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, 11 July 2022.

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 Senior Pastor Matt McCollum of Trinity Presbyterian Church and the Pledge of Allegiance was recited. Councilmember Burrell moved to approve minutes of the 27 June 2022, regular meeting; and minutes of the 27 June 2022, work session. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Mayor Sullivan addressed the City Council and commented on the July Fourth Celebration. She thanked the City Council for approving the pay enhancements for City employees.

Laura English, President of The Fairhope Arts and Crafts Festival Foundation, addressed the City Council and stated this was our 70th year and we put \$200,000.00 back into the Community. She announced next year's dates will be March 17th, 18th, and 19th. She thanked the Mayor, City Council, and City staff for a great festival and all of their hard work.

Council President Conyers stated there was a need to add on an agenda item after Agenda Item Number 25: a resolution that the City of Fairhope accepts the U.S. Department of Commerce Economic Development Administration Grant Award, EDA Investment No. 04-79-07751, in the amount of \$2,500,000.00; and that the City Council authorizes the Mayor to sign all assurances and contracts and to comply with all applicable Federal and State laws, rules and regulations on behalf of the City; and to pull Agenda Item Number 8 and Number 9.

Councilmember Burrell moved to add on the above-mentioned item not on the printed agenda; and to pull Agenda Item Number 8 and Number 9. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Councilmember Burrell said people are mistaken about the moratorium; and it is only outside the City limits. He said we should consider including inside City limits for the moratorium.

Councilmember Martin told everyone he hoped they had a great Fourth of July with family; and have a great rest of the summer.

Councilmember Robinson introduced the new high school baseball coach Kyle Hunter. Coach Hunter addressed the City Council and commented he is going to look out in the Community for others to enjoy baseball.

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 zone Corte Rockwell Place, LLC to B2 General Business District, concurrent with conditional annexation into the City of Fairhope. The property is approximately 34.41 acres and is located on the northeast corner of State Highway 104 and State Highway 181, at 22148 State Highway 181. PPIN Number: 108453. The Planning Commission gave a favorable recommendation of this ordinance. Council President Conyers read the proposed ordinance.

Planning Director Hunter Simmons briefly explained the proposed ordinance.

Council President Conyers opened the Public Hearing at 6:20 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:21 p.m.

Due to lack of a motion for immediate consideration, this ordinance will layover until the July 25, 2022 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 change and alter the City of Fairhope Zoning Ordinance to revise, Article III, Section B. Table 3-1, Use Table, be amended as Zoning District M-1 to allow a Kennel or Animal Hospital use permitted only on appeal and subject to special conditions. The Planning Commission gave a favorable recommendation of this ordinance. Council President Conyers read the proposed ordinance.

Planning Director Hunter Simmons briefly explained the proposed ordinance.

Council President Conyers opened the Public Hearing at 6:26 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:27 p.m.

Due to lack of a motion for immediate consideration, this ordinance will layover until the July 25, 2022 City Council meeting.

Councilmember Martin introduced in writing an ordinance repeal Ordinance No. 1012 and repeal and replace Ordnance No. 1254 known as the "City of Fairhope Right-of-Way Construction and Administration Ordinance."

Due to lack of a motion for immediate consideration, this ordinance will layover until the July 25, 2022 City Council meeting.

Councilmember Robinson introduced in writing an ordinance to amend Ordinance No. 1510 Known as the Personnel Rules, Policies and Procedures Ordinance. Adding Section 3.06 Hurricane Operations Plan for City Employees. Due to lack of a motion for immediate consideration, this ordinance will layover until the July 25, 2022 City Council meeting.

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby approves and authorizes The Fairhope Arts and Crafts Festival Foundation for the 2023 Festival to use the area in front of the Welcome Center for the artists breakfast and registration; use of the Public Space by the Clock for their media tent; and use of the green space adjacent to the Recreation Center for shuttle service. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 4488-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council hereby approves and authorizes The Fairhope Arts and Crafts Festival Foundation for the 2023 Festival to use the area in front of the Welcome Center for the artists breakfast and registration; use of the Public Space by the Clock for their media tent; and use of the public space adjacent to the Recreation Center for shuttle service.

