

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, 26 July 2021.

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

There being a quorum present, Council President Pro Tempore Conyers called the meeting to order. The invocation was given by Matt McCollum, Pastor of Trinity Presbyterian Church, and the Pledge of Allegiance was recited. Councilmember Boone moved to approve minutes of the 12 July 2021, regular meeting; and minutes of the 12 July 2021, work session. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Council President Pro Tempore Conyers stated there was a need to add on an agenda item after Agenda Item Number 23: a resolution authorizing the Submission of a United States Economic Development Administration (EDA) Grant Application with a preliminary cost estimate of \$3,125,000.00.

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

Mayor Sullivan addressed the City Council and thanked Hunter Simmons, Erik Cortinas, Chief Stephanie Hollinghead, Jessica Walker, and Attorney Chris Williams for their help with SB 107. She thanked the Fairhope Environmental Advisory Board for their work on the Triangle Property. Mayor Sullivan announced the retirements of James Keith in the Gas Department and Paul Merchant in the Public Works Department. She recognized Sid Gross, employee in the Gas Department, who has earned six welding certificates.

Councilmember Robinson reminded everyone that the last Glow in the Park movie will be on August 5, 2021 .

A Public Hearing was held as advertised to approve the issuance of the Bonds to finance improvements and additions for Infirmery Health System, Inc.

Council President Pro Tempore Conyers opened the Public Hearing at 6:05 p.m. No one present opposed the proposed resolution, the Public Hearing closed at 6:05 p.m.

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Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution approving the issuance of the Bonds to finance improvements and additions for Infirmiry Health System, Inc. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4149-21
FOR APPROVAL OF BONDS PURSUANT TO
SECTION 147 OF THE INTERNAL REVENUE CODE

WHEREAS, Infirmiry Health System Special Care Facilities Financing Authority of Mobile, a public corporation organized under the laws of the State of Alabama (the “Authority”), proposes to issue its revenue bonds (the “Bonds”) to provide financing for the benefit of Infirmiry Health System, Inc., an Alabama nonprofit corporation (“IHS”), and its affiliates, Mobile Infirmiry Association, an Alabama nonprofit corporation (“Mobile Infirmiry”), and Gulf Health Hospitals, Inc., an Alabama nonprofit corporation (“Gulf Health”). IHS, Mobile Infirmiry and Gulf Health are the members of an Obligated Group (the “Obligated Group”) under a master trust indenture and will be obligated for the payment of the Bonds. IHS and the other members of the Obligated Group own and operate health care facilities in Mobile and Baldwin Counties;

WHEREAS, the Bonds are being issued in one or more series, at one or more times, in an aggregate principal amount of up to \$320 million as part of a plan of financing to finance or refinance certain hospital and health care facilities of the Obligated Group (collectively, the “Facilities”). All series of Bonds to be issued under the plan of financing will be issued within three years after the issue date of the first issue. Proceeds of the Bonds will be made available to IHS and the other members of the Obligated Group and used to:

(1) refund all or a portion of the outstanding principal amount of the Authority’s Revenue Bonds (Infirmiry Health System, Inc.), Series 2016B issued in the original principal amount of \$65,900,000 and its Revenue Bonds (Infirmiry Health System, Inc.), Series 2016C issued in the original principal amount of \$50,000,000, the proceeds of which financed, refinanced or reimbursed costs of health care facilities at the locations listed below; and

(2) finance or reimburse IHS or other members of the Obligated Group for the costs of the Facilities, which will include, without limitation, (i) the construction, equipping and furnishing of new buildings, (ii) the construction, equipping and furnishing of additions to existing buildings, (iii) the renovation, expansion, relocation, repurposing or improvement of existing buildings, and (iv) the acquisition and installation of new or replacement equipment, fixtures and furnishings for any new or existing Facilities. The aggregate amount of such costs financed is not expected to exceed \$200 million;

