

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, 24 October 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 10 October 2022, regular meeting; and minutes of the 10 October 2022, work session. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Mayor Sullivan addressed the City Council regarding the following:

- 1) Really busy weekend: Tennis Family Fun Day, Eastern Shore Masters Swim meet, and FEEF's Event in downtown Fairhope;
- 2) Employee Luncheon and Officer Miller named Fairhope Employee of the Year;
- 3) Passing of two former employees: Danon Atkinson (James P. Nix Center) and Paul Bednarowski (Golf) and asked everyone to keep family in their prayers;
- 4) Great meeting with Triangle Steering Committee meeting;
- 5) Mentioned Witches Ride, Downtown Trick or Treat with streets being closed;
- 6) Hosted 13 States Welcome Center employees who visited Spanish Fort, Daphne, and Fairhope. They have never been to Fairhope;
- 7) Mentioned Agenda Items and explained purchases; and
- 8) Reminded everyone to vote on November 8, 2022.

The following individuals spoke during Public Participation for Agenda Items:

- 1) Carol Wilson, 489 Bartlett Avenue, addressed the City Council on Agenda Item Number 8: an ordinance to authorize the operation of a Medical Cannabis Dispensary within the Corporate Limits of the City of Fairhope. Mrs. Wilson said there were only two types of marijuana approved by the FDA. She spoke against the ordinance and asked the City Council not to adopt it.
- 2) Billy Wise, 104 Par Circle, addressed the City Council on Agenda Item Number 8: an ordinance to authorize the operation of a Medical Cannabis Dispensary within the Corporate Limits of the City of Fairhope. Mr. Wise read several articles from Virginia, Colorado, Mobile, and Montgomery He spoke against the ordinance and asked the City Council not to adopt it.

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- 3) Zachary Huey, 516 Polo Trace (Daphne), addressed the City Council on Agenda Item Number 8: an ordinance to authorize the operation of a Medical Cannabis Dispensary within the Corporate Limits of the City of Fairhope. He told the City Council the greatest risks are alcohol and tobacco. Mr. Huey said that doctors are required to train for one year; and the medical cards have a 90 day term. He spoke for the ordinance and approves its adoption.
- 4) Sandy Bundy, 105 Sandhill Court, addressed the City Council on Agenda Item Number 8: an ordinance to authorize the operation of a Medical Cannabis Dispensary within the Corporate Limits of the City of Fairhope. She stated this would be negative for Cities. She spoke against the ordinance and asked the City Council not to adopt it.
- 5) Jane Wise, 104 Park Circle, addressed the City Council on Agenda Item Number 8: an ordinance to authorize the operation of a Medical Cannabis Dispensary within the Corporate Limits of the City of Fairhope. She mentioned the Rock Mountain High Drug Traffic. Ms. Wise spoke against the ordinance and asked the City Council not to adopt it. She thanked Mayor Sullivan regarding the City's finances.

Councilmember Burrell thanked everyone who came or reached out to the City Council regarding the Agenda Items.

Councilmember Martin commented he attended the Employee Luncheon; and said he appreciates the employees.

Councilmember Boone said he also attended the Employee Luncheon; and enjoyed recognizing the employees and the fine food.

Council President Conyers said he values the employees and congrats to Officer Miller.

A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Burrell introduced in writing an ordinance to zone the property of **Dynamic Holdings LLC** to B-2 General Business District, concurrent with conditional annexation into the City of Fairhope. The property is approximately .6 acres and is located south of Spring Run Drive, north of the Wolfe-Bayview Funeral Home. PPIN Number: 91211. 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; and answered any questions.

Council President Conyers opened the Public Hearing at 6:29 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:30 p.m.

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Due to lack of a motion for immediate consideration, this ordinance will layover until the November 14, 2022 City Council meeting.

