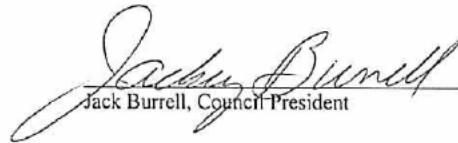


13 May 2020

NOTICE AND CALL OF SPECIAL MEETING

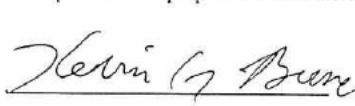
Notice is hereby given of a special-called emergency meeting of the City Council of the City of Fairhope, Alabama, to be held at the Fairhope Municipal Complex on Wednesday, 13 May 2020, at 4:00 p.m., for the purpose of:

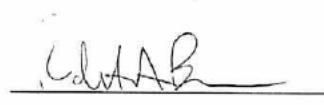
- ❖ An Ordinance to Establish an Emergency Water Conservation Plan for the City of Fairhope for Customers or Persons who use the City of Fairhope Water System.



 Jack Burrell, Council President

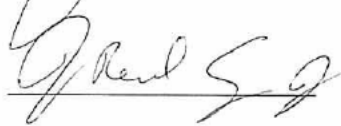
CONSENT TO HOLDING OF MEETING

The undersigned members of the City Council of the City of Fairhope, Alabama, do hereby acknowledge service of the Notice and Call of Special Emergency Meeting hereinabout set forth and do hereby consent to the holding of such meeting as such time in such place for the purpose set forth therein.

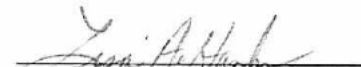








Attest:


 Lisa A. Hanks, MMC
 City Clerk

13 May 2020

STATE OF ALABAMA)(
 :
 COUNTY OF BALDWIN)(

The City Council, City of Fairhope, met in Special-Called Emergency Session at 4:00 p.m., Fairhope Municipal Complex Council Chamber, 161 North Section Street, Fairhope, Alabama 36532, on Thursday, 13 May 2020.

Present were Council President Jack Burrell, Councilmembers: Jay Robinson (arrived at 4:10 p.m.), 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 4:08 p.m. and explained the reason for the special-called meeting.

Councilmember Conyers introduced in writing an ordinance to an Ordinance to Establish an Emergency Water Conservation Plan for the City of Fairhope for Customers or Persons who use the City of Fairhope Water System.

Water and Sewer Superintendent Jay Whitman addressed the City Council and explained the need for this ordinance. He stated that we have used 60 million gallons more than last year; a main broke this weekend; well number 8 is only at 15 to 20 percent capacity; and well number 6 was taken down due to a power line. Mr. Whitman commented he has never seen our system this low in 17 years.

Council President Burrell questioned the demand to capacity and why the well number 8 will not refill during the night. Mr. Whitman replied we are at 100 percent capacity without well number 8; and 90 percent with the well. He commented all of this is due to the drought. Mr. Whitman explained that we lose all of the water in the first couple of hours. Councilmembers Conyers and Robinson voiced their concerns with going straight to Phase III; and the legal issues.

City Clerk Lisa Hanks stated the publication issues and the Code of Alabama requiring before the ordinance goes into effect. She commented the earliest to publish in the newspaper, if adopted today, would be May 27, 2020.

Councilmember Boone questioned the water break and the cause. Mr. Whitman replied they backfilled with red clay which turned like concrete; and the pressure on the pipe cause the break. He also stated the way the pipe was laid was incorrect.

Council President Burrell began going through the ordinance; and asked why commercial, retail, golf courses, City of Fairhope, and nurseries were not exempt. Operations Director Michael Allison agreed this should be mainly residential.

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Councilmember Boone commented he wanted something in place. Council President Burrell questioned the hours of watering and manual issues. Councilmember Brown said we could ask people to conserve water; and this ordinance is so convoluted and hard to read. Mr. Whitman said we want to make the ordinance for the issue now.

City Attorney Marcus McDowell explained the need to replace the Violations Section with the wording from our Code of Ordinances; Section 1-8. He said there are "Due Process Rights" for Municipal Court.

Mayor Wilson recommended that new lawns and landscaping be exempt. The City Council agreed to exempt new lawns and landscaping as recommended for 30 days from the date of planting.

Councilmember Robinson introduced in writing Ordinance No. 1682, an Ordinance to Establish an Emergency Water Conservation Plan for the City of Fairhope for Customers or Persons who use the City of Fairhope Water System with recommended changes. In order to take immediate action, Councilmember Conyers moved for immediate consideration. Seconded by Councilmember Boone, motion for immediate consideration passed unanimously by the following voice votes: AYE – Burrell, Robinson, Conyers, Brown, and Boone. NAY - None.

Councilmember Conyers then moved for final adoption of Ordinance No. 1682. The motion was seconded by Councilmember Robinson who commented the "Fines Section" is not an issue now since we replaced it; and it will not be in effect until several weeks. After further discussion, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, Conyers, and Boone. NAY - Brown.

Council President Burrell announced for everyone to conserve water and please stop irrigating. He said hopefully we will have rain soon and Well Number 8 online. Mayor Wilson commented this is a good policy and other Cities have same.

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

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There being no further business to come before the City Council, the meeting was duly adjourned at 5:02 p.m.



Jack Burrell, Council President



Lisa A. Hanks, MMC
City Clerk