

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 January 2024.

Present were Council President Corey Martin, Councilmembers: Jack Burrell, 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 Martin called the meeting to order. The invocation was given by Dr. Eric Hankins of First Baptist Church Fairhope and the Pledge of Allegiance was recited. Councilmember Burrell moved to approve minutes of the 20 December 2023, regular meeting. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

Mayor Sullivan addressed the City Council regarding the following items:

- 1) Proclamation for Human Trafficking Awareness Month;
- 2) Thanked City staff for the New Year's Eve Celebration and its success;
- 3) No trash pickup or recycling tomorrow until after 7:00 a.m.;
- 4) Letter to citizens went out regarding the City's water. She said the water is okay and safe to drink. Mayor Sullivan commented we test our water 70 times per month and at other required times.

The following individual spoke during Public Participation for Agenda Items:

- 1) Todd Seeley, Gallery by the Bay, addressed the City Council regarding Agenda Item Number 18; Request to close Fairhope Avenue from Section Street to Church Street for First Friday Art Walks in 2024; and to provide live music for people of Fairhope during Art Walk. Mr. Seeley said this helped our business and almost all merchants are in favor of keeping it closed. Councilmember Robinson stated this is a main thoroughfare and if there is a safety issue, the City Council could shut this down at any time.

Councilmember Burrell commented about the weather this evening and thanked City staff who may have to go out in the storm. Councilmember Burrell said that Mayor Nix contacted him regarding Mrs. Tuck who funded the Fairhope Clock; and requested we put a plaque on it. Mayor Sullivan replied there has always been a plaque on the Fairhope Clock but had to take it down for the Gaston Plaza Project. She said it will be put back up when the other plaques come in.

Councilmember Conyers and Council President Martin both echoed what Mayor Sullivan commented about the New Year's Eve Celebration.

8 January 2024

A Public Hearing was held as advertised on a proposed ordinance to amend Zoning Ordinance No. 1253. Councilmember Burrell introduced in writing an ordinance to zone the property of the owners, Ryan Creel and Vincent Boothe, a Planned Unit Development ("PUD") to be known as The Tin Tops at Gayfer. The property is approximately 5.33 acres and is located at 8437 Gayfer Road Extension. PPIN #77258. The Planning Commission gave a favorable recommendation of this ordinance. Council President Martin read the proposed ordinance.

Planning Director Hunter Simmons briefly explained the proposed ordinance; and answered if needed.

Council President Martin opened the Public Hearing at 6:22 p.m. No one present opposed the proposed ordinance, the Public Hearing closed at 6:23 p.m. Due to lack of a motion for immediate consideration, this ordinance will layover until the January 22, 2024 City Council meeting.

Councilmember Robinson introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of GIS Software from Environmental Systems Research Institute, Inc. (ESRI) for a not-to-exceed cost of \$85,200.00 for three (3) years; and authorizes Mayor Sherry Sullivan to execute a contract. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 4967-24

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 GIS Software Small Government Enterprise Agreement Annual Subscription from Environmental Systems Research Institute, Inc. (ESRI) for a not-to-exceed cost of \$85,200.00 for a three (3) year agreement; and authorizes Mayor Sherry Sullivan to execute a contract.

[2] The cost per year is Twenty-Eight Thousand Four Hundred Dollars (\$28,400.00) for a total of three (3) years at a cost of Eighty-Five Thousand Two Hundred Dollars (\$85,200.00).

[3] ESRI software is the only provider that can supply the GIS software currently integrated within our systems. Citizenserve and Munis, as well as our connections to critical Baldwin County data all that rely on ESRI software. To replace this software with an alternative would require us to alter many other incumbent software platforms.

ADOPTED ON THIS 8TH DAY OF JANUARY, 2024

Corey Martin, Council President

Attest:


Lisa A. Hanks, MMC
City Clerk

8 January 2024

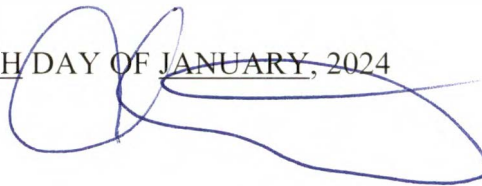
Councilmember Robinson moved to approve the 2024 Regular City Council Meetings. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Hope Hicks with Ball, Ball, Matthews & Novak for Professional Legal Services: Human Resources/Labor and Employment Advice and Counseling to the City of Fairhope; and hereby authorizes Mayor Sherry Sullivan to execute the associated Engagement Letter. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 4968-24

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of Hope Hicks with Ball, Ball, Matthews & Novak for Professional Legal Services: Human Resources/Labor and Employment Advice and Counseling to the City of Fairhope; and hereby authorizes Mayor Sherry Sullivan to execute the associated Engagement Letter.

