

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, 14 January 2019.

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

There being a quorum present, Council President Burrell called the meeting to order at 6:02 p.m. The invocation was given by Reverend A. B. Sawyer, Associate Pastor of First Baptist Church, and the Pledge of Allegiance was recited.

Council President Burrell stated there was a need to add on three agenda items after Agenda Item Number 27 and one agenda item after Agenda Item Number 28: an Executive Session and a resolution that the City Council authorizes the Public Works Department to acquire quotes for windows at Quail Creek Clubhouse on the backside, under the patio roofline, that were not previously replaced; and bring back to the City Council for purchase approval and for budgetary purposes.

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

Councilmember Robinson moved to approve minutes of the 20 December 2018, regular meeting; minutes of the 20 December 2018, work session; and minutes of the 20 December 2018, agenda meeting. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

Mayor Wilson addressed the City Council regarding the following items:

- 1) State School Report Cards are out and all of the Fairhope schools received and "A" leading the way in education;
- 2) Water tank contractor contacted all cell phone companies to place equipment on tank.
- 3) Thursday, January 24, 2019 from 5:00 p.m. to 7:00 p.m. will be the State of the City Expo. She said we will unveil the five minute documentary on resilience in Fairhope.
- 4) Presented a National Mentoring Month Proclamation for the month of January.
- 5) Rotary Youth Club has a mentoring program.

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

- 1) Jim Peck, 413 Azalea, addressed the City Council regarding Agenda Item Number 15: a resolution that Mayor Karin Wilson is hereby authorized to execute an Intergovernmental Funding Agreement between the City of Fairhope and the Baldwin County Commission regarding a Roundabout at County Road 13 and County Road 44. He mentioned an accident at the intersection and said he was in favor of the roundabout.
- 2) Don Evans for 3PLAY, LLC, addressed the City Council regarding Agenda Item Number 16: a resolution that the City of Fairhope hereby terminates the three-year contract titled Point to Point Connection from the Fairhope Police Department to Fairhope Docks, between the City of Fairhope and 3PLAY, LLC/3PLAi, LLC. Mr. Evans stated the bid was for high speed internet for Fairhope; and the bid was for fiber connection. He said his business is located at 402 Volanta and has requested meetings to get this worked out. Mr. Evans asked the City Council to delay the vote on cancelling the contract.

Councilmember Robinson told everyone welcome back from the holiday season. He commented on the school grades and said it is a remarkable achievement; and he is grateful for teachers and administrators.

Councilmember Conyers stated he filled in for the Mayor at the Dogwood Trails Pageant. He mentioned two won from Fairhope and commented these are talented individuals.

Councilmember Brown stated Baldwin County received a “B” and Fairhope schools received “A’s.” He said this was achieved with the support from the City.

Councilmember Boone told everyone he hoped everyone had a Happy Holiday and then said Happy New Year.

Council President Burrell said we have extended the purchase agreement with the Baldwin County Board of Education. He said with the Government shutdown the grant may be delayed. Council President Burrell said he participated in the first annual .5K for the Rotary Youth Club.

Councilmember Conyers introduced in writing an ordinance to annex the property of A.I.C., Jr. Land A.I. Corte, III Family Limited Partnership, to be known as North Hills at Fairhope, generally located on the north side of State Highway 104 approximately 1/2 mile east of County Road 13, Fairhope, Alabama. 46-02-03-0-000-004.000 and 46-02-03-0-000-002.000 (Portion of); and to zone as R-1 Low Density Single-Family Residential District. Due to lack of a motion for immediate consideration, this ordinance will layover until the January 28, 2019 City Council meeting.

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Council President Burrell stated there was a need to amend the ordinance due to a typo of the name. City Clerk Lisa Hanks stated that the reason for the amendment is due to the publication of the ordinance with the name being incorrect and the need to amend the ordinance to correct the name as written in the deed.

Councilmember Boone moved to amend the proposed ordinance to zone the property of A. I. Corte, III by changing the name from A. I. Corte, III to A.I.C., Jr. Land A.I. Corte, III Family Limited Partnership. Seconded by Councilmember Conyers, motion passed unanimously by voice.

