

**CITY OF FAIRHOPE
CITY COUNCIL AGENDA**

MONDAY, 22 FEBRUARY 2021 - 6:00 P.M. - CITY COUNCIL CHAMBER

Invocation and Pledge of Allegiance

1. Approve minutes of 8 February 2021 Regular City Council Meeting, minutes of 8 February 2021 Work Session, and minutes of 8 February 2021 Agenda Meeting.
2. Report of the Mayor
3. Police Department – Presentation of Awards
4. Public Participation – Agenda Items – (3 minutes maximum)
5. Council Comments
6. **Final Adoption** – Ordinance – Amend Zoning Ordinance No. 1253.
Zoning Ordinance Amendment
 - Article V, Adding HTD – Highway Transitional District; Article III. Section B. Table 3-1: Use Table adding column for HTD permitted uses; and Article III, Section B. Table 3-2: Dimension Table adding row for HTD. (Introduced at the February 8, 2021 City Council Meeting)
7. **Final Adoption** – Ordinance – Amend Zoning Ordinance No. 1253.
Request to rezone the property of Seaman Capital, LLC/Dominion Partners from R-1 Low Density Single Family Residential District to Planned Unit Development (PUD). The property generally located at southwest of the intersection of Greeno Road and Volanta Avenue, Fairhope, Alabama. PPIN Numbers: 386193 and 386197. The property to be known as The Reserve at Fairhope PUD. (Introduced at the February 8, 2021 City Council Meeting)
8. **Final Adoption** – An Ordinance amending Ordinance No. 1312 (Section 16); and to repeal and replace Ordinance No. 1468, known as the Towing and Recovery Rotation Ordinance. This is Section 22-56 in the City of Fairhope’s Code of Ordinances.
9. Ordinance – An Ordinance to amend Ordinance No. 1266 and to repeal and replace Ordinance No. 1608. Fairhope Code of Ordinances: Article VI, Garbage and Trash Collection and Disposal, Section 21-75: Rates.
10. Resolution – That the City of Fairhope rescinds the award of RFP PS007-20, Resolution No. 3926-20, upon the request of ADCNR for the purpose of rescoring the proposals due to a discrepancy in the rating criteria; and to utilize the revised rating criteria as outlined in the RFP and approved by ADCNR.
11. Resolution – That the City Council approves the selection of Hope Hicks with Ball, Ball, Matthews & Novak for HR related Consulting Services; and hereby authorizes Mayor Sherry Sullivan to execute the associated contract/engagement letter for an additional \$5,000.00, bringing the total with a not-to-exceed to \$10,000.00.

12. Resolution – That the City of Fairhope authorizes submission of an application to ADECA requesting an FY 2021 Recreational Trails Program (“RTP”) grant and authorizes Mayor Sherry Sullivan to sign the required grant application on behalf of the City to construct a multi-use recreational trail, with trailhead facilities, for mountain biking and pedestrian use, located at the northern portion of the Triangle property, just north of Veterans Drive. Total projected costs estimate is \$500,000.00 (City will provide an estimated \$150,000.00 which is 27% if funded).
13. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Baldwin County Economic Development Alliance for an appropriation of \$15,000.00 to support economic development facilitation within the City of Fairhope.
14. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Care House, Inc. for an appropriation of \$5,000.00 to help with continuing support for children who are victims of sexual and severe physical abuse; and to help with the distribution of the child abuse prevention curriculum.
15. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Downtown Fairhope Business Association for an appropriation of \$20,000.00 to advertise and promote the City of Fairhope.
16. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract with the Eastern Shore Art Center for use of City Facilities and for an appropriation of \$20,000.00 for funds to support and sponsor the educational programs through The Art Center’s Academy of Fine Arts.
17. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Eastern Shore Chamber of Commerce for an appropriation of \$21,000.00 (which includes \$15,000.00 for the Annual Leaders Council Program) to advertise and promote the City of Fairhope.
18. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Baldwin Pops for an appropriation of \$2,000.00, in-kind services in the amount of \$8,400.00, and resources including personnel, but not security after normal business hours; and provides an exception to the Sign Ordinance by allowing banners for their Citywide events and to be displayed 10 days prior to those events to advertise and promote the City of Fairhope; and to provide free concerts yearly for the residents of Fairhope.
19. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Ecumenical Ministries Incorporated for an appropriation of \$10,000.00 to support the needs of Fairhope residents.
20. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and The Fairhope Film Festival for an appropriation of \$6,000.00 to help bring sustained economic growth from the film industry to the Alabama Gulf Coast through its Fairhope Film Festival.

21. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Mobile Bay National Estuary Program for an appropriation of \$15,000.00 to support activities related to Stormwater education and watershed management.
22. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Fairhope Pirate Booster Club, Inc. for an appropriation of \$10,000.00 to assist in the purchase of three Clorox Total360 disinfectant sprayers to be placed in the Girl’s Fieldhouse, Men’s Fieldhouse, and locker rooms to disinfect the site and equipment; and to approve the use of the Fairhope Civic Center for the Annual Drawdown and Silent Auction (date to be announced) which includes the use of associated rooms as needed, placement of a tent in the parking lot (all rental expenses paid by the Club), and use of the facility’s tables and chairs in the tent.
23. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Fairhope -Point Clear Rotary Youth Club for an appropriation of \$57,000.00 to help manage and operate the Fairhope-Point Clear Rotary Youth Club facility which includes cleaning supplies.
24. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Fairhope Educational Enrichment Foundation, Inc. for an appropriation of \$50,000.00 to help with the FEEF STEAM Center to be located at the K-1 Center.
25. Resolution – To Reject all Bids for Municipal Pier Utility Tray Repairs Rebid for the Public Works Department (Bid No. 012-21) pursuant to the Code of Alabama 1975, Section 41-16-57-2(d); and reevaluate project scope.
26. Resolution – That Mayor Sherry Sullivan is hereby authorized to execute a contract for Extension No. 1 of Bid No. 016-20, Sludge Removal Services 2020 for the Sewer Department, with GreenSouth Solutions, LLC for an additional one year, as per the terms and conditions of the original contract. The total bid proposal of \$85.00 per cubic yard, for an estimated annual cost of \$550,000.00.
27. Resolution – That the City of Fairhope approves the procurement for Fly Creek Tree Removal caused by Hurricane Sally (FEMA 4563). The RFQ was sent to forty (40) contractors as well as multiple State agencies for MBE and DEB consideration. The City received five responsive and responsible quotes; and awards the project to Tonsmeire Construction, Inc. in the amount of \$24,602.50.
28. Resolution – That the City of Fairhope approves the procurement for Wooden Pier Repairs damaged by Hurricane Sally (FEMA 4563). RFQ 2021-PWI 006 was sent to twenty-five (25) contractors as well as multiple State agencies for MBE and DEB consideration. The City received two responsive and responsible submissions; and awards the project to Asphalt Services, Inc. in the amount of \$60,119.00. An insurance claim has been filed; and once the claim is done, then FEMA claim will be submitted.
29. Resolution – That the City of Fairhope has voted to purchase a 2021 Dodge Ram 2500 3/4 Ton Crew Cab 4x4 Pickup Truck for the Gas 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. The cost will be \$28,208.30.

