

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, 8 September 2025.

Present were Council President Jack Burrell, Councilmembers: Corey Martin, Jimmy Conyers, 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 Burrell called the meeting to order at 6:06 p.m. The invocation was given by Pastor Betty Massey of Fairhope Christian Church and the Pledge of Allegiance was recited. Councilmember Robinson moved to approve minutes of the 25 August 2025, regular meeting, minutes of the 25 August 2025, work session; and minutes of the 29 August 2025, special-called City Council meeting. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

Mayor Sullivan addressed the City Council regarding the following items:

- 1) September 20, 2025 is Coastal Cleanup;
- 2) Proclamation proclaiming September 17, 2025 through September 23, 2025 as Constitution Week;
- 3) Proclamation proclaiming September as Suicide Prevention Month; and
- 4) Amy Childress addressed the City Council regarding her son, Garrison Childress, who committed suicide in January 2023 and mentioned the Edward Garrison Childress Foundation. She announced on October 12, 2025 the “Out of the Darkness Walk” that will be held in Daphne.

Councilmember Conyers reminded everyone that Thursday was the anniversary of the September 11th attack on the “Twin Towers.”

Council President Burrell mentioned the Airport Authority meeting on Tuesday and the Industrial Development Board meeting on Wednesday.

Councilmember Robinson moved for final adoption of Ordinance No. 1838, an ordinance to provide for Rules and Regulations for the Flying Creek Nature Preserve Park. (Introduced at the August 25, 2025 City Council Meeting) Seconded by Councilmember Conyers, motion for final adoption passed by the following voice votes: AYE – Burrell, Martin, Conyers, Robinson, and Boone. NAY - None.

8 September 2025

Councilmember Martin moved for final adoption of Ordinance No. 1839, an ordinance to repeal and replace Ordinance No. 419 - Camping in Parks. (Introduced at the August 25, 2025 City Council Meeting) Seconded by Councilmember Conyers, motion for final adoption passed by the following voice votes: AYE – Burrell, Martin, Conyers, Robinson, and Boone. NAY - None.

Councilmember Martin introduced in writing an ordinance to repeal Ordinance No. 1646, and Codified as Chapter 7, Article X, of the Fairhope Code of Ordinances; and Dissolve the City of Fairhope Building Code Board of Appeals. Due to lack of a motion for immediate consideration, this ordinance will layover until the City Council meeting.

Councilmember Martin introduced in writing an ordinance concerning Unsafe Structures and Dangerous Buildings; and the Code of Ordinances of Fairhope are hereby amended to repeal Article V, Sections 7-86 through 7-110 in its entirety and replace them with a new Article V, Sections 7-86 through 7-103. Due to lack of a motion for immediate consideration, this ordinance will layover until the City Council meeting.

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution to adopt a Transportation Plan pursuant to the Rebuild Alabama Act for FY2026. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 5547-25

Adopting Transportation Plan Pursuant to the Rebuild Alabama Act

WHEREAS, the Alabama legislature in Act. No. 2019-2 adopted the Rebuild Alabama Act;

WHEREAS, the Rebuild Alabama Act provides for an allocation among the municipalities of the state on the basis of the ratio of population of each municipality to the total population of all municipalities of the state a portion of the additional taxes levied under the Act to be used for transportation infrastructure, improvement, preservation, and maintenance;

WHEREAS, the Act provides that the municipal governing body of the City of Fairhope, Alabama, shall adopt an annual Transportation Plan, no later than August 31, which shall provide a detailed list of projects for which expenditures are intended to be made in the next fiscal year and shall be based upon an estimate of the revenues anticipated from the fund in which the additional revenue is deposited during the next fiscal year; and

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WHEREAS, the Act further provides that any such funds shall be used only for the maintenance, improvement, replacement, and construction of roads and bridges maintained by the City of Fairhope, Alabama, and such other uses as are defined in the Act.

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

1. The City Council of Fairhope, Alabama, hereby passes this Resolution as its Transportation Plan submitted in compliance with the Rebuild Act, Act No. 2019-2.
2. Pursuant to the Act, the City Council of Fairhope, Alabama, estimates that its anticipated allocation from the Rebuild Alabama Act fund for fiscal year 2026 will be approximately \$190,000.00, with increasing allocations for each fiscal year thereafter.
3. Pursuant to the Act, the City anticipates expending funds received pursuant to the Act, in part or in whole, to fund any of the following numbered 1 through 31 City Road maintenance, improvement, replacement, and/or construction projects as shown on the City of Fairhope FY 2026 Transportation Plan with the addition of Northrop Street.
4. The Total Estimate of Improvements for the Qualifying Roads in the City of Fairhope FY 2026 Transportation Plan is approximately \$2,219,670.00 well in excess of the FY2026 Rebuild Alabama Act fund allocation.

