

**CITY OF SPANISH FORT
CITY COUNCIL MEETING
AGENDA**

Regular Meeting
August 7, 2023
Spanish Fort Community Center
6:00 p.m.

- I. CALL TO ORDER
- II. ROLL CALL
- III. INVOCATION
- IV. PLEDGE OF ALLEGIANCE
- V. APPROVAL OF THE MINUTES OF THE PREVIOUS MEETINGS

Work Session July 17, 2023
Regular Meeting July 17, 2023

- VI. REPORTS OF COMMITTEES AND OFFICERS
- VII. PUBLIC PARTICIPATION
- VIII. ANNOUNCEMENTS

Congressman Jerry Carl recently sent out a survey to Spanish Fort residents asking for feedback about our postal service. Please check your email inbox and fill out the survey. If you did not receive a survey, please send your comments to jerry.carl@mail.house.gov. It is important the Congressman and his staff receive your feedback.

The City of Spanish Fort and the Spanish Fort Public Library will be closed on Monday, September 4, 2023, to allow City employees to celebrate the Veteran's Day Holiday. The Spanish Fort Public Library will also be closed on Saturday, September 2, 2023. The City Council will meet on Tuesday, September 5, 2023. The work session is scheduled for 4:30 p.m., and the City Council meeting is scheduled for 6:00 p.m.

- IX. OLD BUSINESS
- X. NEW BUSINESS

Recognition of Spanish Fort Toros 7U Allstar Team as 7U Alabama State and Cal Ripken Regional Champions

Ordinance No. 640-2023-----An Ordinance Amending Ordinance No. 585-2021 of the City of Spanish Fort, Alabama

Public Hearing on Ordinance No. 641-2023 as follows:

Ordinance No. 641-2023-----An Ordinance Amending Ordinance No. 51-96 of the City of Spanish Fort Changing the Zoning Classification of Certain Properties Described as Lots 4, 5, 6, 7, 8, 10 and 11 of Woodside Business Park, Spanish Fort, Alabama, from R-1 to B-2

Ordinance No. 642-2023-----An Ordinance Establishing a Speed Zone with a Speed Limit of 50 Miles per Hour on the Portion of US Highway 31 (AL-3) Located in the City of Spanish Fort, Alabama, from Milepost 5.0 to Milepost 7.25

Resolution No. 1355-2023----A Resolution Amending the Employee Pay Classification Guidelines

Resolution No. 1360-2023----A Resolution Adopting a Transportation Plan for the City of Spanish Fort for Fiscal Year 2023-2024

Resolution No.1361-2023----A Resolution Accepting a Quitclaim Deed Conveying
Certain Real Property from Baldwin County Alabama
to Certain Real Property Located in the City of
Spanish Fort

Resolution No. 1362-2023----A Resolution Authorizing the Mayor to Enter into an
Agreement with Iamresponding.com

Resolution No. 1363-2023----A Resolution Authorizing the Mayor and/or the
Authorized Organizational Representative to Execute
a Grant Award with the Department of Homeland
Security Related to the 2022 Assistance to Firefighters
Grant

Resolution No. 1364-2023----A Resolution of Support for a PROTECT Grant
Opportunity to Support the Coastal Resiliency Plan for
the U.S. 90/98 Causeway

- XI. ADJOURN TO NEXT MEETING
Work Session/Budget Retreat, August 19, 2023
Work Session and Regular Meeting, August 21, 2023

**Spanish Fort City Council
Minutes, Regular Meeting, July 17, 2023**

CALL TO ORDER

The City Council of the City of Spanish Fort, Alabama, met Monday, July 17, 2023, at 6:01 p.m., at the Spanish Fort Community Center, that being the scheduled date, time and place of such meeting.

ROLL CALL

The following Councilmembers were present: Curt Smith, Carl Gustafson, Shane Perry, J. R. Smith, Mary Brabner and Mayor McMillan.

MOMENT OF SILENCE

Mayor McMillan requested that a moment of silence be held in memory of Ms. Claudine Myers who passed away on Monday, July 11, 2023.

INVOCATION AND PLEDGE OF ALLEGIANCE

Councilmember Shane Perry led the invocation and Pledge of Allegiance.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

The minutes of the Meeting and Work Session of July 5, 2023, were distributed to each member, and Mayor McMillan called for any corrections. No corrections being offered, Mayor McMillan declared the minutes approved as written.

REPORTS OF COMMITTEES AND OFFICERS

Chief John Barber reported that the inaugural kid's camp hosted by the Spanish Fort Police Department was very successful. The children all greatly enjoyed the camp, and Chief Barber thanked his staff and all who assisted for their hard work.

Councilmember Carl Gustafson reported that the Junior City Council for 2023-2024 had their first official meeting and elected Ryann Turner as Chairman, Caroline Pierce as Vice Chairman and Zahra Uddin as Secretary. The Junior City Council will have work sessions on Monday, July 24, 2023, and Monday, July 31, 2023.

Mayor McMillan recognized Baldwin County Commissioner Matt McKenzie and School Board Member April Bradley and thanked them for attending.

PUBLIC PARTICIPATION

There was none.

ANNOUNCEMENTS

Congressman Jerry Carl recently sent out a survey to Spanish Fort residents asking for feedback about our postal service. Please check your email inbox and fill out that survey. If you did not receive a survey, please send your comments to jerry.carl@mail.house.gov. It is important the Congressman and his staff receive your feedback.

The Spanish Fort Public Library will be hosting Summer Reading events each Tuesday this summer. Check out the Library's website at <https://www.spanishfortpubliclibrary.org> under the events tab to see what is happening each week.

The City of Spanish Fort is celebrating! July 19, 2023, will mark the City's 30th anniversary as an incorporated city! Tonight, following the City Council meeting, we will have a reception to celebrate our anniversary. All are invited to attend.

OLD BUSINESS

There was none.

NEW BUSINESS

Presentation of Heart Saver Lifesaving Awards to Police Sergeant George Kofonis and Firefighters James Powell, Jacob Rail and Tyler Knight

Mayor McMillan called upon Fire Chief Roger Few who presented Heart Saver Lifesaving awards to Police Sergeant George Kofonis and Firefighters James Powell, Jacob Rail and Tyler Knight for their use of a LUCAS CPR device to save the life of a patient experiencing cardiac arrest. Mayor McMillan and the City Council thanked these first responders for their service and commended their heroism.

