

**CITY OF FAIRHOPE  
CITY COUNCIL AGENDA**

**MONDAY, 25 OCTOBER 2021 - 6:00 P.M. - CITY COUNCIL CHAMBER**

**Invocation and Pledge of Allegiance**

1. Approve minutes of 11 October 2021 Regular City Council Meeting, minutes of 11 October 2021 Work Session, and minutes of 11 October 2021 Agenda Meeting.
2. Report of the Mayor
3. Public Participation – Agenda Items – (3 minutes maximum)
4. Council Comments
5. **Public Hearing** – Ordinance – Amend Zoning Ordinance No. 1253.  
Request to rezone the property of Anthony Tkae and Kristin Kalmbacher from R-4 Low Density Multi-Family Residential District to R-3 TH High Density Single-Family Townhouse Residential District. The property generally located at the east terminus of Gaston Avenue and on the east sided of South Section Street, at 211 South Section Street, Fairhope, Alabama. PPIN Number: 41038.
6. **Final Adoption** – An Ordinance to Approve an Application from Lonnie Gibbs d/b/a Mustache Mike’s for a Franchise Agreement to install and operate Italian Ice Vending Cart 100’ to 200’ left of the Fairhope Boardwalk Pier. (Introduced at the October 11, 2021 City Council Meeting)
7. **Final Adoption** – An Ordinance to Repeal and Replace Ordinance No. 1463: Amending Chapter 20, Traffic, Article I, In General, Section 20-2, Fairhope Code Of Ordinances; specifically, the Committee members. (Introduced at the October 11, 2021 City Council Meeting)
8. Resolution – That Mayor Sherry Sullivan is hereby authorized to execute the Interlocal Agreement between the City of Fairhope and the Emerald Coast Utilities Authority for the acceptance and processing of Source Separated Recyclables City of Fairhope and Emerald Coast Utilities Authority for sixty (60) days. The initial term of this Agreement shall begin on the Effective Date, as defined in paragraph 2.4, and end on December 31, 2021. Provided, however, that the Parties may extend the term of this Agreement upon mutual written agreement.
9. Resolution – That Mayor Sherry Sullivan is hereby authorized to execute an Intergovernmental Funding Agreement between the City of Fairhope and the Baldwin County Commission regarding a Roundabout at County Road 32 and County Road 13; the City will provide intersection lighting for the project at the City’s expense and pay for any required costs associated with beautification upgrades to the Project (including, but not limited to, irrigation for islands, concrete staining, and concrete stamping).

10. Resolution – That Mayor Sherry Sullivan is hereby authorized to execute an Intergovernmental Funding Agreement between the City of Fairhope and the Baldwin County Commission for the Use of County Voting Machines and the Services of the County Voting Machine Custodian and Employees for Municipal Elections. The use of the County-owned voting machines is at no cost. The City will reimburse the County for the costs associated with Services of the County Voting Machine Custodian and Employees for Municipal Elections.
11. Resolution – That the City Council approves Dewberry Engineers, Inc. for an increase to the Professional Engineering Services for Project #2: Bayou Drive, Fairway Boulevard, and Fairhope Avenue Transmission Systems Phase 2a: Improvements from Fairhope Avenue at Ingleside to Bishop (RFQ No. PS014-18) for Construction Engineering Inspection Services that were not included in the original contract which was for Design and Master Planning; and authorizes Mayor Sherry Sullivan to execute Amendment No. 2 to the Contract with an estimated cost of \$102,609.65. This Professional Service will be concluded once the CE&I for Fairhope Avenue at Ingleside to Bishop Road is completed.
12. Resolution – That Mayor Sherry Sullivan is hereby authorized to execute a contract Goodwyn Mills Cawood (GMC) to perform Architectural/Engineering Design Services for the replacement of the existing HVAC Unit for Council Chambers (RFQ No. PS038-21) with a not-to-exceed amount of \$16,220.00.
13. Resolution – That the City Council approves the selection of Neel-Schaffer, Inc. to perform Professional Engineering Services dedicated to Reviews for Planning Commission Cases for the Planning Department (RFQ No. PS001-22); and hereby authorizes Mayor Sherry Sullivan to negotiate a fee schedule and establish a not-to-exceed limit with this firm.
14. Resolution – That Mayor Sherry Sullivan is hereby authorized to execute a Non-Participant Services Agreement and Addendum No. 1 between the Electric Cities of Georgia, Inc. (“ECG”) and the City of Fairhope for safety and training topics specific to the Electric Utility Employee subject to the City Attorney’s approval. In addition, ECG provides a specific annual safety audit and detailed report. This is a budgeted item with a not-to-exceed amount of \$29,000.00.
15. Resolution – That the City of Fairhope has voted to purchase a 2021 F250 Regular Cab 4x2 Pickup Truck or Equivalent for the Water 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 a total estimated cost of \$41,450.00 (equivalent not to exceed budgeted amount of \$42,000.00)
16. Resolution – That the City of Fairhope has voted to purchase a 2021 Chevrolet 2500HD Silverado Truck or Equivalent for the Water and Sewer 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 a total estimated cost of \$46,744.45 (equivalent not to exceed budgeted amount of \$48,000.00)

