

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, 24 May 2021.

Present were Council President Pro Tempore Jimmy Conyers, Councilmembers: Corey Martin, Jay Robinson, and Kevin Boone, Mayor Sherry Sullivan, City Attorney Marcus E. McDowell, and City Clerk Lisa A. Hanks. Council President Jack Burrell was absent.

There being a quorum present, Council President Pro Tempore Conyers called the meeting to order. The invocation was given by Pastor Jason Garcia of Celebration Church and the Pledge of Allegiance was recited.

Council President Pro Tempore Conyers announced that the Public Hearing for the Overland PUD zoning case will be held on June, 14, 2021 at 6:00 p.m.

Council President Pro Tempore Conyers stated there was a need to add on two agenda items after Agenda Item Number 21: appointments of Knox McMurphy and May-Moss Parker to the Tree Committee; and a resolution that the City Council of the City of Fairhope hereby officially declares an emergency as an electrical panel needing to be replaced and moved due to the panel overheating and jeopardizing the power to part of the building and the testing lab at the City of Fairhope's Wastewater Treatment Plant Building; authorizes Mayor Sherry Sullivan to hire a certified electrician to assess the damage; and to appropriate money, not to exceed \$25,000.00, determine what measures to take for making emergency repairs to this critical public facility.

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

Councilmember Robinson moved to approve minutes of the 10 May 2021, regular meeting; minutes of the 10 May 2021, work session; and minutes of the 10 May 2021, agenda meeting. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Mayor Sullivan addressed the City Council and commented it is busy in Fairhope. She commented on the following projects: Section Street Drainage Project; Public Works Week; Nix Center opening on June 1, 2021; Memorial Day and Beach Booth; and the Budget Calendar.

24 May 2021

The following individual spoke during Public Participation for Agenda Items:

- 1) Gary Gover, 300 Lincoln Street, addressed the City Council regarding Agenda Item No. 7: a resolution that the Fairhope City Council hereby authorizes Mayor Sherry Sullivan to prepare and sign a Letter of Intent for the Fairhope Educational Enrichment Foundation (“FEEF”) to lease a portion of the K-1 Center property and buildings as contained within and specified in the attached Exhibit A- Pages 1 and 2. The lease will be \$1.00 per year (for a term of 25 years). The City Council hereby establishes and declares that the described real property of the City of Fairhope, Alabama, is not needed for public or municipal purposes during the term of this lease. The City of Fairhope will provide insurance for property. FEEF is not allowed to sublet any portion of the property; and will be responsible for maintenance. FEEF will be responsible for improvements to building conditions. The building improvements and educational opportunity constitute a valid public purpose for the City. The specific terms and conditions of which will be detailed in the Lease Agreement to be completed by August 1, 2021. He said this was not very informative and the FEEF usage. He commented there should be more Community engagement.

Councilmember Boone told everyone to have a safe Memorial Day weekend; and reminded everyone that the projects are for the betterment of Fairhope.

Council President Pro Tempore Conyers congratulated the kids for the school year. He also congratulated SALT for the wonderful Bald Eagle Bash this past weekend.

A Public Hearing was held to consider a proposed ordinance for a Franchise Agreement operate Beverage Vending Machines at the locations specified in Bid No. 006-21, Beverage Concession 2021. Councilmember Robinson introduced in writing an ordinance Application from Coca Cola Bottling Company United for a Franchise Agreement to operate Beverage Vending Machines at the locations specified in Bid No. 006-21, Beverage Vending and Concessions 2021 – Three Year; and it is to be in the best interest of the public and the City of Fairhope to grant this franchise. City Clerk Lisa Hanks explained the ordinance which was part of the Bid Award for Concessions.

Council President Pro Tempore Conyers opened the Public Hearing at 6:11 p.m.

- 1) Gary Gover, 300 Lincoln Street, addressed the City Council and said it is not clear where vending machines are located. City Clerk Hanks explained the contract and the vending machine franchise. Mr. Gover said parents were told they must purchase Coke products per agreement.

No one present opposed the proposed ordinance, the Public Hearing closed at 6:17 p.m. Due to lack of a motion for immediate consideration, this ordinance will layover until the June 14, 2021 City Council meeting.