A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Boone introduced in writing an ordinance to zone the property of A.I.C., Jr. Land A.I. Corte, III Family Limited Partnership to R-2 Medium Density Single Family Residential District concurrent with annexation into the City of Fairhope. This property is generally located on the north side of State Highway 104 approximately 1/2 mile east of County Road 13, Fairhope, Alabama. PPIN #98367. The property to be known as part of North Hills at Fairhope. The Planning Commission gave a favorable recommendation of this ordinance. Council President Burrell read the proposed ordinance.

Planning Director Wayne Dyess briefly explained the proposed ordinance.

Council President Burrell opened the Public Hearing at 6:30 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:31p.m. Due to lack of a motion for immediate consideration, this ordinance will layover until the January 28, 2019 City Council meeting.

A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Boone introduced in writing an ordinance to zone the property of Billie, LLC to R-2 Medium Density Single Family Residential District concurrent with annexation into the City of Fairhope. This property is generally located on the south side of State Highway 104 approximately 1/2 mile east of County Road 13, Fairhope, Alabama. PPIN #62466. The Planning Commission gave a favorable recommendation of this ordinance. Council President Burrell read the proposed ordinance.

Planning Technician Mike Jefferies briefly explained the proposed ordinance.

Council President Burrell opened the Public Hearing at 6:34 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:35 p.m. Due to lack of a motion for immediate consideration, this ordinance will layover until the January 28, 2019 City Council meeting.

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A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Conyers introduced in writing an ordinance to zone the property of The Bills' No. 2, LLC to R-2 Medium Density Single Family Residential District concurrent with annexation into the City of Fairhope. This property is generally located on the west side of Lawrence Road approximately 1/4 mile north of Gayfer Avenue, Fairhope, Alabama. PPIN #369809 and 369810. The Planning Commission gave a favorable recommendation of this ordinance. Council President Burrell read the proposed ordinance.

Planning Director Wayne Dyess briefly explained the proposed ordinance.

Council President Burrell opened the Public Hearing at 6:41 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:41 p.m. Due to lack of a motion for immediate consideration, this ordinance will layover until the January 28, 2019 City Council meeting.

A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Boone introduced in writing an ordinance to rezone the property of Eva M. Raley from R-1 Low Density Single Family Residential District to B-2 General Business District. This property is generally located at 814 N. Greeno Road, Fairhope, Alabama. PPIN #43891. The Planning Commission gave a favorable recommendation of this ordinance. Council President Burrell read the proposed ordinance.

Planning Director Wayne Dyess briefly explained the proposed ordinance.

Council President Burrell opened the Public Hearing at 6:46 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:47 p.m. Due to lack of a motion for immediate consideration, this ordinance will layover until the January 28, 2019 City Council meeting.

Councilmember Robinson introduced in writing an ordinance amending Ordinance No. 1510 known as the Personnel Rules, Policies and Procedures Ordinance regarding Section IV. Wage and Salary Administration: 4.03 Employee Pay Rates; more specifically City Building Inspector Certifications. Due to lack of a motion for immediate consideration, this ordinance will layover until the January 28, 2019 City Council meeting.

Councilmember Boone moved to approve the 2019 Regular City Council meetings. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

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Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution setting a Public Hearing for the Consideration of the adoption of New Building, Mechanical, Plumbing, Fuel and Gas, Fire and Electric Codes to be held February 25, 2019. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3284-19

**A RESOLUTION OF THE FAIRHOPE CITY COUNCIL
TO SET A PUBLIC HEARING FOR THE CONSIDERATION
OF THE ADOPTION OF NEW BUILDING, MECHANICAL,
PLUMBING, FUEL AND GAS, FIRE AND ELECTRIC CODES**

WHEREAS, the City of Fairhope, Alabama (the “City”) is considering the adoption of new technical codes relating to building, mechanical, plumbing, fuel and gas, fire and electrical matters;

WHEREAS, the specific codes that the City is considering for adoption are as follows (the “Proposed Codes”):

