director, Richard Johnson, and I routed a short list of civil engineering firms for the Mayor to choose to solicit. The Mayor has chosen to negotiate directly with ECO Solutions. A copy of the Mayor's choice can be found attached to this memo.

Please place this request to authorize the Mayor to negotiate a fee schedule with ECO Solutions on the next available City Council agenda.

Cc: file; R. Johnson

161 North Section Street

P.O. Drawer 429

Fairhope, Alabama 36533

251-928-2136

251-928-6776 Fax

www.fairhopeal.gov

Printed on recycled paper



To: Michael Hinson, Treasurer

From: *Jillian Saffie*
Jillian Saffie, Purchasing Manager

Date: June 5, 2018

Re: RFQ No. PS011-18, Professional Engineering Services for Slip and Marina Dredging at the Fairhope Docks

Karin Wilson
Mayor

Council Members
Kevin G. Boone
Robert A. Brown
Jack Burrell, ACMO
Jimmy Conyers
Jay Robinson

Lisa A. Hanks, MMC
City Clerk

Michael V. Hinson, CPA
City Treasurer

Public Works Director, Richard Johnson, needs to hire a professional engineering firm for RFQ No. PS011-18, Professional Engineering Services for Slip and Marina Dredging at the Fairhope Docks.

Per our Procedure for Procuring Professional Services, Richard Johnson, Public Works Director, and I are routing this short list through you, to the Mayor, to choose a consulting firm for the above referenced RFQ. Please move this procurement of professional services forward to the Mayor for selection of a professional service provider for this project.

The short list is:

[Mayor, please initial and date your selection(s)]

_____ / / HMR
Contact: Scott Hutchinson
251-826-2626

_____ / / South Coast Engineers
Contact: Scott Douglas
251-510-2903

RH 6/12/18 ECO Solutions
Contact: Thomas Hutchings
251-621-5006

_____ / / None. Submit another list

Cc: file; R. Johnson

161 North Section Street
PO Drawer 429
Fairhope, Alabama 36533

251-928-2136

251-928-6776 Fax
www.fairhopeal.gov

RESOLUTION NO. ____

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 Driver's License Reader Program for the IT Department (Bid Number 018-18) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

[2] On June 4, 2018 when bids were to be received and opened, no bids were received; therefore, it is desirous that Bid Number 018-18 be rescinded and to authorize the City to solicit for informal bids in accordance with Attorney General Opinion from 1969 that states "if the awarding authority advertises for bids and none are received, the price may be negotiated with any contractor without advertising for bids a second time."

[3] That the Governing Body of the City of Fairhope, Alabama, hereby rescinds Bid No. 018-18 for Driver's License Reader Program for the IT Department due to no bids received; and authorizes the City to solicit for informal bids in accordance with the Attorney General Opinion from 1969.

Adopted on this 25th day of June, 2018

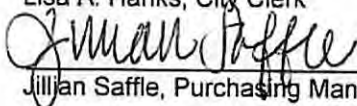
Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk



MEMO

To: Lisa A. Hanks, City Clerk
From: 
Jillian Saffle, Purchasing Manager

Date: June 20, 2018

Re: Requesting City Council to rescind Bid No. 018-18 Driver's License Reader Program and authorize receipt of informal bids in accordance with Attorney General Opinion

Karin Wilson
Mayor

Council Members
Kevin G. Boone
Robert A. Brown
Jack Burrell, ACOMO
Jimmy Conyers
Jay Robinson

Lisa A. Hanks, MMC
City Clerk

Michael V. Hinson, CPA
City Treasurer

The IT Department is looking to install a custom program that can read a driver license and extract the address of the person presenting the license to verify Fairhope eligibility status. The intent is to install this program at the Beach Complex and City landfill. Bid No. 018-18 Driver's License Reader Program was issued on May 7, 2018 and responses were received until June 4, 2018. No responses were received (see attached tabulation).

Attorney General Opinion to Hon. L. R. Driggers, November 25, 1969 states that if the awarding authority advertises for bid and receives none, the price may be negotiated with any contractor without advertising for bids a second time.

The IT Director, Jeff Montgomery, recommends that the City solicit informal bids. However, if City Council does choose to re-bid this requirement in lieu of soliciting informal bids, the IT Director recommends that the City modify some of the requirements in the bid.

Please place on the next available City Council Agenda this request to rescind Bid No. 018-18 Driver's License Reader Program and authorize receipt of informal bids in accordance with Attorney General Opinion.

Cc: file; J. Montgomery

161 North Section Street
PO Drawer 429
Fairhope, Alabama 36533

251-928-2136

251-928-6776 Fax
www.fairhopeal.gov

CITY OF FAIRHOPE

BID TAB and RECOMMENDATION

BID NO: 018-18

BID NAME: Driver's License Reader Program

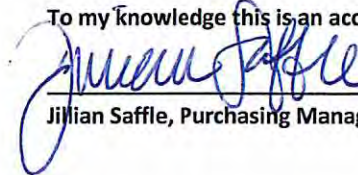
BID OPENED: June 4, 2018 at 10:00 A.M.

Note: Bid Bond 5% (not required on less than \$10,000) WAIVED

VENDOR	Bid Proposal Executed / Signed / Notarized	Addenda signed	Cost for equipment	Cost for Installation	Maintenance Cost	TOTAL BID AMOUNT
MEDREC TECHNOLOGIES						No Response
TYLER TECHNOLOGIES, INC						No Response
PITNEY BOWES, INC						No Response
CSI Technology Outfitters						No Response
PC MALL.gov						No Response
CANON Solutions America Inc.						No Response
ROOTED TECHNOLOGY SOLUTIONS						No Response

Recommendation: No Responses were received for this Bid. Recommend revisiting the Specifications and Scope of Work to be performed before bidding this item again.

 6.4.18
 Jeff Montgomery, IT Director

To my knowledge this is an accurate Bid Tabulation
 6.4.18
 Jillian Saffle, Purchasing Manager

RESOLUTION NO. _____

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to execute Amendment No. 1 to the Contract for Professional Engineering Services, for RFQ No. PS009-18 for ADEM C&D Landfill Permit 2018, with Hutchinson, Moore and Rauch, Inc., at a cost of the amendment not to exceed \$3,600.00 which increases the total value of this project to \$6,075.00; and to transfer budget of \$6,075.00 from Landfill Maintenance expense account to Professional Services expense account.

DULY ADOPTED THIS 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

City of Fairhope Project Funding Request

Issuing Date: 6/11/2018

Please return this Routing Sheet to Treasurer by: JUN 15 10 11 AM 2018 **ASAP**

[Handwritten Signature]

Project Name: Authorize Execution of Amendment #1 of Contract RFQ PS009-18 for Eng Svcs ADEM C&D Landfill Permit

Project Location: Landfill

Presented to City Council: 6/25/2018

Funding Request Sponsor: Richard Johnson, PW Director

Resolution # :

Approved _____

Changed _____

Rejected _____

Project Cash Requirement Requested:

Cost: \$3,600.00 (increasing not-to-exceed amount for the contract to \$6,075)

Vendor: Hutchinson, Moore and Rauch, Inc.

Project Engineer: n/a

Order Date: n/a

Lead Time: n/a

Department Funding This Project

General XXX	Gas	Electric	Water	Sewer	Gas Tax	Cap Proj	Impact
Department of General Fund Providing the Funding							
Admin-10	Police-15 Golf-50	Fire-20 Golf Grounds-55	Rec-25	Adult Rec-30 Debt Service-85	Marina-34	Street-35 XXX	Sanitation-40

Project will be:

Expensed XXX
Capitalized _____
Inventoried _____

Funding Source:

Operating Expenses _____
Budgeted Capital _____
Unfunded XXX

Expense Code: 001400-50290
G/L Acct Name: Professional Services

Grant: _____

Federal - not to exceed amount
State _____

Project Budgeted: \$0.00

(Over) Under budget amount: (\$3,600.00)

Bond: _____

Loan: _____

City

Title _____ Year _____

Title _____ Year _____

Comments: **The original contract was for \$2,475 and was unbudgeted. Recommend Budget Transfer Amendment for \$6,075 to provide budget for professional services for this Contract as a whole. Transfer budget of \$6,075 from Landfill Maintenance expense account (001400-51465) to Professional Services expense account (001400-50290).**

Capital Lease: _____

Payment _____ Term _____

City Council Prior Approval/Date? No

City Treasurer

Finance Director

Mayor

Purchasing Memo Date: 6/11/18

Delivered To Date: 6/14/18

Delivered To Date: 6/15/18

Request Approved Date: 6/14/18

Approved Date: 6/14/18

Approved Date: 6/15/18

Signatures: *[Signature]*
Michael V. Hinson CPA


[Signature]
Jill Cabiniss, MBA

[Signature]
Mayor Karin Wilson



MEMO

To: Mike Hinson Treasurer

From: 
Jillian Saffle, Purchasing Manager

Date: June 11, 2018

Re: Requesting Council to approve the Mayor to execute a not-to-exceed fee for Amendment #1 to RFQ No. PS009-18 Engineering Services for Renewal of ADEM C&D Landfill Permit 2018

Karin Wilson
Mayor

Council Members

Kevin G. Boone
Robert A. Brown
Jack Burrell, ACMO
Jimmy Conyers
Jay Robinson

Lisa A. Hanks, MMC
City Clerk

Michael V. Hinson, CPA
City Treasurer

The Mayor hired Hutchinson, Moore and Rauch, Inc (HMR) for RFQ No. PS009-18 Engineering Services for Renewal of ADEM C&D Landfill Permit 2018. In fulfilling the scope of work for this project, HMR met with ADEM officials. ADEM is requiring a new boundary survey of the existing boundaries with a new legal description of the site indicated on the old survey. Richard Johnson, Public Works Director, is requesting that the City Council authorize the Mayor to sign the Amendment #1 with a negotiated not-to-exceed fee of \$3,600.00, which increases the total value of this project to \$6,075.00.

Please move this request forward for City Council to approve Hutchinson, Moore and Rauch, Inc (HMR) for an increase to the engineering fee to cover the new ADEM requirements and to authorize the Mayor to sign contract Amendment #1 of RFQ No. PS009-18 Engineering Services for Renewal of ADEM C&D Landfill Permit 2018 in the amount of \$3,600.00, thereby increasing the new total not-to-exceed amount for the project to \$6,075.00

Cc: file; R. Johnson

161 North Section Street
PO Drawer 429
Fairhope, Alabama 36533

251-928-2136

251-928-6776 Fax
www.fairhopeal.gov

From: Scott Hutchinson
To: [Richard Johnson](#)
Subject: FW: Fairhope Landfill Permit Renewal
Date: Wednesday, May 09, 2018 9:44:17 AM
Attachments: [Fairhope Landfill - 1.pdf](#)
[Fairhope Landfill - Old Topo.pdf](#)

Richard,

After my two meetings in Montgomery, ADEM has agreed to **not** require a lateral expansion of the facility to incorporate the detention pond and create the 100ft Buffer. That is a very big deal considering it would require Host Community Approval in an area that will certainly be opposed to such an expansion. The email below and attachments explain the case I made to them.

However, ADEM is requiring a new boundary survey and legal description of the site indicated in the old survey that is attached to this email. We will also need to show the waste limits as close as possible on the survey and give a "legal description" of the disposal boundary. When this is done, we will need to relocate any Gas Monitoring Wells that are outside the boundary to within the boundary. That is not a big expense relatively speaking, as gas monitoring wells are shallow and easily installed.

HMR would be glad to provide the survey for this work. Stuart Smith, our lead Surveyor, is reviewing the necessary survey work and will give me a price shortly.

Once we submit the survey to ADEM as supplemental information to the Renewal Application, that should be all that they need. However, as you know, I am unable to guarantee that they won't come back asking for additional information.

Please call me with any questions.

Sincerely,

Scott A. Hutchinson, P.E.
President



HUTCHINSON, MOORE & RAUCH, LLC

ENGINEERS ♦ SURVEYORS ♦ LAND PLANNERS

P.O. Box 1127 Daphne, AL 36526

Tel: 251.626.2626 Fax: 251.626.8934

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From: Scott Hutchinson [mailto:sah@hmrengineers.com]
Sent: Tuesday, January 02, 2018 10:58 AM
To: Holden, Charles B (cbholden@adem.alabama.gov)
Cc: Richard D. Johnson, P.E. (rjohnson@daphneal.com)
Subject: Fairhope Landfill Permit Renewal

Blake,

After our meeting in Montgomery, I was reviewing our files and realized that the actual Permitted Boundary of the Fairhope Landfill is not correctly shown on the recently submitted renewal drawings (or the drawings submitted by HMR back in 2010). If you look at the attached drawing "Old Topo" which, you will see a line noted "Project Limit Line" which is just the limit of the disposal area (not a facility boundary). The north "boundary" of the drawing extends further north and is consistent with the actual tax parcel's north property line. The attached drawing is un-dated, but I am confident that it was produced in the late 1980's and represents the official boundary of the facility. Regardless, it appears that the actual northern boundary extends further north than recently presented and the existing sedimentation basin does, in fact, lie within the permitted boundary. However, there are several gas monitoring wells that are located outside of the permitted boundary and those need to be relocated within the boundary.

