

STATE OF ALABAMA                    )(  
   :  
 COUNTY OF BALDWIN                )(

The City Council, City of Fairhope, met in regular session at 2:00 p.m., Fairhope Municipal Complex Council Chamber, 161 North Section Street, Fairhope, Alabama 36532, on Wednesday, 22 December 2021.

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

There being a quorum present, Council President Conyers called the meeting to order. The invocation was given by Reverend Forbes Sirmon of St. James Episcopal Church and the Pledge of Allegiance was recited. Councilmember Robinson moved to approve minutes of the 13 December 2021, regular meeting; and minutes of the 13 December 2021, work session. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Mayor Sullivan addressed the City Council and told everyone Merry Christmas. She reminded everyone about the New Year's Eve Celebration; and said she was looking forward to 2022.

The following individual spoke during Public Participation for Agenda Items:

- 1) Steve Longfield, 206 N. Summit, addressed the City Council regarding Agenda Item Number 15: a resolution that the City Council hereby approves the negotiated price for Bid No. 004-22 North Summit Street – Bank Stabilization and award the bid to John G. Walton Construction for a not-to-exceed amount of \$760,602.02 (NRCS Project). He explained the issue with homes on the bluff; and said he was very supportive of this resolution.

Councilmember Burrell told everyone Merry Christmas and Happy New Year.

Councilmember Martin told everyone Merry Christmas and Happy New Year. He said to be safe on the highway and during the holidays.

Councilmember told everyone Merry Christmas and Happy New Year.

Councilmember Boone told everyone Merry Christmas and Happy New Year; and said not to do anything to get in trouble during the holidays.

Council President Conyers also told everyone Merry Christmas and Happy New Year.

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Councilmember Burrell moved for final adoption of Ordinance No. 1736, an ordinance to amend Zoning Ordinance No. 1253 and to zone the property of Hilltop Fairhope, LLC to Planned Unit Development (PUD) concurrent with annexation with the Planning Commission conditions and not to allow drive throughs on Lot 29. The property generally located on the west side of Section Street on Petiole Drive and north of Petiole Drive, Fairhope, Alabama. PPIN Number: 40591 and all Parcels included in Slide 0002746-D. (Introduced at the December 13, 2021 City Council Meeting) Planning Director Hunter Smith explained the uses allowed on Lot 29 and commented if not used accordingly it could revert back to R-1 zoning. Seconded by Councilmember Martin, motion for final adoption passed by the following voice votes: AYE – Burrell, Martin, Conyers, Robinson, and Boone. NAY - None.

Councilmember Boone moved for final adoption of Ordinance No. 1737, an ordinance to amend Zoning Ordinance No. 1253 and to zone the property of Del Corte to B-2, General Business District concurrent with annexation. The property generally located at the northeast corner of State Highway 181 and State Highway 104, Fairhope, Alabama. PPIN Number: 388078. (Introduced at the December 13, 2021 City Council Meeting) Seconded by Councilmember Robinson, motion for final adoption passed by the following voice votes: AYE – Burrell, Martin, Conyers, Robinson, and Boone. NAY - None.

Councilmember Burrell moved for final adoption of Ordinance No. 1738, an ordinance to amend Ordinance No. 1510 and Ordinance No. 1635 known as the Personnel Rules, Policies and Procedures Ordinance by amending Section IV as amended. Wage and Salary Administration, 4.03 Employee Pay Rates; and Section V. Evaluation, Training and Development, 5.02 Employee Training; specifically, Certifications and Trainings. (Introduced at the December 13, 2021 City Council Meeting) Seconded by Councilmember Boone, motion for final adoption passed by the following voice votes: AYE – Burrell, Martin, Conyers, Robinson, and Boone. NAY - None.

Councilmember Martin moved for final adoption of Ordinance No. 1739, an ordinance to amending Ordinance No. 1510 known as the Personnel Rules, Policies and Procedures Ordinance by amending Section IV. Wage and Salary Administration, 4.12 Travel Policy. (Introduced at the December 13, 2021 City Council Meeting) Seconded by Councilmember Robinson, motion for final adoption passed by the following voice votes: AYE – Burrell, Martin, Conyers, Robinson, and Boone. NAY - None. Mayor Sullivan explained the changes to the City Council; and said the City Clerk, Human Resources, and City Treasurer worked on this amendment.