24 May 2021

Councilmember Boone introduced in writing an ordinance directing the Transfer and Declaring certain real property as surplus and not needed for public or municipal purposes, located at the Intersection of County Road 13 and County Road 32 Improvement, Tax ID 05-46-08-33-0-000-009.000: Tract Number 1; containing 0.210 acres, more or less to Baldwin County, Alabama to be used as part of construction of a roundabout at said intersection which will serve a public purpose allowing easier ingress and egress to the City's future sports fields and increase traffic safety at said intersection. Due to lack of a motion for immediate consideration, this ordinance will layover until the June 14, 2021 City Council meeting.

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the Fairhope City Council hereby authorizes Mayor Sherry Sullivan to prepare and sign a Letter of Intent for the Fairhope Educational Enrichment Foundation ("FEEF") to lease a portion of the K-1 Center property and buildings as contained within and specified in the attached Exhibit A- Pages 1 and 2. The lease will be \$1.00 per year (for a term of 25 years). The City Council hereby establishes and declares that the described real property of the City of Fairhope, Alabama, is not needed for public or municipal purposes during the term of this lease. The City of Fairhope will provide insurance for property. FEEF is not allowed to sublet any portion of the property; and will be responsible for maintenance. FEEF will be responsible for improvements to building conditions. The building improvements and educational opportunity constitute a valid public purpose for the City. The specific terms and conditions of which will be detailed in the Lease Agreement to be completed by August 1, 2021.

The motion was seconded by Councilmember Martin who said he spoke with FEEF. He said this is a great opportunity for the City of Fairhope that includes the Pelican's Nest, Community Engagement, and STEAM participation. Councilmember Martin commented that 25 years for this lease does not bother him. Council President Pro Tempore Conyers stated that this lease is for the four buildings out front and the Pelican's Nest. He said this is the "Education Project Component;" and if it is not being used for its intent, it would revert back to the City. Councilmember Robinson commented this will be great for the City and the program. After further discussion, motion passed unanimously by voice vote.

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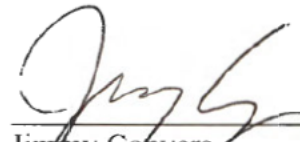
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24 May 2021

**RESOLUTION NO. 4092-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA,** That the Fairhope City Council hereby authorizes Mayor Sherry Sullivan to prepare and sign a Letter of Intent for the Fairhope Educational Enrichment Foundation ("FEEF") to lease a portion of the K-1 Center property and buildings as contained within and specified in the attached Exhibit A- Pages 1 and 2. The lease will be \$1.00 per year (for a term of 25 years). The City Council hereby establishes and declares that the described real property of the City of Fairhope, Alabama, is not needed for public or municipal purposes during the term of this lease. The City of Fairhope will provide insurance for property. FEEF is not allowed to sublet any portion of the property; and will be responsible for maintenance. FEEF will be responsible for improvements to building conditions. The building improvements and educational opportunity constitute a valid public purpose for the City. The specific terms and conditions of which will be detailed in the Lease Agreement to be completed by August 1, 2021.

Adopted on this 24th day of May, 2021  
\_\_\_\_\_  
Jimmy Conyers,  
Council President Pro Tempore

Attest:

  
\_\_\_\_\_  
Lisa A. Hanks, MMC  
City Clerk

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution to Authorize the Submission of an FY 2022 Transportation Alternatives Set-Aside Program Grant to the Alabama Department of Transportation to Construct New Sidewalk Facilities along Fairwood Boulevard and Blue Island Avenue. Total project cost is estimated at \$800,000.00; the City will be responsible for providing 20 percent or \$160,000.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

24 May 2021

**RESOLUTION NO. 4093-21**

**AUTHORIZING THE SUBMISSION OF AN FY  
2022 TRANSPORTATION ALTERNATIVES SET-ASIDE PROGRAM  
GRANT TO THE ALABAMA DEPARTMENT OF TRANSPORTATION  
TO CONSTRUCT NEW SIDEWALK FACILITIES ALONG  
FAIRWOOD BOULEVARD AND BLUE ISLAND AVENUE**

