

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, 9 October 2023.

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

There being a quorum present, Council President Robinson called the meeting to order. The invocation was given by Pastor Marshal Frye of Celebration Church, and the Pledge of Allegiance was recited. Councilmember Burrell moved to approve minutes of the 25 September 2023, regular meeting; and minutes of the 25 September 2023, work session. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Mayor Sullivan addressed the City Council regarding the following items:

- 1) Announced the new Human Resources Director Hannah Noonan;
- 2) Mentioned the Baldwin Pops Concert on Sunday evening;
- 3) Recognized Josh Turner (son of Lee Turner) for his efforts with the Fitness Court for applying for the BCBS grant by Fairhope Rotary and seeking funds from the Fairhope Single Tax Corporation. Mr. Turner presented Mayor Sullivan the checks from both entities; and said this will be a wonderful project for the City.

The following individual spoke during Public Participation for Agenda Items:

- 1) Carole Tebay, 98 Paddock Drive, addressed the City Council regarding Agenda Item No. 21: a resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Safe Harbor Animal Coalition, Inc. for an appropriation of \$5,000.00 to help Trap, Neuter & Return “TNR”) local area cats. Ms. Tebay mentioned Fairhope being named as a Bird Sanctuary. She was against trapping and releasing cats. Ms. Tebay said the cats should have permanent indoor homes.

Councilmember Burrell thanked Council President Robinson for serving as President this past year.

Councilmember Martin thanked Council President Robinson for serving as President and for the fall weather.

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Councilmember Boone gave Council President Robinson an atta-boy. He said that First Friday Art Walk was great.

Council President Robinson thanked the City Council for allowing him to serve as their President. He commented it gave him time to meet more with Mayor Sullivan and see what is done behind the scenes. Council President Robinson asked everyone to keep a family in their prayers who lost a child to an accident last week.

Councilmember Burrell moved for final adoption of Ordinance No. 1783, an ordinance to annex the property of Utility Board of the City of Foley d/b/a Riviera Utilities and the Fairhope Single Tax Corporation (containing 1.7 acres, more or less), located on Gayfer Road Extension, Fairhope, Alabama. Tax Parcel 46-06-14-0-000-001.521. (Introduced at the September 25, 2023 City Council Meeting) Seconded by Councilmember Boone, motion for final adoption passed by the following voice votes: AYE – Burrell, Martin, Robinson, and Boone. NAY - None.

Councilmember Martin moved for final adoption of Ordinance No. 1784, an ordinance to amend Ordinance No. 1510 known as the Personnel Rules, Policies and Procedures Ordinance, Section 7 Time Off From Work, amending Section 7.04 Sick Leave Pay Upon Retirement; Option to Convert Unused Sick Leave to Retirement Service. (Introduced at the September 25, 2023 City Council Meeting) Seconded by Councilmember Boone, motion for final adoption passed by the following voice votes: AYE – Burrell, Martin, Robinson, and Boone. NAY - None.

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution to adopt the 2023-2024 Holidays. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

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9 October 2023

RESOLUTION NO. 4856-23

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, THAT THE FOLLOWING 2023 – 2024 HOLIDAYS WILL BE OBSERVED BY ALL CITY PERSONNEL EXCEPT EMERGENCY EMPLOYEES:

- Veterans Day Holiday - Friday, November 10, 2023
- Thanksgiving Holidays - Thursday & Friday, November 23 & 24, 2023
- Christmas Holidays - Monday & Tuesday, December 25 & 26, 2023
- New Year's Day - Monday, January 1, 2024
- Martin Luther King, Jr. - Monday, January 15, 2024
- Mardi Gras Day - Tuesday, February 13, 2024
- Memorial Day - Monday, May 27, 2024
- Juneteenth Day - Wednesday, June 19, 2024
- Independence Day - Thursday, July 4, 2024
- Labor Day - Monday, September 2, 2024

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, 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 following list for the Fairhope Police Reserve: Justin Rogers, Drew Craze, Allen Bishop, and Chris White; and Police Chaplains: Arthur Bosarge, Micheal Kouns, and Reggie Whiddon. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

9 October 2023

RESOLUTION NO. 4857-23

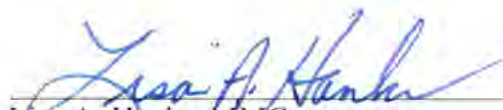
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the following list for the Fairhope Police Reserve: Justin Rogers, Drew Craze, Allen Bishop, and Chris White; and Police Chaplains: Arthur Bosarge, Micheal Kouns, and Reggie Whiddon.