A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Martin introduced in writing an ordinance to zone the property of **The Grand Reserve at Pelham LLC** to B-2 General Business District, concurrent with conditional annexation into the City of Fairhope. The property is approximately 13.30 acres and is located on the northwest corner of Greeno Road and Old Battles Road. PPIN Numbers: 39376 and 210314. 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; and answered any questions.

Council President Conyers opened the Public Hearing at 6:34 p.m.

- 1) Sandy Bundy, 105 Sandhill Court, addressed the City Council and stated she did not want this to be a business. Ms. Bundy said we need more greenspace.

The Public Hearing closed at 6:36 p.m.

Due to lack of a motion for immediate consideration, this ordinance will layover until the November 14, 2022 City Council meeting.

A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Burrell introduced in writing an ordinance to consider the Applicant, S.E. Civil, acting on behalf of the Owner, Burgess Thomasson, Jr., *et al.*, to amend the existing **Montrose Preserve PUD** to remove the requirement of a Preliminary Plat for all 18 lots within the PUD, create five development phases, and to include either Option A; allow Lots 4-6 to be sold individually, or Option B; combine Lots 4-6 as one lot to be sold, reducing the lot count to 16. The Planning Commission gave an unfavorable recommendation of this ordinance. Council President Conyers read the proposed ordinance.

Planning Director Hunter Simmons briefly explained the options before the City Council; and said that Condition Number One being removed is the proposed amendment from the owner. He said that Option A and B do not need an amendment and can be done internally.

Council President Conyers opened the Public Hearing at 6:48 p.m.

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- 1) Sandy Bundy, 105 Sandhill Court, addressed the City Council and asked about the power lines and trees. She asked would the trees be taken down; and said access to homes should not be on Highway 98. Mr. Simmons said there would be a 40 foot buffer.
- 2) Debbie Quinn, 7172 Taylor Street, addressed the City Council and said that there seven neighbors here too. She stated they support Mr. Simmons' and the Planning Commission's recommendation.
- 3) David Connor, attorney representing the Thomassons, addressed the City Council and said the owners have buyers for some of the lots. He told the City Council they want build out in phases; and explained the 5 Phases. He said we are asking for flexibility; and Staff is being overprotecting but working great. Mr. Connor asked the City Council to consider removing Condition Number One.

The Public Hearing closed at 6:59 p.m.

Councilmember Burrell questioned Option A and said in 2021 we approved 18 lots. Mr. Simmons said there is a "Reversion Clause/Sunset Clause" in the ordinance. Councilmember Burrell commented that 18 lots are better than 77 lots; and 16 are better than 18. Councilmember said he was good with 2 phases not 5 phases. Councilmember Martin said he was concerned that they may not do their due diligence; they can do this right the first time.

Councilmember Robinson said this property came to Planning Commission for an informal review and the Planning Commission said no in 2015. It came back last year and was amended from 77 lots to 18 lots; and all were in favor of the amendment: residents and developer. He said there are too many unknowns and uncertainties; and it is not a guaranteed project. Councilmember Boone stated, "decisions made on an unknown are never good decisions." Council President Conyers commented he agreed with Councilmember Robinson regarding everyone being in favor of the last amendment. He was in favor of 2 phases not 5 phases.

Councilmember Robinson questioned common areas and what would be done. He said if we change several times, the initial intent or voted on goes away and gets lost. Councilmember Martin stated we do not want to skip procedures or change the order; and said he liked the idea going from 18 lots to 16 lots. Mr Simmons explained the five options the City Council has for this proposed ordinance amendment application;

- (a) Approve the application;
- (b) Approve the application, conditioned on specific revisions;
- (c) Deny the application;
- (d) Continue discussion of the application for further study. An application shall only be continued one time without the applicant's consent before the City Council shall take one of the above actions. Any continuance shall be for a time reasonably necessary to completely and adequately address the issue of further study. An applicant may agree to more continuances; or

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- (e) Remand the proposed amendment to the Director of Planning and Building or to the Planning Commission for further study and discussion. An application may be remanded only once without the applicant's consent before the City Council shall take one of the above actions. An applicant may agree to more remands.

