

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 Thursday, 7 March 2019.

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

There being a quorum present, Council President Burrell called the meeting to order. The invocation was given by Reverend Dr. Mary Jane Ledgerwood of St. James Episcopal Church and the Pledge of Allegiance was recited.

Council President Burrell stated there was a need to add on several agenda items after Agenda Item Number 28: a resolution that the City Council hereby appoints the City Clerk Lisa Hanks to be interim Blue Cross Blue Shield designee; a resolution that the City Council approves the selection of Walcott, Adams & Verneuille, to perform Professional Architectural Services to Assess Repairs at the Welcome Center (RFQ No. 006-19); and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule and establish a not-to-exceed limit with this firm; a resolution that the City Council hereby authorizes the funding for the Upgrade of Water Main being relocated in the ALDOT IMF-I010 (320) Widening SR-181 Project from a six inch main to a twelve inch main to allow for future growth. The cost for the upgrade will be \$121,040.00; a resolution that the Pay Grade for Planning Director Position be revised and approved in the Compensation and Job Classification Plan from a Grade 28 to a Grade 32 subject to the approval of the Personnel Board; a resolution that the City of Fairhope authorizes submission of an application to NPS requesting an FY2019 Challenge Cost Share Program grant and authorizes the Mayor to sign the required grant application on behalf of the City.

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 25 February 2019, regular meeting; minutes of the 25 February 2019, work session; and minutes of the 25 February 2019, agenda meeting. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

7 March 2019

Mayor Wilson addressed the City Council regarding the following items:

- 1) Condolences to the families in Lee County for their loss;
- 2) Special Olympics and Torch Run on March 22, 2019;
- 3) Baldwin County Fraternal Order of Police COPS Run;
- 4) Fairhope Volunteer Fire Department Barbecue Cookoff at the Civic Center;
- 5) Thanked staff for their hard work during the Mardi Gras Events.

The following individuals spoke during Public Participation for Agenda Items:

- 1) Jim Kellum, 3 Victorian Drive, addressed the City Council regarding Agenda Item Number 10: a resolution that Mayor Karin Wilson or Council President Jack Burrell, on behalf of the City of Fairhope, is hereby authorized to purchase the properties owned by the Baldwin County Board of Education. He thanked the City Council and Mayor; and said this is right and best thing for the City. Mr. Kellum encourage everyone to be park of the K-1 discussions. He mentioned steps for the K-1 property: purchase the property, site understanding, engaged process for envision the future; and a resolution of Council for these three steps.

Council President Burrell announced there will be sessions for discussions for the property.

- 2) Dean Mosher, 456 Oak Avenue, addressed the City Council regarding Agenda Item Number 10: a resolution that Mayor Karin Wilson or Council President Jack Burrell, on behalf of the City of Fairhope, is hereby authorized to purchase the properties owned by the Baldwin County Board of Education. He mentioned the purchase of three properties; and said he hoped there would be no restrictions on the K-1 property.
- 3) Mike Dudley, Scenic 98, addressed the City Council regarding Agenda Item Number 10: a resolution that Mayor Karin Wilson or Council President Jack Burrell, on behalf of the City of Fairhope, is hereby authorized to purchase the properties owned by the Baldwin County Board of Education. He was concerned that everyone could not participate in the K-1 property discussions.
- 4) Ken Cole, 304 Poplar Place, addressed the City Council regarding Agenda Item Number 12: a resolution to authorize the filing with the County Board of Education of Baldwin County, Alabama, of a request for a Special 3 Mill Ad Valorem School District Tax Election. Mr. Cole said he was the Chair of the Education Advisory Committee and is for the Special Tax District and the 3 mill tax for the feeder pattern schools. He said this is a stable source of funding for 30 years and gives the citizens a chance to vote. Mr. Cole explained the estimated tax annually and over the proposed 30 years.

7 March 2019

- 5) Hill Robinson, 14671 County Road 13, addressed the City Council regarding Agenda Item Number 12: a resolution to authorize the filing with the County Board of Education of Baldwin County, Alabama, of a request for a Special 3 Mill Ad Valorem School District Tax Election. Mr. Robinson stated he lives in the feeder pattern and thanked the City Council for allowing citizens to decide on funding. He said this funding would invest more for our teachers and schools which will be \$1.88 million per year.
- 6) Jim Rivers, 1157 County Road 1, addressed the City Council regarding Agenda Item Number 11: a resolution that the City Council hereby approves and authorizes Mayor Karin Wilson, to execute one of the Memorandum of Understandings between M&N of Alabama, LLC and The City of Fairhope for the Dredging of Main Channel of Fly Creek; and to authorize the Mayor to execute the contract for Bid No. 008-19 for same. Mr. Rivers said he supports this item; and the Fairhope Yacht Club is an asset to Fairhope. He said most of the people affected are young families and boating is a recreation.