Adopted on this 9th day of October, 2023



Jay Robinson, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

Council President Robinson stated beginning at Agenda Items No. 9 through No. 22, and No. 34 and No. 35 are budget appropriations and approved in the budget. Council President Robinson said he would entertain a motion to amend the Agenda for these items to go to Consent Agenda; and authorize the Mayor to execute the contracts.

Councilmember Boone moved to amend the Agenda to approve Agenda Items No. 9 through No. 22, No. 34, and No. 35 by Consent Agenda. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

Councilmember Burrell moved to approve Agenda Items No. 9 through No. 22, No. 34 and No. 35 by Consent Agenda; and to authorize the Mayor to execute the contracts. Councilmember Burrell requested Council President Robinson to read each Entity and its appropriation. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Consent Agenda

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Downtown Fairhope Business Association for an appropriation of \$24,000.00 to advertise and promote the City of Fairhope.

9 October 2023

RESOLUTION NO. 4858-23

WHEREAS, the Downtown Fairhope Business Association serves a public purpose and the publicity that the Downtown Fairhope Business Association gives the City of Fairhope is a public service; and,

WHEREAS, We, the Downtown Fairhope Business Association agree to work with the Mayor, and/or her agent(s); advertise regionally and promote the City of Fairhope.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the total amount of \$24,000.00 from the City of Fairhope.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA that Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and the Downtown Fairhope Business Association.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

Attest


Lisa A. Hanks, MMC
City Clerk

A resolution authorizing Mayor Sherry Sullivan to execute a Contract with the Eastern Shore Art Center for use of City Facilities and for an appropriation of \$20,000.00 for funds to support and sponsor the educational programs through The Art Center's Academy of Fine Arts.

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9 October 2023

RESOLUTION NO. 4859-23

WHEREAS, a contract shall be executed between the City of Fairhope and the Eastern Shore Art Center for contract funding educational programs through the Academy and Community Outreach Program which provides art education and hands-on learning, on and off site, to all elements of our community: children, youth, adults, seniors, and special needs audiences, making an appropriation of \$20,000.00; and

WHEREAS, the Eastern Shore Art Center must continue First Friday Artwalk and all publicity as a community event; continue to provide summer art program for the Fairhope-Point Clear Rotary Youth Club (formerly known as the Boys and Girls Club); and provide low cost art classes for local youth and senior citizens; and

WHEREAS, the City of Fairhope approves the request from the Eastern Shore Art Center to use the streets (Section Street north of Magnolia to Oak Street and Oak Street to Bancroft and Equality) during their Outdoor Art Show, which is held during the annual Arts & Crafts Festival, to use the streets (Fairhope Avenue from Bancroft Avenue to Church Street and Section Street from De La Mare to Magnolia Avenue) for the annual Grand Festival of Art in October; and requesting closure of the streets at 5:00 p.m. on the Friday before the festival for set-up; and security to be provided, after hours, by the Fairhope Police Department; and

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice; and

WHEREAS, payment shall be made quarterly in the amount of \$5,000.00; until contract either expires or is cancelled.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA. That Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and the Eastern Shore Art Center for funds to support and sponsor the educational programs through the Art Center's Academy for Fine Arts.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

9 October 2023

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Ecumenical Ministries Incorporated for an appropriation of \$10,000.00 to support the needs of Fairhope residents.

RESOLUTION NO. 4860-23

WHEREAS, in Fairhope, Alabama, Ecumenical Ministries Incorporated (EMI) is a public, non-profit, non-denominational, United Way social service agency; and,

WHEREAS, EMI's mission is to improve the quality of life in Baldwin County by meeting basic needs, encouraging personal growth, effecting social and economic justice and celebrate our common life; and,

WHEREAS, EMI provide services to the socio-economic and those in crisis situations and have no place to turn for help on the Eastern Shore, including Fairhope and South Baldwin County. The services rendered include:

- Emergency Aid – Direct assistance for medical, food, utilities, rent, clothing, childcare, transportation and other emergency needs.
- Meals on Wheels (MOW'S) – Volunteer's deliver nutritious, warm meals six days a week. Meals are subsidized based on need and funding – Fairhope area has nine routes.
- Home Repair – These projects include plumbing, electrical work, rebuilding floors, installing windows and doors, roofing, building wheelchair ramps and more. This program is for the elderly and disabled.
- Food Pantry – Our pantries provide a week's supply of food based on the size of the family and their situation.
- Prescription Assistance – This program allows under-insured and non-insured persons to receive life sustaining medications at reduced or no cost through pharmaceutical companies' indigent care program. EMI also provide prescription assistance through the Ozanam Charitable Pharmacy in Mobile.
- Church-based Community Organizing – This program empowers poor and moderate income families to participate effectively in our democratic system and allow community members the opportunity to address the issues affecting their lives: paved streets, lighting, sewage, recreation, and drainage.