**WHEREAS**, the Alabama Department of Transportation (ALDOT) is accepting applications from municipal governments for FY 2022 Transportation Alternatives Set-Aside Program (TAP) Grants; and

**WHEREAS**, the City of Fairhope has identified the need to provide new sidewalk facilities designated for use by pedestrians along Fairwood Boulevard and Blue Island Avenue in Fairhope; and

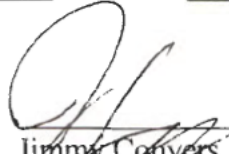
**WHEREAS**, the total project cost is estimated at \$800,000.00, and if funded, the grant will pay 80% or \$640,000.00 and the City of Fairhope will be responsible for providing 20% or \$160,000.00; and

**WHEREAS**, if funded, the City will see this project through to completion and will be responsible for providing long-term maintenance of the new facilities; and

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE** IN REGULAR SESSION ASSEMBLED, that by this Resolution the City of Fairhope authorizes submission of a TAP Grant to ALDOT requesting funds to construct new pedestrian facilities.

**BE IT FURTHER RESOLVED**, that the City Council authorizes the Mayor to sign all required grant application documents on behalf of the City.

DULY ADOPTED THIS 24TH DAY OF MAY, 2021

  
 \_\_\_\_\_  
 Jimmy Conyers,  
 Council President Pro Tempore

Attest:

  
 \_\_\_\_\_  
 Lisa A. Hanks, MMC  
 City Clerk

24 May 2021

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Sherry Sullivan is hereby authorized to execute Amendment No. 1 to the RSA Agreement for Twin Beech Road dated January 28, 2020, between the City of Fairhope and The Teachers' Retirement System of Alabama and The Employees' Retirement System of Alabama. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

**RESOLUTION NO. 4094-21**

WHEREAS, the City of Fairhope, Alabama, an Alabama Municipal Corporation, hereinafter referred to as ("City"), and The Teachers' Retirement System of Alabama, an instrumentality of the State of Alabama ("TRS") and The Employees' Retirement System of Alabama, an instrumentality of the State of Alabama ("ERS", together with TRS, "RSA"); entered into an Agreement dated January 28, 2020 and such Agreement remains in effect; and

WHEREAS, the City and RSA desire to modify the Agreement, specifically Paragraph 4, by providing additional time up to March 30, 2023 for the City to perform certain improvements contemplated by the Agreement, and the City and RSA have prepared a First Amendment to Agreement to that effect with the remaining provisions of the Agreement to remain in full force and effect.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Mayor Sherry Sullivan is hereby authorized to execute Amendment No. 1 to the RSA Agreement for Twin Beech Road dated January 28, 2020, between the City of Fairhope and The Teachers' Retirement System of Alabama and The Employees' Retirement System of Alabama.

Adopted this 24<sup>th</sup> day of May, 2021



Jimmy Conyers  
Council President Pro Tempore

Attest:



\_\_\_\_\_  
Lisa A. Hanks, MMC  
City Clerk

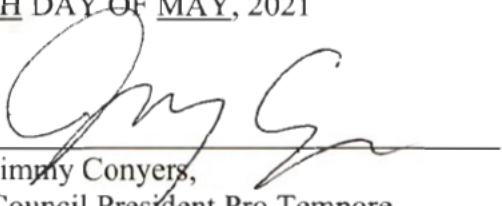
24 May 2021

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that City Council hereby authorizes Mayor Sherry Sullivan to enter into a four month rental agreement with Eastern Shore Parents Aquatic Foundation, Inc. (ESPAF) dba S.W.A.T. for certain limited use of the City's municipal pool facility. The limited use shall be for three contiguous swim lanes from 3:30 p.m. to 7:00 p.m. Mondays through Fridays beginning May 25, 2021. The monthly rental fee shall be \$900.00, and each swimmer shall have a Fairhope municipal pool membership. ESPAF shall name the City as an additional insured on its policy and shall execute a hold harmless/indemnity agreement with the City. Any and all recreation department activities shall take priority over any ESPAF use of the facility. The recreation department shall endeavor to provide a 48 hour notice to ESPAF of any potential use conflict. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