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WHEREAS, the Facilities are or will be used in the integrated health care operations of the Obligated Group. The Facilities are or will be located at one of the following addresses, with the maximum principal amount of the Bonds to be issued to finance projects at such locations in parenthesis: (i) Mobile Infirmary Medical Center (including Infirmary LTAC Hospital located at the Mobile Infirmary campus), located at 5 Mobile Infirmary Circle in Mobile, Alabama (maximum of \$60,000,000), (ii) Thomas Hospital, located at 750 Murphy Avenue in Fairhope, Alabama (maximum of \$50,000,000), (iii) Thomas Medical Center, located at 27961 Highway 98 in Daphne, Alabama (maximum of \$10,000,000), (iv) North Baldwin Infirmary, located at 1815 Hand Avenue in Bay Minette, Alabama (maximum of \$50,000,000), (v) clinic facilities of the Obligated Group located at 7101 Highway 90 in Daphne, Alabama (maximum of \$10,000,000), (vi) clinic and free standing emergency department facilities of the Obligated Group at the Obligated Group's Saraland campus, located at 95 Shell Street, Saraland, Alabama (maximum of \$10,000,000), and (vii) clinic and free standing emergency department facilities of the Obligated Group at the Obligated Group's Malbis campus, located at 29487 State Highway 181, Daphne, Alabama (maximum of \$10,000,000);

WHEREAS, the Facilities are or will be owned and operated by IHS, MIA, Gulf Health, Infirmary Health Hospitals, Inc. and/or their subsidiaries and affiliates (each of which is a member of the Obligated Group or an affiliate of IHS);

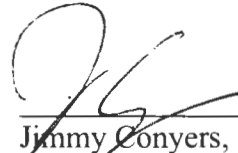
WHEREAS, the Bonds will be special or limited obligations of the Authority payable solely from payments by IHS pursuant to one or more loan agreements and corresponding notes, and payments by the Obligated Group pursuant to one or more master indenture obligations. The Bonds will not be general obligations of the Authority and will not in any way constitute a debt, liability or obligation of the State of Alabama or any political subdivision of the State of Alabama, including without limitation the political subdivisions holding the hearings described above or the political subdivisions where the Facilities are located. The Bonds will not be payable from any tax revenues; and

WHEREAS, a public hearing concerning the proposed issuance of the Bonds was held by the City of Fairhope, Alabama (the "City") by the Authority in the Council Chambers at City Hall, located at 161 North Section Street, Fairhope, Alabama 36532, at 6:00 p.m. on Monday, July 26, 2021. Notice of such hearing was given by publication in *The Baldwin Times* on July 16, 2021, and such hearing provided an opportunity for persons with different views on the proposed issuance of the Bonds and the location and nature of the Facilities to express their views, both orally and in writing;

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NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA, that they hereby consent to and approve the issuance of the Bonds for the purposes set forth herein and the refunding of such Bonds from time to time. This consent and approval are being given pursuant to, and solely for the purpose of, the provisions of Section 147(f) of the Internal Revenue Code of 1986, as amended, and the final regulations promulgated thereunder, and Title 11, Chapter 62 of the Code of Alabama of 1975, as amended. This consent to and approval of the issuance of the Bonds should not be construed as expressing any view whatsoever as to the financial feasibility of the Facilities or the adequacy of any security provided for the Bonds. This certificate shall never be taken to impose any liability of any kind whatsoever upon the undersigned, in either an individual capacity or as Council President of the City Council of the City of Fairhope, Alabama.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA, this 26th day of July, 2021.



Jimmy Conyers,
Council President Pro Tempore

ATTEST:



Lisa A. Hanks, MMC
City Clerk

A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Boone introduced in writing an ordinance to amend Article V, Section B.3 Central Business District Overlay. 3. Uses and a. Short-term rentals shall be allowed within the CBD, regardless of the underlying zoning district. The Planning Commission gave a favorable recommendation of this ordinance. Council President Pro Tempore Conyers read the proposed ordinance.

Planning and Zoning Manager Hunter Simmons briefly explained the proposed ordinance.

Council President Pro Tempore Conyers opened the Public Hearing at 6:09 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:09 p.m.