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- EMMY’S Thrift Shop – Through our emergency aid center vouchers are given at no cost. With these vouchers, people can receive such items as appliances, furniture, clothing, etc.

WHEREAS, Ecumenical Ministries Incorporated has served Fairhope residents since 1969 on a continuous basis and successfully demonstrated the capacity to operate a neighborhood based on social service agency improving countless lives.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to establish a contract for services between the City of Fairhope and Ecumenical Ministries Incorporated to appropriate the sum of \$10,000.00 to be used for the needs of Fairhope residents.

DULY ADOPTED THIS THE 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

ATTEST:



Lisa A. Hanks, MMC
City Clerk

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Baldwin County Trailblazers for an appropriation of \$5,000.00 to support the Smart Walks and the Walking School Bus Program.

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9 October 2023

RESOLUTION NO. 4861-23

WHEREAS, a contract shall be executed between the City of Fairhope and the Baldwin County Trailblazers, making an appropriation of \$5,000.00 to help people shape their communities to be vigorous, healthy, and flourishing for generations to come by implementing a model Walking School Bus program that can positively reduce the soaring rate of childhood obesity by giving parents a supportive solution for assisting their children with walking to school instead of taking a bus or riding in a car.

WHEREAS, Baldwin County Trailblazers will continue its monthly Smart Walks to area schools that involves over 100 students and an equal number of parents and grandparents. The Smart Walk program has been a success.

WHEREAS, the outcome the program will achieve is to have a significant percentage of students participate in the daily Walking School Program and to be a model for use with other schools.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the amount of \$5,000.00 from the City of Fairhope.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and the Baldwin County Trailblazers.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

Attest



Lisa A. Hanks, MMC
City Clerk

9 October 2023

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Fairhope-Point Clear Rotary Youth Club for an appropriation of \$57,000.00 to help manage and operate the Fairhope-Point Clear Rotary Youth Club facility.

RESOLUTION NO. 4862-23

WHEREAS, a contract shall be executed between the City of Fairhope and the Fairhope-Point Clear Rotary Youth Club, making an appropriation of \$57,000.00 to help support the programs and activities to better serve our community and its youth by helping to manage and operate the Fairhope-Point Clear Rotary Youth Club facility.


WHEREAS, the Fairhope-Point Clear Rotary Youth Club, agrees to work with the Mayor, and/or her agent(s), to better meet the needs of our community's youth through programs and activities; i.e., quality after school and summer programs which is an absolute necessity for our community.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made quarterly in the amount of \$14,250.00 from the City of Fairhope; until contract either expires or is cancelled.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Sherry Sullivan is hereby authorized to execute contract between the City of Fairhope and the Fairhope-Point Clear Rotary Youth Club to help support the programs and activities to better serve our community and its youth by helping to manage and operate the Fairhope-Point Clear Rotary Youth Club facility.

ADOPTED THIS 9TH DAY OF OCTOBER, 2023


Jay Robinson, Council President

ATTEST:


Lisa A. Hanks, MMC
City Clerk

9 October 2023

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Care House, Inc. for an appropriation of \$5,000.00 to help with continuing support for children who are victims of sexual and severe physical abuse; and to help with the distribution of the child abuse prevention curriculum.

RESOLUTION NO. 4863-23

WHEREAS, a contract shall be executed between the City of Fairhope and Care House, Inc., making an appropriation of \$5,000.00 to help with continuing support for children who are victims of sexual and severe physical abuse; and to help achieve normalcy through our counseling and advocacy program for children and families who come to us after being victimized. This appropriation will also help with the distribution of the child abuse prevention curriculum, "Keeping Our Kids Safe" and prevention presentation held throughout Baldwin County.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the total amount of \$5,000.00.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and Care House, Inc.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and The Fairhope Film Festival for an appropriation of \$6,000.00 to help bring sustained economic growth from the film industry to the Alabama Gulf Coast through its Fairhope Film Festival.