Proclamation of July 20, 2023, as “Claudine I. Myers Day” in the City of Spanish Fort

Mayor McMillan issued a proclamation proclaiming July 20, 2023, as “Claudine I. Myers Day” in the City of Spanish Fort in honor of Claudine Myers, a long time volunteer and organizer of the Delta Woods and Waters Expo as well as numerous City and community-sponsored concerts.

Ordinance No. 640-2023

Mayor McMillan introduced Ordinance No. 640-2023, an ordinance amending Ordinance No. 585-2021 of the City of Spanish Fort, Alabama. David Conner explained the proposed Ordinance. Discussion followed.

Ordinance No. 641-2023

Mayor McMillan introduced Ordinance No. 641-2023, an ordinance amending Ordinance No. 51-96 of the City of Spanish Fort Establishing the Zoning Classification of Certain Property Described as Lots 4, 5, 6, 7, 8, 10 and 11 of Woodside Business Park, Spanish Fort, Alabama, from R-1 to as B-2, General Business District. David Conner explained the proposed Ordinance. Discussion followed. Mayor McMillan announced a public hearing would be held at the Monday, August 7, 2023, meeting to hear any comments in opposition to or in favor of the proposed ordinance.

Resolution No. 1350-2023

Mayor McMillan presented Resolution No. 1350-2023, a resolution authorizing the Mayor to enter into an agreement with the Mobile Bay National Estuary Program. David Conner explained the proposed resolution. Discussion followed.

A motion was made by Councilmember Curt Smith and seconded by Councilmember Perry to adopt Resolution No. 1350-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the Resolution adopted.

Resolution No. 1351-2023

Mayor McMillan presented Resolution No. 1351-2023, a resolution authorizing the Mayor to enter into a contract between the City of Spanish Fort and the Eastern Shore Chamber of Commerce. David Conner explained the proposed resolution. Discussion followed.

A motion was made by Councilmember Gustafson and seconded by Councilmember Brabner to adopt Resolution No. 1351-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the Resolution adopted.

Resolution No. 1352-2023

Mayor McMillan presented Resolution No. 1352-2023, a resolution authorizing the Mayor to enter into a contract for services between the City of Spanish Fort and the Spanish Fort Sports Association. David Conner explained the proposed resolution. Discussion followed.

A motion was made by Councilmember Perry and seconded by Councilmember J. R. Smith to adopt Resolution No. 1352-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the Resolution adopted.

Resolution No. 1353-2023

Mayor McMillan presented Resolution No. 1353-2023, a resolution authorizing the Mayor to enter into an agreement with the Baldwin County Economic Development Alliance. David Conner explained the proposed resolution. Discussion followed.

A motion was made by Councilmember Brabner and seconded by Councilmember Curt Smith to adopt Resolution No. 1353-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the Resolution adopted.

Resolution No. 1354-2023

Mayor McMillan presented Resolution No. 1354-2023, a resolution authorizing the Mayor to enter into to a contract with Care House, Inc., d/b/a the Baldwin County Child Advocacy Center, for services provided to the City. David Conner explained the proposed resolution. Discussion followed.

A motion was made by Councilmember J. R. Smith and seconded by Councilmember Brabner to adopt Resolution No. 1354-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the Resolution adopted.

Resolution No. 1355-2023

Mayor McMillan presented Resolution No. 1355-2023, a resolution amending the employee pay classification guidelines. David Conner explained the proposed resolution. Discussion followed.

Resolution No. 1356-2023

Mayor McMillan presented Resolution No. 1356-2023, a resolution appointing and setting the terms of office for the Board of Directors for the Spanish Fort Redevelopment Authority for the City of Spanish Fort. David Conner explained the proposed resolution. Discussion followed.

A motion was made by Councilmember J. R. Smith and seconded by Councilmember Gustafson to adopt Resolution No. 1356-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the Resolution adopted.

Resolution No. 1357-2023

Mayor McMillan presented Resolution No. 1357-2023, a resolution authorizing and ratifying an agreement between the City of Spanish Fort, Alabama and the Alabama Department of Transportation. David Conner explained the proposed resolution. Discussion followed.

A motion was made by Councilmember J. R. Smith and seconded by Councilmember Gustafson to suspend the rules for immediate consideration of Resolution No. 1357-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the rules suspended to allow for immediate consideration of the resolution.

A motion was made by Councilmember Curt Smith and seconded by Councilmember Gustafson to adopt Resolution No. 1357-2023. Discussion followed. Mayor McMillan called for a polling of

votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the Resolution adopted.

Resolution No. 1358-2023

Mayor McMillan presented Resolution No. 1358-2023, a resolution of support for a Mega Grant application to assist in funding the I-10 Mobile River Bridge and Bayway Project. David Conner explained the proposed resolution. Discussion followed.

A motion was made by Councilmember Brabner and seconded by Councilmember J. R. Smith to adopt Resolution No. 1358-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the Resolution adopted.

Resolution No. 1359-2023

Mayor McMillan presented Resolution No. 1359-2023, a resolution authorizing the Mayor to execute a contract for purchase and sale between the City of Spanish Fort and Shellbank Development, LLC. David Conner explained the proposed resolution. Discussion followed.

A motion was made by Councilmember J. R. Smith and seconded by Councilmember Gustafson to suspend the rules for immediate consideration of Resolution No. 1359-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the rules suspended to allow for immediate consideration of the resolution.

A motion was made by Councilmember Curt Smith and seconded by Councilmember Gustafson to adopt Resolution No. 1359-2023. Discussion followed. Mayor McMillan called for a polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan declared the Resolution adopted.

ADJOURNMENT

There being no further business before the Council, the meeting adjourned at 6:36 p.m.

Approved this ____ day of August, 2023.

Rebecca A. Gaines
City Clerk.

Spanish Fort City Council

Minutes, Work Session, Monday, July 17, 2023

The City Council of the City of Spanish Fort, Alabama, met Monday, July 17, 2023, at 4:33 p.m., at the Spanish Fort Community Center, that being the scheduled date, time and place of such meeting.