**RESOLUTION NO. 4095-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA,** That City Council hereby authorizes Mayor Sherry Sullivan to enter into a four month rental agreement with Eastern Shore Parents Aquatic Foundation, Inc. (ESPAF) dba S.W.A.T. for certain limited use of the City's municipal pool facility. The limited use shall be for three contiguous swim lanes from 3:30 p.m. to 7:00 p.m. Mondays through Fridays beginning May 25, 2021. The monthly rental fee shall be \$900.00, and each swimmer shall have a Fairhope municipal pool membership. ESPAF shall name the City as an additional insured on its policy and shall execute a hold harmless/indemnity agreement with the City. Any and all recreation department activities shall take priority over any ESPAF use of the facility. The recreation department shall endeavor to provide a 48 hour notice to ESPAF of any potential use conflict.

DULY ADOPTED THIS 24TH DAY OF MAY, 2021

  
Jimmy Conyers,  
Council President Pro Tempore

Attest:

  
Lisa A. Hanks, MMC  
City Clerk

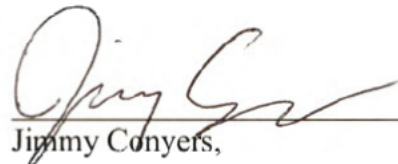
24 May 2021

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of S.E. Civil, LLC to perform Professional Engineering Services for Water Main Replacement at SR 181 along ROW to CR 34 for the Water Department; and hereby authorizes Mayor Sherry Sullivan 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. 4096-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA,** That the City Council approves the selection of S.E. Civil, LLC to perform Professional Engineering Services for Water Main Replacement at SR 181 along ROW to CR 34 for the Water Department; and hereby authorizes Mayor Sherry Sullivan to negotiate a fee schedule and establish a not-to-exceed limit with this firm.

DULY ADOPTED THIS 24TH DAY OF MAY, 2021

  
 Jimmy Conyers,  
 Council President Pro Tempore

Attest:

  
 Lisa A. Hanks, MMC  
 City Clerk

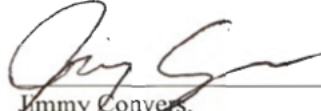
Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Lieb Engineering Company to perform Professional Engineering Services for Design and Construction Administration for additional Ballfields and Parking for the Recreation Department; and hereby authorizes Mayor Sherry Sullivan to negotiate a fee schedule and establish a not-to-exceed limit with this firm. Seconded by Councilmember Martin, motion passed unanimously by voice vote.



24 May 2021

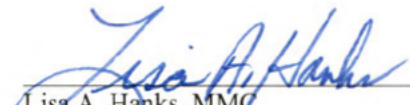
**RESOLUTION NO. 4097-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA,** That the City Council approves the selection of Lieb Engineering Company to perform Professional Engineering Services for Design and Construction Administration for additional Ballfields and Parking for the Recreation Department; and hereby authorizes Mayor Sherry Sullivan to negotiate a fee schedule and establish a not-to-exceed limit with this firm.

DULY ADOPTED THIS 24TH DAY OF MAY, 2021


Jimmy Conyers,  
Council President Pro Tempore

Attest:




Lisa A. Hanks, MMC  
City Clerk

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of EnCompass360 to perform Professional Services to conduct FEMA-HMGP Grant Application, Program Management, and Grant Administration for a FEMA Rate First Responder Safe Room; and hereby authorizes Mayor Sherry Sullivan to execute a contract with a total cost of \$60,000.00 which is an unbudgeted item. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

**RESOLUTION NO. 4098-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA,** that the City Council approves the selection of EnCompass360 to perform Professional Services to conduct FEMA-HMGP Grant Application, Program Management, and Grant Administration for a FEMA Rate First Responder Safe Room; and hereby authorizes Mayor Sherry Sullivan to execute a contract with a total cost of \$60,000.00 which is an unbudgeted item. The first \$30,000.00 due upon execution of agreement; and \$30,000.00 due upon submission to FEMA for project review.