Adopted on this 11th day of July, 2022

James Reid Conyers, J Council President

Attest:

isa A. Hanks, MMC

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves and adopts the proposed Safety Handbook to help reduce accidents, worker compensation claims, and healthcare costs; and to provide employees with answers to general questions regarding safety in the workplace. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4489-22

WHEREAS, City employees need a Safety Handbook to help reduce accidents, worker compensation claims, and healthcare costs; and

WHEREAS, Most hazards are created by personnel and thus personnel are responsible for following procedures and being mindful of their surroundings to prevent hazards from developing, and

WHEREAS, The handbook has been developed to provide employees with answers to general questions regarding safety in the workplace; and

WHEREAS, Governing Body of the City of Fairhope now desires to adopt and approve the proposed Safety Handbook for City employees; and

NOW BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council hereby approves and adopts the proposed Safety Handbook to help reduce accidents, worker compensation claims, and healthcare costs; and to provide employees with answers to general questions regarding safety in the workplace.

ADOPTED AND APPROVED THIS THE 11TH OF JULY, 2022

Council President

Attest:

Hanks, MMC

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Thompson Engineering, Inc. who will be partnering with Watershed, LLC to perform Professional Landscape Architectural Services for a Gulf of Mexico Energy Security Act (GOMESA) Grant Funded Capital Improvement Project within the undeveloped City parkland – specifically the Triangle Property (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. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4490-22

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

[1] That the City Council approves the selection of Thompson Engineering, Inc. who will be partnering with Watershed, LLC to perform Professional Landscape Architectural Services for a Gulf of Mexico Energy Security Act (GOMESA) Grant Funded Capital Improvement Project within the undeveloped City parkland – specifically the Triangle Property (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.

DULY ADOPTED THIS 11TH DAY OF JULY, 2022

James Reid Convers, Jr.,

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 awards (Rebid No. 009-22) Turn Lane Construction and Traffic Signal Upgrade on CR 30 (Gayfer Avenue) and US 98 for the Public Works Department to McElhenney Construction Co., LLC for a total cost not-to-exceed \$549,737.38. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4491-22

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 to procure services for (Rebid No. 009-22) Turn Lane Construction and Traffic Signal Upgrade on CR 30 (Gayfer Avenue) at US-98 for the Public Works Department at 555 South Section Street, in the City of Fairhope offices, Fairhope, Alabama.
- [2] At the appointed time and place, bids were received and tabulated as follows:

Please see attached Bid Tabulation for Turn Lane Construction and Traffic Signal Upgrade on CR 30 (Gayfer Avenue) at US 98

[3] At the appointed time and place; after evaluating the bids with the required specifications, McElhenney Construction Co., LLC is now awarded (Rebid No. 009-22) Turn Lane Construction and Traffic Signal Upgrade on CR 30 (Gayfer Avenue) at US-98 for the Public Works Department; for a total cost not-to-exceed \$549,737.38.

ADOPTED ON THIS 11TH DAY OF JULY, 2022

James Reid Conyers Jr.,

Council President

Attest:

Lisa A. Hanks, MN

City of Fairhope Bild Tabulation Re-Bild 609-27 Turn Line Construction and Traffic Signal Upgrade on County Road 30 (Gayfer Avenue) at US 96 Observed May 25, 2022 at 2:00 P M.