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22 December 2021

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby authorizes and supports the submission of an FY22 RAA Annual Grant Application to ALDOT requesting \$249,994.00 to resurface two miles of County Road 13 from Morphy Avenue to the southern City Limits within the City of Fairhope, Alabama. The motion was seconded by Councilmember Martin. Public Works Director Richard Johnson explained the resurfacing project; and said there is no match. He said this will be an in-house project. Councilmember Burrell questioned if we could pave to County Road 34. After further discussion, motion passed unanimously by voice vote.

**RESOLUTION NO. 4324-21**

**AUTHORIZING THE SUBMISSION OF AN FY 2022  
REBUILD ALABAMA ACT (RAA) ANNUAL GRANT APPLICATION**

**WHEREAS**, the Alabama Department of Transportation (ALDOT) is accepting applications from municipal governments for Fiscal Year 2022 Rebuild Alabama Act (RAA) Annual Grant Program; and

**WHEREAS**, RAA Annual Grant Program is an ALDOT administered transportation infrastructure grant program for projects of local interest created in the Rebuild Alabama Act of 2019; and

**WHEREAS**, project applications may be submitted for improvements to any classified road or bridge open to public traffic and County Road 13 from Morphy Avenue to the southern City Limits is a Minor Arterial and is in need of resurfacing; and

**WHEREAS**, the sponsor will be responsible for the cost of all required preliminary engineering and CE&I activities in accordance with ALDOT requirements at no cost to the project. This shall include but is not limited to costs associated with preparing the application, project development, environmental clearances, plan development, and contract letting. Furthermore, the sponsor is responsible for any environmental assessments, clearances, and permitting which may be required; and

**WHEREAS**, the City of Fairhope can conduct all preliminary engineering, permitting, plan development, contract letting and CE&I in-house with City personnel at no cost to the project; and

**WHEREAS**, the total project construction cost is estimated to be \$249,994.00, and, if funded, the grant will pay for 100% of Construction with City personnel providing preliminary engineering, permitting, plan development, contract letting and CE&I in-house at no hard cost to the project; and

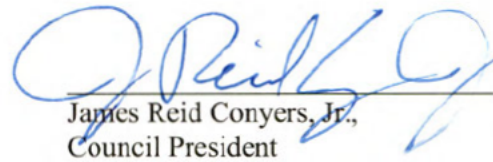
**WHEREAS**, if funded, the City will see this project through to completion and will be responsible for providing long-term maintenance of the improved facilities;

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**THEREFORE, BE IT RESOLVED BY THE** City of Fairhope, **IN REGULAR SESSION ASSEMBLED**, that by this Resolution the City of Fairhope authorizes and supports the submission of an FY22 RAA Annual Grant Application to ALDOT requesting \$249,994.00 to resurface two miles of County Road 13 from Morphy Avenue to the southern City Limits within the City of Fairhope, Alabama.


**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 22ND DAY OF DECEMBER, 2021



James Reid Conyers, Jr.,  
Council President

Attest:



Lisa A. Hanks, MMC  
City Clerk

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing the submission of a HMGP grant to AEMA requesting grant funds to purchase and install generators at critical facilities with a total estimated project cost of \$551,625.00 and the City of Fairhope is matching funds estimated at \$183,875.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 4325-21**

**AUTHORIZING THE SPONSORSHIP OF A HAZARD MITIGATION GRANT APPLICATION TO THE ALABAMA EMERGENCY MANAGEMENT AGENCY FOR THE PURCHASE AND INSTALLATION OF GENERATORS FOR SEWER LIFT STATIONS THROUGHOUT THE CITY OF FAIRHOPE, BALDWIN COUNTY, ALABAMA**

**WHEREAS**, the Alabama Emergency Management Agency (AEMA) is accepting applications from municipal governments for Hazard Mitigation Grant Program (HMGP) funds; and