Councilmember Conyers told Planning Director Wayne Dyess congratulations and best wishes for his job as County Administrator. He also said the City Council needs to decide on whether the Mayor's position will be full-time or part-time; and decide on the salary.

Councilmember Brown thanked Ken Cole and Hill Robinson with the Education Advisory Committee for their comments. He mentioned that a 3 mill tax would bring in annually \$1.88 million. Councilmember Brown said the referendum would be held September 10, 2019; and gave statistics on the 2016 referendum the County wanted for schools. The City of Fairhope votes were well over 55 percent at each precinct.

Councilmember Boone thanked Planning Director Wayne Dyess for his service with the City of Fairhope.

Council President Burrell thanks the Police Department, Fairhope Volunteer Fire Department, and Public Works Department for their hard work during the parades.

Councilmember Conyers moved for final adoption of Ordinance No. 1639, an ordinance to adopt New Building, Mechanical, Plumbing, Fuel and Gas, Fire and Electric Codes. (Introduced at the February 25, 2019 City Council Meeting) Seconded by Councilmember Robinson, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, Conyers, Brown, and Boone. NAY - None.

7 March 2019

Councilmember Brown moved for final adoption of Ordinance No. 1640, an ordinance to Amend Zoning Ordinance No. 1253 and to amend Article III Zoning Districts, Section B. Allowed Uses, Table 3-1: Use Table be hereby amended to show Public Utilities as an allowed use permitted only on appeal and subject to special conditions in all zoning districts. (Introduced at the February 25, 2019 City Council Meeting) Seconded by Councilmember Conyers, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, Conyers, Brown, and Boone. NAY - None.

Councilmember Boone moved for final adoption of Ordinance No. 1641, an ordinance to Amend Zoning Ordinance No. 1253 and to rezone the property of Fairhope Single Tax Corporation and JFL Holdings, LLC from B-1 Local Shopping District to B-2 General Business District. This property is generally located at the southeast corner of the intersection of S. Church Street and De La Mare Street, at 51 S. Church Street, Fairhope, Alabama. PPIN #: 15272. (Introduced at the February 25, 2019 City Council Meeting) Seconded by Councilmember Robinson, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, Conyers, Brown, and Boone. NAY - None.

Councilmember Boone moved for final adoption of Ordinance No. 1642 subject to the Planning Commission's recommendations, an ordinance to Amend Zoning Ordinance No. 1253 and to rezone the property of Superb Foods, Inc. R-1 Low Density Single Family Residential District to M-1 Light Industrial District. This property is generally located on the south side of Nichols Avenue across from Hawthorne Glenn Subdivision, Fairhope, Alabama. PPIN #: 206820 and 214349. (Introduced at the February 25, 2019 City Council Meeting) Seconded by Councilmember Brown, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, Conyers, Brown, and Boone. NAY - None.

Councilmember Boone introduced in writing an Ordinance known as the Flood Damage Prevention Ordinance for the City of Fairhope, Alabama; and repeals and replaces Ordinance No. 668, Ordinance No. 786, and Ordinance No. 1368. Due to lack of a motion for immediate consideration, this ordinance will layover until the March 25, 2019 City Council meeting.

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Karin Wilson or Council President Jack Burrell, on behalf of the City of Fairhope, is hereby authorized to purchase the properties owned by the Baldwin County Board of Education: known as the K-1 Center, Fairhoppers Community Park, and the James P. Nix Center); and to execute and negotiate all documents necessary to complete the closing and to acquire title on behalf on the City pursuant to the executed Land Purchase Contract.

7 March 2019

The motion was seconded by Councilmember Conyers who commented this is a tremendous opportunity for purchase. Council President Burrell thanked the Baldwin County Board of Education for working with us. He mentioned having Councilmember Conyers sit with Jill Cabaniss for funding. After further discussion, motion passed unanimously by voice vote.

RESOLUTION NO. 3343-19

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson or Council President Jack Burrell, on behalf of the City of Fairhope, is hereby authorized to purchase the properties owned by the Baldwin County Board of Education: known as the K-1 Center (Tax Parcel Number 05-46-03-37-0-006-045.000), Fairhoppers Community Park ("K-1 Playground" Tax Parcel Number 05-46-03-37-0-006-044.000), and the James P. Nix Center (Tax Parcel Number 05-46-03-37-0-007-066.000); and to execute and negotiate all documents necessary to complete the closing and to acquire title on behalf on the City pursuant to the executed Land Purchase Contract.