DULY ADOPTED THIS 8TH DAY OF JANUARY, 2024



Corey Martin, 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 and adopts the recommendations for the Public Works Fleet Maintenance Department Reclassification as follows: The vacant Mechanic position misclassified as a "Mechanic Clerk" will be correctly reclassified as "Mechanic". Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

8 January 2024

RESOLUTION NO. 4969-24

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves and adopts the recommendations for the Public Works Fleet Maintenance Department Reclassification as follows: The vacant Mechanic position misclassified as a "Mechanic Clerk" will be correctly reclassified as "Mechanic".

ADOPTED THIS 8TH DAY OF JANUARY, 2024


Corey Martin, 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 of Fairhope hereby amends the Budget for the FY2023- 2024 as recommended and presented above; and authorizes the City Treasurer to make the necessary changes for an additional Capital Appropriation of \$1,000,000.00 for Flying Creek Nature Preserve with objective to complete the northern tract per the Masterplan. Seconded by Councilmember Conyers. motion passed unanimously by voice vote.

RESOLUTION NO. 4970-24

WHEREAS, the City Council adopted on September 25, 2023, a resolution approving and adopting the proposed Budget for the FY2023-2024, Resolution No. 4851-23; and

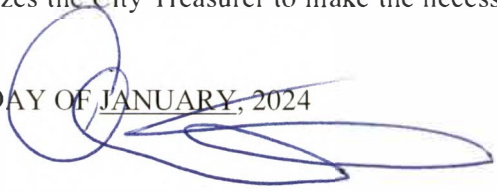
WHEREAS, the City of Fairhope is desirous to amend the Budget for an additional Capital Appropriation of \$1,000,000.00 for Flying Creek Nature Preserve with objective to complete the northern tract per the Masterplan and the following estimates of expenses, as related thereto, are hereby adopted and those expenses are appropriated as follows:

Account	Description	Debit	Credit
103-55891	North Triangle Park	1,000,000.00	
103-49810	Transfer from General Fund		1,000,000.00

8 January 2024

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the City of Fairhope hereby amends the Budget for the FY2023-2024 as recommended and presented above; and authorizes the City Treasurer to make the necessary changes.

ADOPTED ON THIS 8TH DAY OF JANUARY, 2024



Corey Martin, Council President

Attest:



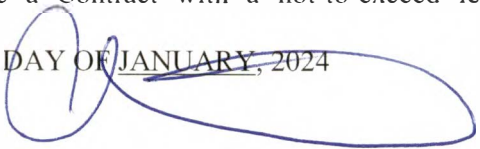
Lisa Hanks, MMC
City Clerk

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Wetland Resources Environmental Consulting for (RFQ PS24-012) to perform Professional Consultant Services to Remove and Control Invasive Exotic Plants in the City's Pollinator Garden; and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed fee of \$6,680.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote. Councilmember Burrell commented that this will be paid from Grant funds.

RESOLUTION NO. 4971-24

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council approves the selection of Wetland Resources Environmental Consulting for (RFQ PS24-012) to perform Professional Consultant Services to Remove and Control Invasive Exotic Plants in the City's Pollinator Garden; and hereby authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed fee of \$6,680.00.

DULY ADOPTED THIS 8TH DAY OF JANUARY, 2024



Corey Martin, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

8 January 2024

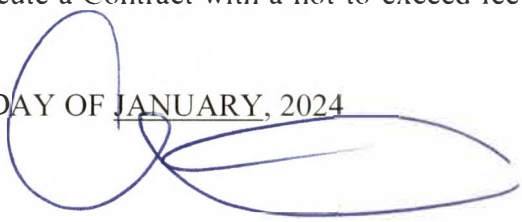
Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection of Safe Span, LLC to perform Professional Consulting Services for (RFQ PS24-007) Bi-Annual Bridge Inspections; and authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed fee of \$10,500.00. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

RESOLUTION NO. 4972-24

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

[1] That the City Council approves the selection of Safe Span, LLC to perform Professional Consulting Services for (RFQ PS24-007) Bi-Annual Bridge Inspections; and authorizes Mayor Sherry Sullivan to execute a Contract with a not-to-exceed fee of \$10,500.00.