DULY ADOPTED THIS 24TH DAY OF MAY, 2021


Jimmy Conyers,  
Council President Pro Tempore

Attest:



Lisa A. Hanks, MMC  
City Clerk

24 May 2021

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City hereby awards the contract for the Fairhope Area Community Based Comprehensive Land Use Plan RFP PS001-21 for ADCNR Grant #S1P17-FACP (RESTORE Act) to Neel-Schaffer with a fee not-to-exceed \$526,500.000 of grant funds; and authorizes the Mayor to execute the contract with this firm. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 4099-21**

**AWARDING THE RFP PS001-21 FAIRHOPE AREA COMMUNITY  
BASED COMPREHENSIVE LAND USE PLAN CONTRACT FOR  
THE ALABAMA DEPARTMENT OF CONSERVATION AND  
NATURAL RESOURCES GRANT #S1P17-FACP (RESTORE ACT)**

WHEREAS, the City of Fairhope was awarded a RESTORE Act Direct Component Subrecipient Grant (#S1P17-FACP) from the Alabama Department of Conservation and Natural Resources (ACDNR) on April 16, 2020; and

WHEREAS, the City did solicit Requests for Proposals (RFP PS001-21) 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 and evaluate proposals from qualified firms for said services, and the City's Evaluation Committee determined Neel-Schaffer to be the most qualified firm and recommends that this firm be selected for said services; and

WHEREAS, the amount obligated for the Fairhope Area Community Based Comprehensive Land Use Plan of the Subrecipient Grant by the U.S. Department of Treasury is Five Hundred Twenty-Six Thousand, Five-Hundred Dollars (\$526,500.000); and

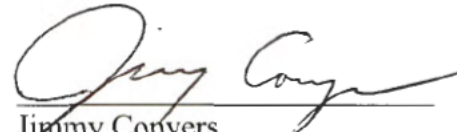
WHEREAS, One-hundred percent (100%) of the Fairhope Area Community Based Comprehensive Land Use Plan fees will be paid for with grant funds made available through the Subrecipient Grant Agreement #S1P7-FACP with ADCNR.

NOW, THEREFORE IT BE RESOLVED BY THE City of Fairhope, IN REGULAR SESSION ASSEMBLED, that by this Resolution the City of Fairhope awards the contract for the Fairhope Area Community Based Comprehensive Land Use Plan (RFP PS001-21) for ADCNR Grant #S1P7-FACP to Neel-Schaffer, subject to review and approval by ADCNR and City Attorney prior to execution; and

24 May 2021

BE IT FURTHER RESOLVED BY THE City of Fairhope, that the City hereby awards the contract for the Fairhope Area Community Based Comprehensive Land Use Plan RFP PS001-21 for ADCNR Grant #SIP17-FACP (RESTORE Act) to Neel-Schaffer with a fee not-to-exceed \$526,500.000 of grant funds; and authorizes the Mayor to execute the contract with this firm.

DULY ADOPTED THIS 24TH DAY OF MAY, 2021.

  
Jimmy Conyers,  
Council President Pro Tempore

Attest:

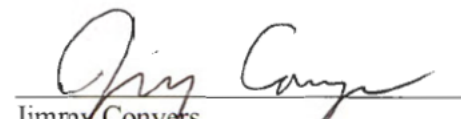
  
Lisa A. Hanks, MMC  
City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Sherry Sullivan is hereby authorized to execute Change Order No. 1 to Bid Number 010-20, Church Street Utility and Drainage Improvements for Replacement of 482 Linear Feet of Existing Gas Main and 9 Gas Services with an increased cost in an amount of \$32,746.00; and award the Change Order to Asphalt Services, Inc. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

**RESOLUTION NO. 4100-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA,** That Mayor Sherry Sullivan is hereby authorized to execute Change Order No. 1 to Bid Number 010-20, Church Street Utility and Drainage Improvements for Replacement of 482 Linear Feet of Existing Gas Main and 9 Gas Services with an increased cost in an amount of \$32,746.00; and award the Change Order to Asphalt Services, Inc.