Vendor:	McElhenney Construction (
3id Documents Signed/Notarized:	Yes				
Bid Bond:	Yos				
Vendor Compliance (Y/N):		Bid	Unit Price	Bid	
	Unit Price		URFIRM	DAG	
item 1:	\$6,429.43	\$6,429.43		-	
liem 2:	\$33.82	\$6,169.06			
item 3:	\$22.83	\$14,154.60			
item 4:	\$1,691.60	\$1,891.80			
Hem 5:	\$43.96	\$9,543.00			
item 6:	\$34.84	\$3,484.00			
item 7:	\$13.21	\$198.15			
item 8:	\$74.62	\$748.20			
Hem 9:	\$42.24	\$33,792.00		100	
Kem 10:	\$1.04	\$1,396.80			
item 11:	\$6.57	\$2,102.40			
Rem 12:	\$188.30	\$64,633.10			
item 13:	\$355.18	\$8,879.50			
Item 14:	\$236.04	\$24,784.20			
item 15:	\$185.11	\$1,851.10			
Nem 16:	\$177.71	\$3,909.69			
Item 17:	\$84,060.00	\$64,080.00			
Hem 18:	\$101.10	\$18,176.00			
Hem 19:	\$82.14	\$3,696.30			
Item 20:	\$379.11	\$5,307.54			
Hem 21:	\$2,022.29	\$2,622.29			
Hem 22:	\$2,279.28	\$2,279.28			
Item 23:	\$60.66	\$38,215.80			
Item 24:	\$50.07	\$3,004.20			
Item 25:	\$7.94	\$5,161.00			
item 26:	\$1,304.35	\$1,304.36			
item 27:	\$975.93	\$2,927.79			
item 28:	\$2.53	\$1,315.00			
Nam 29:	\$16.82	\$791.00			
item 30:	\$6.60	\$3,762.00			
tjem 31:	\$3.21	\$1,829.70			
Nem 32:	\$19.10	\$965.00			
Nem 33:	\$25,113.00	\$25,113.00			
item 34:	\$2.21	\$221.00			
item 35:	\$1.26	\$4,032.00			
item 36:	\$3.16	\$5,340.40			
item 37:	\$3,16	\$4,785.80	The same of the sa		
tem 38:	\$8.65	\$8,283.50			
Item 39:	\$8.85	\$442.50			
ttem 40:	\$3.79	\$1,083.94			
Nam 41:	\$8.85	\$1,062.00	-		
tem 42:	\$8.85		-		
hem 43:		\$442.50			
tion 44:	\$8.85 \$8.85	\$442.50			
kem 45:	\$29.38	\$885.00 \$352.66			
kem 45:					
tem 47:	\$32.22	\$706.84			
	\$22.11	\$928.62			
liem 48:	\$4,850.66	\$4,650.66			
item 49:	\$38,590.00	\$38,590.99			
item 60:	\$111,006.42	\$111,006.42		-	
item 51:	\$1,556.48	\$1,558.48		-	
item 52:	\$48.98	\$1,713.60			
item 53:	\$2,385.32	\$4,770.64			
Norn 54:	\$10.11	\$4,337.19			
Nom 55:	\$53.08	\$2,654.00			
Item 56:	\$18.98	\$948,00		400	
Nem 57:	\$0.01	\$0.50			
	Total Bid:	\$549,737.38	Total Bid:		

Signature

Signature

A 1900 Works, Director

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves hiring Volkert, Inc. for Professional Engineering Services for the award of (RFQ PS013-22) Roundabout at North Section Street/City 104/Veterans Drive/Scenic 98 for the Public Works Department; that includes a corridor study, field surveys, utility coordination, roadway plans, and geotechnical; and authorizes Mayor Sherry Sullivan to execute a not-to-exceed contract of \$137,713.75; Alabama Department of Transportation (ALDOT) to provide reimbursement of 80% of total at \$110,171.00 with contract approval prior to execution; City of Fairhope agrees to match 20% of total not-to-exceed \$27,542.75. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 4492-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City Council approves hiring Volkert, Inc. for Professional Engineering Services for the award of (RFQ PS013-22) Roundabout at North Section Street/City 104/Veterans Drive/Scenic 98 for the Public Works Department; that includes a corridor study, field surveys, utility coordination, roadway plans, and geotechnical; and authorizes Mayor Sherry Sullivan to execute a not-to-exceed contract of \$137,713.75; Alabama Department of Transportation (ALDOT) to provide reimbursement of 80% of total at \$110,171.00 with contract approval prior to execution; City of Fairhope agrees to match 20% of total not-to-exceed \$27,542.75.

DULY ADOPTED THIS 11TH DAY OF JULY, 2022

James Reid Conyers

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 bids for the Fairhope Recreation Center & Municipal Pool Complex Roof, Trim and Soffit Repair (Bid No. 024-22) are hereby rejected due to scope of project needed to be expanded to repair or replace a larger area of the roof. Recommend re-bid of the project with expanded specifications. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 4493-22

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

[1] That the bids for the Fairhope Recreation Center & Municipal Pool Complex Roof, Trim and Soffit Repair (Bid No. 024-22) are hereby rejected due to scope of project needed to be expanded to repair or replace a larger area of the roof. Recommend re-bid of the project with expanded specifications.

ADOPTED ON THIS 11TH DAY OF JULY, 2022

James Reid Conyers Jr.

Council President

ATTEST:

Lisa A. Hanks, MMO

City Clerk

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council awards (Bid No. 026-22) On Call Contractor for the Gas Department to Equix Energy Services LLC with an option to renew up to two (2) years for an annual cost not-to-exceed \$200,000.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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RESOLUTION NO. 4494-22

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 to procure services for (Bid No. 026-22) On Call Contractor for the Gas Department at 555 South Section Street, in the City of Fairhope offices, Fairhope, Alabama.
- [2] At the appointed time and place, bids were received and tabulated as follows:

Please see attached Bid Tabulation for On Call Contractor for Gas Department

[3] At the appointed time and place; after evaluating the bids with the required specifications, Equix Energy Services, LLC is now awarded (Bid No. 026-22) On Call Contractor for the Gas Department for one (1) year from the signing date of contract with an option to renew contract up to two (2) additional years; the annual cost not-to-exceed \$200,000.00.

