

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 June 2025.

Present were Council President Jack Burrell, Councilmembers: Corey Martin, Jay Robinson 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 Burrell called the meeting to order at 4:48 p.m. The invocation was given by Pastor Pat Davey of Eastern Shore Presbyterian Church and the Pledge of Allegiance was recited. Councilmember Robinson moved to approve minutes of the May 27, 2025, regular meeting; and minutes of the May 27, 2025, work session; and minutes of the June 3, 2025 special-called meeting. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

Mayor Sullivan addressed the City Council regarding the following items:

- 1) K-1 Center ground breaking ceremony for City of Fairhope and HATCH. She thanked City Engineer Richard Johnson, Grants Coordinator Nicole Love, and City Staff who have worked diligently to get this done.
- 2) The Utility Interns were recognized. Harrison Lockridge told the City Council he attends Bay Shore Christian and has been working with the HVAC staff.

Councilmember Martin gave kudos to the beginning work at the K-1 Center; and for keeping the historical value.

Council President Burrell thanked Mayor Sullivan and City staff for their work in saving the building.

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the Public Improvements indicated herein for Harvest Green East Phase 2 are hereby accepted for Public Maintenance subject to the Bond posted; and authorizes Mayor Sherry Sullivan to execute the Maintenance and Guaranty Agreement between the City of Fairhope and Harvest Green East 2022, LLC. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

9 June 2025

RESOLUTION NO. 5469-25

WHEREAS, the Owners of Harvest Green East Phase 2 desire to have all public streets and public right-of-ways dedicated on the plat filed for record in the Probate Records of Baldwin County, Alabama, on Slide 0003000-A, and all Fairhope public utilities located in public right-of-ways accepted for maintenance by the City of Fairhope, Alabama, and;

WHEREAS, the City of Fairhope, Alabama, has received notice from the engineers of the project that the design and capacity of the public improvements have been designed in conformance with City requirements, and;

WHEREAS, the Public Works Director has indicated that the improvements meet City requirements, and;

WHEREAS, the City of Fairhope, Alabama, has received from the owners of Harvest Green East Phase 2, the maintenance bond for the public improvements constructed for a period of 2 years, and;

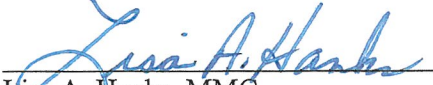
NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA, that the public improvements indicated herein for Harvest Green East Phase 2 are hereby accepted for public maintenance subject to the bond posted; and authorizes Mayor Sherry Sullivan to execute the Maintenance and Guaranty Agreement between the City of Fairhope and 68V Harvest Green East 2022, LLC (the "Subdivider").

BE IT FURTHER RESOLVED, this resolution of acceptance shall not obligate the City of Fairhope to maintain any utility or drainage facilities outside the limits of the right-of-way of the public streets, or any irrigation systems installed within the right-of-way of public streets, whether or not such may be located within dedicated easements in any of these developments.

Adopted this 9th day of June, 2025


Jack Burrell, 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 to award (Bid No. 25-035-2025-PWI-008) to HCL Contracting, LLC for City-Wide Road Repair, Resurfacing & Striping Project with a bid proposal not-to-exceed \$533,114.43. Authorize Treasurer to transfer \$33,114.43 from Rebuild AL Gas Tax Fund to the Capital Projects Fund in FY25 Budget. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

9 June 2025

RESOLUTION NO. 5470-25

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 on (Bid Number 25-035-2025-PWI-008) for City-Wide Road Repair, Resurfacing & Striping Project for the Public Works Department.

