

**Minutes of Fairhope Airport Authority**  
**November 9, 2021**

The Fairhope Airport Authority met November 9, 2021 at 5:00PM in the City Council Chambers at 161 N Section Street.

Present: Don Lagarde, Chairman, Vince Boothe, Pel Henry, Jack Burrell, and Will Bruce. Amy Pearson joined the meeting at 5:10 PM. Chip Groner was absent. Also present was Josh Myrick, Attorney. Cynthia A Boothe took the Minutes.

The Minutes of the October 12, 2021 regular meeting and the October 27<sup>th</sup>, 2021 meeting were considered and approved with a motion by Jack Burrell, second by Pel Henry and unanimously passed.

**Discussion to accept the American Rescue Plan Act-\$59,000.00:** Don Lagarde stated that he needed a motion to authorize the Chairman to sign the necessary paperwork accepting the \$59,000.00 so that the paperwork can then go to the City Council for their approval. A motion was made by Vince Boothe, second by Pel Henry and unanimously passed.

**Continental Motors Report:** Nick VanHouten stated that things are going well at the Airport. He reported that fuel sales are up, and air traffic is up. He also reported that a movie crew had also done some filming at the Airport recently. He asked if arrangements could be made to have the City street sweeper come to the Airport to sweep the North Ramp. Karen Hong stated that she wanted to reinforce Continental's position about wanting to keep their operations at the Fairhope Airport. She stated that she had three points she wanted to make about staying at the Fairhope Airport.

1-Continental wants to continue to foster their position at the Airport and with the Airport Authority.

2-They have a valid, legal, binding lease agreement with the Airport.

3-They have strong orders on hand to continue to service their customers.

She stated that she had met with Don Lagarde and the Mayor's office on October 7, 2021 and indicated that Continental wants to stay in Fairhope and are looking

for a long term relationship with the Airport, the Airport Authority and the Mayor's Office.

**Engineer's report:** Hank Eubanks stated that he had sent the new revisions to the terminal building and terminal site development to everyone. He said that he had heard from Chip Groner about wanting to know when this project could be put out for bids which Hank said could be put out for bid whenever the Authority was ready. He also stated that he would send out a list to everyone about possible projects they could do with AIP funds so they can decide which projects they may want to do. After a group discussion it was decided to put the project out for bids in January 2022.

**Vote to accept the latest revision of the East Side Plat:** Hank Eubanks stated that the revisions are based on Class 3 aircraft. He went over the layout design and after a group discussion a motion was made by Vince Boothe to accept the final revisions for the East Side layout plan, second by Will Bruce and unanimously passed.

**Treasurer's report:** Amy Pearson went over the Draft report for October 2021 including the income and expenses. She stated that she would have a final report next month.

**Website report:** No Report

**Fence Report:** Pel Henry reported that the fence is up, and they will have the gate on automatic opening as soon as the electrical connection is worked out.

**Legal report:** Josh Myrick reported that all the operators at the Airport have been sent the letter informing them of the 2% surcharge, a copy of the 2% resolution and a reporting form. The surcharge went into effect October 1, 2021, and the Board granted a stay of imposing the surcharge until December 1, 2021. He also introduced Brad Hix of the Stone Crosby Firm who has been retained by the Airport Authority for additional legal assistance.

**Other Business:** A citizen at the meeting requested that someone needs to check the phone connection to the AWOS as it seems to be down frequently. Nick VanHouten stated that he would check it in the morning.

**Move to Executive Session under 36-25A-7(3) with legal counsel, pending litigation or matters imminently likely to be litigated:** Don Lagarde stated that he needed a motion to go into Executive Session under section 36-25A-7(3) with legal counsel, pending litigation or matter imminently likely to be litigated. A motion was made by Jack Burrell, second by Pel Henry and passed unanimously by roll call vote. Josh Myrick stated that he, as legal counsel, certifies that particular code section is applicable to the discussion at the Executive Session. The Authority moved to Executive Session at 6:01 PM.

The Authority returned from Executive Session and reconvened at 7:03PM.

A motion was made by Will Bruce to adjourn, second by Pell Henry and unanimously passed. The authority adjourned at 7:04PM.

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Don Lagarde, Chairman

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Submitted by Cynthia A Boothe