Therefore, it is our intention to leave the sedimentation basin as currently located, but install new explosive gas monitoring wells within the boundary as necessary. We would prefer not, but if necessary, we can produce an actual survey of the tax parcels that make up the boundary shown in the Old Topo. Please let me know if you concur with my findings.

Sincerely,

Scott A. Hutchinson, P.E.
President



HUTCHINSON, MOORE & RAUCH, LLC

ENGINEERS ♦ SURVYORS ♦ LAND PLANNERS

P.O. Box 1127 Daphne, AL 36526

Tel: 251.626.2626 Fax: 251.626.6934

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From: Scott Hutchinson
To: Richard Johnson
Subject: FW: Fairhope Landfill Survey
Date: Wednesday, May 09, 2018 11:05:43 AM

Richard,

Our estimated fee for the survey is \$3,600.

Scott

From: Stuart Smith [mailto:ssmith@hmrengineers.com]
Sent: Wednesday, May 09, 2018 10:04 AM
To: 'Scott Hutchinson'
Subject: RE: Fairhope Landfill Survey

\$3,600.00

Stuart L. Smith, PLS

Desk: (251) 380-8738
Office: (251) 626-2626
Fax: (251) 626-6934



Hutchinson, Moore, and Rauch, LLC
2039 Main Street
P.O. Box 1127
Daphne, AL 36526

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From: Scott Hutchinson <sah@hmrengineers.com>
Sent: Wednesday, May 09, 2018 9:14 AM
To: Stuart Smith <:ssmith@hmrengineers.com>
Subject: Fairhope Landfill Survey

Stuart,

Please give a price to do a boundary and legal of the attached. No topo, but pick up structures.

Scott A. Hutchinson, P.E.

President



HUTCHINSON, MOORE & RAUCH, LLC

ENGINEERS ♦ SURVEYORS ♦ LAND PLANNERS

P.O. Box 1127 Daphne, AL 36526

Tel: 251.626.2626 Fax: 251.626.6934

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AMENDMENT #1 TO CONTRACT

**RFQ PS009-18 Engineering Services for Renewal of ADEM
C&D Landfill Permit 2018**

This Amendment#1 to Contract is made and entered into by and between the CITY OF FAIRHOPE, ALABAMA and Hutchinson, Moore and Rauch, Inc., on this ____ day of June, 2018.

Recitals

WHEREAS, Hutchinson, Moore and Rauch Inc was awarded a Contract to perform Professional Engineering Services, with a not to exceed amount of **TWO THOUSAND FOUR HUNDRED SEVENTY-FIVE DOLLARS (\$2,475.00)**, for the City of Fairhope on February 1, 2018; and

WHEREAS, the City of Fairhope, Alabama has need for additional related Professional Engineering Services for: **RFQ PS009-18 Engineering Services for Renewal of ADEM C&D Landfill Permit 2018**. ADEM is requiring a new boundary survey and legal description of the site indicated in the old survey, give a "legal description" of the disposal boundary, and relocate any Gas Monitoring Wells that are outside the boundary to within the boundary, then submit the supplemental information to the Renewal Application.

WHEREAS, Hutchinson, Moore and Rauch Inc, has submitted a request for compensation of the additional related Professional Engineering Services, not to exceed **THREE THOUSAND SIX HUNDRED DOLLARS (\$3,600.00)** to Fairhope for those additional related Professional Engineering Services for **RFQ PS009-18 Engineering Services for Renewal of ADEM C&D Landfill Permit 2018**; and

Agreement

NOW, THEREFORE, the parties hereto agree, covenant and promise as follows:

AMEND this Contract to include increasing the contracted not-to-exceed amount from **TWO THOUSAND FOUR HUNDRED SEVENTY-FIVE DOLLARS (\$2,475.00)** by an additional **THREE THOUSAND SIX HUNDRED DOLLARS (\$3,600.00)** to a new total not-to-exceed amount of **SIX THOUSAND SEVENTY-FIVE DOLLARS (\$6,075.00)**

Section 41-16-5, Code of Alabama 1975, requires that public contracts over \$15,000 include the following language:

By signing this Contract, _____ *COMPANY NAME* represents and agrees that it is not currently engaged in, nor will it engage in, any boycott of a person or entity based in or doing business with a jurisdiction with which the State of Alabama can enjoy open trade

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the date stated.

CITY SIGNATURE
CITY OF FAIRHOPE, ALABAMA

BY: _____
Karin Wilson, Mayor

ATTEST: _____
Lisa A. Hanks, MMC, City Clerk

NOTARY FOR THE CITY OF FAIRHOPE:

STATE OF ALABAMA]
COUNTY OF BALDWIN]

I, _____, a Notary Public in and for said State and County, hereby certify that **Karl Wilson**, whose name as Mayor of the City of Fairhope, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, she as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and notarial seal on this the ____ day of _____ 2018

Notary Public _____

My Commission Expires ____ / ____ / ____

CONSULTANT SIGNATURE

If not a Corporation

BY: _____ ATTEST: _____
(CONSULTANT SIGNATURE)

If a Corporation

(CORPORATION NAME)

BY: _____ ATTEST: _____
(CONSULTANT SIGNATURE)

As Its: _____

NOTARY FOR CONSULTANT:

STATE OF _____]
COUNTY OF _____]

I, _____, a Notary Public in and for said State and County, hereby certify that _____, whose title as _____

of _____ is signed to the foregoing conveyance and who is
(Company name)

known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, they as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and notarial seal on this the ____ day of _____, 2018.

Notary Public _____

My Commission Expires ____ / ____ / ____

RESOLUTION NO. _____

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

[1] That the City of Fairhope approves the procurement of Fall Flowers for the Public Works Department. The total cost is \$9,448.51; and to transfer budget of \$9,449.00 from Street Maintenance & Landscaping expense account to Flowers expense account.

[2] That this procurement is allowed pursuant to Resolution No. 1650-10 adopted in May 2010 that declares flowers as Unique “Like Items” and the extension of this categorization to include any cultivated varieties, differentiated by scientific name. (None of the designated “like item” flora exceed the \$15,000.00 bid limit).

Adopted on this 25th day of June, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk



MEMO

To: Michael Hinson, Treasurer

From: Julian Saffle
Julian Saffle, Purchasing Manager

Date: June 12, 2018

Re: Issue greensheet for procurement of flowers for Public Works Department

Karin Wilson
Mayor

Council Members
Kevin G. Boone
Robert A. Brown
Jack Burrell, ACOMO
Jimmy Conyers
Jay Robinson

Lisa A. Hanks, MMC
City Clerk

Michael V. Hinson, CPA
City Treasurer

The Public Works Department has requested to procure flowers for City Landscaping in the amount of **NINE THOUSAND FOUR HUNDRED FORTY EIGHT DOLLARS AND FIFTY-ONE CENTS (\$9,448.51)**. City Council Resolution No. 1650-10 designates "like item" definitions of flowers, and the extension of this categorization to include any cultivated varieties, differentiated by scientific name. None of the designated "like item" flora exceed the \$15,000 state bid limit. Additionally, none of the "like flora" on the attached quote exceed the \$3,000 threshold, which requires at least three quotes (per City of Fairhope internal policies and procedures).

This is a budgeted request; however, it is over the \$7,500 threshold and therefore requires a greensheet.

Please issue a greensheet for this budgeted procurement of fall flowers from Billy Harris & Associates, Inc. in the amount of \$9,448.51.

Cc: file; P. Merchant

161 North Section Street
PO Drawer 429
Fairhope, Alabama 36533

251-928-2136

251-928-6776 Fax
www.fairhopeal.gov

Billy Harris & Associates, Inc
 5220 SHEPPARD DR
 ELMORE, AL 360251934 US
 334-290-1885
 sales@bhaplants.com



SALES ORDER

ADDRESS
 City of Fairhope
 P.O. Drawer 429
 Fairhope, AL 36533

SHIP TO
 City of Fairhope
 City of Fairhope
 555 S. Section Street
 Fairhope, Alabama 36532
 251-928-80030

SALES ORDER # ESTIMATE Fall 7-16
DATE 06/07/2018

SHIP DATE
 07/16/2018

SHIP VIA
 fedx

P.O. NUMBER
 ESTIMATE FALL 07-16

DESCRIPTION	QTY	UNIT PRICE	TOTAL
Borders			
288 Cell Tray Marigold Hot Pak Fire 3pp KNOX	24	23.95	574.80
288 Cell Tray Marigold Hot Pak Orange 3pp KNOX	24	23.95	574.80
288 Cell Tray Marigold Hot Pak Yellow 3pp KNOX	24	23.95	574.80
Fillers			
144 Cell Tray Zinnia Profusion White 1pp KNOX	23	43.45	999.35
144 Cell Tray Zinnia Profusion Yellow 1pp KNOX	23	43.45	999.35
144 Cell Tray Zinnia Profusion Orange 1pp KNOX	23	43.45	999.35
Height			
144 Cell Tray Coleus Premium Sun Crimson Gold 1pp KNOX	12	53.80	645.60
144 Cell Tray Coleus Premium Sun Chocolate Mint 1pp KNOX	12	53.80	645.60
Impatiens SunPatens Spreading Clear Orange G/L 1pp KNOX	10	54.00	540.00
Green Boxes			
102 Cell Tray Lobularia Stream White 1pp KNOX	8	48.50	396.00
72 Cell Tray Coreopsis Citrine 1pp JAMES GH	11	59.80	657.80
Downtown Around Trees			

357 417

288 Cell Tray Begonia Sprint Plus White Green Leaf 3pp KNOX	16	26.30	420.80
72 Cell Tray Coreopsis Citrine 1pp JAMES	14	59.80	837.20
Freight and Handling KNOX	1	346.50	346.50
Freight and Handling JAMES	1	236.56	236.56

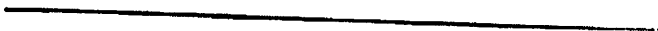
Attached is your sales order! Please look over your order carefully. Orders cancelled after sowing or rooting will be charged

TOTAL

\$9,448.51

Accepted By

Accepted Date



24 May 2010

Councilmember Stankoski introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves and declares the attached list of flowers as Unique "Like Items," and the extension of this categorization to include any cultivated varieties, differentiated by scientific name. Seconded by Councilmember Kingrea, motion passed unanimously by voice vote.

RESOLUTION NO. 1650-10

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves and declares the attached list of flowers as Unique "Like Items," and the extension of this categorization to include any cultivated varieties, differentiated by scientific name.

Adopted on this 24th day of May, 2010

[Signature]
Timothy M. Kant, Mayor

Attest:

[Signature]
Lisa A. Hanks, City Clerk

Botanical Nomenclature is the orderly classification and naming of plants. Plant nomenclature is the specific system to identify plants into their correct classifications or hierarchies. Plants are composed of different parts: leaves, stems, buds, and roots. Flowers are further classified by life cycles, sexual parts, structure, production, and flower types. Plant cultivated varieties include differences such as height, color, and growth habit. When describing plant differences, the botanical nomenclature uses terms such as genera, species, variety and cultivar. The nomenclature is written in Latin, a universal language. Cultivated varieties are not "like" items and should be declared as such. The below is not an all-inclusive list of flowers used for the city. In addition to the plant list found below, the acquisition of "not like" flowers should adhere to any cultivated varieties.

Item #	Common Name	Scientific Name	Color	Notes
1	Adonis vernalis	Adonis vernalis	Yellow	Adonis vernalis
2	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
3	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
4	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
5	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
6	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
7	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
8	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
9	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
10	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
11	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
12	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
13	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
14	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
15	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
16	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
17	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
18	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
19	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
20	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
21	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
22	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
23	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis
24	Adonis autumnalis	Adonis autumnalis	Yellow	Adonis autumnalis

RESOLUTION NO. _____

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 Overhead Doors Six (6) for Fire Stations (Bid Number 023-18) 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
Overhead Doors Six (6) for Fire Stations

[3] After evaluating the bid proposals with the required bid specifications, Bailey Door, Inc., with a total bid proposal of \$27,864.00, is now awarded the bid for Overhead Doors Six (6) for Fire Stations.