The following Councilmembers were present: Curt Smith, Carl Gustafson, Shane Perry, J. R. Smith, Mary Brabner and Mayor McMillan. A quorum being present, the work session proceeded.

The Council discussed general municipal business.

Mr. David Conner, City Attorney, made a recommendation that the City Council go into executive session in accordance with the Alabama Open Meetings Act to discuss the general reputation and character of certain individuals and, subject to the limitations set out therein, to discuss the job performance of certain public employees; 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; and to discuss the consideration the governmental body is willing to offer or accept when considering the purchase, sale, exchange, lease, or market value of real property. Mr. Conner made an oral declaration that the exceptions under the Open Meetings Act are applicable to the planned discussion. A motion was made by Councilmember J. R. Smith and seconded by Councilmember Curt Smith to go into executive session at 5:14 p.m. to discuss the aforementioned matters. Mayor McMillan called for the polling of votes. Voting “aye” were Councilmembers Curt Smith, Gustafson, Perry, J. R. Smith, Brabner and Mayor McMillan. Voting “nay” were none. Mayor McMillan announced that the executive session would last approximately 45 minutes and that the Work Session would resume upon the conclusion of the executive session.

The Council reconvened at 6:00 p.m.

The Council discussed general municipal business.

There being no further business before the Council, the work session adjourned at 6:01 p.m.

Approved this _____ day of August, 2023.

Rebecca A. Gaines
City Clerk

ORDINANCE NO. 640-2023

**AN ORDINANCE AMENDING ORDINANCE NO. 585-2021
OF THE CITY OF SPANISH FORT, ALABAMA**

WHEREAS, it has been determined that the regulations governing towing and recovery rotation services in the City of Spanish Fort should allow for multiple wrecker services to be engaged when a roadway is completely blocked; and

WHEREAS, the City Council has determined that said Ordinance No 585-2021 should be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPANISH FORT, ALABAMA, AS FOLLOWS:

SECTION 1. Section 18 of Ordinance No. 585-2021 is hereby amended to add paragraph (c) to read as follows:

(c) In the event of complete road blockage, multi-vehicle accidents and/or other hazards and/or conditions requiring multiple tow vehicles and with the approval of the supervisor, the next wrecker on the wrecker rotation call system will be selected to help clear the roadway in a timely manner to alleviate congestion and prevent possible crashes.

SECTION 2. Except as expressly amended herein, all terms and provisions contained in Ordinance No. 585-2021, as amended, shall remain in full force and effect.

SECTION 3. If any part, section or subdivision of this Ordinance shall be held unconstitutional invalid for any reason, such holding should not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

SECTION 4. This Ordinance shall become effective upon its adoption or as otherwise required by state law.

Adopted and approved this _____ day of _____, 2023.

Michael M. McMillan
Mayor

Rebecca A. Gaines
City Clerk

ORDINANCE NO. 641-2023

AN ORDINANCE AMENDING ORDINANCE NO. 51-96 OF THE CITY OF SPANISH FORT CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTIES DESCRIBED AS LOTS 4, 5, 6, 7, 8, 10 AND 11 OF WOODSIDE BUSINESS PARK, SPANISH FORT, ALABAMA, FROM R-1 TO B-2

WHEREAS, the owner of the properties made the subject of this change in zoning classification has requested that the zoning classification on the properties be changed from R-1 to B-2; and

WHEREAS, the Planning Commission of the City of Spanish Fort, Alabama, held a meeting on Monday, July 10, 2023, and the City Council of the City of Spanish Fort held a meeting on August 7, 2023, for the purpose of receiving public comments on the proposed change in zoning classification.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPANISH FORT, ALABAMA, AS FOLLOWS:

SECTION 1. Change in Zoning Classification.

Ordinance No. 51-96, as amended, of the City of Spanish Fort, Alabama, is hereby amended by changing the zoning classification of certain property located at Broken Branch Circle, being further described as Lots 4, 5, 6, 7, 8, 10 and 11, Woodside Business Park, bearing tax parcel numbers described in Exhibit 1, and being more particularly described in Exhibit 2 which are attached hereto and made a part of this Ordinance as though set forth fully herein, from R-1, Single Family Low Density Residential District, to B-2, Local Business District. A map of the surrounding area is attached as Exhibit 3.

SECTION 2. Change in Zoning Map.

The official zoning map for the City of Spanish Fort is hereby amended, changed or altered to reflect the change in zoning classification from R-1, Single Family Low Density Residential District, to B-2, General Business District, on the above referenced properties.

SECTION 3. Repealer Clause.

Any ordinance heretofore adopted by the City Council of the City of Spanish Fort, Alabama, which is in conflict with this Ordinance is hereby repealed to the extent of such conflict. Except as expressly amended herein, all terms and provisions contained in Ordinance No. 51-96, as amended, shall remain in full force and effect.

SECTION 4. Severability Clause.

If any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

SECTION 5. Effective Date.

This Ordinance shall become effective upon its adoption or as otherwise required by state law.

ADOPTED and APPROVED this ____ day of _____, 2023.