DULY ADOPTED THIS 8TH DAY OF SEPTEMBER, 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. 25-047) to Tetra Tech, Inc. for Disaster Debris Removal Monitoring Services 2025. The cost of this contract will be determined if it is activated at the time of a disaster. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

8 September 2025

RESOLUTION NO. 5548-25

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 for (Bid No. 25-047) Disaster Debris Removal Monitoring Services 2025 for the City of Fairhope Public Works Department.

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

Please see attached Bid Tabulation for
Disaster Debris Removal Monitoring Services 2025
for the Public Works Department

[3] After evaluating the bid proposals with the required bid specifications, Tetra Tech, Inc. is now awarded (Bid No. 25-047) for Disaster Debris Removal Monitoring Services 2025 for the City of Fairhope Public Works Department. The cost of contract will be determined if it is activated at the time of a disaster.

ADOPTED ON THIS 8TH DAY OF SEPTEMBER, 2025



Jack Burrell, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

8 September 2025

CITY OF FAIRHOPE EVALUATION
Bld No. 25-047
Request for Proposal
Disaster Debris Removal Monitoring Services 2025
Opened: August 14, 2025 at 2:00 P.M.

DebrisTech, LLC

	Points Range	Evaluator 1	Evaluator 2	Evaluator 3	Evaluator 4	Evaluator 5
Criteria 1: Experience/Past Performance	0-20	18	17	15	18	16
Criteria 2: Financial Capability	0-20	16	17	10	15	15
Criteria 3: Qualifications of Firm and Staff	0-15	14	12	15	12	12
Criteria 4: Response and Mobilization	0-10	8	8	8	9	7
Criteria 5: Technical Approach	0-5	5	5	4	3	4
Criteria 6: Equipment Inventory	0-5	5	5	4	4	4
Criteria 7: Subcontractor Placement: Certified M/WBE Firms	0-5	3	3	5	4	3
Criteria 8: Cost Proposal	0-20	17	16	18	15	15
Total Score:		86	83	79	80	76
Average Score:						81

Tetra Tech, Inc

	Points Range	Evaluator 1	Evaluator 2	Evaluator 3	Evaluator 4	Evaluator 5
Criteria 1: Experience/Past Performance	0-20	18	18	20	18	18
Criteria 2: Financial Capability	0-20	20	18	20	18	19
Criteria 3: Qualifications of Firm and Staff	0-15	14	13	15	13	14
Criteria 4: Response and Mobilization	0-10	9	8	10	10	10
Criteria 5: Technical Approach	0-5	4	5	5	4	4
Criteria 6: Equipment Inventory	0-5	4	5	5	5	3
Criteria 7: Subcontractor Placement: Certified M/WBE Firms	0-5	4	3	5	5	5
Criteria 8: Cost Proposal	0-20	15	14	18	10	15
Total Score:		88	84	98	83	88
Average Score:						88

True North Emergency Management

	Points Range	Evaluator 1	Evaluator 2	Evaluator 3	Evaluator 4	Evaluator 5
Criteria 1: Experience/Past Performance	0-20	16	18	18	15	18
Criteria 2: Financial Capability	0-20	16	15	18	10	17
Criteria 3: Qualifications of Firm and Staff	0-15	14	13	15	8	13
Criteria 4: Response and Mobilization	0-10	6	8	9	8	10
Criteria 5: Technical Approach	0-5	3	5	5	2	4
Criteria 6: Equipment Inventory	0-5	4	5	5	3	5
Criteria 7: Subcontractor Placement: Certified M/WBE Firms	0-5	1	3	0	3	5
Criteria 8: Cost Proposal	0-20	18	18	10	15	15
Total Score:		78	85	80	64	87
Average Score:						79

Recommendation:

To the best of my knowledge this is an accurate Evaluation Tabulation


 Signature

Richard Johnson, City Engineer


 Signature

Erin Wolfe, Purchasing Manager

8 September 2025

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves Change Order No. 1 for Bid No. 2023WWF-034 for the Working Waterfront and Greenspace Project with Rolin Construction, Inc. to incorporate an integrated ADA-compliant switchback ramp and remove the original funicular and multiple stair systems along the bluff. There is a zero cost difference for this change. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 5549-25

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

[1] That the City of Fairhope approves Change Order No. 1 for Bid No. 2023WWF-034 for the Working Waterfront and Greenspace Project with Rolin Construction, Inc. to incorporate an integrated ADA-compliant switchback ramp and remove the original funicular and multiple stair systems along the bluff. There is a zero cost difference for this change.