Adopted this 7th day of March, 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 Council hereby approves and authorizes Mayor Karin Wilson, to execute the Memorandum of Understandings between M&N of Alabama, LLC and The City of Fairhope for the Dredging of Main Channel of Fly Creek for Option A with Additives; and to authorize the Mayor to execute the contract for Bid No. 008-19 for same. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

7 March 2019

RESOLUTION NO. 3344-19

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council hereby approves and authorizes Mayor Karin Wilson, to execute the Memorandum of Understandings between M&N of Alabama, LLC and The City of Fairhope for the Dredging of Main Channel of Fly Creek; and to authorize the Mayor to execute the contract for Bid No. 008-19 for Option A - \$513,750.00 which includes Additives – Work starts immediately upon execution with a larger dredge and completed in 30 clear weather calendar days.

Adopted on this 7th day of March, 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 to authorize the filing with the County Board of Education of Baldwin County, Alabama, of a Request for a Special 3 Mill Ad Valorem School District Tax Election. Seconded by Councilmember Brown, motion passed unanimously by voice vote. Council President Burrell stated this is a democratic process and the fairest way.

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7 March 2019

RESOLUTION NO. 3345-19

A RESOLUTION TO AUTHORIZE THE FILING WITH THE COUNTY BOARD OF EDUCATION OF BALDWIN COUNTY, ALABAMA, OF A REQUEST FOR A SPECIAL 3 MILL AD VALOREM SCHOOL DISTRICT TAX ELECTION

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

ARTICLE 1

Definitions and Representations

Section 1.01 Definition of Capitalized Terms

Agreement shall have the meaning assigned in Section 1.02(g)(iii).

Amendment No. 382 means Amendment No. 382 to the Constitution of Alabama of 1901, as amended.

Board means the County Board of Education of Baldwin County, Alabama.

City means the City of Fairhope, Alabama.

District Public School Facilities means and includes the following public school facilities of the Board:

(a) Fairhope Elementary School, Fairhope Intermediate School, Fairhope Intermediate School, Fairhope High School, and J. Larry Newton School;

(b) all capital improvements made to, and all equipment, fixtures, furniture and furnishings, computer and electronic and telecommunication facilities, and other personal property installed in or used in connection with, any of the foregoing public school facilities of the Board within the District at any time provided by the Board from revenues of the Board;

(c) all facilities at any time provided by the Board from any revenues of the Board with respect to virtual school programs (pursuant to Chapter 46A of Title 16 of the Code of Alabama 1975), International Baccalaureate programs, magnet school programs, and other educational programs for the benefit of students who reside in the District; and

(d) all public school facilities (as defined in Section 16-13-301(4) of the Code of Alabama 1975) at any time provided by the Board from any revenues of the Board and located within the District.

District Public School Purposes shall have the meaning assigned in Section 1.02(c).

City Request shall have the meaning assigned in Section 1.02(g)(i).

Council means the governing body of the City.

Local Public School Area means the area within Baldwin County, Alabama, described on Exhibit A, which area includes the area within the corporate limits of the City.

Petition shall have the meaning assigned in Section 1.02(g)(ii).

Special District Tax means the special ad valorem school district tax that may be levied and collected under Amendment No. 382.

Special Tax Documents shall have the meaning assigned in Section 2.02(a).

7 March 2019

Section 1.02 Findings and Representations

The Council, upon evidence duly presented to and considered by it, has found and determined, and does hereby find, determine and declare as follows:

(a) The Board owns and operates the District Public School Facilities within, or for the benefit of, the Local Public School Area.

(b) The District Public School Facilities provide educational, vocational, and technological instruction, and athletic, arts, and extracurricular activities and programs, for all children under the jurisdiction of the Board who reside within the Local Public School Area.

(c) From time to time, representatives of the various communities within the Local Public School Area have presented to the Council plans, proposals and requests for certain educational, vocational, and technological programs of instruction and related facilities and improvements, which are of particular interest to, or provide for particular needs of, such communities for certain maintenance and capital improvements to the District Public School Facilities (the "District Public School Purposes").

(d) The City shall represent, collectively, the various communities in the Local Public School Area for the purposes of the Agreement and with respect to the District Public School Purposes.

(e) The City and the Board have agreed that, for the Board to provide effectively for the District Public School Purposes, the Board needs:

(i) additional revenues from the Local Public School Area; and

(ii) recommendations from representatives of the communities within the Local Public School Area with respect to the application of such additional revenues for the District Public School Purposes.

(f) Pursuant to Amendment No. 382, the Special District Tax may be levied and collected within the Local Public School Area and the proceeds thereof applied for the exclusive benefit of the District Public School Facilities.