ADOPTED ON THIS 11TH DAY OF JULY, 2022

James Reid Conyers, Ja

Council President

Attest:

Lisa A. Hanks, MMC

City of Pairhope Bid Tabulation Bid 638-22 On Cell Contractor for Gas Department Oceanos June 21 2022 at 2:08 P.M.

		HAME	1	MARKE	VENDOR	
	Equis Energy	Bervicee, LLC				
Sid Documents Signedifficialised (YN)	Y					
Bid Bonit (YTM)	7					
Vendor Compliance (Y/H)	Y					
Established Area or Rebuild Work						
Main Installation Pricing - Established W	ork Area or Babuild Work					
	Open Cut or Directional		Open Cut or Directional		Come Cut or Directored	
	Drill Unit Cost per Foot		Drill Unit Cost per Foot		Open Cut or Directional Drill Unit Cost per Feet	
Plesic Pipe - 2 Inch	\$16.72					
Plantic Pipe - 4 troh	821.00					
Plantic Pipe - 6 Inch	\$36.70					
Steel Pipe - 2 Insh	E32.00					
Steel Pipe - 4 Inch	346.00					
Steel Pipe - 6 Insh	886.00					
Steel Pipe - 8 Inch	886.00					
Residential Service Printing - Established	Area or Rebuild Work					
	4 80 Feet	Cost per Post After 60 Feet	< 60 Feet Lump Sum Minimum	Cost per Fact After 60 Fact	< 80 Feet	Coet per Foo
Plantic Pipe - 1/3" Brough 1"	Lump Sum Minimum 1088.00	10.80	Sand San Sandar	A	Lump Sum Minimum	After 60 Peu
Plastic Pipe - 1-1/4" through 2"	1778.00	12.80			-	
How Area Main Installation Printing - New Area						
Main Installation Printing - New Area	1		Open Gut Goet For	Misc. Sore Cost per		Mac. Bore Cost
	Open Cut Cost Per Fost		Feet	Foot	Open Cut Cost Per Foot	Feet
Plastic Pipe - 2 Inch	36.13	313.20				
Pleatic Pipe - 4 Inch	\$10.16	\$16.60				
Plante Pipe - 6 Inch	\$14,04	639.09				
Steel Pipe - 2 Inch	822.60	\$30.00				
Steel Pipe - 4 Inch	\$29.00	838.80				
Steel Pipe - 6 Inch	836.00	847.25				
Sizel Pipe - 8 Inch	\$80.00	983.60				
Residential Service Pricing - New Area						
	< 00 Feet Lucy Sum Minimum	Cost per Foot After 90 Pags	< 60 Feet Lamp Som Minimum	Cost per Foot After 60 Feet	< 80 Feet	Cost per For
Pleasic Pipe - 1/2" through 1"	3720.00	\$7.79		Ann as real	Long Sun Minteuer	After 89 Feet
Please Pipe - 1-UP through 2"	81,094,80	39.60				
Misoelizasous Work						
Yapping	Cost our Buch		Cost our Bach		T	
W to 1° Steel Service Tee	\$175.00		COLUMN		Cost per Sech	
2" Top Helf Tap	\$1,200.00		-		-	
2" Bottom Out	\$2,500.00				-	
4" Bottom Out	\$4,800,00					
6" Bottom Cul	98,800.00					
8' Betom Out	68,800,00					
Restoration	Cool Per Square Foot		Cost Per Basers Foot		Goot Per Biguaro Feat	
Restoration			Coat Per Basers Foot		Cost Per Square Foot	
Restoration Asphalt Replacement	Cool Per Square Foot		Coat For Bquoro Fact		Cost Per Square Peol	
Restoration	Cool Per Square Foot 68.80		Cost Per Square Foot		Cost Per Square Peol	
Restoration Asphalt Replacement Concrete Replacement	Cost Per Square Foot 68.80 819.00		Coat Por Basses Fact		Cost Per Square Foot	
Resturation Asphal Replacement Concrete Replacement Bod Replacement Bod G. Stree	Cool Per Square Foot 69.80 810.00 81.00		Coat For Biguero Foot		Cool Per Square Pool	
Restoration Asphalt Replacement Concrete Replacement Sod Replacement	Cool Per Square Foot 69.80 810.00 81.00		Cost For Bayers Foot		God Per Biguaro Poot	