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines
City Clerk

EXHIBIT 1 TO ORDINANCE NO. 641-2023

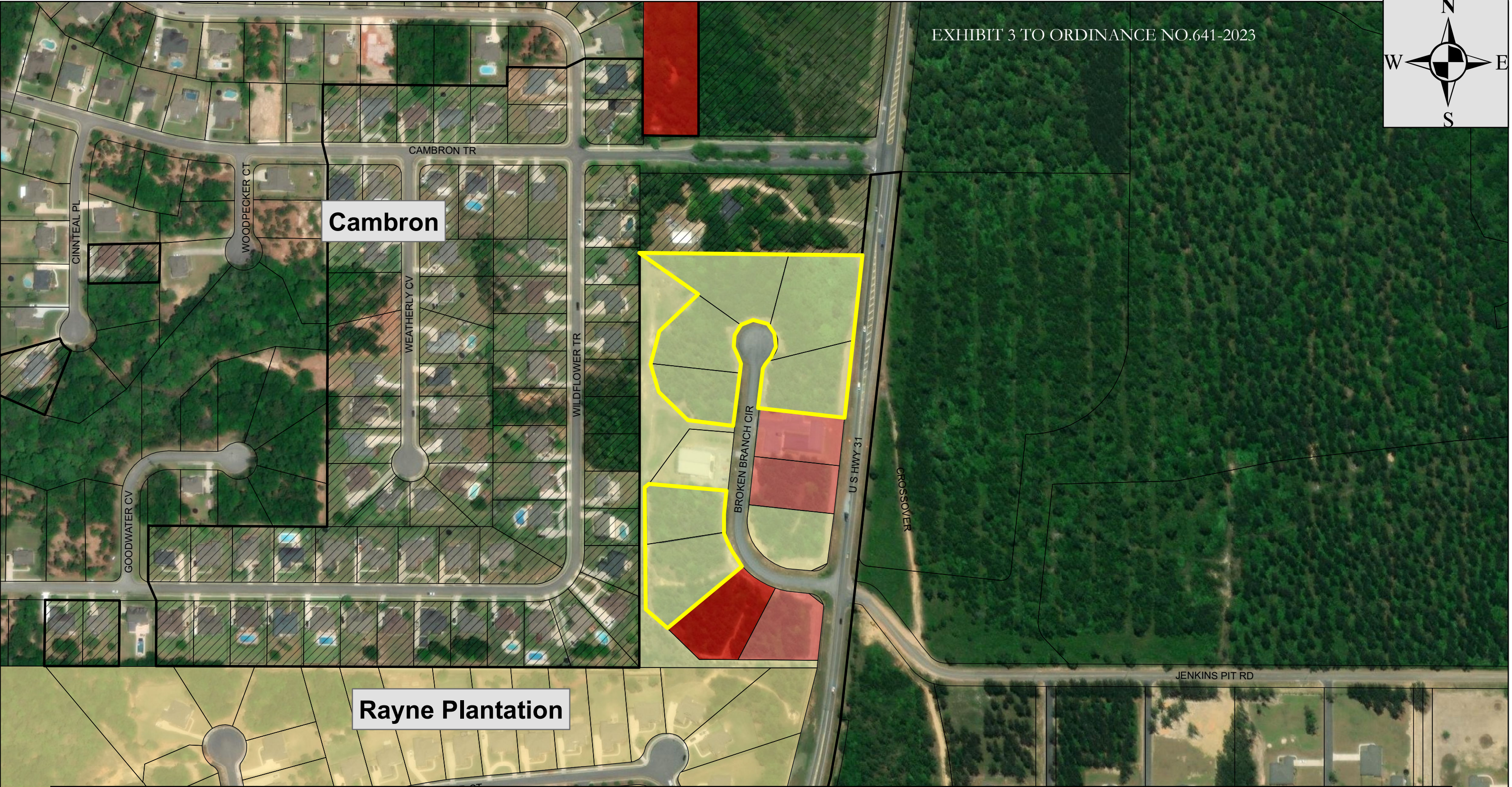
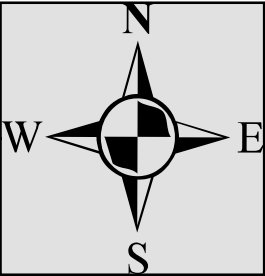
Pensco Trust Company LLC, Custodian FBO, Nathan L. Cox, IRA Owned Lots
Woodside Business Park

Lot Number	Parcel ID	PPIN
4	05-33-04-18-0-000-004.004	312192
5	05-33-04-18-0-000-004.005	312193
6	05-33-04-18-0-000-004.006	312194
7	05-33-04-18-0-000-004.007	312195
8	05-33-04-18-0-000-004.008	312196
10	05-33-04-18-0-000-004.010	312198
11	05-33-04-18-0-000-004.011	312199

EXHIBIT “2” TO ORDINANCE NO. 641-2023

LEGAL DESCRIPTION:

LOTS 4, 5, 6, 7, 8, 10 AND 11, WOODSIDE BUSINESS PARK, ACCORDING TO THE PLAT THEREOF RECORDED ON SLIDE 2421-F IN THE OFFICE OF THE JUDGE OF PROBATE, BALDWIN COUNTY, ALABAMA



Legend

- | | | | | |
|----------------------------|------------------------------|-------------------------------|---|---|
| RoadCenterlines_081721 | B-3: General Business | City of Spanish Fort | R-1: Low-Density Single-Family Residential | R-4: Manufactured/Mobile Home Residential |
| Parcel_2021_3_18 | B-4: Major Business District | Extraterritorial Jurisdiction | R-2: Medium-Density Single-Family Residential | State of Alabama |
| B-1: Professional Business | B-5: Hotel/Motel | M-1: Light Industrial | R-3: Multi-Family Residential | T-1: Telecommunication Tower District |
| B-2: Local Business | Baldwin County | PUD: Planned Unit Development | R-3D: Medium Density Multi-Family Residential | |

ORDINANCE NO. 642-2023

AN ORDINANCE ESTABLISHING A SPEED ZONE WITH A SPEED LIMIT OF 50 MILES PER HOUR ON THE PORTION OF US HIGHWAY 31 (AL- 3) LOCATED IN THE CITY OF SPANISH FORT, ALABAMA, FROM MILEPOST 5.0 TO MILEPOST 7.25.

WHEREAS, Code of Alabama § 32-5A-173 (1975), as amended (Acts 1980, No. 80-434, p. 604, §8-104; Acts 1985, 2nd Ex. Sess., No. 85-998, p. 366, §2; Acts 1994, No.94-617, p. 1147, §2) authorizes state and/or local government authorities to decrease the speed limit at intersections or on any street, unpaved road, or highway under the jurisdiction and control of any the local government authority or as otherwise allowed by state law;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPANISH FORT, ALABAMA, AS FOLLOWS:

SECTION 1. No person shall operate a motor vehicle at a speed greater than fifty (50) miles per hour in the following zones of the City:

On AL-3 (US 31) from Milepost 5.0 to Milepost 7.25

SECTION 2. If any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance which shall continue in full force and effect notwithstanding such holding.