- (1) 2018 International Code Council International Residential Code (IRC)
- (2) 2018 International Code Council International Building Code (IBC)
- (3) 2018 International Code Council International Mechanical Code (IMC)
- (4) 2018 International Code Council International Plumbing Code (IPC)
- (5) 2018 International Code Council International Fuel and Gas Code (IFGC)
- (6) 2018 International Code Council International Fire Code (IFC)
- (7) 2018 International Code Council International Existing Building Code (IEBC)
- (8) 2018 International Code Council International Energy Conservation Code (IECC) (for other than one and two family dwellings)
- (9) 2018 International Code Council International Swimming Pool and Spa Code (ISPSC)
- (10) 2017 National Fire Protection Association 70, National Electric Code (NEC)
- (11) City of Fairhope Construction Code Supplement with all additions, deletions and amendments for all adopted codes and City specific requirements
- (12) All applicable codes and standards as referenced in the International Code Series above;

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- (13) Alabama Energy and Residential Code as published and updated by the Alabama Department of Economic and Community Affairs (ADECA) (for one and two family dwellings)
- (14) Public Rights of Way Accessibility Guidelines (PROWAG)

WHEREAS, § 11-45-8(c) of the Alabama Code (1975) provides that the Proposed Codes may be adopted by reference and without setting them out at length; and

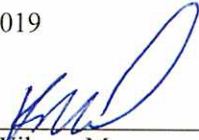
WHEREAS, § 11-45-8(c) of the Alabama Code (1975) requires that, in order to adopt the Proposed Codes by reference, the Fairhope City Council (the "City Council") must hold a public hearing and file copies of the Proposed Codes with the Clerk of the City for review and inspection by the public.

NOW, THEREFORE, BE IT RESOLVED by the City Council that a public hearing to consider the adoption of the Proposed Codes be set and held during a regular meeting of the City Council on February 25, 2019, which meeting will begin at 6:00 p.m. and will take place in the City Council Chamber located at 161 North Section Street in the City.

BE IT FURTHER RESOLVED that Erik Cortinas, Building Official for the City, be instructed to place on file with the City Clerk's office, on or before January 21, 2019, no less than three (3) copies of the Proposed Codes to permit use and examination of same by the public.

BE IT FURTHER RESOLVED that this resolution be published once a week for two (2) successive weeks, with the second of such publications occurring at least fifteen (15) days prior to the public hearing on February 25, 2019, in the Fairhope Courier.

ADOPTED this 14th day of January, 2019



 Karin Wilson, Mayor

ATTEST:



 Lisa A. Hanks, MMC
 City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the Marina Manager is hereby authorized to purchase marina fuel (marine grade gas and diesel), as needed, to sell at Fairhope Docks and to establish the selling price of fuel based on the greater of: 1) the approved formula, or 2) five cents (\$.05) lower than the retail price for fuel of nearest competitive marina in the Mobile Bay area; and hereby repeals and replaces Resolution No. 3079-18 which was adopted on May 29, 2018. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

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RESOLUTION NO. 3285-19

WHEREAS, the City of Fairhope owns and operates Fairhope Docks and will be selling marina fuel; and

WHEREAS, the City of Fairhope desires to authorize the Marina Manager to purchase marina fuel, as needed, to sell at Fairhope Docks and to establish the selling price of fuel based on an approved formula; and

WHEREAS, the Marina Manager will report said fuel prices to the City Council in writing; i.e. e-mail or memo.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the Marina Manager is hereby authorized to purchase marina fuel (gas and diesel), as needed, to sell at Fairhope Docks and to establish the selling price of fuel based on the greater of: 1) the approved formula, OR 2) five cents (\$.05) lower than the retail price for fuel of nearest competitive marina in the Mobile Bay area.”

BE IT FURTHER RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, hereby repeals and replaces Resolution No. 3079-18 which was adopted on May 29, 2018.