Due to lack of a motion for immediate consideration, this ordinance will layover until the August 9, 2021 City Council meeting.

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A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Martin introduced in writing an ordinance to amend Article V, Section B. Central Business District. F. A minimum of fifty percent (50%) of the gross floor area on the ground floor of a building in the CBD shall be dedicated to commercial uses. The Planning Commission gave a favorable recommendation of this ordinance. Council President Pro Tempore Conyers read the proposed ordinance.

Planning and Zoning Manager Hunter Simmons briefly explained the proposed ordinance. Councilmember Boone questioned the 100 percent going to 50 percent. Mr. Simmons explained that it is not 100 percent at this time; and we are trying to prevent all being residential. Council President Pro Tempore Conyers commented we are trying to preserve the CBD.

Council President Pro Tempore Conyers opened the Public Hearing at 6:11 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:11 p.m.

Due to lack of a motion for immediate consideration, this ordinance will layover until the August 9, 2021 City Council meeting.

A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Robinson introduced in writing an ordinance to rezone the property of Fairhope Single Tax Corporation and MPM Investments, LLC from RA Residential/Agriculture District to B-4 Business and Professional District. The property generally located at the west side of State Highway 181, approximately 200 feet north of Windmill Road, Fairhope, Alabama. PPIN Number: 14533. The Planning Commission gave a favorable recommendation of this ordinance. Council President Pro Tempore Conyers read the proposed ordinance.

Planning and Zoning Manager Hunter Simmons briefly explained the proposed ordinance.

Council President Pro Tempore Conyers opened the Public Hearing at 6:16 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:16 p.m.

Due to lack of a motion for immediate consideration, this ordinance will layover until the August 9, 2021 City Council meeting.

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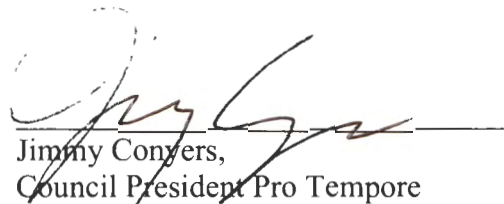
26 July 2021

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Goodwyn Mills Cawood to perform Professional Engineering Services for Rehab of Lakewood Lift Station and Force Main for the Water & Sewer Department (RFQ No. PS033-21); 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.

RESOLUTION NO. 4150-21

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of Goodwyn Mills Cawood to perform Professional Engineering Services for Rehab of Lakewood Lift Station and Force Main for the Water & Sewer Department (RFQ No. PS033-21); and hereby authorizes Mayor Sherry Sullivan to negotiate a fee schedule and establish a not-to-exceed limit with this firm.

DULY ADOPTED THIS 26TH DAY OF JULY, 2021



Jimmy Conyers,
Council President Pro Tempore

Attest:



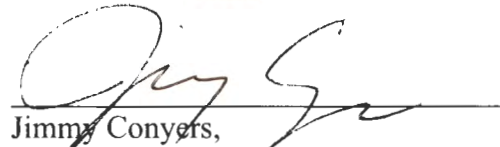
Lisa A. Hanks, MMC
City Clerk

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of the International Code Council to perform construction plan review of the proposed Reserve at Fairhope Senior Care Facility (RFQ No. PS030-21) for the Building Department; and hereby authorizes Mayor Sherry Sullivan to execute a contract with a not-to-exceed of \$24,729.59. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

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RESOLUTION NO. 4151-21

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of the International Code Council to perform construction plan review of the proposed Reserve at Fairhope Senior Care Facility (RFQ No. PS030-21) for the Building Department; and hereby authorizes Mayor Sherry Sullivan to execute a contract with a not-to-exceed of \$24,729.59.