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

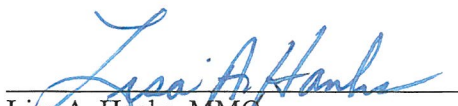
	Vendor:	Asphalt Services, Inc.	Harwell and Company, LLC	HCL Contracting, LLC	McElhenney Construction Co., LLC
	Bid Documents Signed/Notarized:	Y	Y	Y	Y
	Bid Bond:	Y	Y	Y	Y
	Addendum 1	Y	Y	Y	Y
1	Fairland Ave. - From S. Section St. to Young St. - Approx. 2,622.4 L.F.	\$102,023.95	\$94,100.50	\$74,830.34	\$94,153.44
2	Bon Secour - From Gayfer Ave. to Grand Ave. - Approx 670 L.F.	\$25,251.22*	\$23,007.25	\$17,863.39	\$25,264.27
3	Gaston Ave. - From S. Section St. to S. Bayview St. - Approx. 2,513 7 L.F.	\$80,050.95	\$73,296.00	\$57,990.22	\$75,244.37
4	Kumquat St. - North - From Pecan Ave. to E.O.M. - Approx. 708 L.F.	\$22,934.05	\$21,312.50	\$16,204.89	\$23,186.75
5	Kumquat St. - South - From Laurel Ave. to E.O.M. - Approx. 1,031.5 L.F.	\$20,125.08	\$19,949.50	\$15,675.58	\$20,072.45
6	S. Bayview - From Fels Ave. to Nichols Ave. - Approx. 1,040 L.F.	\$41,017.70	\$37,465.50	\$29,721.68	\$41,221.84
7	Bishop Rd. - Morphy Ave. to Fairhope Ave. - Approx. 1,379 L.F.	\$57,427.58	\$56,055.50	\$44,268.79*	\$56,720.52
8	Pomelo St. - From Laurel Ave. to Nichols Ave. - Approx. 2,195 L.F.	\$67,744.35	\$66,384.25	\$50,188.03	\$64,641.97
9	Pecan Ave. & Kirkman Ln. - From S. Section St. To E.O.M. - Approx. 1,972 L.F.	\$72,140.89	\$67,780.00	\$60,305.69	\$64,099.89
10	South Dr. - From Presbyterian Dr to Oak Bend Ct. - Approx. 2,875 L.F.	\$150,676.84	\$138,444.75	\$112,433.71	\$141,818.87
11	Bellangee Ave. - From Section St. to Bancroft Sr (CBD) - Approx. 266 L.F.	\$22,362.15	\$22,843.50	\$15,594.91	\$22,075.58*
12	Johnson Ave. - From Section St. to Bancroft Sr (CBD) - Approx. 265 L.F.	\$32,926.18	\$33,459.10	\$21,680.95	\$29,163.10
13	Project-Wide: Asphalt Leveling - Unit Price in Place	\$16,875.00	\$15,000.00	\$16,356.25	\$17,218.75
	Combined Bid Total	\$711,555.94*	\$669,098.35	\$533,114.43*	\$674,881.80*

9 June 2025

[3] After evaluating the bid proposals with the required bid specifications, HCL Contracting, LLC is awarded (Bid Number 25-035-2025-PWI-008) for City-Wide Road Repair, Resurfacing & Striping Project for a bid proposal not-to-exceed \$533,114.43; and authorizes Treasurer to transfer \$33,114.43 from Rebuild AL Gas Tax Fund to the Capital Projects Fund in FY25 Budget.

ADOPTED ON THIS 9TH DAY OF JUNE, 2025
Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

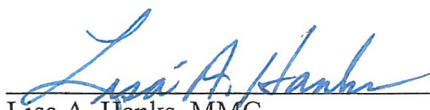
Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection by Mayor Sherry Sullivan for Professional Engineering Services for (RFQ PS25-030) for Construction Engineering and Inspection for the FY2023 TAP Project - Sidewalks on Blue Island Avenue and Fairwood Boulevard to Neel-Schaffer, Inc.; and hereby authorize Mayor Sullivan to negotiate the not-to-exceed fee to be approved by Council. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 5471-25

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection by Mayor Sherry Sullivan for Professional Engineering Services for (RFQ PS25-030) for Construction Engineering and Inspection for the FY2023 TAP Project – Sidewalks on Blue Island Avenue and Fairwood Boulevard to Neel-Schaffer, Inc.; and hereby authorize Mayor Sullivan to negotiate the not-to-exceed fee to be approved by Council.