Adopted on this 25th day of June, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

City of Fairhope Project Funding Request

Issuing Date: 6/12/2018

Please return this Routing Sheet to Treasurer by: ASAP

AM

Project Name: Award Bid 023-18 Overhead Doors (6) for Fire Stations

Project Location: Fire Stations

Presented to City Council: 6/25/2018 Resolution # :
Approved _____

Funding Request Sponsor: John Saraceno, Fire Station Maintenance Supervisor Changed _____

Project Cash Requirement Requested: Rejected _____

Cost: \$27,864.00

Vendor: Bailey Door Inc.

Project Engineer: n/a

Order Date: n/a Lead Time: n/a

Department Funding This Project							
General XXX	Gas	Electric	Water	Sewer	Gas Tax	Cap Proj	Impact
Department of General Fund Providing the Funding							
Admin-10	Police-15 Golf-50	Fire-20 XXX Golf Grounds-55	Rec-25	Adult Rec-30 Debt Service-85	Marina-34	Street-35	Sanitation-40

Project will be:

Expensed _____	Funding Source: _____
Capitalized <u>XXX</u>	Operating Expenses <u>XXX</u>
Inventoried _____	Budgeted Capital _____
	Other <u>VFD-see comment below</u>

Expense Code: 001200-50470 Grant: _____ Federal - not to exceed amount

G/L Acct Name: Purchases Vehicles & Equipment State _____

Project Budgeted: \$27,864.00 City _____

(Over) Under budget amount: \$0.00

Comments: **Project was budgeted in the Gen Maintenance expense account. That expense account has remaining available budget to cover this item. Recommend Budget Amendment to move budgeted funds for this project from operating expense account (001200-50360) to Capital Purchases account (001200-50470). Volunteer Fire Department has agreed to fund the equivalent of the cost of 2 doors (\$9,288).**


City Council Prior Approval/Date? No

<u>City Treasurer</u>	<u>Finance Director</u>	<u>Mayor</u>
Purchasing Memo Date: <u>6/11/18</u>	Delivered To Date: <u>6/13/18</u>	Delivered To Date: <u>6/15/18</u>
Request Approved Date: <u>6/12/18</u>	Approved Date: <u>6/14/18</u>	Approved Date: <u>6/15/18</u>
Signatures: <u>Michael V. Hinson CPA</u>	<u>Jill Cabiniss, MBA</u>	<u>Mayor Karin Wilson</u>



MEMO

To: Mike Hinson, Treasurer

From: 
Jillian Saffle, Purchasing Manager

Date: June 11, 2018

Re: City Council approval of Bid No. 023-18 Six (6) Overhead Doors for Fire Station

Karin Wilson
Mayor

Council Members
Kevin G. Boone
Robert A. Brown
Jack Burrell, ACO
Jimmy Conyers
Jay Robinson

Lisa A. Hanks, MMC
City Clerk

Michael V. Hinson, CPA
City Treasurer

The Fire Department needs to purchase six (6) overhead doors. Bid No. 023-18 Six (6) Overhead Doors for Fire Station was issued on May 30, 2018. Responses were received and publicly opened on June 11, 2018.

Fire Maintenance Supervisor, John Saraceno, recommends awarding to the lowest responsive and responsible bidder, Bailey Door Inc., in the amount of **TWENTY SEVEN THOUSAND EIGHT HUNDRED SIXTY FOUR DOLLARS (\$27,864.00)**. See attached tabulation.

Four of these doors have been budgeted in the amount \$26,000.00. John Saraceno has requested that the City pay for four (4) doors in the amount of **EIGHTEEN THOUSAND FIVE HUNDRED SEVENTY SIX DOLLARS (\$18,576.00)** and that the Volunteer Fire Department pay for the remaining two (2) doors in the amount of **NINE THOUSAND TWO HUNDRED EIGHTY EIGHT DOLLARS (\$9,288.00)**.

Please place on the next available City Council agenda this recommendation to award Bid No. 023-18 Six (6) Overhead Doors for Fire Station to the lowest responsive and responsible quote to Bailey Door, Inc. in the amount of \$27,864.00.

Cc: file; J. Saraceno

161 North Section Street
PO Drawer 429
Fairhope, Alabama 36533

251-928-2136

251-928-6776 Fax
www.fairhopeal.gov

**CITY OF FAIRHOPE
 BID TABULATION**

BID NO: 023-18


BID NAME: Six (6) Overhead Doors for Fire Stations

BID OPENED: June 11, 2018 10:00 a.m.


Note: Bid Bond WAIVED (All bonds waived)

VENDOR	Bid Proposal Executed / Signed / Notarized	Addenda #1, #2, and #3 signed	Lead time ARO days	Lead time for installation days	Bid price including installation per door	Total Bid (for six doors)
Bailey Door Inc.	yes	yes	28-35 days	8 days	\$4,644.00	\$27,864.00
Mobile Bay Overhead Doors	yes	yes	21 days	4 days	\$7,119.00	\$42,714.00
JCB Supply INC	no response	no response	no response	no response	no response	no response
DOOR-N-GUTTER PRO, INC.	no response	no response	no response	no response	no response	no response
Hill Enterprises, Inc.	no response	no response	no response	no response	no response	no response
Ron Bush, Inc.	no response	no response	no response	no response	no response	no response

Recommendation: Award to the lowest responsive and responsible bidder, BAILEY DOOR. INC, in the amounts listed in their Bid Response


 John Safaceno
 Fire Maintenance Supervisor

6/11/2018

To my knowledge this is an accurate bid tabulation.

 Julian Saffle
 Purchasing Manager

6/11/18

Michael Hinson

From: Michael Hinson
Sent: Wednesday, June 13, 2018 7:50 AM
To: John Saraceno; Jillian Saffle
Subject: RE: Fire Station Overhead Doors

I suspected as much.

It really should have been characterized as a Capital item.

But we are good.

Michael V. Hinson CPA
City Treasurer
City of Fairhope
Po Box 429
161 N. Section Street
Fairhope, AL 36533
Office 251-929-0346
Cell 205-908-5054
michael.hinson@fairhopeal.gov

From: John Saraceno
Sent: Wednesday, June 13, 2018 7:39 AM
To: Jillian Saffle <jillian.saffle@fairhopeal.gov>; Michael Hinson <michael.hinson@fairhopeal.gov>
Subject: Re: Fire Station Overhead Doors

Going back and looking at the budget now it was 21,600 and this money was allocated in General Maintenance 50360, the money was itemized in my requests but it was never itemized in the actual budget, but it was approved.

Thanks,

John Saraceno

ALEM

City of Fairhope

John.Saraceno@fairhopeal.gov

Office 251-929-7415

From: Jillian Saffle
Sent: Wednesday, June 13, 2018 7:01:20 AM
To: Michael Hinson; John Saraceno
Subject: RE: Fire Station Overhead Doors

That's the number John Saraceno provided to me – I imagine it was broken out as the budget was developed and later rolled into an all-up account.

John,
Can you provide some assistance?

Thanks,

Jillian Saffle
Purchasing Manager
City of Fairhope

From: Michael Hinson
Sent: Tuesday, June 12, 2018 4:22 PM
To: Jillian Saffle <jillian.saffle@fairhopeal.gov>
Subject: Fire Station Overhead Doors

Memo says that 4 doors for \$26,000 has been budgeted.

I can't find that budget item.

Michael V. Hinson CPA
City Treasurer
City of Fairhope
Po Box 429
161 N. Section Street
Fairhope, AL 36533
Office 251-929-0346
Cell 205-908-5054
michael.hinson@fairhopeal.gov

RESOLUTION NO. _____

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 Crushed Aggregate, Recycled Concrete Aggregate, and Rip Rap for Public Works Department (Bid Number 019-18) 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
Crushed Aggregate, Recycled Concrete Aggregate, and Rip Rap
for the Public Works Department

[3] After evaluating the bid proposals with the required bid specifications, Martin Marietta, with an annual cost not-to-exceed \$50,000.00, is now awarded the bid for Crushed Aggregate, Recycled Concrete Aggregate, and Rip Rap for the Public Works Department.

Adopted on this 25th day of June, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

City of Fairhope Project Funding Request

Issuing Date: 6/13/2018

Please return this Routing Sheet to Treasurer by: ASAP

JUN 15 '18 PM 1:32

[Handwritten Signature]

Project Name: Award Bid 019-18 Crushed Aggregate & Recycled Concrete Aggregate & Rip Rap

Project Location: City-Wide

Presented to City Council: 6/25/2018 Resolution # : _____
Approved _____

Funding Request Sponsor: Richard Johnson, PW Director Changed _____
Rejected _____

Project Cash Requirement Requested:
Cost: \$50,000.00 (Annual cost not-to-exceed) (See attached schedule for unit prices)

Vendor: Martin Marietta

Project Engineer: n/a

Order Date: n/a Lead Time: n/a

Department Funding This Project							
General XXX	Gas	Electric	Water	Sewer	Gas Tax	Cap Proj	Impact
Department of General Fund Providing the Funding							
Admin-10	Police-15 Golf-50	Fire-20 Golf Grounds-55	Rec-25	Adult Rec-30 Debt Service-85	Marina-34	Street-35 XXX	Sanitation-40

Project will be:

Expensed <u>XXX</u> Capitalized _____ Inventoried _____	Funding Source: Operating Expenses <u>XXX</u> Budgeted Capital _____ Unfunded _____
---	--

Expense Code: 001350-51410 Grant: _____ Federal - not to exceed amount
 G/L Acct Name: Street Material & Landscaping State _____
 City _____

Project Budgeted: \$50,000.00

(Over) Under budget amount: \$0.00

Bond: _____ Title _____ Year _____
 Loan: _____ Title _____ Year _____

Capital Lease: _____ Payment _____ Term _____

Comments: Budgeted within the operational expense account shown above.

City Council Prior Approval/Date? No

<u>City Treasurer</u> Purchasing Memo Date: <u>6/13/18</u> Request Approved Date: <u>6/13/18</u> Signatures: <u>Michael V. Hinson</u> Michael V. Hinson CPA	<u>Finance Director</u> Delivered To Date: <u>6/14/18</u> Approved Date: <u>6/14/18</u> Signatures: <u>Jill Cabiness</u> Jill Cabiness, MBA	<u>Mayor</u> Delivered To Date: <u>6/15/18</u> Approved Date: <u>6/15/18</u> Signatures: <u>Karin Wilson</u> Mayor Karin Wilson
---	---	---



MEMO

To: Mike Hinson, Treasurer

From: *Jillian Saffle*
Jillian Saffle, Purchasing Manager

Date: June 13, 2018

Re: City Council approval of Bid No. 019-18 Crushed Aggregate (Virgin Stone) and Recycled Concrete Aggregate and Rip Rap

Karin Wilson
Mayor

Council Members
Kevin G. Boone
Robert A. Brown
Jack Burrell, ACOM
Jimmy Conyers
Jay Robinson

Lisa A. Hanks, MMC
City Clerk

Michael V. Hinson, CPA
City Treasurer

The Public Works Department needs to purchase aggregate for various projects around the city. Bid No. 019-18 Crushed Aggregate (Virgin Stone) and Recycled Concrete Aggregate and Rip Rap was issued on May 17, 2018. Responses were received and publicly opened on May 31, 2018.

Public Works Director, Richard Johnson, recommends awarding to the lowest responsive and responsible bidder, Martin Marietta (see attached bid tab).

Prices per ton are as follows:

Material Type	Price Per Ton
Crushed Aggregate; Type A	\$36.50
Crushed Aggregate; Type B	\$33.50
Crushed Aggregate; #57 Limestone	\$36.75
Structural Fill Material; #78 Pea Gravel	\$33.50
Crushed Stone #1	\$36.50
Gabion Stone	\$47.75
Loose Rip Rap; Class I	\$47.75
Loose Rip Rap; Class II	\$47.75

The estimated annual cost for this material is \$50,000.0

Please place on the next available City Council agenda this recommendation to award Bid No. 019-18 Crushed Aggregate (Virgin Stone) and Recycled Concrete Aggregate and Rip Rap to Martin Marietta with an annual not-to-exceed amount of \$50,000.00.

Cc: file; R. Johnson

161 North Section Street
PO Drawer 429
Fairhope, Alabama 36533

251-928-2136

251-928-6776 Fax
www.fairhopeal.gov

RESOLUTION NO. _____

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 a Freightliner M2 Truck for the Water Department; and the equipment is available for direct procurement through the Sourcewell Purchasing Coop; and therefore, does not have to be let out for bid. This has been nationally bid through the Sourcewell's bid process. The cost will be \$93,924.00.