9 October 2023

RESOLUTION NO. 4864-23

WHEREAS, a contract shall be executed between the City of Fairhope and the Fairhope Film Festival, making an appropriation of \$6,000.00, to help bring sustained economic growth from the film industry to the Alabama Gulf Coast through its Fairhope Film Festival.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the total amount of \$6,000.00 from the City of Fairhope.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and the Fairhope Film Festival.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

Attest



Lisa A. Hanks, MMC
City Clerk

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Mobile Bay National Estuary Program for an appropriation of \$15,000.00 to support activities related to Stormwater education and watershed management.

9 October 2023

RESOLUTION NO. 4865-23

WHEREAS, a contract shall be executed between the City of Fairhope and the Mobile Bay National Estuary Program, making an appropriation of \$15,000.00 to support expanded activities related to Stormwater education and watershed management. The Mobile Bay National Estuary Program continues to support City environmental resource management efforts: Fairhope Gullies, Create a Clean Water Future, and Watershed Management Plan for the Volanta Gully Watershed.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made quarterly in the amount of \$3,750.00, until contract either expires or is cancelled.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and the Mobile Bay National Estuary Program.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

Attest



Lisa A. Hanks, MMC
City Clerk

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Eastern Shore Chamber of Commerce for an appropriation of \$23,500.00 (which includes \$15,000.00 for the Annual Leaders Council Program and \$2,500.00 for Centennial Celebration) to advertise and promote the City of Fairhope.

9 October 2023

RESOLUTION NO. 4866-23

WHEREAS, the Eastern Shore Chamber of Commerce serves a public purpose and the publicity that the Eastern Shore Chamber of Commerce gives the City of Fairhope is a public service; and,

WHEREAS, We, the Eastern Shore Chamber of Commerce, agree to work with the Mayor, and/or his agent(s), advertise (regionally and nationally) and promote the City of Fairhope and to enhance City revenues through economic development including sales & use taxes, lodging taxes, business licenses, etc.; and to promote public arts and crafts for residents and visitors through the annual arts and crafts festival.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the Mayor Sherry Sullivan is hereby authorized to enter into a contract with the Eastern Shore Chamber of Commerce to promote the City of Fairhope. The contract shall be for one year, beginning 1 October 2023 and ending 30 September 2024; but may be canceled at any time. The contract shall call for a one-time payment to the Eastern Shore Chamber of Commerce in the total amount of \$23,500.00 (\$23,500.00 which includes \$15,000.00 for the Annual Leaders Council Program and \$2,500.00 for Centennial Celebration) from the City of Fairhope.

Adopted this 9th day of October, 2023



Jay Robinson, Council President

ATTEST:



Lisa A. Hanks, MMC
City Clerk

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Baldwin Pops for an appropriation of \$3,000.00, in-kind services in the amount of \$8,400.00, and resources including personnel, but not security after normal business hours.

9 October 2023

RESOLUTION NO. 4867-23

WHEREAS, contract shall be executed between the City of Fairhope and the Baldwin Pops, making an appropriation of \$3,000.00, in-kind services, and resources including personnel, but not security after normal business hours; and provides an exception to the Sign Ordinance by allowing banners for their Citywide events and to be displayed 10 days prior those events to advertise and promote the City of Fairhope; and to provide free concerts yearly for the residents of Fairhope, also performs at the City's July 4th celebration and the Founder's Day Concert and when available participates in the Veteran Day parade.

The following is the breakdown of the two concerts [total in-kind services \$8,400.00]:

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| <ul style="list-style-type: none"> - July Concert, Bluff - \$3000 Concert fee services) - \$200 Facility rental fees (in-kind services) - \$4000 [staging, sound, portables] Total: \$7200.00 | <ul style="list-style-type: none"> - October Concert, Bluff - \$200 Facility rental fees (in-kinds - \$4000 [staging, sound, portables] Total: \$4200.00 |
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WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the amount of \$3,000.00 from the City of Fairhope.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and the Baldwin Pops.

ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

ATTEST:



Lisa A. Hanks, MMC
City Clerk

9 October 2023

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and the Fairhope Pirate Booster Club, Inc. for an appropriation of \$10,000.00 to be used to assist and benefit all sports athletic programs; and to approve the use of the Fairhope Civic Center for the Annual Drawdown and Silent Auction.