Councilmember Robinson commented that everyone is onboard with the 16 lots. He said we could take back to Planning and make a change. Mr. Connor said out folks here you and recommend the following: Phase 1 and Phase 2 bring a preliminary plat; Phase 3 and Phase 4 bring a preliminary plat; and then, Phase 5 bring a preliminary plat. Mr. Simmons replied this does not address his concerns. Councilmember Burrell gave a recommendation for Staff to get with developer and work this out; and bring back a recommendation for the City Council's vote.

Due to lack of a motion for immediate consideration, this ordinance will layover until the November 14, 2022 City Council meeting.

City Clerk Lisa Hanks addressed Council President Conyers and stated they needed a motion and a second before discussion.

Councilmember Burrell moved to suspend the rules and allow Council discussion. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Councilmember Burrell stated 95 percent is okay and easy to approve the ordinance but there are opinions that vary. He said the vast that do not support it either called me or sent e-mails; and two e-mails that were in favor of it and one man tonight. The two e-mails said we just have to get this passed in Fairhope. Councilmember Burrell said Daphne and Foley both have adopted an ordinance, so there would be access to medicinal marijuana.

Councilmember Martin said he was inundated with no voters for the ordinance. He stated this is what the people want and no one called against it.

Councilmember Robinson stated he did not have a lot of people reach out to him. He said, "Doctors say it is a need and Doctors say it is not a need." He commented citizens would not be deprived due to other neighboring Cities already adopted an ordinance; and he would vote no.

Councilmember Boone said there is a problem of where to place a dispensary; and he is not voting to hide the business.

Council President Conyers reiterated an ordinance has been passed in Foley, Daphne, and Spanish Fort.

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The ordinance to authorize the Operation of a Medical Cannabis Dispensary within the Corporate Limits of the City of Fairhope. (Introduced at City Council Meeting on October 10, 2022.) failed for lack of a motion.

Councilmember Martin moved for final adoption of Ordinance No. 1760, an ordinance to amend Ordinance No. 1510 and to replace and repeal Ordinance No. 1691 known as the Personnel Rules, Policies and Procedures Ordinance; specifically Section VI. Employee Benefits; Section 6.01 Health Insurance Benefits and Section 6.05 Health Insurance Benefits for Eligible Retirees: Wellness Incentivized Program. (Introduced at City Council Meeting on October 10, 2022.) The motion was seconded by Councilmember Burrell. Mayor Sullivan explained the ordinance is for employees and retirees on the City's Health Insurance. She said this will help manage and prevent high risk illnesses. Councilmember Burrell stated this will help long-term health and keep healthcare costs under control. He told everyone that he had a screening three years ago and found cancer; and said if he had not had the screening he probably would not be here today. Councilmember Burrell said the screenings are well worth it for the City and employees. After further discussion, motion for final adoption passed by the following voice votes: AYE – Burrell, Martin, Conyers, Robinson, and Boone. NAY - None.

Councilmember Robinson introduced in writing an ordinance to amend Ordinance No. 1269 User Fees Charged by the City of Fairhope Planning and Zoning Department. Planning Director Hunter Simmons briefly explained the proposed ordinance; and answered any questions. Due to lack of a motion for immediate consideration, this ordinance will layover until the November 14, 2022 City Council meeting.

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope authorizes submission of an FY23 ATRIP-II Grant to ALDOT requesting grant funds to construct dedicated left and right turn lanes on Volanta Avenue at the intersection with Greeno Road (U.S. Highway 98), acceleration/deceleration lanes on US Hwy 98 and signalize the intersection; and authorizes Mayor Sherry Sullivan to sign all required grant application documents on behalf of the City. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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RESOLUTION NO. 4593-22

**AUTHORIZING THE SUBMISSION OF AN FY 2023 ALABAMA
TRANSPORTATION REHABILITATION AND IMPROVEMENT PROGRAM-II
(ATRIP-II) GRANT APPLICATION**

