

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, 12 October 2020.

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

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

Council President Burrell stated there was a need to add on an agenda item after Agenda Item Number 19: a that the City Council hereby approves and authorizes the expenditure for office furniture for City Hall.

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 moved to approve minutes of the 28 September 2020, regular meeting; minutes of the 28 September 2020, work session; minutes of the 28 September 2020, agenda meeting; and minutes of the 7 October 2020, Special Emergency City Council meeting. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Councilmember Robinson thanked Thomas Hospital and the Doctors for the birth of his daughter Alexandria Robinson and taking care of her.

Council President Burrell announced that on October 19, 2020 curbside recycling pickup will resume. He commented that if you hire someone to remove vegetative debris or cut down a tree that was not damaged by Hurricane Sally, they are supposed to remove it.

Councilmember Robinson moved for final adoption of Ordinance No. 1689, an ordinance to repeal and replace Ordinance No. 1541 and Ordinance No. 1435 and to Establish the Bylaws of the Fairhope Environmental Advisory Board. (Introduced at the September 28, 2020 City Council Meeting) Seconded by Councilmember Boone, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, and Boone. NAY - None.

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Councilmember Boone moved for final adoption of Ordinance No. 1690, an ordinance to amend Ordinance No. 843 amending Chapter 20, Article I, Section 20-14 (1); removing the words “except that bicycles may be pushed but not ridden on the pathway between Pier Avenue and Fels Avenue.” (Introduced at the September 28, 2020 City Council Meeting) Seconded by Councilmember Robinson, motion for final adoption passed by the following voice votes: AYE – Burrell, Robinson, and Boone. NAY - None.

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope hereby strongly supports Amendment 2 and the proposed establishment of a toll authority to financially support and expeditiously construct the expansion of the Baldwin Beach Express II. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3838-20

**CITY OF FAIRHOPE RESOLUTION ON
BALDWIN BEACH EXPRESS EXPANSION
IN SUPPORT OF AMENDMENT 2 ON THE BALDWIN COUNTY
GENERAL ELECTION BALLOT ON NOVEMBER 3, 2020**

WHEREAS, the City of Fairhope in the State of Alabama does hereby find as follows:

WHEREAS, a local, constitutional amendment proposing the expansion of the Baldwin Beach Express with a new roadway, the Baldwin Beach Express II, connecting Interstate 10 to Interstate 65 is on the Baldwin County General Election ballot on November 3, 2020; and

WHEREAS, Amendment 2 on the General Election ballot proposes the establishment of a toll authority to oversee this roadway extension, projected to cost \$200 million, to be fully paid for by users of the new roadway; and

WHEREAS, Development of the proposed new roadway will NOT require the closure of or limiting access to any current transportation routes or roadways, ensuring that only those visitors and citizens who wish to use the new road will pay for it; and

WHEREAS, Baldwin County has experienced rapid growth and development in five years' time, making the Baldwin Beach Express II critical infrastructure in order to establish a strong and ready foundation for the future economic security and prosperity of our citizens; and

WHEREAS, an additional roadway will secure a safe and efficient alternative evacuation route for Baldwin County residents and visitors during hurricane season and provide an additional route for public safety and health officers to assist the community in the advent of a natural disaster; and

WHEREAS, Baldwin County has long been a world class destination for visitors and beachgoers from throughout the country and promoting enhanced accessibility for visitors is vital for Baldwin County residents whose businesses thrive off tourist and visitor traffic; and

WHEREAS, the proposed additional roadway will provide additional economic opportunity for the citizens of Baldwin County by providing a new transportation artery adjacent to the Baldwin County Economic Development Megaproject; and

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WHEREAS, the proposed Baldwin Beach Express II will enhance the overall quality of life for the citizens of Baldwin County for generations to come;

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City of Fairhope hereby strongly supports Amendment 2 and the proposed establishment of a toll authority to financially support and expeditiously construct the expansion of the Baldwin Beach Express II.

Adopted on this 12th day of October, 2020


Jack Burrell, Council President

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 Budget for the fiscal year ending September 30, 2020 be extended to allow the invoices and expenditures to continue as needed until the parts of Budget FY2021 are adopted. Seconded by Councilmember Boone, motion passed unanimously by voice vote.


