

STATE OF ALABAMA)(

COUNTY OF BALDWIN)(

The City Council, City of Fairhope, met in regular session at 8:30 a.m., Fairhope Municipal Complex Council Chamber, 161 North Section Street, Fairhope, Alabama 36532, on Friday, 4 March 2022.

Present were Council President Jimmy Conyers, Councilmembers: Jack, Burrell, Corey Martin, Jay Robinson, and Kevin Boone (Arrived 8:38 a.m.), Mayor Sherry Sullivan, and Assistant City Clerk Jenny Opal Wilson. City Attorney Marcus McDowell and City Clerk Lisa Hanks were absent.

There being a quorum present, Council President Conyers called the meeting to order. The invocation was given by Associate Pastor Bill Quinn of Trinity Presbyterian Church and the Pledge of Allegiance was recited. Council President Conyers announced he was pulling Agenda Item No. 15. Councilmember Robinson moved to approve minutes of the 14 February 2022, regular meeting; and minutes of the 14 February 2022, work session. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Mayor Sullivan addressed the City Council regarding the following items: She thanked Council President Conyers for taking Item 15 off agenda, this item will require more information on truck body; all four Mardi Gras parades went well this year, City was beautiful, along with great weather, received lots of compliments, and she thanked staff for their support; looking forward to the upcoming Arts & Crafts Festival on March 18th – 20th with over 400 vendors; Spring Fever Chase will be on March 19th; Church Street will be closed on March 7th for Church Street Improvement Project; Comprehensive Plan Team met on March 3rd, there were over 100 surveys completed with approximately 50-60 people in attendance, we will meet again on Tuesday, March 8th at 5:30 p.m. at the Civic Center for Concept Plan Presentation, for more information about the Comprehensive Plan, visit www.PlanFairhope.com.

Councilmember Burrell commented the Mayor and Council had a great trip to Washington, D.C. They met with senators and congressional leaders of Alabama. Mayor and Council spoke in unified voice for support with grants.

Councilmember Martin commented there was a lot going on in Washington, D.C. He commented the Mayor and Council had a productive trip. He asked that we pray for Ukraine and pray for our leaders at the top.

Councilmember Boone commented he had returned from vacation.

04 March 2022

Council President Conyers reported the trip to Washington, D.C. was a good opportunity to promote Fairhope and see items to the finish line. He thanked Mayor Sullivan for pushing forward.

Council President Conyers opened the Public Hearing for application of a Lounge Retail Liquor Class I License by Ellen W. Semple, 51 South Section LLC d/b/a the Monkey Bar, located at 51 South Section Street, Fairhope, Alabama at 8:42 a.m. No one present opposed liquor license, the Public Hearing closed at 8:43 a.m.

City Council reviewed application for a Lounge Retail Liquor Class I License by Ellen W. Semple, 51 South Section LLC d/b/a the Monkey Bar, located at 51 South Section Street, Fairhope, Alabama. Councilmember Burrell moved to approve the issuance of the license. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Councilmember Burrell moved for final adoption of Ordinance No. 1744, an ordinance to amend Zoning Ordinance No. 1253 to change and alter the City of Fairhope Zoning Ordinance relating to Residential Accessory Structures. (Introduced at the February 14, 2022 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. Planning Director Hunter Simmons gave summary of proposed language; an accessory structure could be taller than the principal structure by no more than 5'. However, the 30' height limit would also apply. Planning Commission approved by unanimous vote.

Councilmember Burrell moved for final adoption of Ordinance No. 1745 to amend Ordinance No. 953 and Ordinance No. 1658, and amending Chapter 21, Article III Water, replacing Section 21-32 Connection Fees and Expenses, Fairhope Code of Ordinances. (Introduced at the February 14, 2022 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 Boone moved for final adoption of Ordinance No. 1746 to amend Ordinance No. 953 and Ordinance No. 1657, and amending Chapter 21, Article IV, Sewer, replacing Section 21-52 Connection Requirements and Connection Fees, Fairhope Code of Ordinances. (Introduced at the February 14, 2022 City Council Meeting) Seconded by Councilmember Martin, motion for final adoption passed by the following voice votes: AYE - Burrell, Martin, Conyers, Robinson, and Boone. NAY - None.