SECTION 3. This Ordinance shall become effective upon adoption and publication as required by law.

Adopted and approved this _____ day of _____, *2023*.

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines
City Clerk

RESOLUTION NO. 1355-2023

**A RESOLUTION AMENDING THE
EMPLOYEE PAY CLASSIFICATION GUIDELINES**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF SPANISH FORT, ALABAMA, AS FOLLOWS:**

SECTION 1. The Pay Classification Guidelines adopted by the City Council of the City of Spanish Fort in accordance with Resolution No. 1297-2020 are hereby amended in their entirety by substituting the Administrative and Other Pay Scale which is attached hereto as Exhibit A and incorporated by reference as though set forth fully herein. The Fire Department and Police Pay Scales as established in Resolution No. 1297-2020 shall remain in full force and effect.

SECTION 2. If any part, section or subdivision of this Resolution shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Resolution, which shall continue in full force and effect notwithstanding such holding.

SECTION 3. This Resolution shall become effective immediately upon its adoption.

ADOPTED and APPROVED this ____ day of _____, 2023.

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines
City Clerk

Exhibit A

Grade	Step A	Step B	Step C	Step D	Step E	Step F	Step G	Step H	Step I	Step J	Step K	Step L	Step M	Step N	Step O	Step P	Step Q	Step R	Step S	Step T
I	\$31,322.68	\$32,105.75	\$32,908.39	\$33,731.10	\$34,574.38	\$35,438.74	\$36,324.71	\$37,232.82	\$38,163.64	\$39,117.74	\$40,095.68	\$41,098.07	\$42,125.52	\$43,178.66	\$44,258.13	\$45,364.58	\$46,498.69	\$47,661.16	\$48,852.69	\$50,074.01
II	\$33,084.94	\$33,912.06	\$34,759.87	\$35,628.86	\$36,519.58	\$37,432.57	\$38,368.39	\$39,327.60	\$40,310.79	\$41,318.56	\$42,351.52	\$43,410.31	\$44,495.57	\$45,607.96	\$46,748.15	\$47,916.86	\$49,114.78	\$50,342.65	\$51,601.22	\$52,891.25
III	\$35,790.94	\$36,685.71	\$37,602.86	\$38,542.93	\$39,506.50	\$40,494.16	\$41,506.52	\$42,544.18	\$43,607.79	\$44,697.98	\$45,815.43	\$46,960.81	\$48,134.84	\$49,338.21	\$50,571.66	\$51,835.95	\$53,131.85	\$54,460.15	\$55,821.65	\$57,217.19
IV	\$38,066.92	\$39,018.59	\$39,994.06	\$40,993.91	\$42,018.76	\$43,069.23	\$44,145.96	\$45,249.61	\$46,380.85	\$47,540.37	\$48,728.88	\$49,947.10	\$51,195.78	\$52,475.67	\$53,787.56	\$55,132.25	\$56,510.56	\$57,923.32	\$59,371.40	\$60,855.69
V	\$39,204.91	\$40,185.03	\$41,189.66	\$42,219.40	\$43,274.89	\$44,356.76	\$45,465.68	\$46,602.32	\$47,767.38	\$48,961.56	\$50,185.60	\$51,440.24	\$52,726.25	\$54,044.40	\$55,395.51	\$56,780.40	\$58,199.91	\$59,654.91	\$61,146.28	\$62,674.94
VI	\$39,628.87	\$40,619.59	\$41,635.08	\$42,675.96	\$43,742.86	\$44,836.43	\$45,957.34	\$47,106.27	\$48,283.93	\$49,491.03	\$50,728.30	\$51,996.51	\$53,296.42	\$54,628.83	\$55,994.56	\$57,394.42	\$58,829.28	\$60,300.01	\$61,807.51	\$63,352.70
VII	\$41,458.58	\$42,495.04	\$43,557.42	\$44,646.36	\$45,762.52	\$46,906.58	\$48,079.24	\$49,281.22	\$50,513.25	\$51,776.09	\$53,070.49	\$54,397.25	\$55,757.18	\$57,151.11	\$58,579.89	\$60,044.39	\$61,545.50	\$63,084.13	\$64,661.24	\$66,277.77
VIII	\$44,850.54	\$45,971.80	\$47,121.10	\$48,299.13	\$49,506.60	\$50,744.27	\$52,012.88	\$53,313.20	\$54,646.03	\$56,012.18	\$57,412.48	\$58,847.80	\$60,318.99	\$61,826.96	\$63,372.64	\$64,956.95	\$66,580.88	\$68,245.40	\$69,951.54	\$71,700.32
IX	\$47,617.12	\$48,807.55	\$50,027.74	\$51,278.43	\$52,560.39	\$53,874.40	\$55,221.26	\$56,601.79	\$58,016.84	\$59,467.26	\$60,953.94	\$62,477.79	\$64,039.73	\$65,640.73	\$67,281.74	\$68,963.79	\$70,687.88	\$72,455.08	\$74,266.46	\$76,123.12
X	\$49,982.36	\$51,231.92	\$52,512.72	\$53,825.53	\$55,171.17	\$56,550.45	\$57,964.21	\$59,413.32	\$60,898.65	\$62,421.12	\$63,981.65	\$65,581.19	\$67,220.72	\$68,901.24	\$70,623.77	\$72,389.36	\$74,199.09	\$76,054.07	\$77,955.42	\$79,904.31
XI	\$50,607.14	\$51,872.32	\$53,169.13	\$54,498.35	\$55,860.81	\$57,257.33	\$58,688.77	\$60,155.99	\$61,659.89	\$63,201.38	\$64,781.42	\$66,400.95	\$68,060.98	\$69,762.50	\$71,506.56	\$73,294.23	\$75,126.58	\$77,004.75	\$78,929.87	\$80,903.11
XII	\$59,443.31	\$60,929.39	\$62,452.63	\$64,013.94	\$65,614.29	\$67,254.65	\$68,936.02	\$70,659.42	\$72,425.90	\$74,236.55	\$76,092.46	\$77,994.77	\$79,944.64	\$81,943.26	\$83,991.84	\$86,091.64	\$88,243.93	\$90,450.03	\$92,711.28	\$95,029.06
XIII	\$63,705.19	\$65,297.82	\$66,930.27	\$68,603.52	\$70,318.61	\$72,076.58	\$73,878.49	\$75,725.45	\$77,618.59	\$79,559.05	\$81,548.03	\$83,586.73	\$85,676.40	\$87,818.31	\$90,013.77	\$92,264.11	\$94,570.71	\$96,934.98	\$99,358.35	\$101,842.31