Adopted on this 25th day of June, 2018

Karin Wilson, Mayor

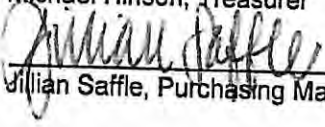
Attest:

Lisa A. Hanks, MMC
City Clerk



MEMO

To: Michael Hinson, Treasurer

From: 
Jillian Saffle, Purchasing Manager

Date: June 13, 2018

Re: Placing on City Council agenda approval to purchase one (1) 2019 Freightliner M2 truck for the Water Department

Karin Wilson
Mayor

Council Members
Kevin G. Boone
Robert A. Brown
Jack Burrell, ACMO
Jimmy Conyers
Jay Robinson

Lisa A. Hanks, MMC
City Clerk

Michael V. Hinson, CPA
City Treasurer

The Water Department has requested to purchase one (1) 2019 Freightliner M2 from National Auto Fleet Group in the amount of **NINETY-THREE THOUSAND NINE HUNDRED TWENTY FOUR DOLLARS (\$93,924.00)** (see attached quotation). This procurement will be purchased through the Sourcewell Purchasing Cooperative (formerly NJPA) Contract No. 081716-NAF and will therefore not need to be let out for bid.

This truck has been budgeted at NINETY EIGHT THOUSAND DOLLARS (\$98,000.00)

Please compose a greensheet and move forward to the next available City Council agenda, this procurement approval request for one (1) Freightliner M2 truck from National Auto Fleet Group in the amount of \$93,924.00.

Cc: file; J. Whitman; T. Bung

161 North Section Street
PO Drawer 429
Fairhope, Alabama 36533

251-928-2136

251-928-6776 Fax
www.fairhopeal.gov



6/4/2018
City of Fairhope
555 South Section Street
Fairhope AL 36533

Dear: Tim

We, *Empire Truck Sales, LLC*, appreciate the opportunity to quote you on your new truck equipment needs. We are pleased to present you with the following quote and specifications

2019 Freightliner M2 THIS INCLUDES 6133HC Line Body

NJPA PRICE \$ 93,924.00 NJPA 4802

State delivery times order

These prices include F.E.T. if applicable, but do not include any state or local taxes or fees.

Once again, we sincerely appreciate your interest in Freightliner trucks and Empire Truck Sales, LLC. And we look forward to assisting you with all aspects of your New truck equipment needs. If you have any questions or concerns, please do not hesitate to contact me.

*Sincerely,
Empire Truck Sales, LLC.*

*Danny McHenry
Sales Representative*

Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

S P E C I F I C A T I O N P R O P O S A L

Description	
Price Level	
M2 PRL-18M (EFF:04/17/18)	
Data Version	
SPECPRO21 DATA RELEASE VER 008	
Vehicle Configuration	
M2 106 CONVENTIONAL CHASSIS 2020 MODEL YEAR SPECIFIED SET BACK AXLE - TRUCK TRAILER TOWING PROVISION AT END OF FRAME FOR TRUCK LH PRIMARY STEERING LOCATION	
General Service	
TRUCK/TRAILER CONFIGURATION DOMICILED, USA (EXCLUDING CALIFORNIA AND CARB OPT-IN STATES) PICKUP AND DELIVERY/SHORT HAUL SERVICE GOVERNMENT BUSINESS SEGMENT GENERAL FREIGHT COMMODITY TERRAIN/DUTY: 100% (ALL) OF THE TIME, IN TRANSIT, IS SPENT ON PAVED ROADS MAXIMUM 8% EXPECTED GRADE SMOOTH CONCRETE OR ASPHALT PAVEMENT - MOST SEVERE IN-TRANSIT (BETWEEN SITES) ROAD SURFACE MEDIUM TRUCK WARRANTY EXPECTED FRONT AXLE(S) LOAD : 10000.0 lbs EXPECTED REAR DRIVE AXLE(S) LOAD : 19000.0 lbs	



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

Description

EXPECTED GROSS VEHICLE WEIGHT CAPACITY : 29000.0 lbs
EXPECTED GROSS COMBINATION WEIGHT : 80000.0 lbs

Truck Service

FLATBED/PLATFORM/STAKE BODY

GULF CITY BODY

EXPECTED BODY/PAYLOAD CG HEIGHT ABOVE FRAME "XX" INCHES : 32.0 in

Tractor Service

VAN TRAILER

SINGLE (1) TRAILER

Engine

CUM B6.7 250 HP @ 2400 RPM, 2600 GOV, 660 LB/FT @ 1600 RPM

Electronic Parameters

75 MPH ROAD SPEED LIMIT

CRUISE CONTROL SPEED LIMIT SAME AS ROAD SPEED LIMIT

PTO MODE BRAKE OVERRIDE - SERVICE BRAKE APPLIED

PTO RPM WITH CRUISE SET SWITCH - 700 RPM

PTO RPM WITH CRUISE RESUME SWITCH - 800 RPM

PTO MODE CANCEL VEHICLE SPEED - 5 MPH

SECOND

PTO GOVERNOR RAMP RATE - 250 RPM PER

PTO MINIMUM RPM - 700

REGEN INHIBIT SPEED THRESHOLD - 5 MPH

Engine Equipment

2016 ONBOARD DIAGNOSTICS/2010

EPA/CARB/FINAL GHG17 CONFIGURATION

NO 2008 CARB EMISSION CERTIFICATION

STANDARD OIL PAN

ENGINE MOUNTED OIL CHECK AND FILL

ONE PIECE VALVE COVER

SIDE OF HOOD AIR INTAKE WITH FIREWALL

MOUNTED DONALDSON AIR CLEANER

DR 12V 160 AMP 28-SI QUADRAMOUNT PAD

ALTERNATOR WITH REMOTE BATTERY VOLT

Application Version 10.1.002
Data Version PRL-18M.008
City FairHOPE



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny McHenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

Description

(2) ALLIANCE MODEL 1131, GROUP 31, 12 VOLT
MAINTENANCE FREE 1900 CCA THREADED
STUD BATTERIES, NON FCCC ONLY
BATTERY BOX FRAME MOUNTED
STANDARD BATTERY JUMPERS
SINGLE BATTERY BOX FRAME MOUNTED LH
SIDE UNDER CAB
WIRE GROUND RETURN FOR BATTERY CABLES
WITH ADDITIONAL FRAME GROUND RETURN
NON-POLISHED BATTERY BOX COVER
CAB AUXILIARY POWER CABLE
POSITIVE LOAD DISCONNECT WITH CAB
MOUNTED CONTROL SWITCH MOUNTED
OUTBOARD DRIVER SEAT
POSITIVE AND NEGATIVE POSTS FOR
JUMPSTART LOCATED ON FRAME NEXT TO
STARTER
CUMMINS TURBOCHARGED 18.7 CFM AIR
COMPRESSOR WITH INTERNAL SAFETY VALVE
STANDARD MECHANICAL AIR COMPRESSOR
GOVERNOR
AIR COMPRESSOR DISCHARGE LINE
ELECTRONIC ENGINE INTEGRAL SHUTDOWN
PROTECTION SYSTEM
CUMMINS EXHAUST BRAKE INTEGRAL WITH
VARIABLE GEOMETRY TURBO WITH ON/OFF
DASH SWITCH
RH OUTBOARD UNDER STEP MOUNTED
HORIZONTAL AFTERTREATMENT SYSTEM
ASSEMBLY WITH RH HORIZONTAL TAILPIPE
ENGINE AFTERTREATMENT DEVICE,
AUTOMATIC OVER THE ROAD REGENERATION
AND DASH MOUNTED REGENERATION
REQUEST SWITCH
STANDARD EXHAUST SYSTEM LENGTH
RH STANDARD HORIZONTAL TAILPIPE
6 GALLON DIESEL EXHAUST FLUID TANK
100 PERCENT DIESEL EXHAUST FLUID FILL
LH MEDIUM DUTY STANDARD DIESEL EXHAUST
FLUID TANK LOCATION
STANDARD DIESEL EXHAUST FLUID PUMP
MOUNTING
STANDARD DIESEL EXHAUST FLUID TANK CAP
AIR POWERED ON/OFF ENGINE FAN CLUTCH



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

Description

AUTOMATIC FAN CONTROL WITHOUT DASH SWITCH, NON ENGINE MOUNTED
CUMMINS SPIN ON FUEL FILTER
FULL FLOW OIL FILTER
700 SQUARE INCH ALUMINUM RADIATOR
ANTIFREEZE TO -34F, OAT (NITRITE AND SILICATE FREE) EXTENDED LIFE COOLANT
GATES BLUE STRIPE COOLANT HOSES OR EQUIVALENT
CONSTANT TENSION HOSE CLAMPS FOR COOLANT HOSES
RADIATOR DRAIN VALVE
LOWER RADIATOR GUARD
PHILLIPS-TEMRO 750 WATT/115 VOLT BLOCK HEATER
BLACK PLASTIC ENGINE HEATER RECEPTACLE MOUNTED UNDER LH DOOR
ALUMINUM FLYWHEEL HOUSING
ELECTRIC GRID AIR INTAKE WARMER
DELCO 12V 29MT STARTER WITH INTEGRATED MAGNETIC SWITCH

Transmission

ALLISON 2200 RDS AUTOMATIC TRANSMISSION WITH PARK PAWL WITH PTO PROVISION

Transmission Equipment

ALLISON VOCATIONAL PACKAGE 354 - AVAILABLE ON 1000/2000 PRODUCT FAMILIES WITH VOCATIONAL MODELS RDS, EVS, HS, MH, PTS AND SPS
ALLISON VOCATIONAL RATING FOR ON/OFF HIGHWAY APPLICATIONS AVAILABLE WITH ALL PRODUCT FAMILIES
PRIMARY MODE GEARS, 5 FORWARD GEARS WITH MANUAL SELECTION FOR 3, 2 AND 1, AVAILABLE FOR 1000/2000 PRODUCT FAMILIES ONLY
PRIMARY SHIFT SCHEDULE RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE
SECONDARY SHIFT SCHEDULE RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE
PRIMARY SHIFT SPEED RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

Description

SECONDARY SHIFT SPEED RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE

ENGINE BRAKE RANGE PRESELECT RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE

ENGINE BRAKE RANGE ALTERNATE PRESELECT RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE

LOAD BASED SHIFT SCHEDULE AND VEHICLE ACCELERATION CONTROL RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED VOCATIONAL USAGE

NEUTRAL AT STOP - DISABLED, FUELSENSE - DISABLED

DRIVER SWITCH INPUT - DEFAULT - NO SWITCHES

VEHICLE INTERFACE WIRING CONNECTOR WITH PDM AND NO BLUNT CUTS, AT END OF FRAME

ELECTRONIC TRANSMISSION CUSTOMER ACCESS CONNECTOR MOUNTED BACK OF CAB

CUSTOMER INSTALLED CHELSEA 230/231/236 SERIES PTO

PTO MOUNTING, LH SIDE OF MAIN TRANSMISSION

MAGNETIC PLUGS, ENGINE DRAIN, TRANSMISSION DRAIN, AXLE(S) FILL AND DRAIN

DASH MOUNTED T-HANDLE CABLE SHIFT CONTROL WITH PARK POSITION FOR INTERNAL PARK PAWL

TRANSMISSION PROGNOSTICS - DISABLED (N/A) 2013, FOR USE IN 1000/2000 ONLY

WATER TO OIL TRANSMISSION COOLER, IN RADIATOR END TANK

TRANSMISSION OIL CHECK AND FILL

SYNTHETIC TRANSMISSION FLUID (TES-295 COMPLIANT)

Front Axle and Equipment

DETROIT DA-F-10.0-3 10,000# FF1 71.5 KPI/3.74
DROP SINGLE FRONT AXLE

MERITOR 15X4 Q+ CAM FRONT BRAKES

NON-ASBESTOS FRONT BRAKE LINING

CONMET CAST IRON FRONT BRAKE DRUMS



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0068

Description

FRONT OIL SEALS
VENTED FRONT HUB CAPS WITH WINDOW,
CENTER AND SIDE PLUGS - OIL
STANDARD SPINDLE NUTS FOR ALL AXLES
MERITOR AUTOMATIC FRONT SLACK
ADJUSTERS
TRW THP-60 POWER STEERING
POWER STEERING PUMP
2 QUART SEE THROUGH POWER STEERING
RESERVOIR
SYNTHETIC 75W-90 FRONT AXLE LUBE