WHEREAS, the Alabama Department of Transportation (ALDOT) is accepting applications from municipal governments for Fiscal Year 2023 Alabama Transportation Rehabilitation and Improvement Program- II (ATRIP-II) Grants; and

WHEREAS, the City of Fairhope has identified the need to construct dedicated left and right turn lanes on Volanta Avenue at the intersection with Greeno Road (U.S. Highway 98), acceleration/deceleration lanes on US Hwy 98 and signalize the intersection; and

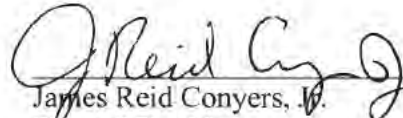
WHEREAS, the total project cost is estimated to be \$1,500,00.00, and, if funded, the grant will pay for 100% of Construction and CE&I Cost at an estimated \$1,220,00.00 and the City would cover 100% of the Preliminary Engineering, ALDOT PE Review and Utility Relocation Cost at an estimated \$280,000.00; resulting in an approximate 81.3/18.7 project cost share; and

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

THEREFORE, BE IT RESOLVED BY THE City of Fairhope, IN REGULAR SESSION ASSEMBLED, that by this Resolution the City of Fairhope authorizes submission of an FY23 ATRIP-II Grant to ALDOT requesting grant funds to construct dedicated left and right turn lanes on Volanta Avenue at the intersection with Greeno Road (U.S. Highway 98), acceleration/deceleration lanes on US Hwy 98 and signalize the intersection.

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 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

24 October 2022

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope accepts Amendment No. 2 to Grant No.8 RDCGR010087-01-02 Restore Act Working Waterfront and Greenspace Restoration Project Agreement for additional grant funds from the U.S. Treasury in the amount of \$5,705,339.00; and that City Council authorizes Mayor Sherry Sullivan to sign the amended grant agreement on behalf of the City. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4594-22

**APPROVAL OF U.S. DEPARTMENT OF THE TREASURY
NOTICE OF AWARD FOR AMENDMENT NO. 2 FOR
GRANT NO. 8 RDCGR010087-01-02 RESTORE ACT WORKING
WATERFRONT AND GREENSPACE RESTORATION PROJECT**

WHEREAS, the City of Fairhope was awarded a RESTORE Act Grant (#M1A14-FHWW) from the Alabama Department of Conservation and Natural Resources (ADCNR) on April 26, 2019 for Fairhope Municipal Pier and South Beach Park Improvements; and

WHEREAS, the City completed Phase I of the project that included Engineering Design Services and the preparation of 100% bid ready plans and contract documents, and completion of pre-construction environmental compliance requirements with grant funds in the amount of \$539,266.00; and

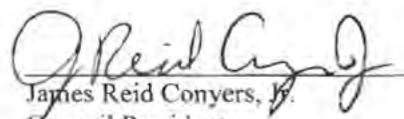
WHEREAS, ADCNR requested additional grant funds from U.S. Treasury in the amount of \$5,705,339.00 for the City to implement Phase II of the project that includes the bidding, contracting and construction, and construction inspection services; and

WHEREAS, U.S. Treasury issued a Notice of Award approving Amendment No. 2, On September 15, 2022 and extending the period of performance to October 31, 2024;

NOW, THEREFORE IT BE RESOLVED BY THE City of Fairhope, IN REGULAR SESSION ASSEMBLED, that the City accepts Amendment No. 2 to the Grant Agreement; and

BE IT FURTHER RESOLVED BY THE City of Fairhope, that the Council authorizes the Mayor to sign the Amended Grant Agreement on behalf of the City.

DULY ADOPTED THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

24 October 2022


Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Fulgham's Inc. for (RFQ PS021-22) Urban Forestry Consultant for the undeveloped 108 acres known as the "Triangle Property" at the North Gateway to the City; and authorizes Mayor Sherry Sullivan to negotiate the not-to-exceed fee schedule for the contract. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4595-22

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

[1] That the City Council approves the selection of Fulgham's Inc. for (RFQ PS021-22) Urban Forestry Consultant for the undeveloped 108 acres known as the "Triangle Property" at the North Gateway to the City; and authorizes Mayor Sherry Sullivan to negotiate the not-to-exceed fee schedule for the contract.