HOURLY RATE				ANNUAL RATE	
JOB TITLE	GRADE	BEGINNING RATE	MAXIMUM RATE	BEGINNING ANNUAL	MAXIMUM ANNUAL
Secretary	I	\$15.06	\$24.07	\$31,322.68	\$50,074.01
Grounds Road Mtce/Custodian/Librarian Asst/Magistrate	II	\$15.91	\$25.43	\$33,084.94	\$52,891.25
	III				
Senior Center Activity Director	IV	\$18.30	\$29.26	\$38,066.92	\$60,855.69
Court Clerk//Permit Clerk	V	\$18.85	\$30.13	\$39,204.91	\$62,674.94
	VI	\$19.05	\$30.46	\$39,628.87	\$63,352.70
	VII	\$19.93	\$31.86	\$41,458.58	\$66,277.77
Administrative Assistant	VIII	\$21.56	\$34.47	\$44,850.54	\$71,700.32
	IX	\$22.89	\$36.60	\$47,617.12	\$76,123.12
Planner & Zoning Official/Environmentalst/Revenue Officer/Building Inspector & Code Enforcement Officer	X	\$24.03	\$38.42	\$49,982.36	\$79,904.31
Librarian/Public Works and Parks and Recreation Director	XI	\$24.33	\$38.90	\$50,607.14	\$80,903.11
	XII	\$28.58	\$45.69	\$59,443.31	\$95,029.06
City Clerk	XIII	\$30.63	\$48.96	\$63,705.19	\$101,842.31

RESOLUTION NO. 1360-2023

A RESOLUTION ADOPTING A TRANSPORTATION PLAN FOR THE CITY OF SPANISH FORT FOR FISCAL YEAR 2023-2024

WHEREAS, the Rebuild Alabama Act (the “Act”) was signed into law on March 12, 2019; and

WHEREAS, the Act requires the City to approve a Transportation Plan for Fiscal Year 2023-2024; and

WHEREAS, the City plans to use funding received by the City pursuant to the Act for one or more planned projects.

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

SECTION 1. The City Council hereby adopts the City of Spanish Fort Transportation Plan for Fiscal Year 2023-2024, which includes projects for resurfacing and roadway improvements along General Canby Drive, Southern Way and Signal Hill Road.. The estimated monetary amount of improvements to be constructed is approximately \$368,745.00. The City has received a Rebuild Alabama Grant in the amount of \$184,372.50 to fund half the cost of the improvements. The City plans to spend the funds it receives pursuant to the Act on the project listed above.

SECTION 2. If any part, section or subdivision of this Resolution shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Resolution, which shall continue in full force and effect notwithstanding such holding.

SECTION 3. This Resolution shall become effective upon its adoption or as otherwise required by state law.

ADOPTED AND APPROVED this ____ day of August, 2023.

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines
City Clerk

RESOLUTION NO. 1361-2023

**A RESOLUTION ACCEPTING A QUITCLAIM DEED FROM BALDWIN COUNTY,
ALABAMA CONVEYING CERTAIN REAL PROPERTY LOCATED
IN THE CITY OF SPANISH FORT**

WHEREAS, the City of Spanish Fort has undertaken plans to construct a new Fire Station Number 1 on Wayside Drive in the City of Spanish Fort; and

WHEREAS, the construction plan would be substantially improved by the acquisition of a portion of the right-of-way along Wayside Drive; and

WHEREAS, Baldwin County, Alabama, the Owner of the said property and right-of-way, has agreed to deed the property and right-of-way to the City of Spanish Fort; and

WHEREAS, Baldwin County, Alabama, executed a quitclaim deed to the property and right-of-way known as Wayside Drive in an acceptable form and content which was recorded in the records of the Office of the Judge of Probate of Baldwin County, Alabama, at Instrument Number 2070616; and

WHEREAS, the City Council has determined that the acceptance of the quitclaim deed would be in the public interest.

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

SECTION 1. The City Council of the City of Spanish Fort, Alabama, hereby accepts that certain quitclaim deed executed by Baldwin County, Alabama, on the 20th day of June, 2023, as described hereinabove and attached hereto; and

SECTION 2. If any part, section or subdivision of this Resolution shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Resolution, which shall continue in full force and effect notwithstanding such holding.

SECTION 3. This Resolution shall become effective upon its adoption or as otherwise required by state law.

ADOPTED AND APPROVED this ____ day of August, 2023.

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines
City Clerk

RESOLUTION NO. 1362-2023

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH IAMRESPONDING.COM**

WHEREAS, it is in the best interest of the City of Spanish Fort, Alabama, to secure the services of Iamresponding.com for emergency information alerts and communications for the Spanish Fort Fire Rescue Department.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF SPANISH FORT, ALABAMA, AS FOLLOWS:**

Section 1. The Mayor is hereby authorized to execute an agreement, attached hereto as Exhibit 1, with Iamresponding.com, to provide emergency information alerts and communications for the Spanish Fort Fire Rescue Department, subject to any changes approved by the Mayor.

Section 2. This Resolution shall become effective immediately upon its adoption.

ADOPTED AND APPROVED this _____ *day of* _____, ***2023.***

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines
City Clerk

Exhibit 1



SUBSCRIPTION AGREEMENT

NOTE: Longer subscriptions are less expensive and protect against price increases by locking in your rate.

Subscriber: City of Spanish Fort Fire Rescue (AL)
(The name of the entity that is subscribing)

Subscription Commencement Date: August 1, 2023

This Agreement is entered into by and between IamResponding, as the duly licensed provider of the IamResponding.com services ("the IaR Services"), and Subscriber. Pursuant to the Terms and Conditions set forth herein, IamResponding agrees to provide Subscriber with access to the IaR Services, for the term and at the costs set forth herein. Subscriber is solely responsible for obtaining its own internet connection and hardware.