**WHEREAS**, the City of Fairhope has identified the need for generators to be located at various sewer lift stations to provide back-up power during future storm events; and

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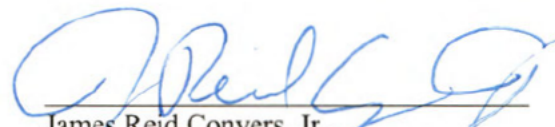
**WHEREAS**, if funded, the grant will pay 75% of the estimated total project costs of \$551,625.00 and the City of Fairhope will be responsible for providing 25% of the estimated total project costs or \$183,875.00; and

**WHEREAS**, the City's Public Utilities Department will provide oversight of the project, if funded;


**THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, IN REGULAR SESSION ASSEMBLED, that by this Resolution the City of Fairhope authorizes submission of an HMGP grant to AEMA requesting grant funds to purchase and install generators at various sewer lift stations.

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

DONE, under the Seal of the City of Fairhope this 22nd day of December, 2021

  
James Reid Conyers, Jr.,  
Council President

ATTEST:

  
Lisa A. Hanks, MMC  
City Clerk

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope has voted to procure Cloud Based Storage as Backup Solution for the IT Department; and the item is available for direct procurement through the OMNIA Partners Contract which has been nationally bid; and therefore, does not have to be let out for bid. The cost will be \$55,000.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

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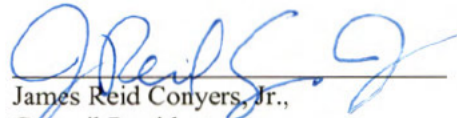
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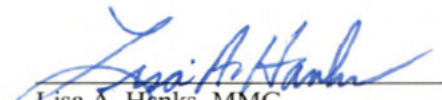
**RESOLUTION NO. 4326-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, as follows: That the City of Fairhope has voted to procure Cloud Based Storage as Backup Solution for the IT Department; and the item is available for direct procurement through the OMNIA Partners Contract which has been nationally bid; and therefore, does not have to be let out for bid. The cost will be \$55,000.00.

Adopted on this 22nd day of December 2021

  
James Reid Conyers, Jr.,  
Council President

Attest:


  
Lisa A. Hanks, MMC  
City Clerk

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of Boring and Installation of Fiber from the City Services and Public Utilities Building to the Pecan Building from AMS Utilities for \$18,600.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

**RESOLUTION NO. 4327-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, as follows: That the City of Fairhope approves the procurement of Boring and Installation of Fiber from the City Services and Public Utilities Building to the Pecan Building from AMS Utilities for \$18,600.00.

Adopted on this 22nd day of December, 2021

  
James Reid Conyers, Jr.,  
Council President

Attest:

  
Lisa A. Hanks, MMC  
City Clerk

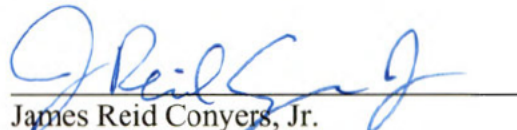
22 December 2021

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Sherry Sullivan to execute a contract with Emerson's Zedi Cloud SCADA Solutions (Bristol Inc. dba Remote Automation Solutions) for \$12,792.57 not including shipping, insurance export and customs clearance charges. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

**RESOLUTION NO. 4328-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA,** That Mayor Sherry Sullivan to execute a contract with Emerson's Zedi Cloud SCADA Solutions (Bristol Inc. dba Remote Automation Solutions) for \$12,792.57 not including shipping, insurance export and customs clearance charges.