(g) In furtherance thereof, the City has prepared the following for submission to the Board pursuant to the policies and programs of the Board therefor and in form and of content satisfactory to the Board:

(i) a Request for 3 Mill Special Ad Valorem School District Tax Election, as attached hereto as Exhibit B (the "City Request"), that the Board establish the Local Public School Area as a school tax district under Amendment No. 382 and take all action required of the Board under the applicable laws of the State of Alabama to cause the Special District Tax to be levied and collected within the Local Public School Area for District Public School Purposes at the rate and for the time set forth in such City Request; and

(ii) a Petition for 3 Mill Ad Valorem School District Tax Election, as attached hereto as Exhibit C (the "Petition"), signed by more than 200 qualified electors of the Local Public School Area that the election with respect to the Special District Tax be held in the Local Public School Area on the date, at the rate, and for the time and purposes as requested in the City Request;

(iii) a Local Public School Agreement by the Board and the City, as attached hereto as Exhibit D (the "Agreement"), that the proceeds of the Special District Tax be applied and used exclusively for District Public School Purposes, in accordance with the procedure therefor in such Agreement.

(h) It is necessary, desirable, and in the best interests of the public education provided by the Board in the Local Public School Area, that:

(i) the District Public School Purposes be affected, and that sufficient funding, direction and support be provided therefor;

7 March 2019

(ii) the Board approve the Local Public School Area as a school tax district for purposes of Amendment No. 382 and fix the boundaries thereof as the boundaries of the Local Public School Tax Area;

(iii) the Special District Tax be levied and collected in the Local Public School Area, as stated in the City Request and as provided in Amendment No. 382, and the proceeds thereof be applied exclusively for the District Public School Purposes;

(iv) to provide for the foregoing, the City deliver to the Board the City Request, the Petition and the Agreement pursuant to the policies and programs of the Board therefor; and

(v) the City undertake primary responsibility for the active and public advocacy, encouragement and promotion of the vote in favor of the levy of the Special District Tax for the District Public School Purposes.

ARTICLE 2

Authorization of Documents and Actions

Section 2.01. General Agreements of City

The City agrees:

(a) to request the Board to take all required action to cause the Special District Tax to be levied as set forth in the City Request and the Petition for the District Public School Purposes;

(b) to represent the local communities of the Local Public School Area collectively for the purposes of the Agreement and with respect to the District Public School Purposes;

(c) to pay all costs of the election to be held in the Local Public School Area with respect to the Special District Tax;

(d) to undertake primary responsibility for the active and public advocacy, encouragement, and promotion of the vote in favor of the levy of the Special District Tax for the District Public School Purposes.

Section 2.02. Authorization of Documents and Delivery

(a) The City approves and authorizes the terms and provisions of, the representations of the City set forth in, the agreements to be undertaken by the City pursuant to, and the execution and delivery by the City of the following (collectively, the "Special Tax Documents"):

(i) the City Request;

(ii) the Agreement;

(iii) all agreements, certificates, documents, instruments, notices and proceedings with may be necessary, desirable or required by law to affect the purposes of the City Request, the Agreement and this Resolution.

(b) The City Request and the Agreement are approved in substantially the form and of substantially the content presented, with such addition thereto or deletions therefrom as the officer of the City executing the same shall approve and as shall not create, increase, or extend the amount or duration of, any obligation of the City therein, which approval shall be conclusively evidenced by execution thereof as provided herein.

(c) The Mayor of the City is authorized and directed to execute, deliver, and file or record (to the extent required therefor), and to affect the performance of, the Special Tax Documents for and on behalf of and in the name of the City. The City Clerk is authorized and directed to attest and seal the Special Tax Documents to the extent required thereby.

7 March 2019

- (d) The Mayor and City Clerk of the City are authorized and directed to deliver to the Board:
- (i) Certified copies of this Resolution and the proceedings of the Council for adoption hereof;
 - (ii) Executed counterparts of the City Request and the Agreement;
 - (iii) The Petition.

Section 2.03 Authorization and Ratification of Actions

(a) The officers of the City, including without limitation the Mayor, the Treasurer, and the City Clerk, are authorized and directed to take any and all actions which are necessary, desirable, required by applicable law, or required by counsel to the Board or to the City, to affect the purposes of the Special Tax Documents and this Resolution.

(b) The Council, on behalf of the City, ratifies and confirms all prior action taken by or on behalf of the City by any officer of the City, and any of the Special Tax Documents heretofore executed by or on behalf of the City, with respect to the matters approved and authorized by this Resolution.

ARTICLE 3

Provisions of General Application

Section 3.01 Other Proceedings

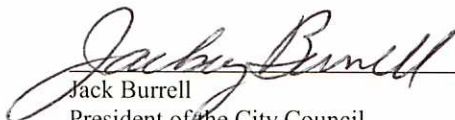
(a) Any resolution, order, ordinance, or part thereof, in conflict or inconsistent with the provisions of this Resolution is hereby, to the extent of such conflict or inconsistency, repealed.

(b) The provisions of Section 3.01(a) shall not operate or be construed to revive any instrument, ordinance order or resolution, or part thereof, of the City.

Section 3.02. Effect of this Resolution


This Resolution shall take effect immediately.

Duly passed and adopted this 7th day of March, 2019.