1. The subscription shall commence on the Subscription Commencement Date set forth above, and shall terminate one, three or five year(s) from the Commencement Date, depending on the option selected below. Subscriber's access to the IaR Services shall not be provided until IamResponding has received this signed Subscription Agreement from Subscriber.

Select ONE of the following options:

BEST VALUE: 5 - Year IaR Subscription <input type="checkbox"/> \$710 year one; \$660/year in years two through five <input type="checkbox"/> \$3,187 One-time	3 - Year IaR Subscription <input type="checkbox"/> \$785 year one; \$735/year in years two and three <input type="checkbox"/> \$2,146 One-time	1 - Year Subscription <input type="checkbox"/> \$860
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**Prices include base subscription fee, phone fee and one-time set up fee.*

2. If selected below, Subscriber further subscribes to MyLocalSafety ("MyLS", "the MyLS Services") for the term and subscription fee selected below, as of the same commencement date above. MyLS is a companion app to IamResponding that is used to enhance community communications and to enable community members to upload residential pre-plans to subscriber's IamResponding mapping. More information and terms of use for the MyLS Services are available at MyLocalSafety.com. MyLS subscriptions require an IamResponding subscription of at least the same duration.

Select ONE of the following options:

BEST VALUE: 5 - Year MyLS Subscription <input type="checkbox"/> \$550/yr. Annually <input type="checkbox"/> \$2,612 One-time	3 - Year MyLS Subscription <input type="checkbox"/> \$700/yr. Annually <input type="checkbox"/> \$1,995 One-time	1 - Year MyLS Subscription <input type="checkbox"/> \$900
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3. The subscription fee for one-year subscriptions, and for three and five-year subscriptions at the paid up-front rate, shall be paid in full on or before the Commencement Date of the subscription. Subscription fees for three and five-year subscriptions paid annually shall be paid in equal annual payments which shall be due and payable, in advance, on each anniversary of the Commencement Date for the duration of the subscription, without invoice.

4. This Subscription Agreement expressly adopts and incorporates the Terms of Use of lamResponding.com, which are posted on the lamResponding site at www.iamresponding.com.

5. Subscriber shall not share the functionality, or any portion, of the laR or MyLS Services with any other entity, at any time. Any such sharing shall be deemed a material breach of this Agreement.

6. If Subscriber defaults in any respect whatsoever with regard to the terms and conditions of this Subscription Agreement or the Terms of Use, lamResponding shall have the right, in its sole discretion, to suspend or terminate Subscriber's subscription to lamResponding and/or MyLS and to suspend or terminate Subscriber's access to the laR and/or MyLS Services. Any payments not timely made shall be considered a material default by Subscriber.

7. lamResponding reserves the right to modify the appearance, content and/or functionality of the laR and MyLS Services at any time, in its sole discretion, with the understanding that core functionality will be maintained.

8. If Subscriber has selected a multi-year Term in paragraph 1 and/or 2, lamResponding has or may enter into certain financial obligations based upon projections which rely upon Subscriber honoring its multi-year agreement. If Subscriber terminates a multi-year Subscription Agreement for any reason whatsoever, Subscriber agrees to pay, as liquidated damages for such termination, a sum equal to 1.25 times of Subscriber's average annual subscription fee set for each full and partial year of the subscription between the Commencement Date and the termination date (any subscription fee payments already paid to lamResponding for that time period will be credited against this charge). For paid up-front subscriptions, the average annual fee shall be the total fee, divided by the number of years paid for.

9. lamResponding shall provide Subscriber with 24x7x365 email technical support. Support requests shall be addressed to support@emergencysmc.com. Subscriber understands that lamResponding will use its best efforts to classify the level of urgency of each support request, that such classifications shall be made in the sole discretion of lamResponding, and that the response time for each support request will be dependent upon such classification.

10. Subscriber understands that there may be periodic service interruptions to the laR and/or MyLS Services as the result of events or circumstances beyond the control of lamResponding. lamResponding has taken, and will continue to exercise, commercially reasonable efforts to mitigate such interruptions.

11. If all or part of any provision of this Subscription Agreement or of the Terms of Use shall be held by a court of competent jurisdiction to be illegal, invalid or unenforceable, such portion(s) of the provision(s) as are held to be illegal, invalid or unenforceable shall be construed to reflect the parties' original intent, and the remaining portions and provisions shall remain in full force and effect.

12. This Subscription Agreement may be signed in counterparts, each of which, when combined, shall constitute the whole agreement.

13. This Subscription Agreement and the applicable Terms of Use constitute the entire agreement between Subscriber and lamResponding and govern Subscriber's use of the Services, superseding any prior agreements between Subscriber and lamResponding. In the event of a specific conflict between the terms and conditions of this Subscription Agreement and the Terms of Use of the Services, the terms and conditions of this Subscription Agreement shall control.

14. Subscriber certifies that Subscriber (check one box below):

☐ IS a tax-exempt organization, exempt from state and local sales and use taxes on its purchases, and its tax exemption (and/or exempt organization) number is: _____
(Please attach tax exemption certificate)

☐ IS NOT a tax-exempt organization and is NOT exempt from state and local sales and use taxes on its purchases.

15. Subscriber warrants that the individual signing this Agreement possesses all authority and consents necessary to enter into this Subscription Agreement on behalf of Subscriber.

Subscribing Entity's Name: _____

Printed Name of Authorized Signor: _____

Date: _____

Signature: _____

By: _____

Date: _____

Daniel R. Seidberg,
President, IamResponding

All subscription fees are in US funds, and shall be paid in US funds. All prices set forth are the cash discount prices for payments via cash or checks. Non-discounted pricing for credit card payments is 3.5% higher for all prices set forth.

*All checks should be made payable to: Emergency Services Marketing Corp., Inc.
Tax Identification No.: 20-5787005*

Please return this ENTIRE agreement to us, not just the signature page!

lamResponding.com

Self Made

Invoice

Emergency Service Marketing Corp., Inc.