ADOPTED ON THIS 8TH DAY OF SEPTEMBER, 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 the City of Fairhope approves the procurement of Professional Services from Artist, Scardamalia Builders, LLC for custom-made park tables and benches for the Flying Creek Nature Preserve for a cost not-to-exceed \$19,500.00. The City of Fairhope approves the pre-payment of \$9,750.00 upon acceptance of the proposal. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

8 September 2025

RESOLUTION NO. 5550-25

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 Professional Services from Artist, Scardamalia Builders, LLC for custom-made park tables and benches for the Flying Creek Nature Preserve for a cost not-to-exceed \$19,500.00. The City of Fairhope approves the pre-payment of \$9,750.00 upon acceptance of the proposal.

ADOPTED ON THIS 8TH DAY OF SEPTEMBER, 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 to award (Bid No. 25-053) to Bliss Products and Services, Inc. for Community Park Swings with a bid proposal not-to-exceed \$50,216.20. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

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8 September 2025

RESOLUTION NO. 5551-25

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

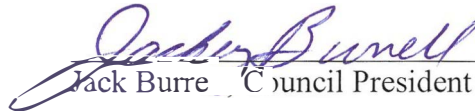
[1] That the City of Fairhope did request, receive, and open bids for (Bid No. 25-053) Community Park Swings for the City of Fairhope Recreation Department.

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

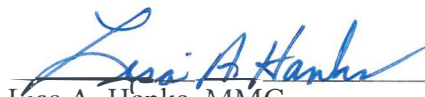
Bliss Products and Services, Inc.	\$50,216.20
Florida Recreational Products, LLC	\$54,893.00
Giffen Recreation, Inc.	\$51,456.52
Great Southern Recreation	\$62,088.00

[3] After evaluating the bid proposals with the required bid specifications, Bliss Products and Services, Inc. is now awarded (Bid No. 25-053) for Community Park Swings for the City of Fairhope Recreation Department with a bid proposal not-to-exceed \$50,216.20.

ADOPTED ON THIS 8TH DAY OF SEPTEMBER, 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 approves the procurement of Nemesia Nesia, Pansies, and other winter flowers for FY2026 for the Landscaping Department to Billy Harris & Associates, Inc. with a cost of \$14,504.54 plus shipping costs. The cost will be included in the FY2026 Budget. Procurement is in agreement as allowed pursuant to Resolution No. 1650-10 adopted May 24, 2010 with designated "Like Item" Flora exceeding the \$30,000.00 state bid limit. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

8 September 2025

RESOLUTION NO. 5552-25

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City of Fairhope approves the procurement of Nemesia Nesia, Pansies, and other winter flowers for FY2026 for the Landscaping Department to Billy Harris & Associates, Inc. with a cost of \$14,504.54 plus shipping costs. The cost will be included in the FY2026 Budget. Procurement is in agreement as allowed pursuant to Resolution No. 1650-10 adopted May 24, 2010 with designated "Like Item" Flora exceeding the \$30,000.00 state bid limit.

ADOPTED ON THIS 8TH DAY OF SEPTEMBER, 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 rejects all bids (Bid No. 25-054) to procure an Emergency On-Call Contractor Services (Water/Wastewater Department) Annual Contract; and authorizes the rebid of the annual contract under Code of Alabama 1975, Section 41-16-57(d). Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 5553-25

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council rejects all bids (Bid No. 25-054) to procure an Emergency On-Call Contractor Services (Water/Wastewater Department) Annual Contract; and authorizes the rebid of the annual contract under Code of Alabama 1975, Section 41-16-57(d).

ADOPTED ON THIS 8TH DAY OF SEPTEMBER, 2025
Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

8 September 2025

Council President Burrell announced that Agenda Item No. 16 had been pulled pending City Attorney McDowell contacting the Alabama League of Municipalities for clarification.

Councilmember Conyers 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 Installation of Actuating Valves at multiple City wells to Morrow Water Technologies for a not-to-exceed project cost of \$95,565.85. This Public Works project will be less than \$100,000.00, and therefore does not need to be formally bid out. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

RESOLUTION NO. 5554-25

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 Installation of Actuating Valves at multiple City wells to Morrow Water Technologies for a not-to-exceed project cost of \$95,565.85. This Public Works project will be less than \$100,000.00, and therefore does not need to be formally bid out.

DULY ADOPTED ON THIS 8TH DAY OF SEPTEMBER, 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 Mayor Sherry Sullivan is hereby authorized to execute a contract with Kevin Collier for Professional Consulting Services to provide Water/Wastewater Certification Training (RFQ PS25-034) for a not-to-exceed cost of \$10,000.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

8 September 2025

RESOLUTION NO. 5555-25

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council is hereby authorized to execute a contract with Kevin Collier for Professional Consulting Services to provide Water/Wastewater Certification Training (RFQ PS25-034) for a non-to-exceed cost of \$10,000.00.