RESOLUTION NO. 4868-23

WHEREAS, a contract shall be executed between the City of Fairhope and the Fairhope Pirate Booster Club, Inc., making an appropriation of \$10,000.00 to be used to assist and benefit all sports in both men's and women's athletic programs. This also includes the use of the Fairhope Civic Center for the Annual Drawdown and Silent Auction (date to be announced) which includes the use of associated rooms as needed, placement of a tent in the parking lot (all rental expenses paid by the Club), and use of the facility's tables and chairs in the tent.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made quarterly in the amount of \$2,500.00, until contract either expires or is cancelled.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and the Fairhope Pirate Booster Club, Inc.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

Attest



Lisa A. Hanks, MMC
City Clerk

9 October 2023

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Baldwin County Economic Development Alliance for an appropriation of \$20,000.00 to support economic development facilitation within the City of Fairhope.

RESOLUTION NO. 4869-23

WHEREAS, a contract shall be executed between the City of Fairhope and the Baldwin County Economic Development Alliance, Inc., making an appropriation of \$20,000.00 to assist with economic development facilitation within the City of Fairhope. BCEDA is pleased to continue its relationship with the City of Fairhope. BCEDA's charge is to develop and facilitate new job creation opportunities for all communities in Baldwin County. BCEDA will work with City Leadership to continue to develop new job creation opportunities in but not limited to the following: IT, Software Development, Aerospace, Aviation and Medical sectors. We will continue to work with the Mayor, City Staff and City Council to identify, develop and promote designated areas of Fairhope for future job creation. BCEDA will continue to promote and market the City of Fairhope, advising national and international corporate decision makers of all that Fairhope has to offer them as a top site-selection location. BCEDA will continue to advise and assist the Mayor and City Leaders in developing a place and atmosphere in Fairhope that encourages, fosters, and facilitates entrepreneurship. BCEDA will work with local, regional, and statewide workforce development partners to communicate current and future training and education requirements to Coastal Alabama Community College and The Academy at the Fairhope Airport.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment is to be made quarterly in the amount of \$5,000.00 from the City of Fairhope.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and the Baldwin County Economic Development Alliance, Inc.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023


Jay Robinson, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

9 October 2023

A resolution authorizing Mayor Sherry Sullivan to execute a Contract between the City of Fairhope and Safe Harbor Animal Coalition, Inc. for an appropriation of \$5,000.00 to help Trap, Neuter & Return ("TNR") local area cats.

RESOLUTION NO. 4870-23

WHEREAS, a contract shall be executed between the City of Fairhope and Safe Harbor Animal Coalition, Inc. ("SHAC"), making an appropriation of \$5,000.00 to help Trap, Neuter & Return ("TNR") local area cats. The City has found that it is a good and useful purpose of public funds to enter into a contract with SHAC to assist in the growing feral and community cat populations within the City. Trap-Neuter-Return is the humane, effective approach for controlling free-roaming community cats. TNR results in significant, measurable, and positive outcomes for cats, communities, and organizations such as City shelters and animal control.

WHEREAS, the term of said contract shall be for one (1) year, beginning 1 October 2023 and ending 30 September 2024; but the contract shall be cancelled at any time upon notice.

WHEREAS, payment shall be made in the total amount of \$5,000.00.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to sign a contract between the City of Fairhope and Safe Harbor Animal Coalition, Inc.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

A resolution that Mayor Sherry Sullivan is hereby authorized to execute a contract between the City of Fairhope and Thomas Hospital for use of the City facilities (rental and cleaning fees), including streets and parks, depending on availability and permission from the Rental Facilities Manager; but they would be responsible for any incidentals, damages, or security if necessary.

9 October 2023

RESOLUTION NO. 4871-23

WHEREAS, Thomas Hospital serves a public purpose and the health education that the Thomas Hospital gives the City of Fairhope is a public service; and,

WHEREAS, We, Thomas Hospital, agree to work with the Mayor, and /or her agent(s), to promote the City of Fairhope and to contribute time, employees, and other resources putting on health related programs, meetings and programs affiliated with Thomas Hospital, throughout the year in the Fairhope community, schools or at the hospital facilities. Many events, schools, and Fairhope programs are sponsored by Thomas Hospital. The Thomas Hospital Auxiliary provides hours of service to the hospital that benefit Fairhope citizens; and

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that Mayor Sherry Sullivan is hereby authorized to execute contract between the City of Fairhope and Thomas Hospital for use of the City facilities (rental and cleaning fees), including streets and parks, depending on availability and permission from the Rental Facilities Manager; but they would be responsible for any incidentals, damages, or security if necessary.

ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

ATTEST:



Lisa A. Hanks, MMC
City Clerk

The request of the Eastern Shore Optimist Club requesting an in-kind donation (\$2,000.00) to use the Fairhope Civic Center for the Dogwood Trail Pageant and Scholarship Program.

The request of the Fairhope Educational Enrichment Foundation ("FEEF") requesting an in-kind donation (\$2,500.00) for Golf Green Fees and Cart Fees for the Mayor's Golf Tournament.

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 the Intelligent One Field GPS Paint Robot from Turf Tank for a not-to-exceed amount of \$52,700.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

9 October 2023

RESOLUTION NO. 4872-23

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 Intelligent One Field GPS Paint Robot from Turf Tank for a not-to-exceed amount of \$52,700.00.

[2] Purchase includes total cost for robot, installation, allotment of paint, and one year of customer care.

[3] Turf Tank is sole source for the robot and is exempt from formal bidding per Code of Alabama 1975, Section 41-16-57 Municipal or County Contract for Certain Services Exempt from Competitive Bid Requirements which states: "The government body can document that the sole source goods or services are of an indispensable nature, all other viable alternatives have been explored, and it has been determined that only these goods or services will fulfill the function for which the product is needed.

ADOPTED ON THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, 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 the Annual Subscription for Weather Forecast and Warning Service from USA Coastal Weather Research Center with a not-to-exceed amount of \$4,200.00; and authorizes Mayor Sherry Sullivan to execute a contract. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

9 October 2023

RESOLUTION NO. 4873-23

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 Annual Subscription for Weather Forecast and Warning Service from USA Coastal Weather Research Center with a not-to-exceed amount of \$4,200.00; and authorizes Mayor Sherry Sullivan to execute a contract.

[2] Services include the following:

- Interactive pin-point forecasts twice daily Monday through Friday.
- Notification of severe weather including but not limited to thunderstorm, tornado wind, and freeze events.
- Tropical weather information.
- Unlimited access to the Coastal Weather Research Center website.
- Consulting and special weather reports upon request.

ADOPTED ON THIS 9TH DAY OF OCTOBER, 2023


Jay Robinson, 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 the Annual Support Renewal for the Kronos Timekeeping System from Kronos Inc. with a not-to-exceed amount of \$28,810.99. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

9 October 2023

RESOLUTION NO. 4874-23

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 Annual Support Renewal for the Kronos Timekeeping System from Kronos Inc. with a not-to-exceed amount of \$28,810.99.

[2] Purchase is through Omnia Partners (Contract #18220) and therefore does not need to be let out for bid.

[3] FY24 Renewal Cost represents an 8% increase over the FY23 Annual Support Renewal in the amount of \$26,655.65.

ADOPTED ON THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, 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 Axis Engineering Group, LLC for Professional Services for Design Services for Utility GIS Interface – Phase I (RFQ PS24-002); and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed amount of \$17,000.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

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9 October 2023

RESOLUTION NO. 4875-23

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of Axis Engineering Group, LLC for Professional Services for Design Services for Utility GIS Interface – Phase I (RFQ PS24-002); and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed amount of \$17,000.00.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023


Jay Robinson, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Krebs Engineering for Professional Engineering Services for Water Distribution System Capacity Expansion (RFQ PS23-031); and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed amount of \$495,000.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4876-23

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of Krebs Engineering for Professional Engineering Services for Water Distribution System Capacity Expansion (RFQ PS23-031); and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed amount of \$495,000.00.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023


Jay Robinson, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

9 October 2023

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Jackson Thornton Certified Public Accountants & Consultants for Professional Services to Evaluate Water and Wastewater System Development Charges (RFQ PS24-001); and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed amount of \$12,000.00. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4877-23

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of Jackson Thornton Certified Public Accountants & Consultants for Professional Services to Evaluate Water and Wastewater System Development Charges (RFQ PS24-001); and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed amount of \$12,000.00.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, 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 Sawgrass Consulting, LLC for Professional Engineering for the D'Olive Creek Crossing Gas Main Leak Repair (RFQ PS24-003); and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed amount of \$21,900.00. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