Adopted this the 14th day of January, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing and consenting to the transfer of ownership, maintenance, and responsibility for portions of Kirkman Lane, Kirkman Lane North, and Taylor Street in the City of Fairhope from Baldwin County. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

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RESOLUTION NO. 3286-19

AUTHORIZING AND CONSENTING TO THE TRANSFER OF OWNERSHIP, MAINTENANCE, AND RESPONSIBILITY FOR PORTIONS OF KIRKMAN LANE, KIRKMAN LANE NORTH, AND TAYLOR STREET IN THE CITY OF FAIRHOPE

WHEREAS, Kirkman Lane from Marietta Drive to approximately 396 feet east of Marietta Drive; Kirkman Lane North from Kirkman Lane to approximately 201 feet north of Kirkman Lane; and Taylor Street from Main Street to End of Maintenance, are roads or road segments inside the corporate limits of the City of Fairhope and collectively described herein as “the Fairhope Roads”; and

WHEREAS, the City of Fairhope desires to take over sole and exclusive ownership, control, management, supervision, regulation, repair, maintenance, improvement, and responsibility for the Fairhope Roads in order to facilitate the orderly development and maintenance of this area in its corporate limits; and

WHEREAS, the City of Fairhope has found and determined that taking over sole and exclusive ownership, control, management, supervision, regulation, repair, maintenance, improvement, and responsibility for the Fairhope Roads is in the best interest of the City of Fairhope; and

WHEREAS, the City of Fairhope has the legal authority to carry out the intent of this resolution pursuant to Code of Alabama, Section 11-49-80 and other state laws and constitutional amendments.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Fairhope, Alabama, as follows:

Section 1. That the City of Fairhope hereby agrees to accept and take over from Baldwin County the sole and exclusive ownership, control, management, supervision, regulation, repair, maintenance, improvement, and responsibility for the Fairhope Roads.

Section 2. That the Mayor, City Clerk, and other City officials are hereby authorized to execute and deliver such documents or agreements to Baldwin County as are necessary or requested to carry out the intent of this Resolution.

Section 3. Baldwin County has agreed to resurface (one time) that portion of the Fairhope Roads with a minimum 1 and ½ inch overlay, and that City’s obligations under Section 1 shall not commence until the completion of said project and transfer of right-of-way by County.

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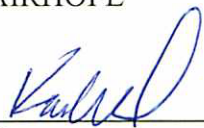
Section 4. Based on the condition and use of that portion of the Fairhope Roads, in accordance with Ala. Code Section 11-49-80 and 81 (1975), the County and the City of Fairhope agree that the County shall not be required to pay any sum or sums for being relieved of the burden of the ownership, control, management, supervision, repair, maintenance and improvement of the Fairhope Roads.

Section 5. If any part, section or subdivision of this Resolution shall be held to be illegal, invalid or unenforceable for any reason, such holding shall not be held or construed to invalidate or impair the remaining provisions of this Resolution which shall continue in full force and effect notwithstanding such holding.

Adopted and approved this 14th day of January, 2019.

CITY OF FAIRHOPE

BY: _____


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 an Intergovernmental Funding Agreement between the City of Fairhope and the Baldwin County Commission regarding a Roundabout at County Road 13 and County Road 44; the City will provide intersection lighting for the project at the City's expense and pay for any required costs associated with beautification upgrades to the Project (including, but not limited to, irrigation for islands, concrete staining, and concrete stamping). Seconded by Councilmember Brown, motion passed unanimously by voice vote.

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RESOLUTION NO. 3287-19

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Mayor Karin Wilson is hereby authorized to execute an Intergovernmental Funding Agreement between the City of Fairhope and the Baldwin County Commission regarding a Roundabout at County Road 13 and County Road 44; the City will provide intersection lighting for the project at the City's expense and pay for any required costs associated with beautification upgrades to the Project (including, but not limited to, irrigation for islands, concrete staining, and concrete stamping).

Adopted on this 14th day of January, 2019



 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

Council President Burrell asked Mayor Wilson to reach out to COPA for artwork for the roundabouts. Mayor Wilson replied she and Sherry-Lea Botop have already.

Council President Burrell commented the City Attorney McDowell has requested that Agenda Item Number 16 be tabled.