Adopted on this 24th day of May, 2021

  
Jimmy Conyers,  
Council President Pro Tempore

Attest:

  
Lisa A. Hanks, MMC  
City Clerk

24 May 2021

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution to Award Bid for Installation of SIGNA UV at Treatment Plant for the Sewer Department (Bid No. 017-21) to Rob't. J. Baggett, Inc. with a total cost of \$182,221.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 4101-21**

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

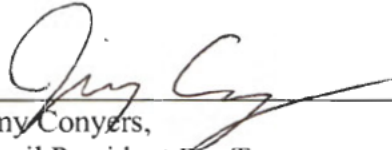
[1] That the City of Fairhope did request, receive, and open bids for Installation of SIGNA UV at Treatment Plant for the Sewer Department. (Bid Number 019-21).

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

Please see attached Bid Tabulations for  
Installation of SIGNA UV at Treatment Plant  
for the Sewer Department

[3] After evaluating the bid proposals with the required bid specifications, Rob't. J. Baggett, Inc. with a total bid proposal of \$182,221.00, is now awarded the bid for Installation of SIGNA UV at Treatment Plant for the Sewer Department.

Adopted on this 24th day of May, 2021

  
\_\_\_\_\_  
Jimmy Conyers,  
Council President Pro Tempore

Attest:

  
\_\_\_\_\_  
Lisa A. Hanks, MMC  
City Clerk

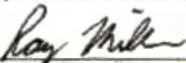
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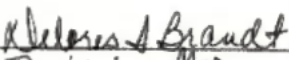
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24 May 2021

THE CITY OF FAIRHOPE, AL							
TABULATION OF BIDS RECEIVED ON MAY 4, 2021							
INSTALLATION OF SIGMA UV AT TREATMENT FACILITY							
CONTRACT NO. WA003-21/BID NO. 017-21							
(VOLKERT PROJECT NO. 0548010)							
Item No.	Item Description	Unit	Estimated Quantity	1 Rob't. J. Baggett, Inc.		2 J & P Construction Co., Inc.	
				Unit Price	Total Amount	Unit Price	Total Amount
GC-1	Removal & Replacement of Existing Trojan UV 4000 Disinfection System with Owner Furnished Trojan UV Sigma Disinfection System	LS	1	\$142,221.00	\$142,221.00	\$258,000.00	\$258,000.00
AL-1	General Allowance	LS	1	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00
AL-2	SCADA Allowance	LS	1	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00
<b>TOTAL BID AMOUNT</b>				<b>\$182,221.00</b>		<b>\$298,000.00</b>	

I, Ray Miller, P.E., Vice President, Gulf Region Utilities Operations Manager, Volkert, Inc., Consulting Engineers, do hereby certify that this tabulation of bids received on May 4, 2021, for the herein referenced project, is a true and correct copy of the bids submitted by the within named persons.

  
 Ray Miller, P.E., Vice President  
 Gulf Region Utilities Operations Manager  
 Volkert, Inc.

  
 Nicholas Brandt  
 Purchasing Mgr.

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution to Award Bid for Ready-Mix Concrete for the City (Bid No. 025-21) to Ready Mix USA, LLC with a total bid proposal for the unit amounts shown in the attached bid tabulation. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

24 May 2021

**RESOLUTION NO. 4102-21**

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

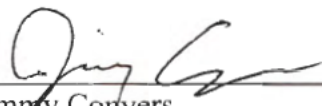
[1] That the City of Fairhope did request, receive, and open bids for Ready-mix Concrete for the City (Bid No. 025-21) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

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

Please see attached Bid Tabulation for  
Ready-mix Concrete for the City

[3] After evaluating the bid proposals with the required bid specifications, Ready Mix USA, LLC, with a bid proposal for the unit amounts shown in the attached bid tabulation, is now awarded the annual bid Ready-mix Concrete for the City.