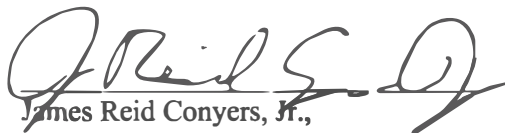
04 March 2022

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that City Council hereby authorizes and selects Mayor Sherry Sullivan to be the Voting Delegate, James Reid Conyers, Jr. (Council President) to be the 1st Alternate Voting Delegate, and Jay Robinson (Council President Pro Tempore) to be the 2nd Alternate Voting Delegate during the annual meeting of the Alabama League of Municipalities. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4382-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that City Council hereby authorizes and selects Mayor Sherry Sullivan to be the Voting Delegate, James Reid Conyers, Jr. (Council President) to be the 1st Alternate Voting Delegate, and Jay Robinson (Council President Pro Tempore) to be the 2nd Alternate Voting Delegate during the annual meeting of the Alabama League of Municipalities.

ADOPTED THIS 4TH DAY OF MARCH, 2022


James Reid Conyers, Jr.,
Council President

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 Reciprocal Clinic Usage Agreement between the City of Fairhope and Riviera Utilities for using each other's clinic operated by Symbol to provide primary health care to employees, employees' spouses, and dependents. Neither party shall charge each other, Symbol, or the patients for reciprocal access. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Mayor Sherry Sullivan announced the Fairhope clinic opened last week and announced "Open House" is today from 1:00 p.m. – 4:00 p.m. Mayor Sullivan commented she is excited to have the network of clinics and noted Riviera Utilities and the City of Foley own the clinic in Foley. Councilmember Burrell thanked Mayor Sullivan and wants employees to take advantage of this benefit and stay healthy. Councilmember Boone made compliment that the clinic looks good and City crews did an excellent job.


04 March 2022

Council President Conyers thanked Mayor Sullivan and commented this benefit will save money and provide faster service.

RESOLUTION NO. 4383-22

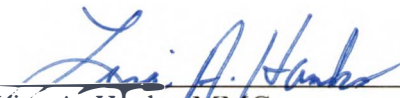
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Mayor Sherry Sullivan is hereby authorized to execute a Reciprocal Clinic Usage Agreement between the City of Fairhope and Riviera Utilities for using each other’s clinic operated by Symbol to provide primary health care to employees, employees’ spouses, and dependents. Neither party shall charge each other, Symbol, or the patients for reciprocal access.

Adopted on this 4th day of March, 2022



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 City Council authorizes acceptance of the GOMESA Grant award from ADCNR and authorizes the Mayor to sign the Grant Agreement and other grant related documents on behalf of the City. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Mayor Shery Sullivan announced the GOMESA Grant is for one million dollars and would be used for the Triangle Property at the entrance to our City is working. Were working on solicitation of bid for landscape architect to identify trails and restroom facilities. Council President Conyers inquired on timeline of project. Mayor Sullivan commented she hopes to have a ribbon cutting by next year.

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04 March 2022

RESOLUTION NO. 4384-22

AUTHORIZING THE EXECUTION OF A GOMESA GRANT AGREEMENT WITH THE ALABAMA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES TO CONSTRUCT THE NORTH TRIANGLE NATURE PARK

WHEREAS, the City of Fairhope was recently awarded a Gulf of Mexico Energy Security Act of 2006 (GOMESA) Grant (No. G-CFNP21CF) with the Agreement by and between the State of Alabama Department of Conservation and Natural Resources (ADCNR) to construct a nature park trail and facility improvements within the City of Fairhope; and

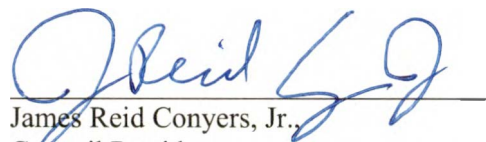
WHEREAS, the total estimated project cost is \$\$999,989.28, of which the grant amount is a not-to-exceed amount of \$999,989.00 to allow satisfactory completion of all Project Services following the execution of this Agreement; and

WHEREAS, the City of Fairhope warrants and represents that it will use the GOMESA funds provided under this Agreement in accordance with approved GOMESA and consistent with all applicable stated and federal laws; and

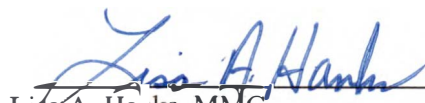
WHEREAS, City Staff will provide oversight of the project which shall begin on the date of the Mayor’s signature and end on February 29, 2024.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that City Council authorizes acceptance of the GOMESA Grant award from ADCNR and authorizes the Mayor to sign the Grant Agreement and other grant related documents on behalf of the City.