Front Suspension

10,000# TAPERLEAF FRONT SUSPENSION
MAINTENANCE FREE RUBBER BUSHINGS -
FRONT SUSPENSION
FRONT SHOCK ABSORBERS

Rear Axle and Equipment

DETROIT DA-RS-19.0-2 19,000# R-SERIES
SINGLE REAR AXLE
3.63 REAR AXLE RATIO
IRON REAR AXLE CARRIER WITH STANDARD
AXLE HOUSING
SPL100 DANA SPICER MAIN DRIVELINE WITH
HALF ROUND YOKES
MERITOR 16.5X7 Q+ STAMPED SPIDER CAM
REAR BRAKES, DOUBLE ANCHOR, FABRICATED
SHOES
NON-ASBESTOS REAR BRAKE LINING
BRAKE CAMS AND CHAMBERS ON REAR SIDE
OF DRIVE AXLE(S)
CONMET CAST IRON REAR BRAKE DRUMS
REAR OIL SEALS
WABCO TRISTOP D LONGSTROKE 1-DRIVE
AXLE SPRING PARKING CHAMBERS
MERITOR AUTOMATIC REAR SLACK
ADJUSTERS
ROADRANGER SYNTHETIC FE 75W-90 REAR
AXLE LUBE

Rear Suspension

20,000# FLAT LEAF SPRING REAR SUSPENSION
WITH RADIUS ROD
SPRING SUSPENSION - NO AXLE SPACERS



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

Description

STANDARD AXLE SEATS IN AXLE CLAMP
GROUP
FORE/AFT CONTROL RODS

Brake System

AIR BRAKE PACKAGE
WABCO 4S/4M ABS WITHOUT TRACTION
CONTROL
REINFORCED NYLON, FABRIC BRAID AND WIRE
BRAID CHASSIS AIR LINES
FIBER BRAID PARKING BRAKE HOSE
STANDARD BRAKE SYSTEM VALVES
STANDARD AIR SYSTEM PRESSURE
PROTECTION SYSTEM
STD U.S. FRONT BRAKE VALVE
RELAY VALVE WITH 5-8 PSI CRACK PRESSURE,
NO REAR PROPORTIONING VALVE
WABCO SYSTEM SAVER HP WITH INTEGRAL
AIR GOVERNOR AND HEATER
AIR DRYER FRAME MOUNTED
STEEL AIR BRAKE RESERVOIRS
CLEAR FRAME RAILS FROM BACK OF CAB TO
FRONT REAR SUSPENSION BRACKET, BOTH
RAILS OUTBOARD
BW DV-2 AUTO DRAIN VALVE WITHOUT HEATER
- WET TANK

Trailer Connections

AIR CONNECTIONS TO END OF FRAME WITH
GLAD HANDS FOR TRUCK AND NO DUST
COVERS
PRIMARY CONNECTOR/RECEPTACLE WIRED
FOR SEPARATE STOP/TURN, ABS CENTER PIN
POWERED THROUGH IGNITION
SAE J560 7-WAY PRIMARY TRAILER CABLE
RECEPTACLE MOUNTED END OF FRAME
UPGRADED CHASSIS MULTIPLEXING UNIT
UPGRADED BULKHEAD MULTIPLEXING UNIT

Wheelbase & Frame

4525MM (178 INCH) WHEELBASE
1 1/32X3-1/2X10-3/16 INCH STEEL FRAME
(8.73MMX258.8MM/0.344X10.19 INCH) 120KSI
1600MM (63 INCH) REAR FRAME OVERHANG



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

Description
FRAME OVERHANG RANGE: 61 INCH TO 70 INCH
CALC'D BACK OF CAB TO REAR SUSP C/L (CA) : 86.86 in
CALCULATED EFFECTIVE BACK OF CAB TO REAR SUSPENSION C/L (CA) : 83.86 in
CALC'D FRAME LENGTH - OVERALL : 280.07
CALC'D SPACE AVAILABLE FOR DECKPLATE : 86.86 in
CALCULATED FRAME SPACE LH SIDE : 92.7 in
CALCULATED FRAME SPACE RH SIDE : 93.26 in
SQUARE END OF FRAME
FRONT CLOSING CROSSMEMBER
STANDARD WEIGHT ENGINE CROSSMEMBER
STANDARD CROSSMEMBER BACK OF TRANSMISSION
STANDARD MIDSHIP #1 CROSSMEMBER(S)
STANDARD REARMOST CROSSMEMBER
STANDARD SUSPENSION CROSSMEMBER
Chassis Equipment
THREE-PIECE 14 INCH STEEL CENTER BUMPER WITH FLEXIBLE PLASTIC ENDS
BUMPER MOUNTING FOR SINGLE LICENSE PLATE
FENDER AND FRONT OF HOOD MOUNTED FRONT MUDFLAPS
GRADE 8 THREADED HEX HEADED FRAME FASTENERS
Fuel Tanks
28 GALLON/106 LITER SHORT RECTANGULAR ALUMINUM FUEL TANK - LH
RECTANGULAR FUEL TANK(S)
PLAIN ALUMINUM/PAINTED STEEL FUEL/HYDRAULIC TANK(S) WITH PAINTED BANDS
FUEL TANK(S) FORWARD
PLAIN STEP FINISH
FUEL TANK CAP(S)
DETROIT FUEL/WATER SEPARATOR WITH WATER IN FUEL SENSOR AND HAND PRIMER
EQUIFLO INBOARD FUEL SYSTEM



Prepared for:
Dale Linder
City of Fairhope
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2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

	Description
	NO NATURAL GAS VEHICLE FUEL TANK VENT LINE/STACK HIGH TEMPERATURE REINFORCED NYLON FUEL LINE
Tires	BRIDGESTONE ECOPIA R268 295/75R22.5 14 PLY RADIAL FRONT TIRES BRIDGESTONE M726ELA 295/75R22.5 14 PLY RADIAL REAR TIRES
Hubs	CONMET PRESET PLUS PREMIUM IRON FRONT HUBS CONMET PRESET PLUS PREMIUM IRON REAR HUBS
Wheels	MAXION WHEELS 90541 22.5X8.25 10-HUB PILOT 6.20 INSET 2-HAND STEEL DISC FRONT WHEELS MAXION WHEELS 90541 22.5X8.25 10-HUB PILOT 6.20 INSET 2-HAND STEEL DISC REAR WHEELS FRONT WHEEL MOUNTING NUTS REAR WHEEL MOUNTING NUTS
Cab Exterior	132 INCH BBC HIGH-ROOF EXTENDED ALUMINUM CONVENTIONAL CAB AIR CAB MOUNTING LH AND RH GRAB HANDLES PAINTED PLASTIC GRILLE ARGENT SILVER HOOD MOUNTED AIR INTAKE GRILLE FIBERGLASS HOOD TUNNEL/FIREWALL LINER SINGLE 14 INCH ROUND POLISHED AIR HORN ROOF MOUNTED DUAL ELECTRIC HORNS SINGLE HORN SHIELD DOOR LOCKS AND IGNITION SWITCH KEYED THE SAME REAR LICENSE PLATE MOUNT END OF FRAME INTEGRAL HEADLIGHT/MARKER ASSEMBLY (5) AMBER MARKER LIGHTS



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

Description

FREIGHTLINER LED FLANGE MOUNTED
STOP/TAIL/TURN LIGHTS WITH SEPARATE
INCANDESCENT BACKUP LIGHTS
STANDARD FRONT TURN SIGNAL LAMPS
DUAL WEST COAST BRIGHT FINISH HEATED
MIRRORS WITH LH AND RH REMOTE
DOOR MOUNTED MIRRORS
102 INCH EQUIPMENT WIDTH
LH AND RH 8 INCH BRIGHT FINISH CONVEX
MIRRORS MOUNTED UNDER PRIMARY
MIRRORS
RH DOWN VIEW MIRROR
RH AND LH 8 INCH STAINLESS STEEL FENDER
MOUNTED CONVEX MIRRORS WITH TRIPOD
BRACKETS
STANDARD SIDE/REAR REFLECTORS
63X14 INCH TINTED REAR WINDOW
TINTED DOOR GLASS LH AND RH WITH TINTED
NON-OPERATING WING WINDOWS
RH AND LH ELECTRIC POWERED WINDOWS
20X23 INCH LH AND RH TINTED SIDE WINDOWS
TINTED WINDSHIELD
2 GALLON WINDSHIELD WASHER RESERVOIR
WITHOUT FLUID LEVEL INDICATOR, FRAME
MOUNTED

Cab Interior

OPAL GRAY VINYL INTERIOR
MOLDED PLASTIC DOOR PANEL
MOLDED PLASTIC DOOR PANEL
BLACK MATS WITH SINGLE INSULATION
FORWARD ROOF MOUNTED CONSOLE WITH
UPPER STORAGE COMPARTMENTS WITHOUT
NETTING
IN DASH STORAGE BIN
PLASTIC MANIFEST BOX - LH AND RH DOORS
(2) CUP HOLDERS LH AND RH DASH
GRAY/CHARCOAL FLAT DASH
5 LB. FIRE EXTINGUISHER
HEATER, DEFROSTER AND AIR CONDITIONER
STANDARD HVAC DUCTING
MAIN HVAC CONTROLS WITH RECIRCULATION
SWITCH

Prepared for:
Dafe Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0088

Description

STANDARD HEATER PLUMBING
DENSO HEAVY DUTY AIR CONDITIONER
COMPRESSOR
BINARY CONTROL, R-134A
STANDARD INSULATION
SOLID-STATE CIRCUIT PROTECTION AND
FUSES
12V NEGATIVE GROUND ELECTRICAL SYSTEM
DOOR ACTIVATED DOME/RED MAP LIGHTS,
FORWARD LH AND RH AND REAR CENTER
LH AND RH ELECTRIC DOOR LOCKS
(1) 12 VOLT POWER SUPPLY IN DASH
TRIANGULAR REFLECTORS KIT WITHOUT
FLARES SHIPPED LOOSE IN CAB
BASIC HIGH BACK AIR SUSPENSION DRIVER
SEAT WITH MECHANICAL LUMBAR AND
INTEGRATED CUSHION EXTENSION
BASIC HIGH BACK NON SUSPENSION
PASSENGER SEAT
DUAL DRIVER AND PASSENGER SEAT
ARMRESTS
LH AND RH INTEGRAL DOOR PANEL ARMRESTS
VINYL WITH VINYL INSERT DRIVER SEAT
VINYL WITH VINYL INSERT PASSENGER SEAT
BLACK SEAT BELTS
ADJUSTABLE TILT AND TELESCOPING
STEERING COLUMN
4-SPOKE 18 INCH (450MM) STEERING WHEEL
DRIVER AND PASSENGER INTERIOR SUN
VISORS

Instruments & Controls

GRAY DRIVER INSTRUMENT PANEL
GRAY CENTER INSTRUMENT PANEL
BLACK GAUGE BEZELS
LOW AIR PRESSURE INDICATOR LIGHT AND
AUDIBLE ALARM
2 INCH PRIMARY AND SECONDARY AIR
PRESSURE GAUGES
INTAKE MOUNTED AIR RESTRICTION
INDICATOR WITHOUT GRADUATIONS
ELECTRONIC CRUISE CONTROL WITH
SWITCHES IN LH SWITCH PANEL



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-866-8306

Prepared by:
Danny Mchenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36612
Phone: 251-330-0086

Description

KEY OPERATED IGNITION SWITCH AND
INTEGRAL START POSITION; 4 POSITION
OFF/RUN/START/ACCESSORY

ICU3S, 132X48 DISPLAY WITH DIAGNOSTICS, 28
LED WARNING LAMPS AND DATA LINKED

HEAVY DUTY ONBOARD DIAGNOSTICS
INTERFACE CONNECTOR LOCATED BELOW LH
DASH

2 INCH ELECTRIC FUEL GAUGE

PROGRAMMABLE RPM CONTROL -
ELECTRONIC ENGINE

ELECTRICAL ENGINE COOLANT TEMPERATURE
GAUGE

2 INCH TRANSMISSION OIL TEMPERATURE
GAUGE

ENGINE AND TRIP HOUR METERS INTEGRAL
WITHIN DRIVER DISPLAY

(1) DASH MOUNTED PTO SWITCH WITH
INDICATOR LAMP

ELECTRIC ENGINE OIL PRESSURE GAUGE

OVERHEAD INSTRUMENT PANEL

AM/FM/WB WORLD TUNER RADIO WITH
BLUETOOTH AND USB AND AUXILIARY INPUTS,
J1939

DASH MOUNTED RADIO

(2) RADIO SPEAKERS IN CAB

AM/FM ANTENNA MOUNTED ON FORWARD LH
ROOF

POWER AND GROUND STUDS IN/UNDER DASH

ELECTRONIC MPH SPEEDOMETER WITH
SECONDARY KPH SCALE, WITHOUT
ODOMETER

STANDARD VEHICLE SPEED SENSOR

ELECTRONIC 3000 RPM TACHOMETER

IDLE LIMITER, ELECTRONIC ENGINE

BW TRACTOR PROTECTION VALVE

TRAILER HAND CONTROL BRAKE VALVE

DIGITAL VOLTAGE DISPLAY INTEGRAL WITH
DRIVER DISPLAY

SINGLE ELECTRIC WINDSHIELD WIPER MOTOR
WITH DELAY

MARKER LIGHT SWITCH INTEGRAL WITH
HEADLIGHT SWITCH



Prepared for:
Dale Linder
City of Fairhope
555 South Section st
Fairhope, AL 36533
Phone: 251-666-8306