DULY ADOPTED THIS 8TH DAY OF JANUARY, 2024



Corey Martin, Council President

Attest:



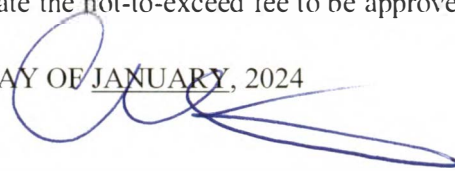
Lisa A. Hanks, MMC
City Clerk

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council approves the selection by Mayor Sherry Sullivan for Professional Engineering Services for (RFQ PS24-013) Construction Engineering and Inspection (CE&I) for the Southland Place ADA Compliant Sidewalks Project to Neel-Schaffer, Inc.; and allow Mayor Sullivan to negotiate the not-to-exceed fee to be approved by Council. Seconded by Councilmember Boone, motion passed unanimously by voice vote.

8 January 2024

RESOLUTION NO. 4973-24

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 PS24-013) Construction Engineering and Inspection (CE&I) for the Southland Place ADA Compliant Sidewalks Project to Neel-Schaffer, Inc.; and allow Mayor Sullivan to negotiate the not-to-exceed fee to be approved by Council.

DULY ADOPTED THIS 8TH DAY OF JANUARY, 2024

Corey Martin, Council President

Attest:

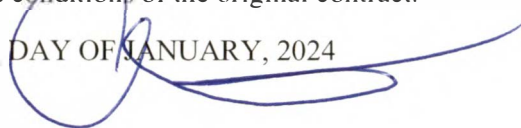


Lisa A. Hanks, MMC
City Clerk

Councilmember Conyers introduced in writing, and moved for the adoption of the following resolution, a resolution that Mayor Sherry Sullivan is hereby authorized to execute a contract for Extension No. 1 (Bid No. 040-22) On Call Contractor Services (Water and Sewer) to W.R. Mitchell Contractor, Inc. for one (1) year extension of the annual contract from January 4, 2024 to January 3, 2025 per the same terms and conditions of the original contract. Seconded by Councilmember Burrell, motion passed unanimously by voice vote.

RESOLUTION NO. 4974-24

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That Mayor Sherry Sullivan is hereby authorized to execute a contract for Extension No. 1 (Bid No. 040-22) On Call Contractor Services (Water and Sewer) to W.R. Mitchell Contractor, Inc. for one (1) year extension of the annual contract from January 4, 2024 to January 3, 2025 per the same terms and conditions of the original contract.

DULY ADOPTED THIS 8TH DAY OF JANUARY, 2024

Corey Martin, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

8 January 2024

Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of four (4) 2024 Chevrolet Tahoe Police Rated Vehicles for the Police Department. The cost will not-to-exceed \$201,769.76. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 4975-24

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 four (4) 2024 Chevrolet Police Rated Tahoes for a not-to-exceed cost of \$201,769.76.

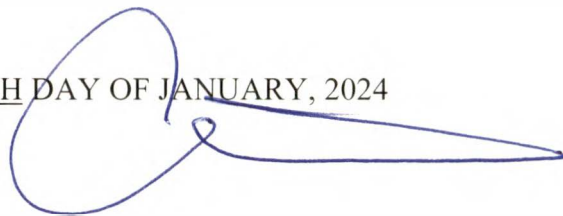
[2] On November 27, 2023, the Governing Body of the City of Fairhope, Alabama rescinded Bid No. 24-003 for four (4) New 2023 Chevrolet Tahoes 2WD for the Police Department due to no bids received; and authorized the City to solicit for informal bids in accordance with the Attorney General Opinion from 1969.

[3] The Police Department requested quotes from three (3) dealerships and received one (1) responsive quote. The quote from Donohoo Chevrolet was for:

2024 Chevrolet Tahoe	\$47,914.00 each	\$191,656.00
Optional Equipment	\$1,998.94 each	\$7,995.76
Delivery	\$529.50 each	\$2,118.00

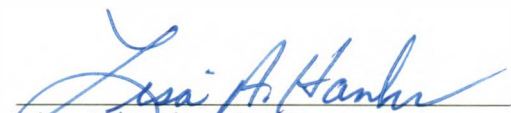
Total cost of Two Hundred One Thousand Seven Hundred Sixty-Nine Dollars and Seventy-Six Cents (\$201,769.76).