Adopted on this 24th day of May, 2021

  
\_\_\_\_\_  
Jimmy Conyers,  
Council President Pro Tempore

Attest:

  
\_\_\_\_\_  
Lisa A. Hanks, MMC  
City Clerk

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24 May 2021

**CITY OF FAIRHOPE TAB AND RECOMMENDATION**  
**BID NO: 025-21**  
**BID NAME: Ready-Mix Concrete 2021**  
**BID OPENED: Tuesday, May18, 2021 1:08 p.m.**

	Bid Response Executed/ Signed/ Notarized	Vendor Compliance Yes or No	Manufacturer	ARO in Hours	3000PSI with peagravel per Cubic Yard/ Delivered to Job Site	4000PSI with peagravel per Cubic Yard/ Delivered to Job Site	3000PSI with regular gravel per Cubic Yard/ Delivered to Job Site	4000PSI with regular gravel per Cubic Yard/ Delivered to Job Site	Accelerant per Field Ounce
Vendor: <b>READY MIX USA</b>	yes	yes			\$119.00	\$123.00	\$114.00	\$118.00	\$ 6.00 (1%)
Minimum Quantity					5 yds	5 yds	5 yds	5 yds	\$10.00 (2%)
Upcharge for Less Than Minimum Quantity					\$150.00	\$150.00	\$150.00	\$150.00	
Multiple Stop Charge					\$75.00	\$75.00	\$75.00	\$75.00	
Vendor Name									
Minimum Quantity									
Upcharge for Less Than Minimum Quantity									
Multiple Stop Charge									

**RECOMMENDATION: AWARD bid to Ready Mix USA, LLC**  
 Digitally signed by  
**Richard D. Johnson, PE** Date: 2021.05.18 15:23:05 -05'00'  
 Signature Date  
*Richard D Johnson, Public Works Director*  
*Delores A Brandt 5/18/21*  
 Signature Date  
**Delores A Brandt, Purchasing Manager**  
 To the best of my knowledge this is an accurate Bid Tabulation

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to purchase Over Pressure Protection (OPP) and Emerson’s Zedi Cloud SCADA Solution for Gas Utilities Monitoring 11 sites including the Gate Station Sites for the Gas Department from John H. Carter Company, Inc., or its subsidiary, ControlWorx, LLC, as Sole Source Distributor in the Southern third of Alabama; and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13). The cost will be \$27,283.45 (\$21,823.45 equipment plus \$455.00 per month for the 11 sites). Seconded by Councilmember Martin, motion passed unanimously by voice vote.

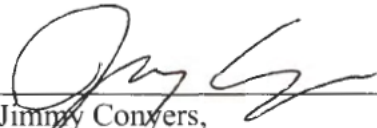
24 May 2021

**RESOLUTION NO. 4103-21**

**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 Over Pressure Protection (OPP) and Emerson's Zedi Cloud SCADA Solution for Gas Utilities Monitoring 11 sites including the Gate Station Sites for the Gas Department from John H. Carter Company, Inc., or its subsidiary, ControlWorx, LLC, as Sole Source Distributor in the Southern third of Alabama; and authorizes procurement without formal bid based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13). The cost will be \$27,283.45 (\$21,823.45 equipment plus \$455.00 per month for the 11 sites).

Adopted on this 24th day of May, 2021

  
 Jimmy Conyers,  
 Council President Pro Tempore

Attest:

  
 Lisa A. Harks, MMC  
 City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to purchase Forty (40) LED Lights to upgrade Lighting on U. S. 98 (Greeno Road) from State Highway 104 to Parker Road for the Electric Department from GRESCO; 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 \$49,000.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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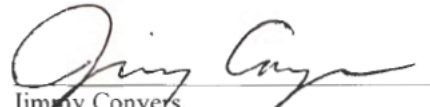
24 May 2021

**RESOLUTION NO. 4104-21**

**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 Forty (40) LED Lights to upgrade Lighting on U. S. 98 (Greeno Road) from State Highway 104 to Parker Road for the Electric Department from GRESCO; 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 \$49,000.00.