Prepared by:
Danny McHenry
EMPIRE TRUCK SALES (MOBILE)
2495 WEST I-65 SERVICE ROAD
NORTH
MOBILE, AL 36617
Phone: 251-330-0088

Description

TWO VALVE PARKING BRAKE SYSTEM WITH
WARNING INDICATOR
SELF CANCELING TURN SIGNAL SWITCH WITH
DIMMER, WASHERWIPER AND HAZARD IN
HANDLE
INTEGRAL ELECTRONIC TURN SIGNAL
FLASHER WITH HAZARD LAMPS OVERRIDING
STOP LAMPS

Design

PAINT: ONE SOLID COLOR

Color

CAB COLOR A: L0006EB WHITE ELITE BC

BLACK, HIGH SOLIDS POLYURETHANE CHASSIS
PAINT

POWDER WHITE (N0006EA) FRONT
WHEELS/RIMS (PKWHT21, TKWHT21, W, TW)

POWDER WHITE (N0006EA) REAR
WHEELS/RIMS (PKWHT21, TKWHT21, W, TW)

BUMPER PAINT: FP24812 ARGENT SILVER
DUPONT FLEX

STANDARD E COAT/UNDERCOATING

Certification / Compliance

U.S. FMVSS CERTIFICATION, EXCEPT SALES
CABS AND GLIDER KITS

Extended Warranty

TC1: MD STANDARD 3 YEARS/100,000 MILES / 161,000 KM
EXTENDED TRUCK COVERAGE, FEEX APPLIES
TOWING: 1 YEAR/UNLIMITED MILES/KM EXTENDED TOWING
COVERAGE \$550 CAP FEEX APPLIES



Prepared for:
 Dale Linder
 City of Fairhope
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 Fairhope, AL 36533
 Phone: 251-666-8306

Prepared by:
 Danny Mchenry
 EMPIRE TRUCK SALES (MOBILE)
 2495 WEST I-65 SERVICE ROAD
 NORTH
 MOBILE, AL 36612
 Phone: 251-330-0088

Q U O T A T I O N

M2-106 CONVENTIONAL CHASSIS

SET BACK AXLE - TRUCK CUM B6.7 250 HP @ 2400 RPM, 2600 GOV, 660 LB/FT @ 1600 RPM ALLISON 2200 RDS AUTOMATIC TRANSMISSION WITH PARK PAWL WITH PTO PROVISION DETROIT DA-RS-19.0-2 19,000# R-SERIES SINGLE REAR AXLE 20,000# FLAT LEAF SPRING REAR SUSPENSION WITH RADIUS ROD	DETROIT DA-F-10.0-3 10,000# FF1 71.5 KPI/3.74 DROP SINGLE FRONT AXLE 10,000# TAPERLEAF FRONT SUSPENSION 132 INCH BBC HIGH-ROOF EXTENDED ALUMINUM CONVENTIONAL CAB 4525MM (178 INCH) WHEELBASE 11/32X3-1/2X10-3/16 INCH STEEL FRAME (8.73MMX258.8MM/0.344X10.19 INCH) 120KSI 1600MM (63 INCH) REAR FRAME OVERHANG
--	---

		PER UNIT	TOTAL
VEHICLE PRICE	TOTAL # OF UNITS (1)	\$ 93,250	\$ 93,250
EXTENDED WARRANTY		\$ 425	\$ 425
DEALER INSTALLED OPTIONS		\$ 0	\$ 0
CUSTOMER PRICE BEFORE TAX		\$ 93,675	\$ 93,675

TAXES AND FEES

FEDERAL EXCISE TAX (FET)	\$	(151)	\$	(151)
TAXES AND FEES	\$	400	\$	400
OTHER CHARGES	\$	0	\$	0

TRADE-IN

TRADE-IN ALLOWANCE	\$	(0)	\$	(0)
BALANCE DUE	(LOCAL CURRENCY)	\$ 93,924	\$	93,924

COMMENTS: Projected delivery on ___/___/___ provided the order is received before ___/___/___.
 APPROVAL: Please indicate your acceptance of this quotation by signing below: Customer: _____
 X _____ Date: ___/___/___.

Daimler Truck Financial

Financing that works for you.

See your local dealer for a competitive quote from Daimler Truck Financial, or contact us at Information@dtfoffers.com.

Daimler Truck Financial offers a variety of finance, lease and insurance solutions to fit your business needs. For more information about our products and services, visit our website at www.daimler-truckfinancial.com.





← Vendors & Contracts



VENDOR# 1188

National Auto Fleet Group - Chassis

Class 6, 7 & 8 Chassis

#081716-NAF

Maturity Date: 11/15/2020

~~Products & Services~~

Products & Services

Sourcewell contract 081716-NAF gives access to the following types of goods and services:

- Models of Class 6, 7 and 8 Chassis
- Chevrolet
- Ford
- Crane Carrier
- Freightliner
- Peterbilt
- Volvo
- Kenworth
- Mack

Additional information can be found on the vendor-provided, nongovernment website at:

www.nationalautofleetgroup.com

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Simply complete the online application or contact the Membership Team at membership@sourcewell-mn.gov or 877-585-9706.

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RESOLUTION NO. _____

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 MALA Geoscience Ground Penetrating Radar for the Water Department to be used by all Utilities from Power-Tel Utility Products, Inc. as Sole Source Distributor; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13): “Contractual services and purchases of commodities for which there is only one vendor or supplier and contractual services and purchases of personal property which by their very nature are impossible to award by competitive bidding.” The cost will be \$12,850.00.

DULY ADOPTED THIS 25TH DAY OF JUNE, 2018

Karin Wilson, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk

City of Fairhope Project Funding Request

JUN 15 '18 PM 1:31



Issuing Date: 6/13/2018

Please return this Routing Sheet to Treasurer by: ASAP

Project Name: MALA Geoscience Ground Penetrating Radar

Project Location: City-Wide

Presented to City Council: 6/25/2018 **Resolution #:** _____

Funding Request Sponsor: Jay Whitman, Assistant Water Superintendent
Bryan Saraceno, Assistant Sewer Plant Operator **Approved:** _____

Project Cash Requirement Requested: _____ **Changed:** _____

Cost: \$12,850.00 **Rejected:** _____

Vendor: Power-Tel Utility Products Inc.

Project Engineer: n/a

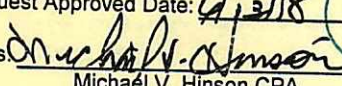
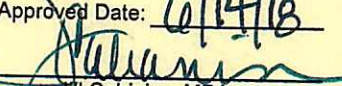
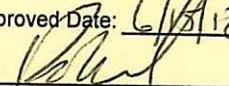
Order Date: n/a **Lead Time:** n/a

Department Funding This Project							
General	Gas XXX	Electric XXX	Water XXX	Sewer XXX	Gas Tax	Cap Proj	Impact
Department of General Fund Providing the Funding							
Admin-10	Police-15 Golf-50	Fire-20 Golf Grounds-55	Rec-25	Adult Rec-30 Debt Service-85	Marina-34	Street-35	Sanitation-40

Project will be:

Expensed _____ Capitalized <u>XXX</u> Inventoried _____ Expense Code: <u>Utilities-16030</u> G/L Acct Name: <u>Vehicles & Equipment</u> Project Budgeted: <u>\$14,000.00</u> (Over) Under budget amount: <u>\$1,150.00</u> Comments: Budget & Cost is shared among the 4 utilities.	Funding Source: Operating Expenses _____ Budgeted Capital <u>XXX</u> Unfunded _____ Grant: _____ Federal - not to exceed amount _____ State _____ City Bond: _____ Title _____ Year _____ Loan: _____ Title _____ Year _____ Capital Lease: _____ Payment _____ Term _____
--	--

City Council Prior Approval/Date? No

<u>City Treasurer</u>	<u>Finance Director</u>	<u>Mayor</u>
Purchasing Memo Date: <u>6/13/18</u>	Delivered To Date: <u>6/13/18</u>	Delivered To Date: <u>6/15/18</u>
Request Approved Date: <u>6/13/18</u>	Approved Date: <u>6/14/18</u>	Approved Date: <u>6/13/18</u>
Signatures:  Michael V. Hinson CPA	 Jill Cabiniss, MBA	 Mayor Karin Wilson



MEMO

To: Michael Hinson, Treasurer
From: 
Jillian Saffle, Purchasing Manager

Date: June 13, 2018

Karin Wilson
Mayor

Re: Placing on City Council agenda approval to purchase a MALA Geoscience ground penetrating radar for the Water Department

Council Members
Kevin G. Boone
Robert A. Brown
Jack Burrell, ACMO
Jimmy Conyers
Jay Robinson

Lisa A. Hanks, MMC
City Clerk

Michael V. Hinson, CPA
City Treasurer

The Water Department has requested to purchase one (1) MALA Geoscience ground penetrating radar from Power-Tel Utility Products, Inc. (Power-Tel) in the amount of **TWELVE THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$12,850.00)** (see attached quotation). Power-Tel Utility Products, Inc. (Power-Tel) is the sole source provider in the southeastern region of the United States for this product (see attached sole source letter).

Code of Alabama, 1975 makes provision for procurements of this nature as outlined in Section 41-65-51-13:

Contracts for which competitive bidding is not required

(13) Contractual services and purchases of commodities for which there is only one vendor or supplier and contractual services and purchases of personal property which by their very nature are impossible to award by competitive bidding.

This item has been budgeted at \$14,000 and will be charged to the Water, Sewer, Gas, and Electric departments.

Please compose a greensheet and move forward to the next available City Council agenda, this procurement approval request for one (1) MALA Geoscience ground penetrating radar in the amount of \$12,850.00

Cc: file; J. Whitman; B. Saraceno

161 North Section Street
PO Drawer 429
Fairhope, Alabama 36533

251-928-2136

251-928-6776 Fax
www.fairhopeal.gov



955 Harbor Lake Ct. Safety Harbor, FL 34695 (Tel) 800-405-1585 (Fax) 727-726-3736 www.ptupcorp.com

CUSTOMER QUOTATION

To: Bryan Saraceno Company: City of Fairhope Phone: (251) 928-8003 E-Mail: bryan.saraceno@cofairhope.com Quote Date: June 04, 2018	Manufacturer Quoted: MALÅ GeoScience
--	---

Power-Tel Utility Products is pleased to offer this cost proposal for an Easy Locator HDR Ground Penetrating Radar System with Rough Terrain Cart from MALÅ GeoScience, USA. The proposed system is configured for the detection of buried utilities, underground storage tanks and other buried obstructions. We look forward to the opportunity of providing you the most advanced digital GPR technology available and demonstrating our long-term commitment to customer support. This cost proposal shall remain in effect for 60 days.