DULY ADOPTED THIS 8TH DAY OF SEPTEMBER, 2025


Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution to award (Bid No. 25-042) to Van Horn Miller Enterprises, LLC. d/b/a Deep South Apparel for City Employee Uniform Shirts Annual Contract for an annual contract amount not-to-exceed \$100,000.00. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 5556-25

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 for (Bid No. 25-042) City Employee Uniform Shirts Annual Contract for City of Fairhope employees.

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

Please see attached Bid Tabulation for
City Employee Uniform Shirts Annual Contract

[3] After evaluating the bid proposals with the required bid specifications, Van Horn Miller Enterprises, LLC d/b/a Deep South Apparel is now awarded (Bid No. 25-042) for City Employee Uniform Shirts Annual Contract for City of Fairhope employees with an annual contract amount not-to-exceed \$100,000.00.

ADOPTED ON THIS 8TH DAY OF SEPTEMBER, 2025


Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

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8 September 2025

Councilmember Martin introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Sherry Sullivan is hereby authorized to execute Change Order No. 2 for (Bid No. 016-18) Inmate Telephone Services with Global Tel*Link Corporation d/b/a ViaPath Technologies to follow the FCC Waiver Order issued on June 30, 2025. There is a zero cost difference for this change. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 5557-25

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to execute Change Order No. 2 for (Bid No. 016-18) Inmate Telephone Services with Global Tel*Link Corporation d/b/a ViaPath Technologies to follow the FCC Waiver Order issued on June 30, 2025. There is a zero cost difference for this change.

ADOPTED ON THIS 8TH DAY OF SEPTEMBER, 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 to charge off Uncollectible Utility Accounts for Fiscal Year 2020 in the amount of \$166,297.78. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

RESOLUTION NO. 5558-25

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves to charge off Uncollectible Utility Accounts for Fiscal Year 2020 in the amount of \$166,297.78.

DULY ADPOTED ON THIS 8TH DAY OF SEPTEMBER, 2025


Jack Burrell, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

8 September 2025

Councilmember Conyers moved to grant the request of Erin Langley, Eastern Shore Repertory Theater requests approval to use Henry George Park from April 22, 2026 through May 4, 2026, for the "Theater on the Bluff" to present "Mary Poppins" for three performances on the bluff on April 29th through May 2nd. In addition, they request usage of the City's barricades and to have City employees assist in the setting up and removal of the barricades; and permission to have vehicles in the park for the setting up of staging, lighting, etc. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

Councilmember Boone moved to reappoint Ryan Baker, Donna Cook, Bryan Flowers, Frank Lamia, and Anil Vira as members, David Martin as 1st Alternate, and Cathy Slagle as 2nd Alternate to the Board of Adjustments and Appeals for a three-year term which will expire September 2028. Seconded by Councilmember Martin, motion passed unanimously by voice vote. Council President Burrell commented that these should be staggered terms and letting citizens know their applications have been received.

Councilmember Conyers moved to appoint E. Craig Mitchell and William "Mark" Valentine; and to reappoint Richard Johnson, Ric Lacey, Steve McClure, and Carl Wegener to the Industrial Development Board for a six-year term which will expire September 2031. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

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

- 1) Sonja Smith, 304 Fly Creek Avenue – Fly Creek Retreat, addressed the City Council regarding the City Decal for the City Parks. Ms. Smith said she pays Fairhope Utilities through her rent; and was told she could not get a decal unless she showed where she paid utilities. Mayor Sullivan replied she would look into this issue for her.

Council President Burrell told the City Council that they could do a waiver of the Ordinance for City residents in apartment complexes.

Councilmember Boone moved to waive the Ordinance, regarding the City Decal for City Parks, for City residents who reside in apartment complexes. Seconded by Councilmember Martin, motion passed unanimously by voice vote.

At the request of the City Attorney, Marcus E. McDowell, the City Council will rise from the meeting to go into Executive Session based on Alabama Code § 36-25A-7(a)(3) to discuss pending and potential litigation; and § 36-25A-7(a)(7) to discuss preliminary negotiations involving matters of trade or commerce in which the entity is in competition with private individuals or entities or other governmental bodies in Alabama or other states or foreign nations, or to discuss matters or information defined or described in the Alabama Trade Secrets Act.

8 September 2025

The approximate time to be in Executive Session is 60 minutes. Councilmember Robinson moved to go into Executive Session. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

Exited the dais at 6:46 p.m. Returned at 8:14 p.m.

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

There being no further business to come before the City Council, the meeting was duly adjourned at 8:14 p.m.


Jack Burrell, Council President


Lisa A. Hanks, MMC
City Clerk