DULY ADOPTED ON THIS 9TH DAY OF JUNE, 2025
Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

9 June 2025

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the award of the Request for Quotes for Labor and Materials for the Replacement of a Wooden Seawall at North Beach to Stewart Marine & Construction LLC for a not-to-exceed project cost of \$35,000.00. This Public Works project will be less than \$100,000.00, and therefore does not need to be formally bid out; and authorizes the City Treasurer to transfer \$35,000.00 from Parks Capital Improvement - Cowpen Creek Bridge. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 5472-25

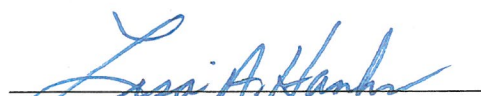
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

[1] That the City of Fairhope approves the award of the Request for Quotes for Labor and Materials for the Replacement of a Wooden Seawall at North Beach to Stewart Marine & Construction LLC for a not-to-exceed project cost of \$35,000.00. This Public Works project will be less than \$100,000.00, and therefore does not need to be formally bid out; and authorize the City Treasurer to transfer \$35,000.00 from Parks Capital Improvement – Cowpen Creek Bridge.

DULY ADOPTED ON THIS 9TH DAY OF JUNE, 2025


Jack Burrell, 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 authorizes Mayor Sherry Sullivan to execute a Change Order No. 2 for the agreement with Long's Human Resource Services to supply temporary employees to supplement the existing workforce. This change order will increase the not-to-exceed cost to \$145,000.00 for Custodial Services and Landscaping Services for the Public Works Department. These services are exempt pursuant to Code of Alabama 1975, Section 41-16-51. Authorize Treasurer to transfer \$20,000.00 from Streets - Salaries (001350-50040) to Streets - Temp Labor (001350-50245) and to transfer \$50,000.00 from Landscape - Salaries (001360-50040) to Landscape - Temp Labor (001360-50245). Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

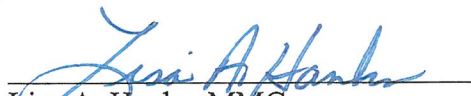
9 June 2025

RESOLUTION NO. 5473-25

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope authorizes Mayor Sherry Sullivan to execute a Change Order No. 2 for the agreement with Long's Human Resource Services to supply temporary employees to supplement the existing workforce. This change order will increase the not-to-exceed cost to \$145,000.00 for Custodial Services and Landscaping Services for the Public Works Department. These services are exempt pursuant to Code of Alabama 1975, Section 41-16-51. Authorize Treasurer to transfer \$20,000.00 from Streets – Salaries (001350-50040) to Streets – Temp Labor (001350-50245) and to transfer \$50,000.00 from Landscape – Salaries (001360-50040) to Landscape – Temp Labor (001360-50245).

ADOPTED ON THIS 9TH DAY OF JUNE, 2025
Jack Burrell, 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 hereby authorizes the Mayor Sherry Sullivan to retain Hand Arendall Harrison Sale LLC to represent the interests of the City in the design, management, and prosecution, as needed, of a dangerous buildings and unsafe structures program, as well as to assist the City with the remediation of other nuisances, by executing an engagement agreement and/or waiver of conflict, if applicable, to secure such representation through all potential stages, including before and after the institution of proceedings before the City Council, through trial, and all stages of appeal, if applicable. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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9 June 2025

RESOLUTION NO. 5474-25

**A RESOLUTION AUTHORIZING THE RETENTION OF
SPECIAL COUNSEL TO DESIGN, MANAGE, AND PROSECUTE,
ON AN AS-NEEDED BASIS, THE CITY OF FAIRHOPE'S
DANGEROUS BUILDINGS AND UNSAFE STRUCTURES PROGRAM**

WHEREAS, the City Council of Fairhope, Alabama desires that the City of Fairhope, Alabama (the "City") enter into a professional services agreement with Hand Arendall Harrison Sale LLC to assist the City with the remediation of dangerous buildings, unsafe structures, and other nuisances that are located within the City; and

WHEREAS, the City Council desires that Hand Arendall Harrison Sale LLC work together with all of the City's officials, including the City Attorney, to help resolve property maintenance issues;

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

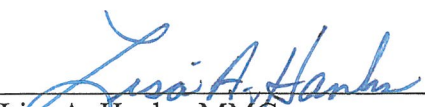
[1] That the Mayor is hereby authorized to retain Hand Arendall Harrison Sale LLC to represent the interests of the City in the design, management, and prosecution, as needed, of a dangerous buildings and unsafe structures program, as well as to assist the City with the remediation of other nuisances, by executing an engagement agreement and/or waiver of conflict, if applicable, to secure such representation through all potential stages, including before and after the institution of proceedings before the City Council, through trial, and all stages of appeal, if applicable; and

[2] That the Mayor and such other necessary City officials are hereby authorized to execute any pleadings or other documents that may be necessary to assert and/or preserve the City's interests in connection with such representation authorized by this Resolution.