 Jack Burrell
 President of the City Council
 City of Fairhope

SEAL

Attest:


 Lisa A. Hanks, MMC
 City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that certain items are declared surplus and the Mayor and Staff are hereby authorized and directed to dispose of personal property owned by the City of Fairhope by one of the following methods: [1] receiving bids for such property (via GovDeals) sold to the highest bidder; provided, however, that the City Council shall have the authority to reject all bids, when, in its opinion, it deems the bids to be less than adequate consideration for the personal property; [2] sold for scrap or recycle at the highest offered value; and [3] disposal via landfill. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

7 March 2019

RESOLUTION NO. 3346-19

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

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

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


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

[SEE ATTACHED LISTS AND PHOTOGRAPHS OF EQUIPMENT]

SECTION 2. That the Mayor and City Treasurer are hereby authorized and directed to dispose of the personal property owned by the City of Fairhope, Alabama, described in Section 1, above, by one of the following methods:

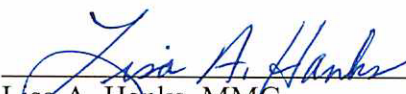
- a. Receiving bids for such property (“via GovDeals”). All such property shall be sold to the highest bidder, provided, however, that the City Council shall have the authority to reject all bids when, in its opinion, it deems the bids to be less than adequate consideration for the personal property.
- b. Sold for scrap or recycle at the highest offered value.
- c. Disposal via landfill.

ADOPTED AND APPROVED THIS 7TH DAY OF MARCH, 2019



 Karin Wilson, Mayor

ATTEST:



 Lisa A. Hanks, MMC
 City Clerk

7 March 2019

FOURTH QUARTER SURPLUS LIST					
RECOMMENDED DISPOSITION	DESCRIPTION	MILEAGE	YEAR	VIN NUMBER	
GOV DEAL	1995 Ford F250	269,570.90	1995		
GOV DEAL	LOMBARDINI PUMP/TRAILER (INOP)	747.4 HRS			
GOV DEAL	CAT 416B	7210 HRS	1994		
GOV DEAL	INTERNATIONAL 4900/PETERSON BODY	81,257 M/12	2001		
GOV DEAL	INTERNATIONAL 4700/PETERSON BODY	116,664M/30	198		
GOV DEAL	RADAR/SPEED MACHINE (INOP)				
GOV DEAL	JACOBSEN SUBSOILER PTO-DRIVEN				
GOV DEAL	CARRIER GEMINI SPLIT AC 30 TON				
GOV DEAL	GRACO LINE LAZER PAINT MACHINE (INOP)				
GOV DEAL	FORD 7840-BD76822	719.4			
GOV DEAL	CAT BUCKET 30" 416B/420B				
GOV DEAL	CAT BUCKET 30" 416B/420B 208-5245				
GOV DEAL	DITCHWITCH TRAILER T8A TANDEN AXLE				
GOV DEAL	TOILETRIES 1 PALLET				
GOV DEAL	SCAG WALK BEHIND MOWER 48"				
GOV DEAL	MOSQUITO SPRAYER				
DISPOSAL	HONDA E6500 GENERATOR (INOP)				
GOV DEAL	CLIPPER DUO WINDSOR CARPET CLEANER			S/N 1.00908EH3	
GOV DEAL	STEAMI PAN TABLE				

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby adopts the effective Flood Study (FIS) and its accompanying Flood Insurance Rate Maps (FIRM) dated April 19, 2019. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

7 March 2019

RESOLUTION NO. 3347-19

**RESOLUTION TO ADOPT THE EFFECTIVE FLOOD INSURANCE STUDY
AND ITS ACCOMPANYING FLOOD INSURANCE RATE MAPS (FIRM)**

WHEREAS, the City of Fairhope, Alabama has enacted a Flood Damage Prevention Ordinance to control land development within all Special Flood Hazard Areas within the jurisdiction, including extra-territorial jurisdiction (ETJ) of the City of Fairhope; and

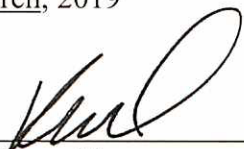
WHEREAS, in order to comply with the minimum criteria of the National Flood Insurance Program (NFIP) [44 CFR 60.3(d), the City of Fairhope, Alabama must adopt the effective Flood Insurance Study (FIS) and its accompanying Flood Insurance Rate Maps (FIRM); and

WHEREAS, at the duly held meeting on March 7, 2019, the Fairhope City Council recommended approval of the proposed adoption of the new flood maps; and

WHEREAS, the City of Fairhope, Alabama conducted a duly advertised public hearing on the draft amendments to the effective FIS and its accompanying FIRM at a public Open House at the Fairhope City Council Chambers on Tuesday, August 29, 2017, and participated in the Baldwin County Flood Map Open House Meeting in Foley, Alabama on November 9, 2017;

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council hereby adopts the effective Flood Insurance Study (FIS) and its accompanying Flood Insurance Rate Maps (FIRM) dated April 19, 2019.