ADOPTED ON THIS 8TH DAY OF JANUARY, 2024



Corey Martin, Council President

Attest:


 Lisa A. Hanks, MMC
 City Clerk

8 January 2024

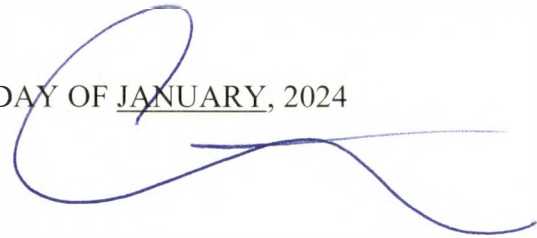
Councilmember Boone introduced in writing, and moved for the adoption of the following resolution, a resolution that the City of Fairhope approves the procurement of one (1) Duel Hose Fuel Product Dispenser for the Marina Fuel Dock that is on Sourcewell Cooperative Contract Number (092920-DVR) with Mike Hoffman's Equipment Service, Inc. and therefore does not have to be let out for bid. The total cost not-to- exceed \$13,244.00. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 4976-24

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 one (1) Duel Hose Fuel Product Dispenser for the Marina Fuel Dock that is on Sourcewell Cooperative Contract Number (092920-DVR) with Mike Hoffman's Equipment Service, Inc. and therefore does not have to be let out to bid. The total amount not-to-exceed \$13,244.00.

ADOPTED ON THIS 8TH DAY OF JANUARY, 2024



Corey Martin, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Burrell moved to appoint Dr. Len Strickland to the Fairhope Airport Authority to fill the unexpired term of Don Lagarde which will expire March 31, 2025. Seconded by Councilmember Robinson, motion passed unanimously by voice vote.

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8 January 2024

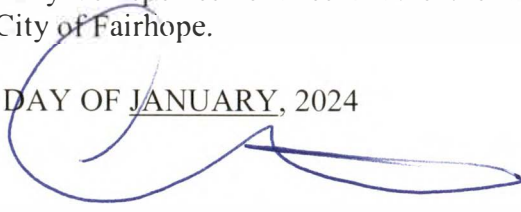
Councilmember Burrell introduced in writing, and moved for the adoption of the following resolution, a resolution that the City Council hereby authorizes and approves the request from the Fairhope Avenue Merchants to close Fairhope Avenue from Section Street to Church Street for First Friday Artwalk at 5:00 p.m. and reopen after Artwalk; and all streets that are closed for First Friday Artwalk are intended for pedestrians safety and our Downtown Merchants, therefore, no other merchants, vendors, etc. shall set up on City streets or sidewalks. Bands are approved on private property. Resolution may be repealed/revoked should the City Council feel it is in the best interest of the City of Fairhope. Seconded by Councilmember Conyers, motion passed unanimously by voice vote.

RESOLUTION NO. 4977-24

BE IT HEREBY RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, That the City Council hereby authorizes and approves the request from the Fairhope Avenue Merchants to close Fairhope Avenue from Section Street to Church Street for First Friday Artwalk at 5:00 p.m. and reopen after Artwalk.

BE IT FURTHER RESOLVED, That all streets that are closed for First Friday Artwalk are intended for pedestrians safety and our Downtown Merchants, therefore, no other merchants, vendors, etc. shall set up on City streets or sidewalks. Bands are approved on private property. Resolution may be repealed/revoked should the City Council feel it is in the best interest of the City of Fairhope.

ADOPTED ON THIS 8TH DAY OF JANUARY, 2024



Corey Martin, Council President

Attest:



Lisa A. Hanks, MMC
City Clerk

No one spoke during Public Participation for Non-Agenda Items.

8 January 2024

Councilmember Burrell 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 6:34 p.m.

A handwritten signature in blue ink, appearing to read 'Corey Martin', with a long horizontal stroke extending to the right.

Corey Martin, Council President

A handwritten signature in blue ink, appearing to read 'Lisa A. Hanks', with a horizontal line underneath.

Lisa A. Hanks, MMC
City Clerk