DULY ADOPTED THIS 24TH DAY OF OCTOBER, 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 Council approves the selection of Neel-Schaffer, Inc. for (RFQ PS23-001) Professional Engineering Services for Preliminary Engineering for the FY2023 TAP Project – Sidewalks on Blue Island Avenue and Fairwood Boulevard; and authorizes Mayor Sherry Sullivan to negotiate the not-to-exceed fee with this firm. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

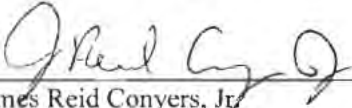
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24 October 2022

RESOLUTION NO. 4596-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of Neel-Schaffer, Inc. for (RFQ PS23-001) Professional Engineering Services for Preliminary Engineering for the FY2023 TAP Project – Sidewalks on Blue Island Avenue and Fairwood Boulevard; and authorizes Mayor Sherry Sullivan to negotiate the not-to-exceed fee with this firm.

DULY ADOPTED THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:

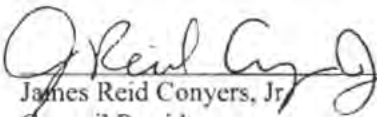


Lisa A. Hanks, MMC
City Clerk

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Hi-Line Engineering for (RFQ PS23-002) Professional Engineering Services for the Power Line Conversion along Magnolia Avenue between Bancroft Street and Church Street; and authorizes Mayor Sherry Sullivan to negotiate the not-to-exceed fee with this firm. Seconded by Councilmember Burrell, motion passed unanimously by voice vote. Councilmember Burrell thanked Mayor Sullivan for getting the best price for citizens.

RESOLUTION NO. 4597-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of Hi-Line Engineering for (RFQ PS23-002) Professional Engineering Services for the Power Line Conversion along Magnolia Avenue between Bancroft Street and Church Street; and authorizes Mayor Sherry Sullivan to negotiate the not-to-exceed fee with this firm.

DULY ADOPTED THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

24 October 2022

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution to Award (Bid No. 038-22) to JTB Construction LLC the annual contract for City Wide Asphalt and Concrete Repair for the Public Works Department on an as-needed-basis with a total bid proposal not-to-exceed the amount of \$21.00 per square foot labor only. City will provide all material. The repairs would be in the City of Fairhope's Utility Jurisdiction, as well as inside the City Limits. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 4598-22

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

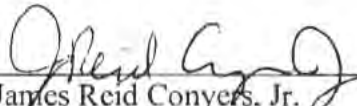
[1] That the City of Fairhope did request, receive, and open bids to procure services for (Bid No. 038-22) Asphalt and Concrete Repair Annual Contract for the Public Works Department at 555 South Section Street in the City of Fairhope offices, Fairhope, Alabama.

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

JBT Construction, LLC \$21.00 per square foot labor only

[3] At the appointed time and place; after evaluating the bids with the required specifications, JTB Construction LLC is now awarded (Bid No. 038-22) Asphalt and Concrete Repair Annual Contract on an as needed basis for the Public Works Department with total bid proposal not-to-exceed \$21.00 per square foot labor only.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

24 October 2022

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution to Award (Bid No. 040-22) to W.R. Mitchell Contractor, Inc. for On-Call Contractor Services for the Water and Sewer Department with a total bid proposal not-to-exceed the amount of \$700,000.00 per year. The initial contract term would be for one (1) year, with extensions for two (2) additional one (1) year terms. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4599-22

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. 040-22) On-Call Contractor Services (Water and Sewer 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 based on approximate Quantities:

Ranger Environmental Services, LLC	\$6,023,804.34
W.R. Mitchell Contractor, Inc.	\$1,451,975.00