30. Resolution – That the City of Fairhope has voted to purchase a 2021 Dodge Ram 5500 Diesel Crew Cab and Chassis with dual rear wheels for the Gas 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. The cost will be \$50,172.00.
31. Resolution – That the City of Fairhope has voted to purchase a 2021 Utility Body for Dodge Ram 5500 Diesel Crew Cab for the Gas 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. The cost will be \$22,371.00.
32. Resolution – That the City of Fairhope has voted to procure a 2021 Caterpillar 303.5 E2 CR-Canopy Mini Excavator with Power Angle for the Water and Sewer Departments; and the item is available for direct procurement through the Sourcewell Contract; and therefore, does not have to be let out for bid. This has been nationally bid through the OMNIA Partners' bid process. The total cost will be \$44,980.00.
33. Resolution – That the City of Fairhope has voted to procure a 2021 Caterpillar 303.5 E2 CR-Canopy Mini Excavator with Power Angle through Sourcewell Contract and Econoline LP0721ITE Trailer through Omnia Partners Contract for the Gas Department; and the items are available for direct procurement through these Contracts. These items have been nationally bid through their bid process; and therefore, do not have to be let out for bid. The total cost will be \$49,996.00.
34. Resolution – That the City of Fairhope has voted to procure a 2021 Petersen Lightning Loader Trash Truck with Dump Body for the Sanitation Department (Public Works); and the item is available for direct procurement through the Sourcewell Contract which has been nationally bid through their bid process; and therefore, does not have to be let out for bid. The total cost will be \$157,134.38.
35. Resolution – That the City of Fairhope approves the procurement for Fairhope Fire Hall Roof damaged by Hurricane Sally (FEMA 4563). This Request for Quotes was sent to eight (8) contractors as well as multiple State agencies for MBE and DEB consideration. The initial request received no quotes, so the City solicited quotes a second time and received one quote; and awards the project to Roof Doctors of Alabama in the amount of \$10,500.00. An insurance claim has been filed; and once the claim is done, then FEMA claim will be submitted.
36. Resolution – That City of Fairhope hereby terminates the Purchase Order (the Contract) between the City of Fairhope and CDW Government, LLC, for the procurement of an IT Consultant for 3-Year Services Contract, due to no compromise could be reached by the attorneys for CDW and City of Fairhope.
37. Resolution – That the City of Fairhope has voted to purchase a 2013 Dodge Ram Flat Crew Cab Dump Truck for the Water Department and the type of vehicle needed is on the Alabama Department of Transportation (ALDOT) surplus equipment list. The total cost not to exceed \$22,957.00.

38. Resolution – That the City of Fairhope has voted to purchase a 2014 Ford Crane Truck for Public Works Department to be used for painting of signs; and the type of vehicle needed is on the Alabama Department of Transportation (ALDOT) surplus equipment list. The total cost not to exceed \$30,000.00.
39. Request – Eastern Shore Optimist Club – Requesting an in-kind donation to use the Fairhope Civic Center for the Dogwood Trail Pageant 2021 and the Delchamps Suite for the Arts and Crafts Reception in 2021.
40. Request - Golf Green Fees and Cart Fees for the Fairhope Educational Enrichment Foundation (“FEEF”) Golf Tournament.
41. Request - Fairhope Arts and Crafts Committee – Requesting permission to reschedule the Fairhope Arts and Crafts Festival for April 30, 2021, May 1, 2021, and May 2, 2021; and all requests (including use of streets) pursuant to the Memorandum of Understanding between the City of Fairhope and the Fairhope Arts and Crafts Festival Foundation.
42. Request – Gene Broadus, Eastern Shore Optimist Club – Requesting permission to hold the Easter Sunrise Service at 6:30 a.m. at the Fairhope Municipal Fountain; and help with traffic and securing the location for pedestrians.
43. Request – Erin Langley, Eastern Shore Repertory Theatre, Inc. - Requesting permission to use Henry George Park from April 29, 2021 through May 9, 2021 for the performance of the classic, “The Wizard of Oz” with performances being held May 6, 2021 through May 8, 2021 with a rain date or possible encore performance on May 9, 2021 (paid in 2020 but cancelled due to COVID; and will use payment for 2021 program); and usage of barricades and to have City employees assist in setup and removal of these. Pursuant to Ordinance No. 1486, ESRT will be responsible for security costs.
44. Application for Special Retail Liquor License – More than 30 day by Kirk Dye for Southern Chill, LLC d/b/a/ as Southern Chill located at 85 N. Bancroft Street, Fairhope, Alabama.
45. Application for a Restaurant Liquor License by David J. Jewett for Malinoisplaytime, LLC d/b/a Café 98, located at 901 Fairhope Avenue, Fairhope, Alabama.
46. Fairhope Environmental Advisory Board - Appointment and Reappointments
47. Board of Adjustments & Appeals – Appointments for Alternate Members
48. Public Participation – (3 minutes maximum)
49. Executive Session – To discuss pending and potential litigation and Section 36-25A-7(a)(4) to discuss security plans, procedures, assessments, measures, or systems, or the security or safety of persons, structures, facilities, or other infrastructures, the public disclosure of which could reasonably be expected to be detrimental to public safety or welfare.
50. Adjourn

**City Council Work Session - 4:30 p.m.
on Monday, February 22, 2021 – Council Chambers**

**City Council Agenda Meeting - 5:30 p.m.
on Monday, February 22, 2021 – Council Chambers**

Next Regular Meeting – Monday, March 8, 2021 - Same Time and Place