Adopted this 9th day of June, 2025


Jack Burrell, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

9 June 2025

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope authorizes Mayor Sherry Sullivan to select, negotiate and execute a contract with a Professional Consulting Service to evaluate, assess, and compare data related to a demographic study with a not-to exceed amount of \$20,000.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 5475-25

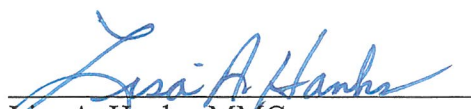
BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

[1] That the City of Fairhope authorizes Mayor Sherry Sullivan to select, negotiate and execute a contract with a Professional Consulting Service to evaluate, assess, and compare data related to a demographic study with a not-to exceed amount of \$20,000.00.

DULY ADOPTED THIS 9TH DAY OF JUNE, 2025


Jack Burrell, 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 certain items are declared surplus and the Mayor and City Treasurer are hereby authorized and directed to dispose of personal property owned by the City of Fairhope via "GovDeals." Seconded by Councilmember Boone, motion passed unanimously by voice vote.

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9 June 2025

RESOLUTION NO. 5476-25

WHEREAS, the City of Fairhope, Alabama, has certain items of personal property which are no longer needed for public or municipal purposes; and

WHEREAS, Section 11-43-56 of the Code of Alabama of 1975 authorizes the municipal governing body to dispose of unneeded personal property;

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

SECTION 1. That the following personal property owned by the City of Fairhope, Alabama, is not needed for public or municipal purposes, and hereby declared surplus:

Asset #01289 & 01281 – Ditch Witch with Trailer Combination

Asset #03319 – Terex/Amida Portable Light

Asset #01016 – 2014 Chevy Tahoe, 1GNLC2E0XER206932

Asset #01035 – 2012 Chevy Tahoe, 1GNLC2E02CR248301

Pallets of Used Police Car Items from Liquidated Vehicles

Pallet of New Brake Parts from Liquidated Equipment

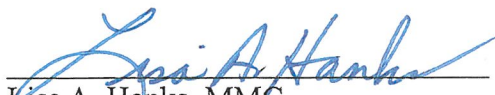
SECTION 2. That the Mayor and City Treasurer are hereby authorized and directed to dispose of the personal property owned by the City of Fairhope, Alabama, described in Section 1, above, by the following method:

- a. Receiving bids for such property (via “GovDeals”). All such property shall be sold to the highest bidder, provided, however, that the City Council shall grant the authority to the Mayor to reject all bids when, in her opinion, she deems the bids to be less than adequate consideration for the personal property.

ADOPTED AND APPROVED THIS 9TH DAY OF JUNE, 2025


Jack Burrell, Council President

ATTEST:


Lisa A. Hanks, MMC
City Clerk

9 June 2025

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope authorizes the Mayor to submit a letter to Energy Southeast, Inc. requesting a total of \$30,000.00 through Community Development Grants: \$5,000.00 to be used for a mural on the Pedestrian Tunnel; \$20,000.00 to be used for operating an Entrepreneurial Development Center ("Hatch"); and the remaining \$5,000.00 to be determined. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 5477-25

WHEREAS, the City of Fairhope is in the process of completing its "Flying Creek Nature Preserve Project" and is desirous to put a mural on the Pedestrian Tunnel; and

WHEREAS, the City of Fairhope is desirous to continue its partnership with the Baldwin Community and Economic Foundation the 501c3 arm of the Baldwin County Economic Development Alliance, the University of Alabama and Coastal Alabama Community College to operate an Entrepreneurial Development Center ("Hatch") in space soon to be located in the K-1 Center Building; and

WHEREAS, there is funding available for said projects through Community Development Grants from Energy Southeast, Inc. f/k/a Alabama Municipal Electric Authority (AMEA) with a total grant amount of \$30,000.00; and

WHEREAS, the Energy Southeast grant does not require a match, but does require a letter requesting the grants with an outline of the purpose and intended community/economic development project, program and/or initiative.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City of Fairhope authorizes the Mayor to submit a letter to Energy Southeast, Inc. requesting a total of \$30,000.00 through Community Development Grants: \$5,000.00 to be used for a mural on the Pedestrian Tunnel; \$20,000.00 to be used for operating an Entrepreneurial Development Center ("Hatch"); and the remaining \$5,000.00 to be determined.