Adopted this the 7th day of March, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

7 March 2019

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 Amendment No. 1 to RFP Number 001-18 for the Natural Gas Distribution System Leak Detection Survey for Gas Department with Leak Detection Services, Inc. The Amendment is a change in services with a corresponding change in the cost per mile, which includes a visual inspection of all service meters and above ground facilities related to service installations to meet the atmospheric corrosion inspection requirement in the Department of Transportation Pipeline Safety Regulations. This change increased the original contract cost from \$81,972.50 to \$99,644.60. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 3348-19

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 RFP Number 001-18 for the Natural Gas Distribution System Leak Detection Survey for Gas Department with Leak Detection Services, Inc. The Amendment is a change in services with a corresponding change in the cost per mile, which includes a visual inspection of all service meters and above ground facilities related to service installations to meet the atmospheric corrosion inspection requirement in the Department of Transportation Pipeline Safety Regulations. This change increased the original contract cost from \$81,972.50 to \$99,644.60.

Adopted on this 7th day of March, 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 that Mayor Karin Wilson is hereby authorized to execute a contract with Magnolia River for Professional Consultant Services for RFQ No. PS015-18, Cast Iron Replacement Program with System Mapping and System Modeling for the Gas Department (RFQ No. PS015-18) with a not-to-exceed amount of \$70,000.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

7 March 2019


RESOLUTION NO. 3349-19

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 Magnolia River for Professional Consultant Services for RFQ No. PS015-18, Cast Iron Replacement Program with System Mapping and System Modeling for the Gas Department (RFQ No. PS015-18) with a not-to-exceed amount of \$70,000.00.

DULY ADOPTED THIS 7TH DAY OF MARCH, 2019


 Karin Wilson, Mayor

Attest:



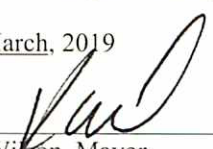
 Lisa A. Hanks, MMC
 City Clerk

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 a Merry-Go-Round for Fels Park for the Recreation Department and the requested equipment is available for direct procurement through the U. S. Communities Buying Group Contract; and therefore, does not have to be let out for bid. The cost is \$5,379.31: funding by the Fairhope Kiwanis of \$4,000.00 and the City of Fairhope \$1,379.31. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3350-19


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 a Merry-Go-Round for Fels Park for the Recreation Department and the requested equipment is available for direct procurement through the U. S. Communities Buying Group Contract; and therefore, does not have to be let out for bid. The cost is \$5,379.31: funding by the Fairhope Kiwanis of \$4,000.00 and the City of Fairhope \$1,379.31.

Adopted on this 17th day of March, 2019


 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

7 March 2019

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 John Deere 4x4 Side by Side Maintenance Vehicle for the Gas 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 \$13,062.72; and hereby repeals Resolution No. 3277-18 adopted on December 20, 2018. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

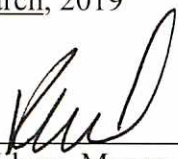
RESOLUTION NO. 3351-19

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 4x4 Side by Side Maintenance Vehicle for the Gas 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 \$13,062.72.

[2] That Resolution No. 3277-18 adopted on December 20, 2018 is hereby repealed.

Adopted on this 7th day of March, 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 a 2019 Ford XLT Transit Wagon for the IT Department and the type of vehicle needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid; and the total cost is \$24,217.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

7 March 2019

RESOLUTION NO. 3352-19

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 a 2019 Ford XLT Transit Wagon for the IT Department and the type of vehicle needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid; and

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

Bid Number: T191A

2019 2019 Ford XLT Transit Wagon **Cost is \$24,217.00**

Adopted on this 7th day of March, 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 approves the procurement of FY 2019 Inventory Supply of Electrical Underground Wire (1/0 15KV 220m) for the Electric Department with a cost of \$11,450.00. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

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7 March 2019

RESOLUTION NO. 3353-19

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 FY 2019 Inventory Supply of Electrical Underground Wire (1/0 15KV 220m) for the Electric Department with a cost of \$11,450.00.

Adopted on this 7th day of March, 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 approves the procurement of One (1) Pipe Trailer to transport 2” PE Gas Pipe for the Gas Department with a cost of \$10,960.69. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3354-19

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 One (1) Pipe Trailer to transport 2” PE Gas Pipe for the Gas Department with a cost of \$10,960.69.