DULY ADOPTED THIS 26TH DAY OF JULY, 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 hereby Rejects Bid No. 020-21 for Arts Alley Downtown Transit Hub for the Public Works Department at the request of Staff along with our Project Architect of Record through consultation with the ESMPO, the County, and FTA personnel due to the funders being uncomfortable with one bidder and perceived irregularities in prices; and authorizes staff to rebid. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 4152-21

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

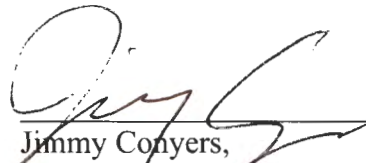
[1] That the City of Fairhope did request, receive, and open bids for Arts Alley Downtown Transit Hub for the Public Works Department (Bid Number 020-21) at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama. The Bid was advertised in 4 newspapers, posted on Architect's website, City's website, posted on City's bulletin board, and e-mailed to contractors.

[2] At the appointed time and place, the bids were opened and tabulated.

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[3] After evaluating the bid proposals with the required bid specifications, one Bid was received. Staff along with our Project Architect of Record request that the bid be rejected for Bid No. 020-21 Arts Alley Downtown Transit Hub through consultation with the ESMPO, the County, and FTA personnel due to the funders being uncomfortable with one bidder and perceived irregularities in prices; and authorizes staff to rebid.

Adopted on this 26th day of July, 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 use of Excess Levelization Rider Funds retained by the Alabama Municipal Electric Authority to support the installation of an Advanced Utility Metering Infrastructure System as follows: that the Mayor is hereby authorized and directed to use the City's Excess Levelization Rider Funds currently retained by AMEA and subsequent amounts to be credited to the City by AMEA to pay for the cost of the Improvements; that the Council agrees that all Excess Levelization Rider Funds available to the City shall be applied towards payment of the costs of the Improvements until the total cost of the Improvements have been paid in full; that the City shall continue to participate in the AMEA Energy Cost Levelization Rider (ECL-2016), as amended, until the costs of the Improvements are paid in full; and that the Mayor and/or her designee is hereby authorized to approve invoices for the Improvements and to submit requests to AMEA for AMEA to disburse funds from the City's Excess Levelization Rider Funds to pay such approved invoices. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

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26 July 2021

RESOLUTION NO. 4153-21**RESOLUTION AUTHORIZING THE USE OF EXCESS LEVELIZATION RIDER FUNDS RETAINED BY THE ALABAMA MUNICIPAL ELECTRIC AUTHORITY TO SUPPORT THE INSTALLATION OF AN ADVANCED UTILITY METERING INFRASTRUCTURE SYSTEM**

WHEREAS, the City Council (the "Council"), as the governing body of the City of Fairhope (the "City"), has found it necessary, desirable and in the public interest to make improvements to its electric distribution system through the purchase, installation, commissioning, and expansion of an advanced metering infrastructure and related systems (herein called the "Improvements"); and

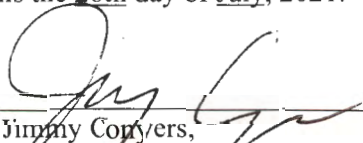
WHEREAS, the City as a member of the Alabama Municipal Electric Authority ("AMEA") has previously elected to participate in the AMEA Energy Cost Levelization Rider program where the amounts credited to the City under Section 3(E) of the AMEA Energy Cost Levelization Rider (ECL-2016), as amended (herein called the "Excess Levelization Rider Funds") can be disbursed to the member at such times and in such amounts as shall be requested in writing by the member; and

WHEREAS, the Council desires to use its Excess Levelization Rider Funds to pay for the cost of the Improvements.

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

1. That the Mayor of the City is hereby authorized and directed to use the City's Excess Levelization Rider Funds currently retained by AMEA and subsequent amounts to be credited to the City by AMEA to pay for the cost of the Improvements.
2. That the Council agrees that all Excess Levelization Rider Funds available to the City shall be applied towards payment of the costs of the Improvements until the total cost of the Improvements have been paid in full.
3. That the City shall continue to participate in the AMEA Energy Cost Levelization Rider (ECL-2016), as amended, until the costs of the Improvements are paid in full.
4. That the Mayor and/or her designee is hereby authorized to approve invoices for the Improvements and to submit requests to AMEA for AMEA to disburse funds from the City's Excess Levelization Rider Funds to pay such approved invoices.