RESOLUTION NO. 3839-20

WHEREAS, the Budget for the fiscal year ending September 30, 2021 has not been adopted by the City Council; and

WHEREAS, the City invoices need to continue being paid on a weekly basis, in order to take advantage of any available discounts, and to more nearly match the outflow of cash to the receipt of revenue from the three utility billing cycles.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that the Budget for the fiscal year ending September 30, 2020 be extended to allow the invoices and expenditures to continue as needed until the parts of Budget FY2021 are adopted.

Adopted on this 12th day of October, 2020


Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

12 October 2020

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution to Award RFQ for Engineering Services Contract for the Alabama Department of Conservation and Natural Resources (ADCNR) Grant #S1P25-FSU1 (Restore Act Project #396 – Sewer Upgrade Project Phase 1) to Dewberry Engineer, Inc. with a total not to exceed fees of \$1,210,000.00 (Award for \$610,000.00 for Engineering Design Fees, \$100,000.00 for Other Engineering Fees, and \$500,000.00 for Construction Engineering Inspection Services, subject to review and approval by ADCNR and City Attorney prior to execution (RFQ PS017-20). The motion was seconded by Councilmember Robinson. Engineer of Record Andy Bobe addressed the City Council and explained the details of Phase I. Councilmember Boone commented he was part of the “Selection Process” and this is the most important part of the upgrade. After further discussion, motion passed unanimously by voice vote.

RESOLUTION NUMBER 3840-20

**AWARDING THE RFQ PS017-20 ENGINEERING SERVICES CONTRACT
FOR THE ALABAMA DEPARTMENT OF CONSERVATION
AND NATURAL RESOURCES GRANT #S1P25-FSU1
(RESTORE ACT PROJECT #396 - SEWER UPGRADE PROJECT PHASE 1)**

WHEREAS, the City of Fairhope was awarded a RESTORE Act Direct Component Subrecipient Grant from the Alabama Department of Conservation and Natural Resources (ADCNR) on April 16, 2020; and

WHEREAS, the project requires Professional Engineering Services and the City did solicit Requests for Qualifications (RFQ PS017-20) in accordance with applicable federal, state and local laws, codes, regulations, ordinances, etc., including, but not limited to all executive orders (EO), Office of Management and Budget (OMB) requirements, and U.S. Treasury Regulations; and

WHEREAS, the City did receive nine (9) proposals from Engineering Firms for said services which were opened and reviewed, and the City’s Evaluation Committee selected the three (3) most qualified firms to make presentations on September 3, 2020, and subsequently rated them according to the rating criteria; and

WHEREAS, the City’s Evaluation Committee determined Dewberry Engineer, Inc. to be the most qualified firm and recommends that this firm be selected for said services; and

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WHEREAS, the amount obligated for Engineering Services for Phase I of the Subrecipient Grant by the U.S. Department of Treasury is Six-hundred and ten thousand dollars (\$610,000.00) for Engineering Design Fees, One hundred thousand dollars (\$100,000.00) for Other Engineering Fees, and Five-hundred thousand dollars (\$500,000.00) will be obligated for Construction Engineering Inspection Services; and

WHEREAS, One-hundred percent (100%) of the Professional Engineering Services fees will be paid for with grant funds made available through the Subrecipient Grant Agreement #S1P25-FSU1 with ADCNR, and the total Engineering Services fees will not exceed 12.5% of the total project grant funds of \$10,000,000.00 (or \$1,210,000.00);

THEREFORE, BE IT RESOLVED BY THE City of Fairhope, IN REGULAR SESSION ASSEMBLED, that by this Resolution the City of Fairhope awards the contract for Professional Engineering Services (RFQ PS017-20) for ADCNR Grant #S1P25-FSU1 to Dewberry Engineer, Inc., subject to review and approval by ADCNR and City Attorney prior to execution; and

BE IT FURTHER RESOLVED BY THE City of Fairhope, that the City will award the contract for Engineering Services for Phase I of the Subrecipient Grant by the U.S. Department of Treasury is Six-hundred and ten thousand dollars (\$610,000.00) for Engineering Design Fees, One hundred thousand dollars (\$100,000.00) for Other Engineering Fees, and Five-hundred thousand dollars (\$500,000.00) will be obligated for Construction Engineering Inspection Services.

DULY ADOPTED THIS 12TH DAY OF OCTOBER, 2020


 Jack Burrell, Council President

Attest:


 Lisa A. Hanks, MMC
 City Clerk

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution to Award Bid for a Root Pruner and Aerator Verti-Quake 2516 for the Quail Creek Golf Course for the Recreation Department to Redexim North American, Inc. with a total bid proposal of \$16,200.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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RESOLUTION NO. 3841-20

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

[1] That the City of Fairhope did request, receive, and open bids for a Root Pruner and Aerator Verti-Quake 2516 for Quail Creek Golf Course for the Recreation Department (Bid Number 005-20).