Adopted on this 7th day of March, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

7 March 2019


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 windows from Home Depot for quoted price of \$10,703.60; and approve the installation by Seale Quality Construction and Renovations, Inc. at a quoted price of \$14,950.00 for Quail Creek Clubhouse. The total project cost will be \$25,658.60. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 3355-19

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 windows from Home Depot for quoted price of \$10,703.60; and approve the installation by Seale Quality Construction and Renovations, Inc. at a quoted price of \$14,950.00 for Quail Creek Clubhouse. The total project cost will be \$25,658.60.

Adopted on this 7th day of March, 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 approve ALTEC Industries, Inc. as the “Sole Source” provider for the repair of the ALTEC Derrick Truck for the Electric Department. The cost will be \$12,361.17. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

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7 March 2019

RESOLUTION NO. 3356-19

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

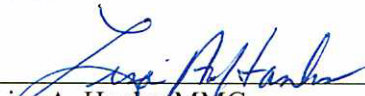
[1] That the City of Fairhope has voted to approve ALTEC Industries, Inc. as the "Sole Source" provider for the repair of the ALTEC Derrick Truck for the Electric Department. The cost will be \$12,361.17.

Adopted on this 7th day of March, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

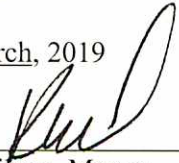
Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to purchase a 2015 Ford Explorer 4-Dr SUV for the Revenue Department and the type of vehicle needed is on the Alabama Department of Transportation (ALDOT) surplus equipment list. The total cost not to exceed \$16,064.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 3357-19

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 a 2015 Ford Explorer 4-Dr SUV for the Revenue Department and the type of vehicle needed is on the Alabama Department of Transportation (ALDOT) surplus equipment list. The total cost not to exceed \$16,064.00.

Adopted on this 7th day of March, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

7 March 2019


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 a 2016 Ford F150 Pickup Truck for the Building Department and the type of vehicle needed is on the Alabama Department of Transportation (ALDOT) surplus equipment list. The total cost not to exceed \$26,300.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 3358-19

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 a 2016 Ford F150 Pickup Truck for the Building Department and the type of vehicle needed is on the Alabama Department of Transportation (ALDOT) surplus equipment list. The total cost not to exceed \$26,300.00.

Adopted on this 7th day of March, 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 Metal Building for Transformer Storage at Twin Beech for the Electric Department from ACE-QUIN-CO, Inc. with a total cost of \$18,650.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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7 March 2019

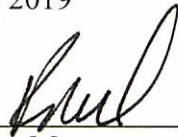
RESOLUTION NO. 3359-19

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 Metal Building for Transformer Storage at Twin Beech for the Electric Department (RFQ No. 001-19) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

[2] [2] After evaluating the quotes, the City of Fairhope approves the procurement of Metal Building for Transformer Storage at Twin Beech for the Electric Department from ACE-QUIN-CO, Inc. with a total cost of \$18,650.00.

Adopted on this 7th day of March, 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 that Mayor Karin Wilson is hereby authorized to execute Change Order No. 2 to Bid No. 005-18, Library Envelope Repairs 2019 which adds an additional 12 calendar days to the contract for miscellaneous repairs due to unforeseen conditions discovered upon demolition and affects the critical path schedule; and awards the Change Order to MW Rogers Construction Co., LLC. The Change Order will extend the contract time from 210 calendar days to 222 calendar days. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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7 March 2019

RESOLUTION NO. 3360-19


BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Karin Wilson is hereby authorized to execute Change Order No. 2 to Bid No. 005-18, Library Envelope Repairs 2019 which adds an additional 12 calendar days to the contract for miscellaneous repairs due to unforeseen conditions discovered upon demolition and affects the critical path schedule; and awards the Change Order to MW Rogers Construction Co., LLC. The Change Order will extend the contract time from 210 calendar days to 222 calendar days.

Adopted on this 7th day of March, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Council President Burrell read the recommendation of the Fairhope Environmental Advisory Board and stated he was not sure what the Council was to approve. Councilmember Conyers stated to approve acceptance of the recommendation. He stated the Utilities Technical Support Services Resource or Division would need further discussion; and the FEAB wants to make sure infrastructure upgraded in a timely manner. Councilmember Conyers suggested taking under advisement that we received initiatives and we will address at a future date. It was the consensus of the City Council to table for more discussion.

Councilmember Boone moved to table the recommendation of the Fairhope Environmental Advisory Board requesting from the City Council approval of the following three initiatives: Stormwater Sampling Plan, Side-stream Wastewater Storage, and Fairhope Public Utilities Technical Support Services Resource or Division as described on the attached document. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby appoints the City Clerk Lisa Hanks to be interim Blue Cross Blue Shield designee. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

7 March 2019

RESOLUTION NO. 3361-19

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council hereby appoints the City Clerk Lisa Hanks to be interim Blue Cross Blue Shield designee.