APPROVED and ADOPTED this the 26th day of July, 2021.


 Jimmy Conyers,
 Council President Pro Tempore

ATTEST:


 Lisa A. Hanks, MMC
 City Clerk

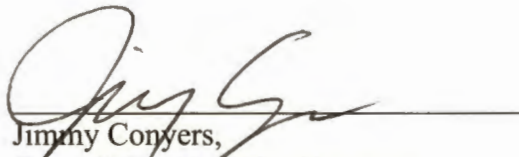
26 July 2021

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Sherry Sullivan is hereby authorized to execute a Software as a Service and Spectrum Lease Agreement between the City of Fairhope and Sensus USA, Inc. to be used in connection with AMEA's Advanced Utility Metering Infrastructure System subject to the City Attorney's approval. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 4154-21

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Mayor Sherry Sullivan is hereby authorized to execute a Software as a Service and Spectrum Lease Agreement between the City of Fairhope and Sensus USA, Inc. to be used in connection with AMEA's Advanced Utility Metering Infrastructure System subject to the City Attorney's approval.

Adopted on this 26th day of July, 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 the City Council supports the concept of a Baldwin Council Recycling Cooperative; authorizes City Staff to work with Baldwin County and our sister communities to conduct a feasibility study, develop a business plan for an effective, and productive county-wide recycling cooperative; commits and acknowledges that the service to be provided by the Baldwin County Solid Waste Department will be an operating expense to be funded by a published tipping fee not to exceed the disposal rate of household garbage. However, market fluctuations and conditions will need to be evaluated and recognized on an ongoing basis to determine the level of service the MRF can support; and will report back its findings for possible future legislative action. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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RESOLUTION NO. 4155-21

**Support and Commitment for a Baldwin County
Recycling Cooperative**

WHEREAS, the City of Fairhope, through a dynamic Recycling Program, recognizes the importance of protecting and preserving our natural resources, and works to make the world a better place by adopting conscientious living habits that will improve our daily lives and bring about a cleaner, safer, and healthier environment; and

WHEREAS, the City of Fairhope has undertaken many positive and successful waste reduction programs that have helped make Fairhope a recycling leader, however, we can further reduce waste and recycle even more; and

WHEREAS, although there has been a significant increase in the amount of recycling in Fairhope, we must continue to focus on other initiatives such as waste reduction, composting, the reuse of products and materials, and purchasing recycled products and packaging; and

WHEREAS, by encouraging businesses, County and State agencies, nonprofit organizations, schools, citizens, and visitors to actively recycle we can further promote recycling as an environmentally efficient and economically smart way of life; and

WHEREAS, local community and county recycling leaders have come to the realization that we have advanced our individual recycling programs in our respective communities as far as possible as separate stand-alone franchises; and

WHEREAS, being reliant on third-party, out-of-state recycle processors/brokers/buyers has become costly, inefficient, and unsustainable for the long-term success of each municipality and the County's respective Recycling Program; and

WHEREAS, local community and county recycling leaders have come together to join in a discussion of a concentrated cooperative effort to share resources to maximize the environmental and economic value of county-wide recycling; and

WHEREAS, local community and county recycling leaders, working together, will need to conduct a feasibility study and develop a draft business plan for the possibility of forming a Baldwin County Recycling Cooperative; and

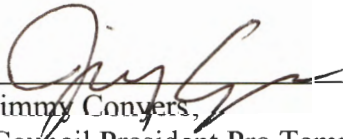
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WHEREAS, the City of Fairhope desires to work with Baldwin County Solid Waste as the lead agency along with the cities and towns of Daphne, Fairhope, Foley, Bay Minette, Orange Beach, Gulf Shores, Robertsedale, Loxley, Summerdale, Silverhill, Elberta, Magnolia Springs, Perdido Beach and Spanish Fort to expedite the critical need to maximize our recycling efficiency and commodity value through a cooperative effort.