DULY ADOPTED THIS 22ND DAY OF DECEMBER, 2021

  
James Reid Conyers, Jr.  
Council President

Attest:

  
Lisa A. Hanks, MMC  
City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope hereby authorizes Mayor Sherry Sullivan to extend the contract between the City of Fairhope and Mobile Infirmary Association d/b/a iHealthy Community until February 28, 2022; and to sign the necessary paperwork to terminate contract after the extension expires. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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**RESOLUTION NO. 4329-21**

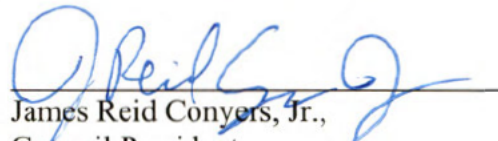
**WHEREAS**, on October 1, 2018 the City of Fairhope entered into a contract with Mobile Infirmary Association d/b/a iHealthy Community for Wellness and Disease Management Services to City Employees.

**WHEREAS**, on September 27, 2021 the City Council authorized the extension of the contract between the City of Fairhope and Mobile Infirmary Association d/b/a iHealthy Community to end on December 31, 2021;


**WHEREAS**, Mayor Sherry Sullivan is desirous of the City Council to extend the contract until February 28, 2022.

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA**, That the City of Fairhope hereby authorizes Mayor Sherry Sullivan to extend the contract between the City of Fairhope and Mobile Infirmary Association d/b/a iHealthy Community until February 28, 2022; and to sign the necessary paperwork to terminate contract after the extension expires.

Adopted on this 22nd day of December, 2021

  
James Reid Conyers, Jr.,  
Council President

Attest:

  
Lisa A. Hanks, MMC  
City Clerk

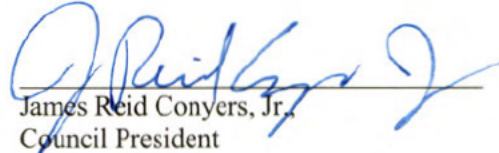
Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby approves the negotiated price for Bid No. 004-22 North Summit Street - Bank Stabilization and awards the bid to John G. Walton Construction Company for a not-to-exceed amount of \$760,602.02 with reimbursement available for this project in the amount of \$508,326.66 from NRCS EWP Funds. The motion was seconded by Councilmember Boone. Mr. Johnson said there was a good possibility the Fairhope Single Tax Corporation may help with funding. City Treasurer Kim Creech explained the fund differences. After further discussion, motion passed unanimously by voice vote.



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**RESOLUTION NO. 4330-21**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA,** That the City Council hereby approves the negotiated price for Bid No. 004-22 North Summit Street - Bank Stabilization and awards the bid to John G. Walton Construction Company for a not-to-exceed amount of \$760,602.02 with reimbursement available for this project in the amount of \$508,326.66 from NRCS EWP Funds.

Adopted on this 22nd day of December, 2021


James Reid Conyers, Jr.  
Council President

Attest:

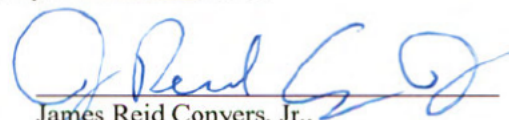


Lisa A. Hanks, MMC  
City Clerk

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the Fairhope City Council gratefully accepts the Deed of Gift for River Mill Park from the Fairhope Single Tax Corporation to the City of Fairhope; and authorizes the Mayor to sign any documents necessary to complete the transfer. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Mayor Sullivan explained the Park deed; and said the Fairhope Single Tax Corporation will use approximately \$100,000.00 for property improvements.

**RESOLUTION NO. 4331-21**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA,** That the Fairhope City Council gratefully accepts the Deed of Gift for River Mill Park from the Fairhope Single Tax Corporation to the City of Fairhope; and authorizes the Mayor to sign any documents necessary to complete the transfer.

Adopted on this 22nd day of December, 2021


James Reid Conyers, Jr.,  
Council President

Attest:

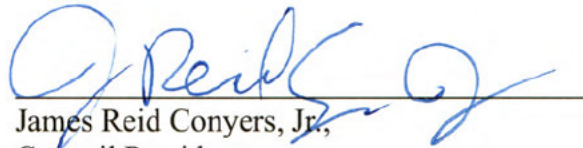


Lisa A. Hanks, MMC  
City Clerk

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Councilmember Burrell 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 2:42 p.m.



James Reid Conyers, Jr.,  
Council President



Lisa A. Hanks, MMC  
City Clerk