MOT									
Lane Cleaure Hourly Rate	Cost + 10% on Invace								
Ditch Buley									
Shonng/Trench Bas Hoully Rate	Cost + 10% on invoice								
Naterial									
Supplied Maserial Percentage Mark Up	Cost + 10% on Involce]						
Labor & Equipment Hourly Rates									
	Reguler Rate	Overtime Rate	Regular Rate	Overtime Rate	Regular Rate	Overtime Rate			
Supermendenii	\$69.40	\$86 10							
Foremen	\$49.60	\$74.52							
Operator	\$4104	\$61.50							
Sem-Skilled Laborar	\$30.24	\$45.36							
Exceveror - 318 CAT	\$70.20	2003							
RutherSrs Section	\$30.24	- mar							
Mini Excevetor - 303.5	126.06	Special.							
1-Ton wiAC	\$37.80	KEAK							
2-Ton Dump Truck	134.66	NAME							
Pidue	519.44	EGG.							
Eagle Van w/Toots	\$16 ZO	SERVE							
Story Steem	\$25.92	KAME							
Tractor Only	189 40	s.nor				-			
Lemboy Only	825.82	808							
Laborer	\$25.92	£38.80							
Walder	886 16	584.24							
vietoer Helper	\$27.00	\$40.50							
Truck Orivor	E34.86	\$61.M							
Boom Truck	854.00	10.00							
Trencher - 80 hp	\$70.20	1600							
Trencher - 76 hp	\$81.80	000							
Vermeer 10x15	\$81.00	84							
Vermoer 24s40	\$199.80	DOM							
Fermeer 40x85	8209-20	EQUI.							
Fraker Van	\$46.00	1003							
/ac Trudk	\$124.20	DAG.							
t-Ton Mile Truck	\$41.04	NO.							
						L.			

Recommendation

To the best of my browledge this is an accurate SHI Tabulaton

Signaphs Jurythy Little. Cast Supportationship

Signature Exis Wolfe, Purchasine Manager

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 a three (3) year Toro NSN Renewal Plan and Lynx Apps Activation for the Irrigation Computer System for Quail Creek Golf Course to Jerry Pate Turf & Irrigation Systems as sole source provider in Alabama; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13). The total cost not-to-exceed \$7,085.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 4495-22

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

[1] That the City of Fairhope approves the procurement of a three (3) year Toro NSN Renewal Plan and Lynx Apps Activation for the Irrigation Computer System for Quail Creek Golf Course to Jerry Pate Turf & Irrigation Systems as sole source provider in Alabama; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13). The total cost not-to-exceed \$7,085.00.

ADOPTED ON THIS 11TH DAY OF JULY, 2022

James Reid Conyers, Jr.,

Council President

Attest:

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 replacement of flooring for the Police Department. Four quotes were obtained for this public works project. The lowest quote was from Bay Flooring & Design, Inc. The total amount not-to-exceed budgeted amount of \$30,604.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 4496-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement for replacement of flooring for the Police Department. Four quotes were obtained for this public works project. The lowest quote was from Bay Flooring & Design, Inc. The total amount not-to-exceed budgeted amount of \$30.604.00.

ADOPTED ON THIS 11TH DAY OF JULY, 2022

ames Reid Conyers, J

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 all agreements for engineering only for the construction of a roundabout at the intersection of CR-13 and CR-44 Baldwin County (PE and CE&I for Utility Relocates) with Dewberry Engineers for the Public Works Department; with a not-to-exceed amount of \$27,133.49. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4497-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to execute all agreements for engineering only for the construction of a roundabout at the intersection of CR-13 and CR-44 Baldwin County (PE and CE&I for Utility Relocates) with Dewberry Engineers for the Public Works Department; with a not-to-exceed amount of \$27,133.49.

DULY ADOPTED THIS 11TH DAY OF JULY, 2022

James Reid Conyers, Jr.