DULY ADOPTED THIS 4TH DAY OF MARCH, 2022


James Reid Conyers, Jr.,
Council President

ATTEST:


Lisa A. Hanks, MMC
City Clerk

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04 March 2022

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 to the Intergovernmental Funding Agreement between the City of Fairhope and the Baldwin County Commission, related to the construction of a roundabout at Twin Beach Road and County Road 13, to extend the term of the ISA by thirty-six (36) months from the conclusion of the initial term; and all other terms and provisions of the ISA remain in full effect. Seconded by Councilmember Martin, motion passed unanimously by voice vote. Mayor Sullivan commented the roundabout at Twin Beach Road and County Road 13 will be like other roundabouts and they will pay for utility movement. Councilmember Burrell suggested Mayor Sullivan work with COPA on an attractive entrance for this side of the City.

RESOLUTION NO. 4385-22

WHEREAS, the County and the City entered into an Intergovernmental Services Agreement with an effective date of February 5, 2019 (the "ISA"); and

WHEREAS, the ISA related to the construction of a roundabout at Twin Beach Road and County Road 13; and

WHEREAS, the term of the ISA was thirty-six (36) months from its effective date; and

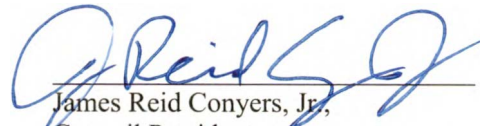
WHEREAS, additional time is needed to complete the project forming the basis of the ISA; and

WHEREAS, the ISA may be amended by a written instruments signed by the City and the County; and,

WHEREAS, the City and the County desire to amend the ISA and extend the term of the same by thirty-six (36) months.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, that Mayor Sullivan is hereby authorized to execute the Amendment to the Intergovernmental Funding Agreement between the City of Fairhope and the Baldwin County Commission, related to the construction of a roundabout at Twin Beach Road and County Road 13, to extend the term of the ISA by thirty-six (36) months from the conclusion of the initial term; and all other terms and provisions of the ISA remain in full effect.

Adopted on this 4th day of March, 2022


James Reid Conyers, Jr.
Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

04 March 2022

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that City Council approves the Compensation and Job Classification Plan along with the Grade Order Sheet be amended and approved to fund and defund specific job positions in the Police Department; and the job descriptions and grade of pay for same. Seconded by Councilmember Burrell, motion passed unanimously by voice vote. Mayor Sherry Sullivan apologized for leaving out of budget. She commented change is to pay grades. Police Department is not receiving any new position; and are under budget by \$180,000.00.

RESOLUTION NO. 4386-22


BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves the Compensation and Job Classification Plan along with the Grade Order Sheet be amended and approved to fund and defund specific job positions in the Police Department; and the job descriptions and grade of pay for same:

| Fund: | Job Positions | Grade of Pay |
|----------------|-------------------------|---------------------|
| | Captain | 27 |
| | SRO Corporal | 24 |
| | Investigations Corporal | 24 |
| | Patrol Corporal | 24 |
| Defund: | SRO | 22 |
| | Investigator | 23 |
| | Patrol Officers | 22 |
| | Patrol Officers | 22 |

ADOPTED THIS 4TH DAY OF MARCH, 2022


 Jimmy 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 to award (Bid Number 010-22) for Reel Grinder to Beard Construction Company for Quail Creek Golf Course with a total bid proposal of \$42,571.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

04 March 2022

RESOLUTION NO. 4387-22

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

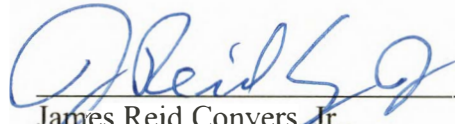
[1] That the City of Fairhope did request, receive, and open bids for a Reel Grinder for Quail Creek Golf Course (Bid No. 010-22).

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

| | |
|------------------------------------|-------------|
| Beard Equipment Company | \$42,571.00 |
| Jerry Pate Turf & Irrigation, Inc. | \$45,099.75 |

[3] After evaluating the bid proposals with the required bid specifications, Beard Equipment Company with total bid proposal of \$42,571.00, is now awarded the bid for Reel Grinder for the Quail Creek Golf Course.