Councilmember Boone moved to table Agenda Item Number 16: a resolution that the City of Fairhope hereby terminates the three-year contract titled Point to Point Connection from the Fairhope Police Department to Fairhope Docks, between the City of Fairhope and 3PLAY, LLC/3PLAi, LLC due to the following contract clauses: 8.a Termination for Default and 8.b Termination for Convenience. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of Neptune Water Meters for the Water Department from Consolidated Pipe & Supply Co., Inc. as Sole Source Provider in the State of Alabama for Neptune Technology Group, Inc. The number of units is 200 – 3/4-inch Meters at \$175.00 per unit and 12 – 1-inch Meters at \$275.00 per unit with a cost not to exceed \$38,300.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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RESOLUTION NO. 3288-19**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 Neptune Water Meters for the Water Department from Consolidated Pipe & Supply Co., Inc. as Sole Source Provider in the State of Alabama for Neptune Technology Group, Inc. The number of units is 200 – 3/4-inch Meters at \$175.00 per unit and 12 – 1-inch Meters at \$275.00 per unit with a cost not to exceed \$38,300.00.

Adopted on this 14th day of January, 2019


 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to purchase Fifty-One (51) pairs of Globe Supreme Leather Fire Fighter Boots the Fairhope Volunteer Fire Department and the boots are available for direct procurement through the Houston-Galveston Area Council (H-GAC) Purchasing Cooperative Contract; and therefore, does not have to be let out for bid. This has been nationally bid through the H-GAC's bid process. The total cost is \$21,165.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.


RESOLUTION NO. 3289-19**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 Fifty-One (51) pairs of Globe Supreme Leather Fire Fighter Boots the Fairhope Volunteer Fire Department and the boots are available for direct procurement through the Houston-Galveston Area Council (H-GAC) Purchasing Cooperative Contract; and therefore, does not have to be let out for bid. This has been nationally bid through the H-GAC's bid process. The total cost is \$21,165.00.

Adopted on this 14th day of January, 2019


 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

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Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to purchase Single-Phase Pad Mount Transformers for the Electric Department: 6 each 25KVA and 6 each 50 KVA; and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). The cost will be \$21,648.00. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3290-19

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 Single-Phase Pad Mount Transformers for the Electric Department: 6 each 25KVA and 6 each 50 KVA; and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(b)(7). The cost will be \$21,648.00.

Adopted on this 14th day of January, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to procure a John Deere Infield Drag Machine for the Recreation Department; and the equipment is available for direct procurement through the National Joint Powers Alliance contract [Contract No. 062117-DAC (PG NB CG70)]; and therefore, does not have to be let out for bid. The cost will be \$16,896.32. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

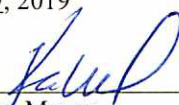
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RESOLUTION NO. 3291-19

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 John Deere Infield Drag Machine for the Recreation Department; and the equipment is available for direct procurement through the National Joint Powers Alliance contract [Contract No. 062117-DAC (PG NB CG70)]; and therefore, does not have to be let out for bid. The cost will be \$16,896.32.

Adopted on this 14th day of January, 2019.



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to purchase Six (6) Motorola Portable Radios; APX6000 7/800 mhz1.5 for the IT Department and the type of equipment needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid, with a total cost of \$22,252.50. Seconded by Councilmember Brown, motion passed unanimously by voice vote.


RESOLUTION NO. 3292-19

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 Six (6) Motorola Portable Radios; APX6000 7/800 mhz1.5 for the IT Department (to be used throughout the City during emergency/disaster periods); and the type of equipment needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid; and

[2] The following is the Alabama State Department of Purchasing contract information: Mounted Radios with a cost of **\$22,252.50**.

Adopted on this 14th day of January, 2019.



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

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Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to rebuild and refurbish the First Responder E-One Rescue Truck for the Fairhope Volunteer Fire Department from Sunbelt Fire, Inc., as Sole Source Distributor and Service Provider for E-One products for our region; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13). The total cost will be \$182,948.43. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 3293-19

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

[1] That the City of Fairhope has voted to rebuild and refurbish the First Responder E-One Rescue Truck for the Fairhope Volunteer Fire Department from Sunbelt Fire, Inc., as Sole Source Distributor and Service Provider for E-One products for our region; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13). The total cost will be \$182,948.43.