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


Please see attached Bid Tabulation for
Root Pruner and Aerator Verti-Quake 2516
for the Recreation Department

[3] After evaluating the bid proposals with the required bid specifications, Redexim North American, with a total bid proposal of \$16,200.00, is now awarded the bid for a Root Pruner and Aerator Verti-Quake 2516 for the Recreation Department.

Adopted on this 12th day of October, 2020


Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

**CITY OF FAIRHOPE
TAB AND RECOMMENDATION
Bid NO: 036-20
BID NAME: Aerification Equipment for Quail Creek
BID OPENED: Tuesday, September 22, 2020 - 10:00 a.m.**

Vendor	Bid Documents Signed/Notarized	Vendor Compliance	Delivery (ARO)	Unit Price
Redexim North America	YES	YES	45 days	\$ 16,200.00
Aqua Aid Solutions	YES	YES	5 days	\$ 18,350.00

Recommendation: Award to Redexim North America

To the best of my knowledge this is an accurate Bid Tabulation


Signature
Pat White, Director Parks and Recreation

9/23/2020
Date


Signature
Delores A Brandt, Purchasing Manager

9/23/2020
Date

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Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution to Reject all Submittals for Proposals for the Professional Planning Services for Fairhope Area Community-Based Comprehensive Land Use Plan and Re-advertise the RFP at the recommendation of Alabama Department of Conservation and Natural Resources (the Grantee); ADCNR Grant #S1P17-FACP. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3842-20

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

[1] That the City of Fairhope did request, receive, and open Request for Proposals for Professional Planning Services for Fairhope Area Community-Based Comprehensive Land Use Plan ADCNR Grant #S1P17-FACP (Restore Act) (RFP No. 008-20) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

[2] After evaluating the RFP proposal with the required bid specifications, the recommendation by the Grantee, Alabama Department of Conservation and Natural Resources is to reject all submittals and re-advertise the RFP.

Adopted on this 12th day of October, 2020


 Jack Burrell, Council President

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 TerraXplorations, Inc. to perform Archaeology Monitoring for the Arts Alley Transit Hub Project (RFP No. 005-20); and hereby authorizes Mayor Karin Wilson to execute the associated contract with a not-to-exceed limit of \$10,000.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

12 October 2020

RESOLUTION NO. 3843-20

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves the selection of TerraXplorations, Inc. to perform Archaeology Monitoring for the Arts Alley Transit Hub Project (RFP No. 005-20); and hereby authorizes Mayor Karin Wilson to execute the associated contract with a not-to-exceed limit of \$10,000.00.

DULY ADOPTED THIS 12TH DAY OF OCTOBER, 2020


Jack Burrell, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Karin Wilson is hereby authorized to execute a contract for Extension No. 1 of Bid No. 038-19, Perennial Ryegrass Seed for the Recreation Department, with SiteOne Landscape Supply, for an additional one year, as per the terms and conditions of the original contract. The cost is \$58.07 per 50 lb. bag with an estimated 300 bags for a total bid proposal of \$17,421.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3844-20

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Karin Wilson is hereby authorized to execute a contract for Extension No. 1 of Bid No. 038-19, Perennial Ryegrass Seed for the Recreation Department, with SiteOne Landscape Supply, for an additional one year, as per the terms and conditions of the original contract. The cost is \$58.07 per 50 lb. bag with an estimated 300 bags for a total bid proposal of \$17,421.00.

Adopted on this 12th day of October, 2020


Jack Burrell, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

12 October 2020

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the negotiated pricing for HVAC Parts and Supplies from Wittichen Supply Co. The cost is unknown until actual parts or replacement is needed. The amount spent in FY2020 was in excess of \$47,000.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3845-20

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

[1] That the City of Fairhope approves the negotiated pricing for HVAC Parts and Supplies from Wittichen Supply Co. The cost is unknown until actual parts or replacement is needed. The amount spent in FY2020 was in excess of \$47,000.00.