Adopted on this 4th day of March, 2022



James Reid Conyers, Jr.,
Council President

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 purchase One (1) 2022 Ford Ranger 4 x 2 or equivalent for the Meter Department; and the type of vehicle body needed is on the Alabama State Department of Purchasing Contract Number #T191 and therefore does not have to be let out for bid. The cost not-to-exceed the budgeted amount of \$27,000.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

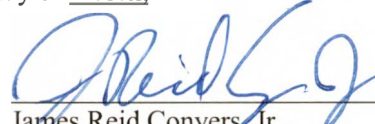
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04 March 2022

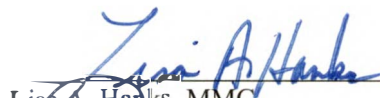
RESOLUTION NO. 4388-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope has voted to purchase one (1) 2022 Ford Ranger 4x2 or equivalent for the Meter Department; and the type of vehicle body needed is on the Alabama State Department of Purchasing Contract Number #T191 and therefore does not have to be let out for bid. The cost not-to-exceed the budgeted amount of \$27,000.00.

Adopted on this 4th day of March, 2022


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 Mayor Sherry Sullivan is hereby authorized to execute a contract for Extension No. 2 of (Bid No. 016-20), Sludge Removal Services 2020 for the Sewer Department, with GreenSouth Solutions, LLC for an additional one year extension as per the terms and conditions of the original contract. The total bid proposal of \$85.00 per cubic yard, for budgeted cost of \$600,000.00. Seconded by Councilmember Burrell, motion passed unanimously by voice vote. Councilmember Burrell commented he was glad to see no increase in contract.

RESOLUTION NO. 4389-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Sherry Sullivan is hereby authorized to execute a contract for Extension No. 2 of (Bid No. 016-20), Sludge Removal Services 2020 for the Sewer Department, with GreenSouth Solutions, LLC for an additional one year extension as per the terms and conditions of the original contract. The total bid proposal of \$85.00 per cubic yard, for budgeted cost of \$600,000.00.

Adopted on this 4th day of March, 2022


James Reid Conyers, Jr.,
Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

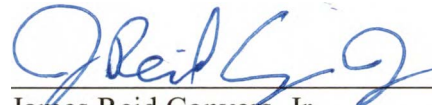
04 March 2022

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that City Council approves the hiring of professional consulting firm Sawgrass Consulting, LLC for professional engineering services for athletic track and additional parking a Founder's Park project for the Parks and Recreation Department for RFQ No. PS004-22, and hereby authorizes Mayor Sherry Sullivan to negotiate the not-to-exceed amount of \$140,050.00 for this project and allow the Mayor to execute contract. Seconded by Councilmember Boone, motion passed unanimously by voice vote. Mayor Sullivan commented Councilmember Burrell asked we look at a design build on this project. She said design build was not allowed in the State of Alabama as it directly competes with competitive bid law; and we felt Sawgrass Consulting, LLC would be a good fit since they had worked with the Baldwin County School Board on projects.

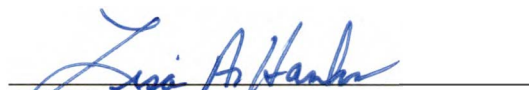
RESOLUTION NO. 4390-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that City Council approves the hiring of professional consulting firm Sawgrass Consulting, LLC for professional engineering services for athletic track and additional parking at Founder's Park project for the Parks and Recreation Department for RFQ No. PS004-22, and hereby authorizes Mayor Sherry Sullivan to negotiate the not-to-exceed amount of \$140,050.00 for this project and allow the Mayor to execute contract.

DULY ADOPTED THIS 4TH DAY OF MARCH, 2022


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 procurement of buying existing equipment at Quail Creek Golf Course from the original lease with Beard Equipment Company; two (2) 7700A Precision Cut Fairway Mowers, two (2) John Deere 2500B Gas Triplex Greens Mowers, one (1) John Deere 2653B 3WD Utility Mower, four (4) John Deere Gator TX Utility Vehicles, and one (1) Buffalo Turbine Blower; purchase of equipment from lease is \$100,777.89. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

04 March 2022

RESOLUTION NO. 4391-22


BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that City of Fairhope approves procurement of buying existing equipment at Quail Creek Golf Course from the original lease with Beard Equipment Company; two (2) 7700A Precision Cut Fairway Mowers, two (2) John Deere 2500B Gas Triplex Greens Mowers, one (1) John Deere 2653B 3WD Utility Mower, four (4) John Deere Gator TX Utility Vehicles, and one (1) Buffalo Turbine Blower; purchase of equipment from lease is \$100,777.89.