17. Resolution – That the City of Fairhope has voted to procure a New Freightliner 114 SD Chassis with Mounted Equipment or Equivalent for the Sanitation Department; and the equipment is available for direct procurement through the Sourcewell Contract; and therefore, does not have to be let out for bid. The total estimated amount is \$282,810.00 (equivalent not to exceed budgeted amount of \$285,588.00)
18. Resolution – That the City of Fairhope approves the Repairs to Truck Unit No. 03314 that was damaged by the Drive Shaft breaking: replace commodity wiring Harness from the front to the rear of the truck, replace ABS harness, replace DEF lines n hoses and fittings, labor, and towing for same with an estimated cost of \$16,821.95. An insurance claim has been filed for the damages.
19. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Baldwin County Economic Development Alliance for an appropriation of \$20,000.00 to support economic development facilitation within the City of Fairhope.
20. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Baldwin County Trailblazers for an appropriation of \$5,000.00 to support the Smart Walks and the Walking School Bus Program.
21. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Baldwin Pops for an appropriation of \$3,000.00, 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.
22. 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.
23. 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.
24. 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.
25. 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.
26. 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.

27. 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.
28. 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 be used to assist and benefit all sports in both men’s and women’s athletic programs; 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.
29. 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 (not-to-exceed \$2,000.00 which is included in total amount).
30. 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.
31. Resolution – Authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the United Way of Baldwin County for an appropriation of \$1,000.00 to help with continuing support for their collaborative effort with health and human services agencies works to build, grow, and enhance the well-being of citizens in Baldwin County.
32. Resolution – That Mayor Sherry Sullivan is hereby authorized to execute an Indemnity Agreement between Oak Hollow Farm Inc. and the City of Fairhope for the City’s Christmas Event for City Employees at the “Barn” on Friday, December 17, 2021, from 12:00 p.m. to 3:30 p.m.
33. Request – Eastern Shore Optimist Club – Requesting an in-kind donation to use the Fairhope Civic Center for the Dogwood Trail Pageant and Scholarship Program.
34. Request - Golf Green Fees and Cart Fees for the Fairhope Educational Enrichment Foundation (“FEEF”) Golf Tournament.
35. Request – Ailey Cometti with Fairhope East K-6 Parent Teacher Corporation in collaboration with the Fairhope West Parent Teacher Partnership and J. Larry Newton Parent Teacher Organization – Requesting permission to close streets in downtown Fairhope on Saturday, February 12, 2022, from 6:00 a.m. to 10:00 a.m. for their 7th Annual “The Pirate Dash;” and requesting use of barricades at major road intersections to protect runners. The Pirate Dash will begin and end on the bluff (Henry George Park).
36. Request – Lindsey Simmons – Requesting a road closure of Bancroft Street from the intersection of Fairhope Avenue to Oak Street on Sunday, December 12, 2021, from 12:00 p.m. to 5:00 p.m. for a half-mile fun run sponsored by the Eastern Shore Junior Auxiliary for their “Jolly Jog.” They plan of having Santa present for pictures, food trucks in parking lot behind Library, and costume contests for participants. This will be a family friendly event.

37. Appointment – Fairhope Environmental Advisory Board – Rick Speight
38. Reappointments – Harbor Board – Tom Yeager, Robert Barry, Skip Jones, Chris Cunningham, and Scott Douglass
39. Public Participation – (3 minutes maximum)
40. Adjourn

**City Council Work Session – 4:30 p.m.  
on Monday, October 25, 2021 – Council Chambers**

**City Council Agenda Meeting - 5:30 p.m.  
on Monday, October 25, 2021 – Council Chambers**

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