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

1. It supports the concept of a Baldwin County Recycling Cooperative.
2. Authorizes City Staff to work with Baldwin County and our sister communities to conduct a feasibility study, develop a business plan for an effective and productive county-wide recycling cooperative.
3. Commits and acknowledges that the service to be provided by the Baldwin County Solid Waste Department will be an operating expense to be funded by a published tipping fee not to exceed the disposal rate of household garbage. However, market fluctuations and conditions will need to be evaluated and recognized on an ongoing basis to determine the level of service the MRF can support.
4. Report back its findings for possible future legislative action.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA, THIS 26TH DAY OF JULY, 2021.


 Jimmy Conyers,
 Council President Pro Tempore

ATTEST:


 Lisa A. Hanks, MMC
 City Clerk

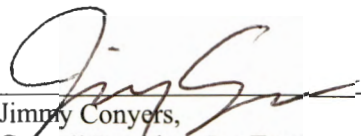
Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Sherry Sullivan is hereby authorized to execute a contract with S.E. Civil, LLC to perform Professional On-Call Engineering Services for the Water and Sewer Department for a three-year contract (RFQ No. PS029-21) with a not-to-exceed amount of \$30,000.00 per year. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

26 July 2021

RESOLUTION NO. 4156-21

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Sherry Sullivan is hereby authorized to execute a contract with S.E. Civil, LLC to perform Professional On-Call Engineering Services for the Water and Sewer Department for a three-year contract (RFQ No. PS029-21) with a not-to-exceed amount of \$30,000.00 per year

DULY ADOPTED THIS 26TH DAY OF JULY, 2021


Jimmy Conyers,
Council President Pro Tempore

Attest:

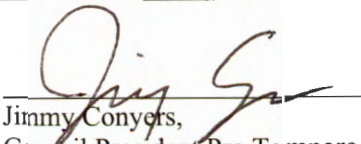

Lisa A. Hanks, MMC
City Clerk

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 a contract with Krebs Architecture and Engineering, Inc. to perform Professional Engineering and Design Services for Treatment Plant #3 and Well #3-11 for the Water and Sewer Department (RFQ No. PS031-21) with a not-to-exceed amount of \$440,000.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4157-21

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Sherry Sullivan is hereby authorized to execute a contract with Krebs Architecture and Engineering, Inc. to perform Professional Engineering and Design Services for Treatment Plant #3 and Well #3-11 for the Water and Sewer Department (RFQ No. PS031-21) with a not-to-exceed amount of \$440,000.00.

DULY ADOPTED THIS 26TH DAY OF JULY, 2021


Jimmy Conyers,
Council President Pro Tempore

Attest:


Lisa A. Hanks, MMC
City Clerk

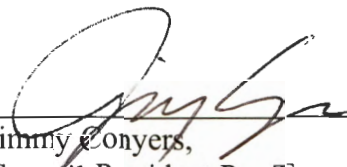
26 July 2021

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 a contract with Stewart Engineering, Inc. to perform Professional Engineering Services for Electrical Transmission and Distribution Study for the Electric Department (RFQ No. PS012-21) with a not-to-exceed amount of \$100,000.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4158-21

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Sherry Sullivan is hereby authorized to execute a contract with Stewart Engineering, Inc. to perform Professional Engineering Services for Electrical Transmission and Distribution Study the Electric Department (RFQ No. PS012-21) with a not-to-exceed amount of \$100,000.00.

DULY ADOPTED THIS 26TH DAY OF JULY, 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 Mayor Sherry Sullivan is hereby authorized to execute a contract with Jade Consulting, LLC for the Boundary Survey at Triangle Property (Two Parcels) of the 107.6 acres (RFQ No. PS027-21) with a not-to-exceed amount of \$16,100.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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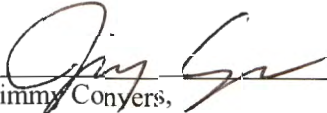
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26 July 2021

RESOLUTION NO. 4159-21

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to execute a contract with Jade Consulting, LLC for the Boundary Survey at Triangle Property (Two Parcels) of the 107.6 acres (RFQ No. PS027-21) with a not-to-exceed amount of \$16,100.00.