Council President

Attest:

Lisa A. Hanks, MMC

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council awards (Bid No. 023-22) Disaster Debris Removal Monitoring Services 2022 to True North Emergency Management, LLC for the Public Works Department; the cost of this contract will be determined if it is activated at the time of a disaster. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4498-22

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 to procure services for (Bid No. 023-22) Disaster Debris Removal Monitoring Services 2022 for the Public Works Department at 555 South Section Street, in the City of Fairhope offices, Fairhope, Alabama.
- [2] At the appointed time and place, bids were received and tabulated as follows:

Please see attached Bid Tabulation for Disaster Debris Removal Monitoring Services 2022

[3] At the appointed time and place; after evaluating the bids with the required specifications, True North Emergency Management, LLC is now awarded (Bid No. 023-22) Disaster Debris Removal Monitoring Services 2022 for the Public Works Department; the cost of this contract will be determined if it is activated at the time of a disaster.

ADOPTED ON THIS 11TH DAY OF JULY, 2022

James Reid Conyers, J

Council President

Attest:

Lisa A. Hanks, MMC

CITY OF FAIRHOPE BID TABULATION BID NO 023-22 Disaster Debris Removal Monitoring Services 2022 BID OPENED: June 23, 2022 11:00 a.m.

	Debris Tech, LLC	Thompson Consulting Services	True North Emergency Management	Witt O'Brien's LLC
Project Manager	\$65.00	\$65.00	\$115.00	\$71.00
Clerical Supervisor	No Charge	\$0.00	\$55.00	\$40.00
Clerical Staff	No Charge	\$0.00	\$35.00	\$28.00
Data Manager	No Charge	\$55.00	\$85.00	\$55.00
GIS/Mapping Analyst	No Charge	\$50.00	\$85.00	\$45.00
Field Supervisor	\$49.00	\$49.00	\$90.00	\$49.00
Field Debris Monitoring	\$36.00	\$36.00	\$35.00	\$33.00
Fixed Site Monitoring	\$36.00	\$34.00	\$35.00	\$33.00
Additional Cost				
Operations Manager				\$55.00

- 2 64 6 9

RECOMMENDATION:

To the best of my knowledge this is an accurate bid tabulation

Signature Richard Johnson, Public Works Director

1/16 Jan 1

Signature Erin Wolfe, Purchasing Manager

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council awards (Bid No. 028-22) Disaster Debris Removal and Disposal 2022 to CrowderGulf for the Public Works Department; the cost of this contract will be determined if it is activated at the time of a disaster. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4499-22

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 to procure services for (Bid No. 028-22) Disaster Debris Removal and Disposal 2022 for the Public Works Department at 555 South Section Street, in the City of Fairhope offices, Fairhope, Alabama.
- [2] At the appointed time and place, bids were received and tabulated as follows:

Please see attached Bid Tabulation for Disaster Debris Removal and Disposal 2022

[3] At the appointed time and place; after evaluating the bids with the required specifications, CrowderGulf is now awarded (Bid No. 028-22) Disaster Debris Removal and Disposal 2022 for the Public Works Department; the cost of this contract will be determined if it is activated at the time of a disaster.

ADOPTED ON THIS 11TH DAY OF JULY, 2022

ames Reid Conyers, J

Council President

Attest:

Lisa A. Hanks, MMC

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-	and Johnson, Public Wools Director	NW		Hills Perchants	Manager Wall	40								

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope amends the Budget for FY2021-2022 as recommended and presented; and authorizes the City Treasurer to make the necessary changes. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4500-22

WHEREAS, the City Council adopted on October 11, 2021, a resolution approving and adopting the proposed Budget for the FY2021-2022, Resolution No. 4231-21; and

WHEREAS, the City of Fairhope is desirous to amend the Budget and that the following estimates of expenses, as related thereto, are hereby adopted and those expenses are appropriated as follows:

Account	Description	Debit	Credit
001170-50340	General Supplies	2,000.00	Cicaic
001170-50435	Small Equipment		2,000.00
001340-50475	Capital Improvements	13,000.00	
001340-50340	General Supplies		13,000.00
001350-50570	Purchases Vehicle and Equipment	9,800.00	
001350-50435	Small Equipment		9,800.00
001550-50360	General Maintenance	10,000.00	
001550-50340	General Supplies		10,000.00
001550-50470	Purchases Vehicle and Equipment	20,000.00	
001500-50475	Capital Improvements		20,000.00
002-50435	Small Equipment	10,000.00	
002-50340	General Supplies		10,000.00

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City of Fairhope hereby amends the Budget for the FY2021-2022 as recommended and presented above; and authorizes the City Treasurer to make the necessary changes.