DULY ADOPTED THIS 9TH DAY OF JUNE, 2025


Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

9 June 2025

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby adopts and authorizes that the Fairhope Municipal Fountain and Rose Garden shall be named the Timothy M. Kant Fountain and Rose Garden in recognition of his 40-plus years of unselfish dedication to the citizens of Fairhope and the beautification of our Community. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 5478-25

WHEREAS, on January 28, 1985, City Street Superintendent Timothy M. Kant addressed the City Council regarding a proposed Fountain at the oval at the Municipal Pier; and

WHEREAS, Timothy M. Kant served as the City of Fairhope's first City Horticulturist;

WHEREAS, after the initial Municipal Fountain was installed, the Rose Garden was added; and

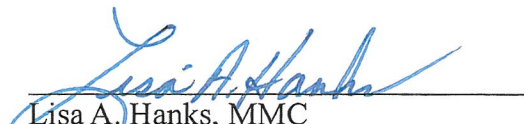
WHEREAS, the City Council is now desirous in naming said Municipal Fountain and Rose Garden as the "Timothy M. Kant Fountain and Rose Garden."

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council hereby adopts and authorizes that the Fairhope Municipal Fountain and Rose Garden shall be named the Timothy M. Kant Fountain and Rose Garden in recognition of his 40-plus years of unselfish dedication to the citizens of Fairhope and the beautification of our Community.

Adopted on this 9th day of June, 2025


Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

9 June 2025

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

- 1) Brent Barkin, 16433 Scenic Highway 98, addressed the City Council regarding the Blind Tiger Restaurant. He mentioned hiring an attorney due to the closures. Mr. Barkin told the City Council he makes \$30,000.00 per week; and the Staff earn approximately \$4,500.00 in wages. He said the closure for the week is needed but he will take a loss. Mr. Barkin asked the City Council to consider his comments regarding the restaurant and staff.
- 2) Rebecca Titford, 553 Larson Drive, addressed the City Council regarding the Fairhope Post Office; and stated she was proud of our Post Office. However, she said it is in disrepair; the whole building needs to be painted and the parking lot redone. Ms. Titford said she spoke with the Post Office Manager; and it is not a budgetary problem. She asked everyone to speak with the Manager regarding the building.

At the request of the City Attorney, Marcus E. McDowell, the City Council will rise from the meeting to go into Executive Session on Alabama Code § 36-25A-7(a)(3) to discuss the legal ramifications of and legal options for pending litigation, controversies not yet being litigated but imminently likely to be litigated or imminently likely to be litigated if the governmental body pursues a proposed course of action. The approximate time to be in Executive Session is 20 minutes. Councilmember Martin moved to go into Executive Session. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

Exited the dais at 5:16 p.m. Returned at 5:31 p.m.

Council President Burrell stated there was a need to add on an agenda item after Agenda Item Number 16: a resolution that the Governing Body of the City of Fairhope hereby authorizes the Mayor to negotiate a resolution related to the temporary inconvenience of parking lot construction near or adjacent to the Blind Tiger. Said proposal shall be brought back to the City Council for ratification.

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

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that the Governing Body of the City of Fairhope hereby authorizes the Mayor to negotiate a resolution related to the temporary inconvenience of parking lot construction near or adjacent to the Blind Tiger. Said proposal shall be brought back to the City Council for ratification. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

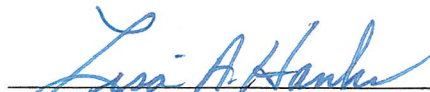
9 June 2025

RESOLUTION NO. 5479-25

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the Governing Body of the City of Fairhope hereby authorizes the Mayor to negotiate a resolution related to the temporary inconvenience of parking lot construction near or adjacent to the Blind Tiger. Said proposal shall be brought back to the City Council for ratification.

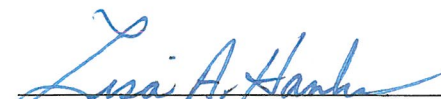
DULY ADOPTED THIS 9TH DAY OF JUNE, 2025
Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

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

There being no further business to come before the City Council, the meeting was duly adjourned at 5:33 p.m.


Jack Burrell, Council President
Lisa A. Hanks, MMC
City Clerk