Adopted on this 14th day of January, 2019



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 the SCADA Systems Communications Plan through Verizon for the Utilities; and the Plan needed is available for direct procurement through the General Services Administration (GSA) Federal Supply Schedule Contract (GS-35F-0119P); and therefore, does not have to be let out for bid. This has been nationally bid through the GSA bid process. The annual cost is \$19,920.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

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RESOLUTION NO. 3294-19

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 the SCADA Systems Communications Plan through Verizon for the Utilities; and the Plan needed is available for direct procurement through the General Services Administration (GSA) Federal Supply Schedule Contract (GS-35F-0119P); and therefore, does not have to be let out for bid. This has been nationally bid through the GSA bid process. The annual cost is \$19,920.00.

Adopted on this 14th day of January, 2019



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 approve the procurement of the FY2019 Annual Flower Plantings for the Public Works Department in the amount of \$128,972.44. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

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RESOLUTION NO. 3295-19

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 the FY2019 Annual Flower Plantings for the Public Works Department. The total cost is \$128,972.44.

[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 14th day of January, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution to award RFQ (Request for Quotes) for Tent Rentals for New Year's Eve 2018 to Blue Rents, Inc. with a total proposal of \$10,535.14. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

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RESOLUTION NO. 3296-19

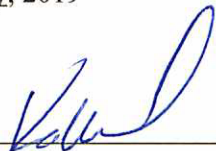
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

[1] That the City of Fairhope did request and receive RFQs for Tent Rentals for New Years Eve 2018 at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

[2] At the appointed time and place; an informal quote was obtained from one vendor, a “no quote: from one vendor, and no response by two vendors.

[4] After reviewing all options available, Blue Rents, Inc., is now awarded Tent Rentals for New Years Eve 2018 in the amount of \$10,535.14 with rental costs passed on to participants.

Adopted on this 14th day of January, 2019



 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

City Council reviewed an application for a Non-Profit Tax-Exempt License (Alcoholic Beverage License) by The Protestant Episcopal Church in the Diocese of the Central Gulf Coast, Inc. d/b/a St. James Episcopal Church for the Annual Diocesan Convention on February 25, 2019 from 6:30 p.m. to 10:00 p.m. at the James P. Nix Center located at 1 Bayou Drive, Fairhope, AL 36532. Councilmember Conyers moved to approve the issuance of the license. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

City Council reviewed an application for a Non-Profit Tax-Exempt License (Alcoholic Beverage License) by The Friends of the Fairhope Public Library for the Chocolate and Champagne Gala 2019 on Saturday, February 16, 2019 from 6:30 p.m. to 9:00 p.m. at the Fairhope Public Library located at 501 Fairhope Avenue, Fairhope, AL 36532. Councilmember Conyers moved to approve the issuance of the license. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

14 January 2019

Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council authorizes the Public Works Department to acquire quotes for windows at Quail Creek Clubhouse on the backside, under the patio roofline, that were not previously replaced; and bring back to the City Council for purchase approval and for budgetary purposes. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3297-19

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council authorizes the Public Works Department to acquire quotes for windows at Quail Creek Clubhouse on the backside, under the patio roofline, that were not previously replaced; and bring back to the City Council for purchase approval and for budgetary purposes.

Adopted on this 14th day of January, 2019



 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

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

Exited the dais at 7:14 p.m. Returned at 7:48 p.m.

Council President Burrell stated there was a need to add on an agenda item: a resolution to authorize Counsel to proceed with settlement negotiations regarding the Callies litigation as outlined in Executive Session.

14 January 2019


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

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution to authorize Counsel to proceed with settlement negotiations regarding the Callies litigation as outlined in Executive Session. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 3298-19

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council authorizes Counsel to proceed with settlement negotiations regarding the Callies litigation as outlined in Executive Session.

Adopted on this 14th day of January, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

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

There being no further business to come before the City Council, the meeting was duly adjourned at 7:49 p.m.



Jack Burrell, Council President



Lisa A. Hanks, MMC
City Clerk