DULY ADOPTED THIS 26TH DAY OF JULY, 2021



Jimmy Conyers,
Council President Pro Tempore

Attest:



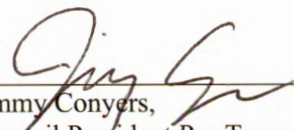
Lisa A. Hanks, MMC
City Clerk

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Cavanaugh MacDonald Consulting, LLC to perform Professional Consulting Services to Prepare Actuarial Valuation for the City’s OPEB Liability for fiscal year ending 09-30-21, and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not to exceed of \$10,000.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 4160-21

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves the selection of Cavanaugh MacDonald Consulting, LLC to perform Professional Consulting Services to Prepare Actuarial Valuation for the City’s OPEB Liability for fiscal year ending 09-30-21, and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not to exceed of \$10,000.00.

DULY ADOPTED THIS 26TH DAY OF JULY, 2021



Jimmy Conyers,
Council President Pro Tempore

Attest:



Lisa A. Hanks, MMC
City Clerk

26 July 2021

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution to Award RFQ No. 013-21 to Amerson Roofing, Inc. for their Additive Alternate Quote for Classic Rib Metal Roof of Galvalume or Equivalent in the amount of \$16,993.00, is now awarded RFQ No. 013-21 for N. Beach Pavilion Repair and Replacement of Asphalt Shingle Roof – FEMA 4563 damaged by Hurricane Sally for the Public Works Department. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 4161-21

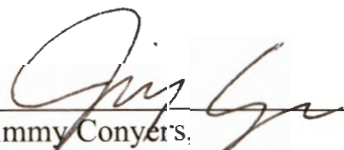
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

[1] That the City of Fairhope did request, receive, and open Request for Quotes for N. Beach Pavilion Repair and Replacement of Asphalt Shingle Roof – FEMA 4563 damaged by Hurricane Sally for the Public Works Department (RFQ No. 013-21).

[2] Informal Quotes for the roof repair were solicited by e-mail to seven contractors and two quotes received. At the appointed time and place, the following quotes were opened and tabulated.

[3] After evaluating the quote proposals with the required specifications, Amerson Roofing, Inc. for their Additive Alternate Quote for Classic Rib Metal Roof of Galvalume or Equivalent in the amount of \$16,993.00, is now awarded RFQ No. 013-21 for N. Beach Pavilion Repair and Replacement of Asphalt Shingle Roof – FEMA 4563 damaged by Hurricane Sally for the Public Works Department.

Adopted on this 26th day of July, 2021



Jimmy Conyers,
Council President Pro Tempore

Attest:



Lisa A. Hanks, MMC
City Clerk

26 July 2021

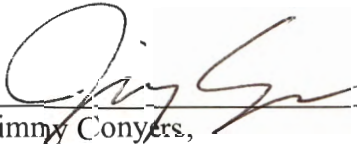
Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to procure a 2022 Freightliner M2 with Brush Hawg Loader for the Public Works Department; and the equipment is available for direct procurement through the Sourcewell contract with National Auto Fleet which has been nationally bid; and therefore, does not have to be let out for bid. The estimated cost \$172,442.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4162-21

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 a 2022 Freightliner M2 with Brush Hawg Loader for the Public Works Department; and the equipment is available for direct procurement through the Sourcewell contract with National Auto Fleet which has been nationally bid; and therefore, does not have to be let out for bid. The estimated cost \$172,442.00.