ADOPTED ON THIS 11TH DAY OF JULY, 2022

James Reid Conyers, J

Council President

Attest:

Lisa Hanks, MMC
City Clerk

Council President Conyers read Agenda Item Number 24: a resolution that a City Youth Recreational League shall be run and operated by an All-Volunteer Committee starting on or after June 30, 2022. Registration for the 2022 Fairhope Youth Recreational Soccer League will be either through the City's new software program or at the direction of the Director of Parks and Recreation. The City's Recreational Soccer League shall have permission to operate all concessions which serve the City's Recreational Soccer League at Manley and Founders through City accounts and shall have use of all of the buildings, storage and grounds for the enjoyment of City sponsored recreational sports. The Recreation Youth Soccer League shall be responsible for recreation sponsorships and accounting and shall have rights to place sponsor signage on City property at Manley and Founders. The Recreation Department shall delegate responsibilities for sponsorship and concessions to the approved governing board subject to strict oversite of all books and records of account. This resolution does not preclude the field and facilities use of the Manley Recreational Complex or the Founders multi-use fields by other authorized City League or City Sponsored recreation sports or use by third parties based on fully executed field use agreements or other such agreements subject to availability. The initial board and governing members for the City's Youth Recreational Soccer Leagues shall be Steve Hazelwood, Petie Byrd, Dan Hazelwood, Brett Anderson, and Scott Taylor, advisor only. Others can be added from prior volunteer coaching staff.

Council President Conyers said the group would run the league and concessions. Mayor Sullivan said the City staff would not be running the concession stand and it should be bid out. Councilmember Burrell agreed with Mayor Sullivan that we should bid out the concessions. Scott Taylor addressed the City Council and said we are not asking to be an organization; we are only volunteers and do not want to run concessions. Mayor Sullivan said the money would go back to the league not the City. Councilmember Robinson explained that soccer has been delineated and both are legal now. He said the funds were separated as requested. Mayor Sullivan explained that Blast took over both; and due to running and making money on City property, it needed to be separated into two funds. She said it is legal and above board. Councilmember Robinson stated this is an opportunity for all kids to participate.

After further discussion, Councilmember Robinson moved to table and pull Agenda Item Number 24. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

City Council reviewed an application for a Beer/Wine Off Premises License for Publix, Alabama, LLC #1809, located at 18125 Wright Boulevard, Fairhope, AL 36532. Councilmember Boone moved to approve the issuance of the license. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope accepts the U.S. Department of Commerce Economic Development Administration Grant Award, EDA Investment No. 04-79-07751, in the amount of \$2,500,000.00; and that the City Council authorizes the Mayor to sign all assurances and contracts and to comply with all applicable Federal and State laws, rules and regulations on behalf of the City. The motion was seconded by Councilmember Boone. Mayor Sullivan explained that the City still owns the building; and we need a Master Plan for the K-1 building. Mayor Sullivan and Councilmember Burrell both mentioned a Performing Arts Center at the K-1 Center. Councilmember Boone mentioned the trip to Ocean Springs to look at their Performing Arts Center; and how similar the property at the K-1 Center is for same. After further discussion, motion passed unanimously by voice vote.

RESOLUTION NO. 4501-22

ACCEPTING THE GRANT AWARD FROM THE UNITED STATES DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA)

WHEREAS, the United States Department of Commerce Economic Development Administration (EDA) has approved the City of Fairhope and the Baldwin County Community and Economic Development Foundation's joint grant application requesting an EDA investment of \$2,500,000.00 for renovation of the existing K1 Center Building (100 S. Church Street) to serve as a business resource hub for emerging technology entrepreneurs and companies in the City of Fairhope; and

WHEREAS, the scope of work includes all architectural and engineering fees and construction costs, and the City is required to provide a minimum matching funds commitment of \$625,000.00, or 20% of the total estimated costs of \$3,125,000.00; and

WHEREAS, Congressman Jerry Carl has made funding available in the amount of \$750,000.00 that will serve as the matching funds for this project, bringing the total project costs to \$3,250,000.00, through the Consolidated Appropriations Act of 2022; and

WHEREAS, the appropriation will be provided to the City by the United States Department of Housing and Urban Development (HUD) through an FY22 Economic Development Initiative (EDI) Community Project Funding Grant; and

WHEREAS, each lease/license arrangement of the building shall be subject to the prior written approval of the EDA and in accordance with the purpose of the grant award, to provide adequate employment and economic benefits to the area; and

NOW, THEREFORE IT BE RESOLVED, that the City of Fairhope accepts the U.S. Department of Commerce Economic Development Administration Grant Award, EDA Investment No. 04-79-07751, in the amount of \$2,500,000.00; and

BE IT FURTHER RESOLVED that the City Council authorizes the Mayor to sign all assurances and contracts and to comply with all applicable Federal and State laws, rules and regulations on behalf of the City.