[3] At the appointed time and place; after evaluating the bids with the required specifications, W.R. Mitchell Contractor, Inc. is now awarded (Bid No. 040-22) On-Call Contractor Services (Water and Sewer Department) with a total bid proposal not-to-exceed budgeted amount of \$700,000.00 per year. The initial contract term would be for one (1) year, with extensions for two additional one year terms.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

24 October 2022


Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of a Cable Modem Service for Barnwell, Founders, and Manley Parks for the IT Department with Mediacom (MCC Telephony of the South, LLC) as Sole Source Provider with a three (3) year contract; 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 \$19,372.05. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4600-22

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 Cable Modem Service for Barnwell, Founders, and Manley Parks for the IT Department with Mediacom (MCC Telephony of the South, LLC) as Sole Source Provider with a three (3) year contract; 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 \$19,372.05.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 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 approves the procurement of one (1) McElroy T412 Track Fusion Machine for the Water/Wastewater Department from Consolidated Pipe & Supply Company, 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 \$75,453.00. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

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RESOLUTION NO. 4601-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement of one (1) McElroy T412 Track Fusion Machine for the Water/Wastewater Department from Consolidated Pipe & Supply Company, 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 \$75,453.00.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.,
Council President

Attest:

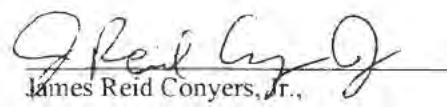


Lisa A. Hanks, MMC
City Clerk

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of Installation of an Access Control System for the new Planning Department Office in the Pecan Building for the IT Department; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(15). The cost will not-to-exceed \$15,864.87. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 4602-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement of Installation of an Access Control System for the new Planning Department Office in the Pecan Building for the IT Department from Security 101; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(15). The cost will not-to-exceed \$15,864.87.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.,
Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

24 October 2022

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 the FY2023 Annual Flower Plantings for the Public Works Department. The total cost not-to-exceed \$117,434.81. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

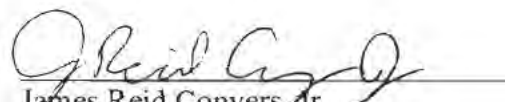
RESOLUTION NO. 4603-22

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 the FY2023 Annual Flower Plantings for the Public Works Department. The total cost not-to-exceed \$117,434.81.

[2] That this procurement is allowed pursuant to Resolution No. 1650-10 adopted in May 2010 that declares flowers as Unique "Like Items" and the extension of this categorization to include any cultivated varieties, differentiated by scientific name. (None of the designated "like item" flora exceed the \$15,000.00 bid limit).

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:

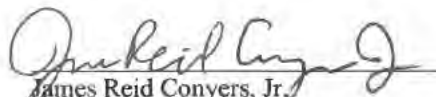

Lisa A. Hanks, MMC
City Clerk

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of a Server/Storage Upgrade for the IT Department to provide processing and storage for all City servers; Server/Storage Upgrade will be purchased through Purchasing Cooperative OMNIA Partners Public Sector (Contract #2018011-02); and therefore does not have to be let out for bid. Total cost not-to-exceed \$109,608.29. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

24 October 2022

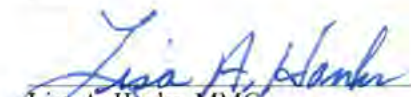
RESOLUTION NO. 4604-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement of a Server/Storage Upgrade for the IT Department to provide processing and storage for all City servers; Server/Storage Upgrade will be purchased through Purchasing Cooperative OMNIA Partners Public Sector (Contract #2018011-02); and therefore does not have to be let out for bid. Total cost not-to-exceed \$109,608.29.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:

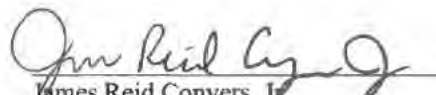


Lisa A. Hanks, MMC
City Clerk

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves procurement for Annual Renewal of the Kronos Timekeeping System Support and Software for the City through Kronos 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 not to exceed \$26,655.65. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4605-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves procurement for Annual Renewal of the Kronos Timekeeping System Support and Software for the City for services from December 30, 2022 to December 29, 2023 for the IT Department with a cost not to exceed \$26,655.65. This is a Sole Source service through Kronos; and authorizes procurement based on the option allowed by the Code of Alabama 1975, Section 41-16-51(13).