Product #	Description	Unit Cost	Qty	Net Total
22-005010	Easy Locator HDR with Rough Terrain Cart			
	includes the following:			
21-002500	1 Rough Terrain Cart			
21-004800	1 Easy Locator HDR Antenna (without wheels)			
21-004450	1 Easy Locator HDR Monitor			
21-005002	1 Battery/GPS Module for Easy Locator HDR			
21-005005	1 Battery Adapter for Shielded HDR Antenna			
21-004004A	2 Li-Ion Battery Pack 12V	\$12,600.00	1	\$12,600.00
21-002648	1 Li-Ion Battery Charger 12V / 110-220V			
21-003006A	1 Battery Bag Li-Ion			
21-002485	1 Monitor Power Cable 1.2m straight			
21-005009	1 Power/Com Cable 1.8m			
19-001050	1 MALÅ USB Software and Manual Package			
WRF	1 MALÅ GPR Warranty Registration Form			
Net Total				\$12,600.00
FL Sales Tax				TBD
Freight/Handling				\$250.00
Order Total:				\$12,850.00

MALÅ Easy Locator HDR
with Rough Terrain Cart



Continued



955 Harbor Lake Ct. Safety Harbor, FL 34695 (Tel) 800-405-1585 (Fax) 727-726-3736 www.ptupcorp.com

CUSTOMER QUOTATION

Recommended optional items not included in quoted pricing

Product #	Description	Unit Cost	Qty	Net Total
18-005000	Screen Shot & Data Storage / DGPS & Marking Software	\$1,500.00	1	\$1,500.00
21-004004A	Additional Li-ion Battery Pack 12V	\$147.50	2	\$295.00
21-002648	Additional Li-ion Battery Charger 12V / 110-220V	\$200.00	1	\$200.00

Terms and Conditions

- DELIVERY** Approximately 1-2 weeks ARO
- PAY TERMS** Due in full prior to shipment (Net-30 days for federal, state, county and municipal agencies/utilities only)
Funds payable by check or electronic funds transfer - no credit card purchases accepted.
- TAXES** State and local sales taxes are the responsibility of the purchaser for all sales outside of the state of Florida.
If non-exempt, please refer to your state's tax requirements regarding non-exempt out of state purchases.
- FREIGHT** F.O.B. MALÁ, Charleston (ships Fed Ex Ground unless specified)
- TRAINING** Purchase of a MALÁ GeoScience GPR System includes a one-time training course at no additional cost.
Training will be performed at the customer's facility (within the Power-Tel representative coverage area).
Travel and lodging costs are the responsibility of the customer. Please contact Power-Tel for scheduling.
- WARRANTY** MALÁ GeoScience USA, Inc. (MALÁ) warrants that for a period of 12 months from the delivery date to the original purchaser, MALÁ's products will be free from defects in materials and workmanship. MALÁ's obligations are limited to repairing or replacing parts or equipment which are returned to MALÁ without alteration or further damage and which, in MALÁ's judgment, were defective or became defective during normal use. MALÁ will bear the shipping costs for repairs during the warranty period after they have provided a Return Material Authorization number.
- FCC** As of July 15, 2002, new rules promulgated by the Federal Communications Commission (FCC) are in effect regarding the use of ultra-wideband (UWB) technology which includes Ground Penetrating Radar (GPR). The MALÁ GeoScience USA, Inc. GPR system that is quoted on this document is approved by the FCC. For more information you may access the FCC website at www.fcc.gov.

Please don't hesitate to contact us should you have any questions or if we can be of any further assistance. We look forward to the possibility of working with you in the near future.

Bill Roach, Inside Sales

Phone: (727) 725-4751

Fax: (727) 726-3736

E-mail: broach@ptupcorp.com



MALA GeoScience USA, Inc.
165 Deanna Lane, Charleston SC 29402
Tel: (843) 852-5021 Fax: (843) 284-0684
E-mail: sales.usa@malags.com Home Page: www.malags.com

January 02, 2018

To Whom It May Concern:

MALA GeoScience USA, Inc. (MALA) is a manufacturer of Ground Penetrating Radar systems. This letter is to confirm that the company below is our sole source provider in the southeastern United States for our products.

Power-Tel Utility Products, Inc.
955 Harbor Lake Ct.
Safety Harbor, FL 34695
Office: (727) 725-4751
Fax: (727) 726-3736
Website: www.ptupcorp.com

Power-Tel Utility Products, Inc. (Power-Tel) has been MALA's distributor in the southeastern United States for 17 years. Power-Tel provides sales, customer support and training to customers throughout the region. All products sold by Power-Tel have a full warranty under MALA's warranty program for all products.

This document is valid for FY 2018.

Yours truly,

A handwritten signature in black ink, appearing to read "Matthew J. Wolf". The signature is fluid and cursive, with a large loop at the end.

Matthew J. Wolf
President
MALA GeoScience USA, Inc.

Jillian Saffle

From: Bryan Saraceno
Sent: Monday, June 04, 2018 12:23 PM
To: Jillian Saffle; Dee Dee Brandt
Cc: Jay Whitman
Subject: easy locator Water Dept
Attachments: MALA Quote - City of Fairhope 06-04-2018 B. Saraceno (HDR - RTC).pdf; MALA Quote - City of Fairhope 06-04-2018 B. Saraceno (Pro - RTC).pdf; MALA - Easy Locator HDR Family.pdf; Power-Tel Sole Source Letter SE 2018.pdf

Jillian:

Water/ Sewer Dept wish to buy a sonar locator, and will be charged to Water, Sewer, Electric and Gas departments. The lowest quote is \$12,850.00 and this is the one we want to purchase. Supposedly this is a BUDGETED item.

Thank you
Bryan Saraceno

RESOLUTION NO. _____

WHEREAS, on July 27, 2015, via Resolution No. 2385-15, the City Council authorized the execution of a Municipal Lease Agreement between the City of Fairhope, Alabama (“Lessee”) and Michael Francis (“Lessor”) for use of the premises solely and exclusively for an access to other City property with uses normally incident thereto and for the maintenance of a bulkhead and the placement of cables to support a bulkhead; and

WHEREAS, the City Council is desirous of using the first of three five-year options to renew the lease which will expire on July 31, 2018.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Mayor Karin Wilson is hereby authorized to renew the lease for a five-year term pursuant to the Municipal Lease Agreement between the City of Fairhope, Alabama (“Lessee”) and Michael Francis (“Lessor”) for use of the premises solely and exclusively for an access to other City property with uses normally incident thereto and for the maintenance of a bulkhead and the placement of cables to support a bulkhead on the same terms and conditions set forth in the lease agreement. Lessee shall pay rent to Lessor of one thousand (\$1,000.00) dollars per year.

Adopted on this 27th day of July, 2015

Timothy M. Kant, Mayor

Attest:

Lisa A. Hanks, MMC
City Clerk



CITY OF FAIRHOPE
P.O. DRAWER 429
FAIRHOPE, AL 36533
251/928-2136

ALCOHOLIC BEVERAGE LICENSE APPLICATION

PLEASE PRINT

We hereby apply for a license to sell Alcoholic Beverages in the City of Fairhope or its Police Jurisdiction. We agree to abide by all applicable Ordinances of the City, or any amendments to same, and to promptly furnish all reports required by the City.

APPLICANT'S NAME NASH BRADGTON SSN# _____
 AGE _____ DATE OF BIRTH _____ PLACE OF BIRTH MOBILE, AL
 MAILING ADDRESS 53 N. ANN ST. MOBILE, AL 36604
 HOME # _____ WORK # _____
 CELL # (251) 767-2133 FAX # _____
 RESIDENCE ADDRESS 53 N. ANN ST. MOBILE, AL 36604
 NO. YEARS AT PRESENT ADDRESS 18 NO. YEARS AT PREVIOUS ADDRESS _____
 PREVIOUS ADDRESS _____
 NAME AND ADDRESS OF BUSINESS L.W.C.C.
14 N. CHURCH ST. FAIRHOPE, AL 36532
 NAME OF CORPORATION NOBODA, LLC
 BUSINESS LOCATION 14 N. CHURCH ST FAIRHOPE, AL 36532
 HAS APPLICANT EVER HAD AN ALCOHOLIC BEVERAGE LICENSE BEFORE YES
 IF SO, WHERE FAIRHOPE UNDER WHAT NAME BONIE & BONNIE
 HAS APPLICANT EVER BEEN ARRESTED NO IF SO, WHERE _____
 WHEN _____ WHAT WAS CHARGE _____
 DISPOSITION _____

LIST THREE REFERENCES:

NAME	ADDRESS	PHONE NUMBER
<u>JOHN BETHEA</u>		
<u>ELIZABETH LANBARD</u>		
<u>HEATHER SPIES</u>		

City of Fairhope
Alcoholic Beverage
License Application
Page -2-

PLEASE SELECT TYPE OF LICENSE APPLYING FOR:

- 011 - PACKAGE STORE LICENSE – Allows sale of liquor, wine, or beer at Retail, TO GO only. No one under age 21 allowed on premises. A liquor tax of 10% City Limits or 5% Police Jurisdiction is due the 10th of each month on the purchase price paid for all liquor for use or resale by the licensee.
- 010- LOUNGE LIQUOR LICENSE – Allows sale of liquor, wine, or beer for on and off consumption. No one under age 21 allowed on the premises. A liquor tax of 10% City Limits or 5% Police Jurisdiction is due the 10th of each month on the purchase price paid for all liquor for use or resale by the licensee.
- 031- CLUB LIQUOR LICENSE – Allows sale of liquor, wine, or beer but must meet ABC Board's "club" regulations. A liquor tax of 10% City Limits or 5% Police Jurisdiction is due the 10th of each month on the purchase price paid for all liquor for use or resale by the licensee.
- 020 - RESTAURANT LIQUOR LICENSE – Allows sale of liquor, wine, or beer for on-premises consumption only and 51% of gross receipts must come from the sale of food. A liquor tax of 10% City Limits or 5% Police Jurisdiction is due the 10th of each month on the purchase price paid for all liquor for use or resale by the licensee.
- 140 - SPECIAL EVENTS LICENSE
- 160 - SPECIAL RETAIL LICENSE – More than 30 days
- 040 - BEER ON/OFF PREMISES LICENSE – Allows sale of Beer Only, on and off consumption.
- 050 - BEER OFF-PREMISES LICENSE – Allows sale of Beer Only, TO GO only.
- 060 - WINE ON/OFF PREMISES LICENSE – Allows sale of Wine Only, on and off consumption.
- 070 - WINE OFF-PREMISES LICENSE – Allows sale of Wine Only, TO GO, only.
- 100 - WINE WHOLESALER LICENSE
- 210 - WINE IMPORTER LICENSE
- 200 - WINE MANUFACTURER LICENSE
- 240 - NON-PROFIT TAX EXEMPT LICENSE

I STATE ALL THE ABOVE TO BE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.



SIGNATURE (FULL NAME)

5/18/18

DATE

NOT APPROVED _____ DATE _____
Chief of Police

NOT APPROVED
BY COUNCIL _____ DATE _____
City Clerk

APPROVED  DATE 06-28-18
Chief of Police

APPROVED
BY COUNCIL _____ DATE _____
City Clerk

** The Chief of Police is only acquiring a background check on the owners, partners, or corporate officers of the business for the City of Fairhope. The Alabama Alcoholic Beverage Control Board does a thorough Federal and State background check before issuing the License.



CITY OF FAIRHOPE
P.O. DRAWER 429
FAIRHOPE, AL 36533
251/928-2136

ALCOHOLIC BEVERAGE LICENSE APPLICATION

PLEASE PRINT

We hereby apply for a license to sell Alcoholic Beverages in the City of Fairhope or its Police Jurisdiction. We agree to abide by all applicable Ordinances of the City, or any amendments to same, and to promptly furnish all reports required by the City.

APPLICANT'S NAME RICHARD MARK FOSTER SSN# _____

AGE _____ DATE OF BIRTH _____ PLACE OF BIRTH CLARKSVILLE, TN

MAILING ADDRESS 8725 Bishop RD FAIRHOPE, AL 36532

HOME # _____ WORK # _____

CELL # _____ FAX # _____

RESIDENCE ADDRESS 8725 Bishop RD FAIRHOPE, AL 36532

NO. YEARS AT PRESENT ADDRESS 2 NO. YEARS AT PREVIOUS ADDRESS 6

PREVIOUS ADDRESS 52 OAKLAND Ave. MOBILE, AL 36608

NAME AND ADDRESS OF BUSINESS SECTION STREET PIZZA
108 NORTH SECTION STREET, FAIRHOPE, AL

NAME OF CORPORATION SECTION STREET PIZZA, LLC

BUSINESS LOCATION 108 North Section Street Fairhope

HAS APPLICANT EVER HAD AN ALCOHOLIC BEVERAGE LICENSE BEFORE NO

IF SO, WHERE _____ UNDER WHAT NAME _____

HAS APPLICANT EVER BEEN ARRESTED NO IF SO, WHERE _____

WHEN _____ WHAT WAS CHARGE _____

DISPOSITION _____

LIST THREE REFERENCES:

NAME	ADDRESS	PHONE NUMBER
Vance McLown	Fairhope, AL 36532	
Judge Rassy Butler	Mobile, AL 36608	
PAGE STALLUP	Mobile, AL 36608	

City of Fairhope
Alcoholic Beverage
License Application
Page -2-

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- 100 - WINE WHOLESALER LICENSE
- 210 - WINE IMPORTER LICENSE
- 200 - WINE MANUFACTURER LICENSE
- 240 - NON-PROFIT TAX EXEMPT LICENSE

I STATE ALL THE ABOVE TO BE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Richard Lee
SIGNATURE (FULL NAME)

June 13, 2018
DATE

NOT APPROVED _____ DATE _____
APPROVED Stephen Holt DATE 6/19/18
Chief of Police

NOT APPROVED BY COUNCIL _____ DATE _____
APPROVED BY COUNCIL _____ DATE _____
City Clerk

** The Chief of Police is only acquiring a background check on the owners, partners, or corporate officers of the business for the City of Fairhope. The Alabama Alcoholic Beverage Control Board does a thorough Federal and State background check before issuing the License.