9 October 2023

RESOLUTION NO. 4878-23

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of Sawgrass Consulting, LLC for Professional Engineering for the D'Olive Creek Crossing Gas Main Leak Repair (RFQ PS24-003); and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed amount of \$21,900.00.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023


Jay Robinson, 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 Mayor Sherry Sullivan is hereby authorized to execute Extension No. 1 for RFQ No. PS019-22 Professional Consulting Services for Grants and Grant Management with Grant Management, LLC with all terms and conditions as original bid award; and extends the contract until October 17, 2024 with a not-to-exceed amount of \$24,000.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 4879-23

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to execute Extension No. 1 for RFQ No. PS019-22 Professional Consulting Services for Grants and Grant Management with Grant Management, LLC with all terms and conditions as original bid award; and extends the contract until October 17, 2024 with a not-to-exceed amount of \$24,000.00.

ADOPTED ON THIS 10TH DAY OF OCTOBER, 2023


Jay Robinson, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

9 October 2023

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Sherry Sullivan is hereby authorized to execute Extension No. 1 for (Bid No. 039-21), Three Year Pest Control for City Buildings, with Redd Pest Solutions, for an additional one year to extend the referenced contract until October 20, 2023, with same terms and conditions as original bid award. The cost not-to-exceed \$12,371.04. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 4880-23

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA. That Mayor Sherry Sullivan is hereby authorized to execute Extension No. 1 for (Bid No. 039-21), Three Year Pest Control for City Buildings, with Redd Pest Solutions, for an additional one year to extend the referenced contract until October 20, 2023, with same terms and conditions as original bid award. The cost not-to-exceed \$12,371.04.

ADOPTED ON THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, 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 Fairhope Educational Enrichment Foundation's (FEEF's) request to allow its 2023-2024 Annual Premium Sponsors limited use of the pavilion located on the leased K-1 Center premises is approved as outlined in the attached 2023-2024 Sponsorship form for Bronze, Silver or Gold. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

9 October 2023

RESOLUTION NO. 4881-23

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Fairhope Educational Enrichment Foundation's (FEEF's) request to allow its 2023-2024 Annual Premium Sponsors limited use of the pavilion located on the leased K-1 Center premises is approved as outlined in the attached 2023-2024 Sponsorship form for Bronze, Silver or Gold.

DULY ADOPTED THIS 9TH DAY OF OCTOBER, 2023



Jay Robinson, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Burrell moved to grant the request of Marsha P. Jordan, Executive Vice President, Baldwin County Home Builders Association requesting permission to put up directional signs for their annual Parade of Homes scheduled for two weekends, October 14th and 15th, and October 21st and 22nd, 2023 with the caveat that they do not put signs in flowerbeds. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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

- 1) Russell Hawes, 104 Ashley Drive, addressed the City Council regarding the Marina at the Municipal Pier. He mentioned it being a transient marina with 36 slips not rented out. Mr. Hawes stated that the marina and restaurant should have separate leases. Councilmember Burrell commented they manage the marina and we get a very little percentage; and funds are used to repair marina after a storm.
- 2) Doug Greengard, Wakefield Avenue, addressed the City Council regarding his opposition to some books in the teen section of the Fairhope Public Library; and said a month ago it was brought to your attention that these books were in the youth and young adult sections and needed to be removed. Mr. Greengard said this is a violation of Ordinance No. 1477.

9 October 2023

- 3) McKenna Durnin, 209 Hemlock Drive, addressed the City Council regarding statements that were made to her opposition to some books in the teen section of the Fairhope Public Library. She said this was a speech she wrote for her Debate Class reduced for the City Council meeting. Ms. Durnin said her words were twisted that she wrote.
- 4) Vivie Hector, addressed the City Council regarding her opposition to some books in the teen section of the Fairhope Public Library.

Council President Robinson stated that none of us want inappropriate stuff for children; and we do not run the Fairhope Public Library, it is a separate entity.

- 5) Doug Greengard addressed the City Council and said for the City Council to pull back the funds that were appropriated.
- 6) Stephanie Durnin, 209 Hemlock Drive, addressed the City Council and asked does the Library Board get appointed by the Mayor or the City Council. She mentioned books and posters in the LBGQ Section. Ms. Durnin said the Library Board agrees with the freedom to read and supports the Library staff.

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

There being no further business to come before the City Council, the meeting was duly adjourned at 6:53 p.m.



Jay Robinson, Council President



Lisa A. Hanks, MMC
City Clerk