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

24 October 2022

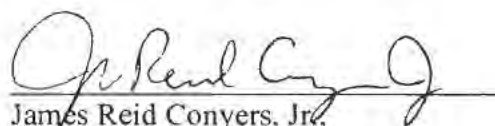
Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of inventory for Neptune Water Meters for the Water/Wastewater Department from Consolidated Pipe & Supply Co. Inc. as Sole Source Distributor; and authorizes procurement based on water meters are exempt from formal bidding per Code of Alabama 1975, Section 41-16-51(b)(7). The cost not to exceed \$500,000.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4606-22

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 inventory for Neptune Water Meters for the Water/Wastewater Department from Consolidated Pipe & Supply Co. Inc. as Sole Source Distributor; and authorizes procurement based on water meters are exempt from formal bidding per Code of Alabama 1975, Section 41-16-51(b)(7). The cost not to exceed \$500,000.00.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022



James Reid Conyers, Jr.
Council President

Attest:



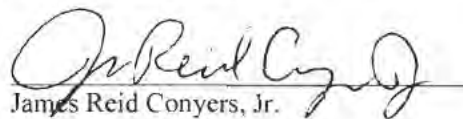
Lisa A. Hanks, MMC
City Clerk

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of one (1) Mower Max 24' Boom or equivalent for the Public Works Department from Coblenz Equipment & Parts Co.; and the type of equipment is on the Alabama State Department of Purchasing Contract Number T226 and therefore does not have to be let out to bid; total cost not-to-exceed \$233,270.00, \$221,404.00 of which is budgeted. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

24 October 2022

RESOLUTION NO. 4607-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement of one (1) Mower Max 24' Boom or equivalent for the Public Works Department from Coblenz Equipment & Parts Co.; and the type of equipment is on the Alabama State Department of Purchasing Contract Number T226 and therefore does not have to be let out to bid; total cost not-to-exceed \$233,270.00, \$221,404.00 of which is budgeted.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 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 approves the procurement of two (2) 2023 Ford Explorers or equivalent for the Building Department; the type of vehicles needed are on the State of Alabama Department Division of Purchasing Contract Number T191L and therefore does not have to be let out for bid; total cost not-to-exceed \$66,884.00. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4608-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement of two (2) 2023 Ford Explorers or equivalent for the Building Department from Stivers Ford Lincoln; the type of vehicles needed are on the State of Alabama Department Division of Purchasing Contract Number T191L and therefore does not have to be let out for bid; total cost not-to-exceed \$66,884.00.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

24 October 2022

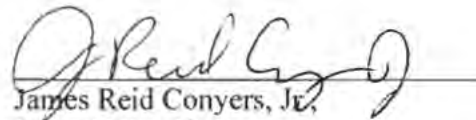
Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of two (2) Cobra Rear Loader Garbage Trucks or equivalent for the Sanitation Department; and the equipment is available for direct procurement through Sourcewell Purchasing Cooperative Contract #091219NWX which has been nationally bid; and therefore, does not have to be let out for bid. The cost not-to-exceed \$417,154.00. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4609-22

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 two (2) Cobra Rear Loader Garbage Trucks or equivalent for the Sanitation Department from Sansom Equipment Company; and the equipment is available for direct procurement through Sourcewell Purchasing Cooperative Contract #091219NWX which has been nationally bid; and therefore, does not have to be let out for bid. The cost not-to-exceed \$417,154.00.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 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 approves the procurement of one (1) Ford Transit 250 Full Size Cargo Van or equivalent for the Public Works Department; the type of vehicle needed is on the State of Alabama Division of Purchasing Contract Number T191 and therefore does not have to be let out for bid; total cost not-to-exceed \$44,022.00, \$4,022.00 of which is not budgeted. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