APPROVED ON THIS THE 11TH DAY OF JULY, 2022

James Reid Conyers

Council President

ATTEST:

Lisa A. Hanks, MMC

City Clerk

The following individuals spoke during Public Participation for Non-Agenda Items:

1) Carol Schneider, 113 Orange Avenue, addressed the City Council and stated the City made a mistake a month ago with the Gay Pride 2nd Annual Event. Ms. Schneider said she was disturbed that so many small children were in attendance. She said there was a pageant show with small children dressed in LBGTQ clothes. Mayor Sullivan said she attended the event; and at the entrance they were handing out different colored arm bands for parents to put on their children to show whether or not it was okay to take pictures. Council President Conyers commented they rented the park and have the right to be there. Councilmember Burrell stated they have the right to freedom of speech.

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 Alabama Code § Section 36-25A-7(a)(3) to discuss pending and potential litigation; and Section 36-25A-7(a)(4) to discuss security plans, procedures, assessments, measures, or systems, or the security or safety of persons, structures, facilities, or other infrastructures, the public disclosure of which could reasonably be expected to be detrimental to public safety or welfare. The approximate time to be in Executive Session is 60 minutes. Councilmember Boone moved to go into Executive Session. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Exited the dais at 7:35 p.m. Returned at 8:46 p.m.

Council President Conyers stated there was a need to add on an agenda item and read the following resolution prepared by City Attorney McDowell: a resolution authorizing the City of Fairhope to join the State of Alabama and other Local Governments as participants in current and future Opioid Settlements.

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

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope is authorized to join the State of Alabama and other local governments as participants in current and future Opioid Settlements. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 4502-22

A RESOLUTION AUTHORIZING THE CITY OF FAIRHOPE TO JOIN THE STATE OF ALABAMA AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN CURRENT AND FUTURE OPIOID SETTLEMENTS

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Alabama, and the City of Fairhope, Alabama.

WHEREAS, the City of Fairhope has suffered harm and will continue to suffer harm as a result of the opioid epidemic;

WHEREAS, the State of Alabama and some Alabama local governments have filed lawsuits against opioid manufacturers, distributors, and retailers ("Opioid Litigation");

WHEREAS, the State of Alabama has entered into various Settlement Agreements and are likely to enter into additional agreements in the future which include the claims for the State of Alabama's local governments;

WHEREAS the City of Fairhope finds the terms of the current Settlement Agreements acceptable and in the best interest of the community and anticipates the terms of the future Settlement Agreements to be similarly acceptable;

WHEREAS, the State of Alabama has prepared and presented Settlement Sign-On Agreements to the local governments and the City of Fairhope finds the terms of the Sign-On Agreement acceptable and in the best interest of the community;

WHEREAS, the current and future Settlement Agreements and Sign-On Agreements will detail the allocation of Settlement Funds, which the City of Fairhope finds acceptable and in the best interest of the community;

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

Section 1. That the City of Fairhope finds that participation in the various Opioid Settlements, Settlement Agreement and Sign-On Agreement is in the best interest of the City of Fairhope and its citizens because such a plan would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That the City of Fairhope hereby expresses its support for the Settlement of various Opioid claims and allocation and use of Settlement Funds as generally described in the Settlement Agreement and Sign-On Agreement.

Section 3. That the City of Fairhope's Mayor is hereby expressly authorized to execute the Settlement Sign-On Agreements and the Mayor is hereby authorized to execute any formal agreements necessary to implement the Settlements and plan for the allocation and use of Settlement Funds.

Section 4. That the Mayor is hereby expressly authorized to execute any formal agreement and related documents evidencing the City of Fairhope's agreement to the settlement of claims and litigation related to the Opioid Epidemic.

Section 5. That the City Clerk is authorized to take such other action as necessary and appropriate to effectuate the City of Fairhope's participation in any Settlement related to the Opioid Epidemic.

Section 6. This Resolution is effective upon adoption, the welfare of the City of Fairhope, Alabama requiring it.

ADOPTED AND APPROVED THIS THE 11TH OF JULY, 2022

James Reid Conyers.

Council President

Attest:

Lisa A. Hanks, MMC

Councilmember Boone 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 8:49 p.m.

James Reid Conyers, Jr

Council President

Lisa A. Hanks, MMC