Adopted on this 24th day of May, 2021

  
Jimmy Conyers,  
Council President Pro Tempore

Attest:

  
Lisa A. Hanks, MMC  
City Clerk

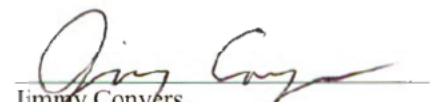
Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to procure one (1) Trane Odyssey Split System Air Conditioning Unit for the James P. Nix Center; and the equipment is available for direct procurement through the CO-OP Contract through US Communities #USC 15-JLP-023 and other vendors for installation. The total unbudgeted not-to-exceed cost is \$12,500.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 4105-21**

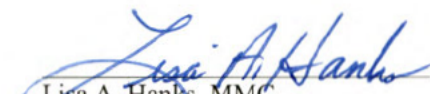
**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, as follows:

[1] That the City of Fairhope has voted to procure one (1) Trane Odyssey Split System Air Conditioning Unit for the James P. Nix Center; and the equipment is available for direct procurement through the CO-OP Contract through US Communities #USC 15-JLP-023 and other vendors for installation. The total unbudgeted not-to-exceed cost is \$12,500.00.

Adopted on this 24th day of May, 2021

  
Jimmy Conyers,  
Council President Pro Tempore

Attest:

  
Lisa A. Hanks, MMC  
City Clerk

24 May 2021

Councilmember Robinson moved to appoint Morgan Slay to the Parking Authority for a three-year term which will expire May 2024. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Councilmember Boone moved to appoint Knox McMurphy and May-Moss Parker to the Tree Committee for a three-year term which will expire May 2024. Seconded by Councilmember Martin, 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 of the City of Fairhope hereby officially declares an emergency as an electrical panel needing to be replaced and moved due to the panel overheating and jeopardizing the power to part of the building and the testing lab at the City of Fairhope's Wastewater Treatment Plant Building; authorizes Mayor Sherry Sullivan to hire a certified electrician to assess the damage; and to appropriate money, not to exceed \$25,000.00, determine what measures to take for making emergency repairs to this critical public facility. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

**RESOLUTION NO. 4106-21**

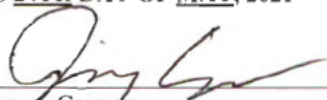
**WHEREAS**, the City of Fairhope's Wastewater Treatment Plant Building needs immediate attention due to an electrical panel needing to be replaced and moved due to the panel overheating and jeopardizing the power to part of the building and the testing lab; and

**WHEREAS**, there is a need for the City to hire a certified electrician to assess the panel damage and determine what measures to take for making emergency repairs to this critical public facility and to provide adequately for the health, safety, and convenience of the employees without delay; and

**WHEREAS**, the City Council, due to the emergency circumstances requiring immediate action to avoid further damage to property, the City of Fairhope's Wastewater Treatment Plant Building, is desirous of declaring an "Emergency" pursuant to Code of Alabama 1975, Section 39-2-2(e); so that immediate repairs may be contracted to avoid additional damages to the building via soliciting informal bids for repairs.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, WHILE IN REGULAR SESSION ON May 24, 2021, as follows:** the City Council of the City of Fairhope hereby officially declares an emergency as an electrical panel needing to be replaced and moved due to the panel overheating and jeopardizing the power to part of the building and the testing lab at the City of Fairhope's Wastewater Treatment Plant Building; authorizes Mayor Sherry Sullivan to hire a certified electrician to assess the damage; and to appropriate money, not to exceed \$25,000.00, determine what measures to take for making emergency repairs to this critical public facility.

**ADOPTED AND APPROVED THIS 24TH DAY OF MAY, 2021**

  
Jimmy Conyers,  
Council President Pro Tempore

Attest

  
Lisa A. Hanks, MMC  
City Clerk


24 May 2021

At the request of the City Attorney, Marcus E. McDowell, the City Council will rise from the meeting to go into Executive Session based on Section 36-25A-7(a)(3) to discuss pending litigation and possible settlement options regarding said pending litigation. The approximate time to be in Executive Session is 40 minutes. Councilmember Robinson moved to go into Executive Session. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Exited the dais at 6:53 p.m. Returned at 7:52 p.m.

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

There being no further business to come before the City Council, the meeting was duly adjourned at 7:52 p.m.

  
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Jimmy Conyers,  
Council President Pro Tempore

  
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Lisa A. Hanks, MMC  
City Clerk