Adopted on this 4th day of March, 2022



Jimmy Reid Conyers, Jr.
Council President

Attest:



Lisa A. Hanks, MMC
City Clerk


Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution That Blast Soccer, Inc. d/b/a Fairhope Soccer Club (“FSC”) is authorized to temporarily operate the concession stand at the Fairhope Soccer Complex at 18383 County Rd 13 from March 1, 2022 until March 14, 2022 while the terms of an annual Lease Agreement are being negotiated; and specifically that FSC will operate the concession stand for the Buccaneer Bash taking place on March 4 and March 5, 2022, with a donation of \$2,000.00 plus 60% of the net concession proceeds to Fairhope High School Boys Soccer Program; and that it is in the public interest and serves a public purpose for this temporary use by FSC with the donation to Fairhope High School Boys Soccer Program and further so the City does not incur the expense of operating the concession. Seconded by Councilmember Burrell, motion passed unanimously by voice vote. Council President Conyers commented the lease agreement would cover the tournament this weekend. Councilmember Burrell inquired on the \$2,000.00 donation. Mayor Sherry Sullivan replied this is an annual donation; and noted during COVID the amount was reduced. She stated this is a high school tournament and they are not the renting the fields.

04 March 2022

RESOLUTION NO. 4392-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Blast Soccer, Inc. d/b/a Fairhope Soccer Club (“FSC”) is authorized to temporarily operate the concession stand at the Fairhope Soccer Complex at 18383 County Rd 13 from March 1, 2022 until March 14, 2022 while the terms of an annual Lease Agreement are being negotiated; and specifically that FSC will operate the concession stand for the Buccaneer Bash taking place on March 4 and March 5, 2022, with a donation of \$2,000.00 plus 60% of the net concession proceeds to Fairhope High School Boys Soccer Program; and that it is in the public interest and serves a public purpose for this temporary use by FSC with the donation to Fairhope High School Boys Soccer Program and further so the City does not incur the expense of operating the concession.

Adopted this 4th day of March, 2022


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 approve repairs to Ladder Fire Truck to Sunbelt Fire, Inc. as sole source distributor; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13). The cost will not-to-exceed \$29,557.95. Seconded by Councilmember Martin, motion passed unanimously by voice vote. Mayor Sullivan made comment that item was budgeted on green sheet for \$55,000.00.

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04 March 2022

RESOLUTION NO. 4393-22

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

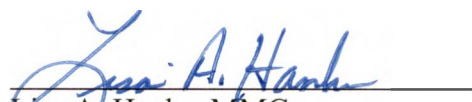
[1] That the City of Fairhope has voted to approve repairs to Ladder Fire Truck to Sunbelt Fire, Inc. as sole source distributor; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13). The cost will not-to-exceed \$29,557.95.

Adopted on this 4th day of March, 2022



James Reid Conyers, P.E.,
Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

City Council reviewed an application for a Beer/Wine Off Premises License by Jimishkumas Patel, S & P Convenience LLC, located at 859 Fairhope Avenue, Fairhope, Alabama. Councilmember Robinson moved to approve the issuance of the license. Seconded by Councilmember Martin, motion passed unanimously by voice vote. Councilmember Burrell addressed why personal information was not shown on application. Chief Stephanie Hollinghead commented all is good on application.

Eric Cortina Building Official reminded everyone of the Fairhope Boosters Club 26th Annual Drawdown and Silent Auction on March 12, 2022.

Mayor Sherry Sullivan thanked Assistant City Clerk Jenny Opal Wilson for sitting in the absence of the City Clerk Lisa Hanks for her first meeting today. The City Council additionally extended thanks.

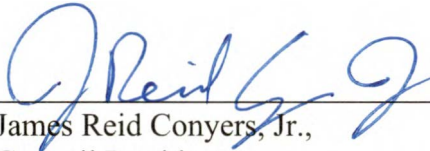
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04 March 2022

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

There being no further business to come before the City Council, the meeting was duly adjourned at 9:12 a.m.



James Reid Conyers, Jr.,
Council President



Lisa A. Hanks, MMC
City Clerk