Adopted on this 26th day of July, 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 of Fairhope has voted to purchase a 2021 Ford F550 Crew Cab 4x4 Truck and Service Body for the Electric 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 with an estimated cost of \$58,284.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

26 July 2021

RESOLUTION NO. 4163-21

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 a 2021 Ford F550 Crew Cab 4x4 Truck and Utility Body for the Electric 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: T193-A

2021 Ford F550 Crew Cab
and Service Body

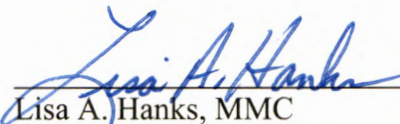
Estimated Cost is \$58,284.00

Adopted on this 26th day of July, 2021



Jimmy Conyers,
Council President Pro Tempore

Attest:



Lisa A. Hanks, MMC
City Clerk

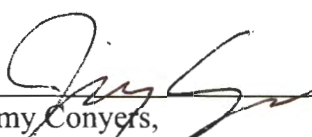
Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement for 9MM Ammunition budgeted for fiscal year 2022 for the Police Department with a cost of \$15,000.00 from Gulf States Distributors through Alabama State Contract. Currently, there is an eight to ten month waiting period on ammunition, therefore, ordering the ammunition now will ensure that we receive it within the next budget year. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

26 July 2021

RESOLUTION NO. 4164-21

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement for 9MM Ammunition budgeted for fiscal year 2022 for the Police Department with a cost of \$15,000.00 from Gulf States Distributors through Alabama State Contract. Currently, there is an eight to ten month waiting period on ammunition, therefore, ordering the ammunition now will ensure that we receive it within the next budget year.

Adopted on this 26th day of July, 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 authorizing the Submission of a United States Economic Development Administration (EDA) Grant Application with a preliminary cost estimate of \$3,125,000.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote. Mayor Sullivan commented she has sent the 20 percent match funds through Congressman Jerry Carl's office.

RESOLUTION NO. 4165-21**AUTHORIZING THE SUBMISSION OF A UNITED STATES ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) GRANT APPLICATION**

WHEREAS, the United States Economic Development Administration (EDA) provides grants to municipal governments for projects that generate new employment and has made funds available through their Disaster Assistance Grant Program; and

WHEREAS, the City, in cooperation with the Baldwin County Community and Economic Development Foundation, has identified an opportunity to provide new jobs in Fairhope by renovating the existing K1 Center Building (100 S. Church Street) to provide a business resource hub for technology-based entrepreneurs in Baldwin County (Hatch Fairhope); and

26 July 2021

WHEREAS, a Preliminary Cost Estimate shows the proposed cost estimate for construction of this project to be \$3,125,000.00; and

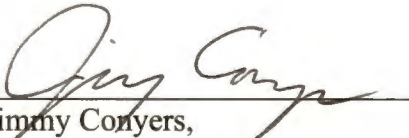
WHEREAS, the grant funds will pay for 80% of the total project costs (\$2,500,000.00), and if the grant is funded, the City will be responsible for contributing 20% or \$625,000.00 required in cash matching funds; and

WHEREAS, if the grant is funded, the City of Fairhope will provide for the long-term operation and maintenance of the new facility; and

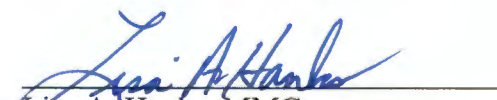
NOW, THEREFORE IT BE RESOLVED, that the City of Fairhope authorizes the submission of a grant application to the US Economic Development Administration requesting \$2,500,000.00 in FY2021 Investing in America's Communities (Economic Adjustment Assistance) funds; and

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

APPROVED on this the 26th day of July, 2021


 Jimmy Conyers,
 Council President Pro Tempore

ATTEST:


 Lisa A. Hanks, MMC
 City Clerk


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 30 minutes. Councilmember Robinson moved to go into Executive Session. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Exited the dais at 6:40 p.m. Returned at 7:32 p.m.

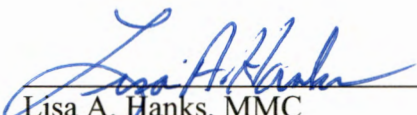
Councilmember Robinson moved to adjourn the meeting. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

26 July 2021

There being no further business to come before the City Council, the meeting was duly adjourned at 7:32 p.m.



Jimmy Conyers,
Council President Pro Tempore



Lisa A. Hanks, MMC
City Clerk