24 October 2022


RESOLUTION NO. 4610-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement of one (1) Ford Transit 250 Full Size Cargo Van or equivalent for the Public Works Department from Stivers Ford Lincoln; the type of vehicle needed is on the State of Alabama Division of Purchasing Contract Number T191 and therefore does not have to be let out for bid; total cost not-to-exceed \$44,022.00, \$4,022.00 of which is not budgeted.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 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 approves the procurement of a Three (3) Year Lease for a Xerox Printer/Copier from Xerox Corporation for the new Planning Department Office; and the lease is on the State Contract 072816000, and therefore does not have to be let out for bid; total cost not-to-exceed \$7,696.08. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

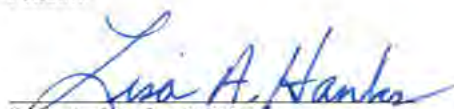
RESOLUTION NO. 4611-22

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement of a Three (3) Year Lease for a Xerox Printer/Copier from Xerox Corporation for the new Planning Department Office; and the lease is on the State Contract 072816000, and therefore does not have to be let out for bid; total cost not-to-exceed \$7,696.08 for the Three (3) Year Lease, plus the cost of prints to Xerox Corporation.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022


James Reid Conyers, Jr.
Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

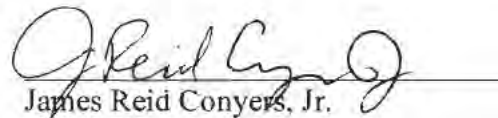
24 October 2022

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby authorizes and approves the request of the City of Fairhope and the Downtown Fairhope Business Association to close Section Street from Magnolia Avenue to Johnson Avenue and Fairhope Avenue from Bancroft Street to Church Street on Saturday, October 29, 2022 from 9:00 a.m. to 12:00 p.m. for the Downtown Trick or Treat Event. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.


RESOLUTION NO. 4612-22

BE IT HEREBY RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council hereby authorizes and approves the request of the City of Fairhope and the Downtown Fairhope Business Association to close Section Street from Magnolia Avenue to Johnson Avenue and Fairhope Avenue from Bancroft Street to Church Street on Saturday, October 29, 2022 from 9:00 a.m. to 12:00 p.m. for the Downtown Trick or Treat Event.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 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 the City of Fairhope has voted to approve procurement for the 2022 Lighting of the Trees stage, miscellaneous equipment and labor cost to Sound Associates, Inc. with a cost of \$12,500.00 for the City of Fairhope's Lighting of the Trees Celebration on November 17, 2022. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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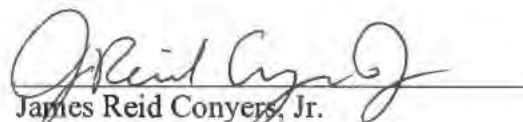
24 October 2022

RESOLUTION NO. 4613-22

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 procurement for the 2022 Lighting of the Trees stage, miscellaneous equipment and labor cost to Sound Associates, Inc. with a cost of \$12,500.00 for the City of Fairhope's Lighting of the Trees Celebration on November 17, 2022.

ADOPTED ON THIS 24TH DAY OF OCTOBER, 2022

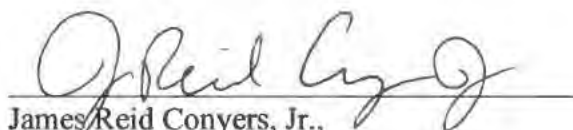

James Reid Conyers, Jr.
Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

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

There being no further business to come before the City Council, the meeting was duly adjourned at 8:08 p.m.


James Reid Conyers, Jr.,
Council President


Lisa A. Hanks, MMC
City Clerk