DULY ADPOTED ON THIS 7TH DAY OF MARCH, 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 Council approves the selection of Walcott, Adams & Verneuille, to perform Professional Architectural Services to Assess Repairs at the Welcome Center (RFQ No. 006-19); and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule and establish a not-to-exceed limit with this firm. Seconded by Councilmember Boone, motion passed unanimously by voice vote.


RESOLUTION NO. 3362-19

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves the selection of Walcott, Adams & Verneuille, to perform Professional Architectural Services to Assess Repairs at the Welcome Center (RFQ No. 006-19); and hereby authorizes Mayor Karin Wilson to negotiate a fee schedule and establish a not-to-exceed limit with this firm.

DULY ADOPTED THIS 7TH DAY OF MARCH, 2019


 Karin Wilson, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

7 March 2019

Councilmember Brown introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby authorizes the funding for the Upgrade of Water Main being relocated in the ALDOT IMF-1010 (320) Widening SR-181 Project from a six inch main to a twelve inch main to allow for future growth. The cost for the upgrade will be \$121,040.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3363-19

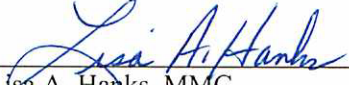
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council hereby authorizes the funding for the Upgrade of Water Main being relocated in the ALDOT IMF-1010 (320) Widening SR-181 Project from a six inch main to a twelve inch main to allow for future growth. The cost for the upgrade will be \$121,040.00.

Adopted on this 7th day of March, 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 Pay Grade for Planning Director Position be revised and approved in the Compensation and Job Classification Plan from a Grade 28 to a Grade 32 subject to the approval of the Personnel Board. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 3364-19

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the Pay Grade for Planning Director Position be revised and approved in the Compensation and Job Classification Plan from a Grade 28 to a Grade 32 subject to the approval of the Personnel Board.

ADOPTED THIS 7TH DAY OF MARCH, 2019.



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

7 March 2019

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope authorizes submission of an application to NPS requesting an FY2019 Challenge Cost Share Program grant and authorizes the Mayor to sign the required grant application on behalf of the City. Seconded by Councilmember Brown, motion passed unanimously by voice vote.

RESOLUTION NO. 3365-19

**AUTHORIZING THE SUBMISSION OF AN APPLICATION
FOR THE 2019 NATIONAL PARK SERVICE
CHALLENGE COST SHARE PROGRAM GRANT**

WHEREAS, the National Park Service (“NPS”), in partnership with the Outdoor Foundation, is accepting grant applications for the FY2019 Challenge Cost Share Program grants; and

WHEREAS, the City of Fairhope has identified a need to enhance and conserve an area at the Fairhope Docks which will have connectivity to the Eastern Shore Trail; and

WHEREAS, the NPS have matching funds of up to \$25,000.00 with the City matching the awarded funds with in-kind goods and services.

THEREFORE, BE IT RESOLVED BY THE City of Fairhope, IN REGULAR SESSION ASSEMBLED, that by this Resolution the City of Fairhope authorizes submission of an application to NPS requesting an FY2019 Challenge Cost Share Program grant and authorizes the Mayor to sign the required grant application on behalf of the City.

DULY ADOPTED THIS 7TH DAY OF MARCH, 2019



Karin Wilson, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

7 March 2019

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

- 1) Planning Director Wayne Dyess addressed the City Council and thanked the City Council and Mayor for giving him the opportunity to serve the City of Fairhope. Mr. Dyess said the enjoyed working here and staff made it easy for him to do his job.

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 Alabama Code § 36-25A-7(a)(6) 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. The approximate time to be in Executive Session is 30 minutes. Councilmember Brown moved to go into Executive Session. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Exited the dais at 7:15 p.m. Returned at 7:53 p.m.

Council President Burrell stated there was a need to add on an agenda item after Agenda Item Number 30: a resolution that the Fairhope City Council hereby authorizes Council President Jack Burrell and Councilmember Robert Brown to negotiate a price to purchase certain real estate for the Recreation Department and to bring back to the City Council for future consideration.

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

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the Fairhope City Council hereby authorizes Council President Jack Burrell and Councilmember Robert Brown to negotiate a price to purchase certain real estate for the Recreation Department and to bring back to the City Council for future consideration. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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7 March 2019

RESOLUTION NO. 3366-19


BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the Fairhope City Council hereby authorizes Council President Jack Burrell and Councilmember Robert Brown to negotiate a price to purchase certain real estate for the Recreation Department and to bring back to the City Council for future consideration.

Adopted on this 7th day of March, 2019



Jack Burrell, Council President

Attest:



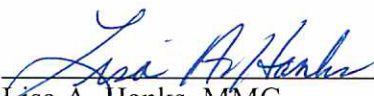
Lisa A. Hanks, MMC
City Clerk

Councilmember Robinson 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 7:54 p.m.



Jack Burrell, Council President



Lisa A. Hanks, MMC
City Clerk