122 Fairhope Avenue, Suite 3
Fairhope, Alabama 36532
251-990-7957
www.fairhopefilmfestival.org

JUN 19 '18 PM 1:16

June 19, 2018

City of Fairhope
One Bayou Drive
Fairhope, AL 36532

Dear Mayor Wilson and City Council:

Thank you for what you and the City did for the past Fairhope Film Festivals. By working in a partnership, Fairhope's film festival is the "Best of the Best" and represents the City of Fairhope in the best light to over 3,000 film enthusiasts. We request the following from the City of Fairhope to ensure another great 4-day event for the 2018 Fairhope Film Festival.

1. The Fairhope Film Festival requests the use of the Welcome Center on Section Street to use as our "box office" from Wednesday November 7th through Sunday, November 11th 2018.
Official FFF Box Office hours: Wednesday 10:00-5 pm, Thursday 9:00 am-6 pm, Friday 9:00 - 6:00 pm; Saturday 10:00am to 5:00pm and Sunday 10:00am to 1:00pm. FFF certificate of Insurance is enclosed.
2. We request use of the City public area near the Fairhope Clock ~ adjacent to the flowerbed and near the NE corner of Fairhope Avenue and Section Street. The area will need to be large enough for a 10' x 10' informational tent with a couple of 6' tables underneath (same as last year).
3. Banners: We are requesting signage and additional publicity in city notifications from October 26, 2018 through November 11th, 2018. We request a minimum of 6 Pole Banners to be hung 14 days prior to & during Festival ~hung October 26th through the end of November 11th 2018.
1st choice: N Section St. NW of Flower Clock; 2nd Volanta Ave. & N Section; 3rd Corner of Oak & N Section St (next to ESAC); 4th N Section at City Hall; 5th Morphy Ave & S Section St; 6th Fairhope Ave @ School St (near Coastal).

Let us know if we can better market the City of Fairhope for future Fairhope Film Festivals.

Thank you for your consideration of our requests.

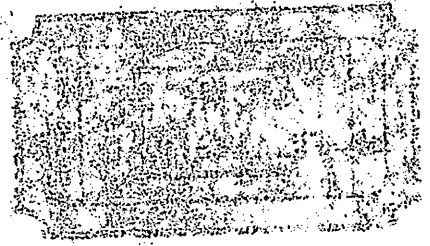
Sincerely,

Mary M. Riser
Executive Director

cc: Mayor Karen Wilson
Jack Burrell, City Council

Created to bring the best in world cinematic culture to our region,
to introduce our area as a viable location for the film industry,
to encourage Alabama filmmakers, and to increase state and local economy.

www.fairhopefilmfestival.org
251-933-7757
Fairhope, Alabama 36525
252 Fairhope Avenue, Suite 8



Fairhope
252 Fairhope Avenue
Fairhope, AL 36525

The Fairhope Film Festival is pleased to announce that the City of Fairhope has been selected as the host city for the 2018 Fairhope Film Festival. The festival will be held from October 13-14, 2018. The festival is a two-day event for the 2018 film festival. The festival is a two-day event for the 2018 film festival. The festival is a two-day event for the 2018 film festival.

The Fairhope Film Festival requests the use of the Recreation Center on Section 22 as a "box office" from Wednesday, October 10, through Sunday, November 11, 2018. The festival is a two-day event for the 2018 film festival. The festival is a two-day event for the 2018 film festival. The festival is a two-day event for the 2018 film festival.

We request use of the City public area near the Fairhope Clock & signpost to the "overhead and near the NE corner of Fairhope Avenue and Section Street. The area will need to be roped off for a 10' x 10' informational tent with a couple of tables and chairs (same as last year).

Banners are requested signage and additional signage in city north corner from October 13-14, 2018 (posting to number 11, 2018). We request a minimum of 6 pole banners to be hung 14 days prior to the festival (starting October 20, through the end of November 11, 2018). The festival is a two-day event for the 2018 film festival. The festival is a two-day event for the 2018 film festival. The festival is a two-day event for the 2018 film festival.

Thank you for your consideration of our request.
Sincerely,

Mary M. Riser
Executive Director
Jack Burrell, City Council
Mayor Karen Wilson

Created to bring the best in world class entertainment to our region.
Fairhope Film Festival is a non-profit organization for the film industry.
Fairhope Film Festival is a non-profit organization for the film industry.

Lisa A. Hanks, MMC

From: Jack Burrell
Sent: Monday, June 11, 2018 11:57 AM
To: Lisa A. Hanks, MMC
Cc: Jay Robinson
Subject: FW: Fairhope Volunteer Fire Department - Request to waive Civic Center Fee

Lisa,

Here is the info on the FHVFD event.

Jack

From: Mark Poillucci [mailto:mpoillucci@fairhopevfd.org]
Sent: Monday, June 11, 2018 11:26 AM
To: jburrell
Cc: Chris Weinberg; Mark Poillucci
Subject: Fairhope Volunteer Fire Department - Request to waive Civic Center Fee

Councilman Burrell,

As you are aware, Fairhope Volunteer Fire Department has a wife's dinner every year. This dinner serves as a "Thank You" to all our firefighters significant others for putting up with the worries while we are running calls supporting our great city.

This year we plan on having the dinner at the Fairhope Civic Center on October 5, 2018 from 5:00 - 12:00PM. We have already confirmed the date is available and our application submitted to Michael Stonehouse is approved.

Our request is for the city council to waive the fee for use of the Civic Center.

The points of contact for this event is Chris Weinberg and Mark Poillucci.

Thank you for this consideration!!!

Mark

Mark J. Poillucci
Board of Directors - Treasurer / Firefighter
Fairhope Volunteer Fire Department
Post Office Box 626
Fairhope, Alabama 36532
Cellular: 251.421.1580^(S)
E-mail: mpoillucci@fairhopevfd.org



THE HAVEN Friday, June 1, 2018

Josh Titford, Manager
Fairhope Civic Center
161 N. Section St.
Fairhope, AL 36532



P.O. Box 1063
Fairhope, Alabama 36533
(251) 929-3980
www.havenforanimals.org

On Saturday, February 23, 2019 The Haven No-Kill Animal Shelter requests your continued support with our annual Mystic Mutts of Revelry Pet Parade fundraiser by allowing the streets of Downtown Fairhope (see attached map) to be closed from 12:00pm to 2:00pm.

Executive Director
Michael Graham

The Haven is an official 501(c)3 nonprofit no-kill animal shelter that has successfully found, and continues to find, homes for over 9,375 abandoned, neglected and homeless cats and dogs since 2000. While working in concert with the City of Fairhope Animal Shelter, this animal control agency has one of the highest save rates in the state- 90% or greater over the past several years. Were it not for The Haven's efforts, many of these animals might have been destroyed due to behavioral issues, treatable illnesses and/or lack of space at the shelter.

In order to continue transforming the lives of people and pets in our community, The Haven relies on fundraisers like MMOR to help offset our operating costs- veterinary care, medical supplies, year round daily care, pet food, etc. The Haven is grateful for the City of Fairhope and knows that without your support of MMOR, our life-saving mission would not be possible.

Thank you in advance for your consideration. Please do not hesitate to contact us directly: Shannon Hesse, (205)305-7200 or mybaldwinagent@gmail.com / Joline Beedy, (251)463-0040 or joline.beedy@regions.com .

Gratefully,

Shannon Hesse
MMOR Committee Chairperson

APPLICATION FOR USE OF THE CITY OF FAIRHOPE SIDEWALKS AND/OR STREETS

We the undersigned hereby apply for the use of certain sidewalks and/or streets within the City of Fairhope and in connection with said application, furnish the following:

- 1. Which street and/or sidewalk do you wish to use? See Attached
- 2. Date Requested: February 23, 2019 Hours requested from: 8 a.m. to 3 p.m.
- 3. Renter's Name: The Haven No-Kill Animal Shelter
 Address: Physical: 559 S. Section St. / Mailing: PO Box 1063, 36533
 City: Fairhope State: AL Zip: 36532
 Phone Numbers: (251)370-4267 cell / (251)929-2494 work
- 4. Purpose of Use: Fundraiser to subsidize animal shelter operating expenses, maintains no-kill City.
- 5. Number of persons expected to attend (adults and minors): 400
- 6. Will there be alcohol on the premises during the event? No If requested, the Fairhope City Council may allow alcoholic beverages. If alcohol is allowed, the user must adhere to all rules of the Alabama Beverage Control Board and its permitting process. All permits required must be submitted to the City of Fairhope Police Chief at least 12 weeks prior to the event.
- 7. Describe any decorations, tents, sound equipment, staging, port-o-lets, etc.: Haven will supply (1) 20x40 tent, (6) 10x10 tents, PA System, 8x8 stage- secured by barrels
 Rental Company: Miller's Grand Events
- 8. Will you need electricity? Yes No For: PA System
- Will you need water? Yes No For: Pets that participate in fundraiser

INDEMNITY AND HOLD HARMLESS AGREEMENT

In consideration of the permission granted to me by the City of Fairhope to use the sidewalks and/or streets, I hereby indemnify and hold harmless the City of Fairhope, its agents, servants and employees from any and all claims and causes of action that may arise from injury to me or third parties using the sidewalks and/or streets who are injured or suffer property damage that is in any way caused by my use of the sidewalks and/or streets. This indemnity and hold harmless agreement is given to the City of Fairhope to protect the City and its agents, servants and employees from cost of defense and claims for injuries and damages that may be caused either directly or indirectly by my use of the sidewalks and/or streets.

CLEANING AND CANCELLATION POLICIES

- a.) At the conclusion of the event, the area will be inspected by a representative of the City. If the user has not cleaned up the park and restored it to its original condition, the City will clean up the park and charge the user for the services.
- b.) All cancellations and/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 Site Manager not less than 30 days prior to the event. No fee refunds will be made for cancellations made less than 30 days prior to the event.

Fee refunds will be made by check, and delivered by mail, less the cost of City services, as assessed by the appropriate City staff for cleaning, or a 20% handling charge for cancellations.

We the undersigned have read and understand the Indemnity Agreement, as well as all rules and regulations contained in City Ordinance No. 1576 as set forth by the governing body of the City of Fairhope, and will abide by these rules and regulations, which include but are not limited to the Cancellation and Cleaning policies. We also understand that if, at any time, the City-appointed Law Enforcement Personnel feel that said rules and regulations are not being followed, the function will be terminated.

Renter's Signature: _____ Date: 06/01/2018

City Personnel: _____ Fees Paid: _____ Date: _____ Ck. #: _____

-Office Use Only-

Application Signed/Dated _____ Permit/Deposit Fees _____ Entered in Calendar _____



HAVEN00-01

TAYLORW

CERTIFICATE OF LIABILITY INSURANCE

 DATE (MM/DD/YYYY)
05/31/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER S.S. Nesbitt & Company 860 Downtowner Blvd Mobile, AL 36609	CONTACT NAME: Wanda S Taylor, CISR PHONE (A/C, No, Ext): FAX (A/C, No): E-MAIL Address: wtaylor@ssnesbitt.com														
INSURED The Haven P O Box 1063 Fairhope, AL 36533	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">INSURER(S) AFFORDING COVERAGE</th> <th style="text-align: center;">NAIC #</th> </tr> </thead> <tbody> <tr> <td>INSURER A: Maxum Indemnity Company</td> <td style="text-align: center;">26743</td> </tr> <tr> <td>INSURER B: Bridgefield Casualty Ins Co</td> <td style="text-align: center;">10335</td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </tbody> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: Maxum Indemnity Company	26743	INSURER B: Bridgefield Casualty Ins Co	10335	INSURER C:		INSURER D:		INSURER E:		INSURER F:	
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INSURER F:															

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR INVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			BDG3001416-06	03/15/2018	03/15/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 1,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ Included COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ EACH OCCURRENCE \$ AGGREGATE \$ PER STATUTE OTH-ER
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY						BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ EACH OCCURRENCE \$ AGGREGATE \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N If yes, describe under DESCRIPTION OF OPERATIONS below		N/A	196-13719	03/08/2018	03/08/2019	E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Mystic Mutts of Revvry Parade

CERTIFICATE HOLDER**CANCELLATION**

City of Fairhope P.O. Drawer 429 Fairhope, AL 36533	<p>SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.</p> <p>AUTHORIZED REPRESENTATIVE</p>
---	--

Mystic Mutts of Revelry Parade



SATURDAY,
FEBRUARY 23
10 AM - 3 PM
Downtown Fairhope

Line-Up: 12:30 PM
Parade Rolls: 1:00 PM

-  Route
-  Start Here
-  Hospitality Tent
-  Restrooms



www.havenforanimals.org / (251)929-3980