Adopted on this 12th day of October, 2020


 Jack Burrell, Council President

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 approves the procurement of a Grit Classifier Auger and Guides for the Sewer Department from Jim House and Associates as Sole Source Provider for Schreiber, LLC in the State of Alabama, and the State of Florida (Panhandle). The units must fit into our existing standardized system; and are exempt from formal bid pursuant to Code of Alabama 1975, Section 41-16-75. The cost will be \$9,519.00 and included in the FY2021 Draft Budget. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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12 October 2020

RESOLUTION NO. 3846-20

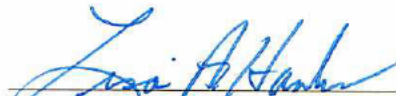
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

[1] That the City of Fairhope approves the procurement of a Grit Classifier Auger and Guides for the Sewer Department from Jim House and Associates as Sole Source Provider for Schreiber, LLC in the State of Alabama, and the State of Florida (Panhandle). The units must fit into our existing standardized system; and are exempt from formal bid pursuant to Code of Alabama 1975, Section 41-16-75. The cost will be \$9,519.00 and included in the FY2021 Draft Budget.

Adopted on this 12th day of October, 2020


Jack Burrell, Council President

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 Two 6"x18" and One 8"x18" Plidco Repair Split and Sleeves for the Gas Department from Port City Pipe, Inc.; 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 \$21,974.70. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3847-20

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 Two 6"x18" and One 8"x18" Plidco Repair Split and Sleeves for the Gas Department from Port City Pipe, Inc.; 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 \$21,974.70.

Adopted on this 12th day of October, 2020


Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

12 October 2020

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to procure Three Greenhouses that were destroyed by Hurricane Sally for the Horticulture Department of Public Works; and the items are available for direct procurement through the Sourcewell Purchasing Coop which has been nationally bid; and therefore, does not have to be let out for bid. The cost will be \$40,405.50 which is unbudgeted but should be reimbursed through FEMA. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 3848-20

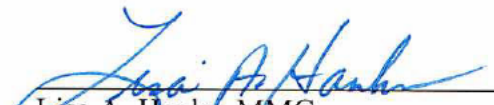
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

[1] That the City of Fairhope has voted to procure Three Greenhouses that were destroyed by Hurricane Sally for the Horticulture Department of Public Works; and the items are available for direct procurement through the Sourcewell Purchasing Coop which has been nationally bid; and therefore, does not have to be let out for bid. The cost will be \$40,405.50 which is unbudgeted but should be reimbursed through FEMA.

Adopted on this 12th day of October, 2020


 Jack Burrell, Council President

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 procure of Repairs to accident damaged Engine #914, a fire suppression vehicle at Fire Station #1 for the Fairhope Volunteer Fire Department from Sunbelt Fire, Inc., as Sole Source Distributor and Service Provider for E-One products for our region. This is an unbudgeted cost of \$11,930.91 but will be paid by insurance less deductible. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

12 October 2020

RESOLUTION NO. 3849-20

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 of Repairs to accident damaged Engine #914, a fire suppression vehicle at Fire Station #1 for the Fairhope Volunteer Fire Department from Sunbelt Fire, Inc., as Sole Source Distributor and Service Provider for E-One products for our region. This is an unbudgeted cost of \$11,930.91 but will be paid by insurance less deductible.

Adopted on this 12th day of October, 2020



Jack Burrell, Council President

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 approve this unbudgeted procurement for CitizenServe Software to be used by the Planning and Building Departments from Online Solutions, LLC; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(a)(11). The amount for this procurement training, setup, and migration and integration fees for the first year is \$111,500.00. This will be funded thru the CARES Act. The motion was seconded by Councilmember Robinson. Councilmember Boone questioned The CARES Act and if we decide not to use software. City Treasurer Kim Creech stated the software is to prevent COVID-19 and to allow citizens to remote in from home for permits, plans, etc. Building Director Erik Cortinas said this biggest issue from citizens and contractors was not having online access. After further discussion, motion passed unanimously by voice vote.

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12 October 2020

RESOLUTION NO. 3850-20

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 this unbudgeted procurement for CitizenServe Software to be used by the Planning and Building Departments from Online Solutions, LLC; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(a)(11). The amount for this procurement training, setup, and migration and integration fees for the first year is \$111,500.00. This will be funded thru the CARES Act.

Adopted on this 12th day of October, 2020


Jack Burrell, Council President

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 hereby approves and authorizes the expenditure for office furniture for City Hall. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 3851-20

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council hereby approves and authorizes the expenditure for office furniture for City Hall.

Adopted on this 12th day of October, 2020


Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

12 October 2020

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

There being no further business to come before the City Council, the meeting was duly adjourned at 6:34 p.m.



Jack Burrell, Council President



Lisa A. Hanks, MMC
City Clerk