P.O. Box 93

Dewitt, New York 13214-0093

Phone: (315) 701-1372 Fax: (315) 314-7748

Date: _____

To (insert your department name and billing address):

DESCRIPTION	AMOUNT
<p>Please select <u>ONE</u> applicable payment option below:</p> <p>lamResponding Only:</p> <p><input type="checkbox"/> Five-Year Term, Paid Up-Front - \$3,187 (Best Value)</p> <p><input type="checkbox"/> Five-Year Term, Paid Annually - \$710 for year 1</p> <p><input type="checkbox"/> Three-Year Term, Paid Up-Front - \$2,146</p> <p><input type="checkbox"/> Three-Year Term, Paid Annually - \$785 for year 1</p> <p><input type="checkbox"/> One-Year Term - \$860</p> <p>lamResponding <i>plus</i> MyLocalSafety:</p> <p><input type="checkbox"/> Five-Year Term, Paid Up-Front - \$5,799 (Best Value)</p> <p><input type="checkbox"/> Five-Year Term, Paid Annually - \$1,260 for year 1</p> <p><input type="checkbox"/> Three-Year Term, Paid Up-Front - \$4,141</p> <p><input type="checkbox"/> Three-Year Term, Paid Annually - \$1,485 for year 1</p> <p><input type="checkbox"/> One-Year Term - \$1,760</p> <p><i>*All dollar amounts include both the base subscription fee and associated telephone call costs</i></p>	
	Total:

** All prices set forth are the cash discount prices for payments via cash or checks.
Non-discounted pricing for credit card payments is 3.5% higher for all prices set forth.

Please update your billing contact information!

<p>Billing Contact Name: _____</p> <p>Billing Contact Email: _____</p> <p>Billing Contact Phone: _____</p> <p>Billing Contact Fax: _____</p> <p>Billing Address: _____</p> <p>_____</p>	<p>All payments in US funds only</p> <p>Make checks payable to: Emergency Services Marketing Corp., Inc. (Tax ID #: 20-5787005)</p> <p>Thank you for your business!</p>
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RESOLUTION NO. 1363-2023

A RESOLUTION AUTHORIZING THE MAYOR AND/OR THE AUTHORIZED ORGANIZATIONAL REPRESENTATIVE TO EXECUTE A GRANT AWARD WITH THE DEPARTMENT OF HOMELAND SECURITY RELATED TO THE 2022 ASSISTANCE TO FIREFIGHTERS GRANT (AFG)

WHEREAS, the City of Spanish Fort Fire Department has been awarded a grant from the Department of Homeland Security under the 2022 Assistance to Firefighters Grant (AFG) for the purposes of purchasing personal protective equipment/turnout gear; and

WHEREAS, the City has been named a recipient and awarded a grant from the Department of Homeland Security under the 2022 Assistance to Firefighters Grant (AFG) program in the amount of \$40,000.00, with the federal share being \$38,095.23, with a non-federal match of \$1904.77; and

WHEREAS, the City Council desires to accept the aforementioned grant and authorize the Mayor and/or the Organizational Representative to execute the Subrecipient Funding Agreement and accompanying documentation.

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

SECTION 1. The City Council hereby accepts the grant award pursuant to the Homeland Security Grant Program. The Mayor and/or the Organizational Representative is hereby authorized to accept the award and execute any necessary agreement and accompanying documents attached as Exhibit A to this Resolution, subject to any terms or conditions deemed necessary by the Mayor.

SECTION 2. This Resolution shall become effective immediately upon its adoption.

ADOPTED AND APPROVED this ____ day of _____, **2023**.

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines
City Clerk

Award Letter

U.S. Department of Homeland Security
Washington, D.C. 20472

Effective date: 07/25/2023



Roger Few
CITY OF SPANISH FORT, ALABAMA
7361 SPANISH FORT BLVD
SPANISH FORT, AL 36527

EMW-2022-FG-08935

Dear Roger Few,

Congratulations on behalf of the Department of Homeland Security. Your application submitted for the Fiscal Year (FY) 2022 Assistance to Firefighters Grant (AFG) Grant funding opportunity has been approved in the amount of \$38,095.23 in Federal funding. As a condition of this grant, you are required to contribute non-Federal funds equal to or greater than 5.00% of the Federal funds awarded, or \$1,904.77 for a total approved budget of \$40,000.00. Please see the FY 2022 AFG Notice of Funding Opportunity for information on how to meet this cost share requirement.

Before you request and receive any of the Federal funds awarded to you, you must establish acceptance of the award through the FEMA Grants Outcomes (FEMA GO) system. By accepting this award, you acknowledge that the terms of the following documents are incorporated into the terms of your award:

- Summary Award Memo - included in this document
- Agreement Articles - included in this document
- Obligating Document - included in this document
- 2022 AFG Notice of Funding Opportunity (NOFO) - incorporated by reference

Please make sure you read, understand, and maintain a copy of these documents in your official file for this award.

Sincerely,

A handwritten signature in blue ink that reads "P.S. Williams".

PAMELA WILLIAMS

Assistant Administrator, Grant Programs

Summary Award Memo

Program: Fiscal Year 2022 Assistance to Firefighters Grant

Recipient: CITY OF SPANISH FORT, ALABAMA

UEI-EFT: SJJXXCMRPZ16

DUNS number: 003949935

Award number: EMW-2022-FG-08935

Summary description of award

The purpose of the Assistance to Firefighters Grant program is to protect the health and safety of the public and firefighting personnel against fire and fire-related hazards. After careful consideration, FEMA has determined that the recipient's project or projects submitted as part of the recipient's application and detailed in the project narrative as well as the request details section of the application - including budget information - was consistent with the Assistance to Firefighters Grant Program's purpose and was worthy of award.

Except as otherwise approved as noted in this award, the information you provided in your application for Fiscal Year (FY) 2022 Assistance to Firefighters Grants funding is incorporated into the terms and conditions of this award. This includes any documents submitted as part of the application.

Amount awarded table

The amount of the award is detailed in the attached Obligating Document for Award.

The following are the budgeted estimates for object classes for this award (including Federal share plus your cost share, if applicable):

Object Class	Total
Personnel	\$0.00
Fringe benefits	\$0.00
Travel	\$0.00
Equipment	\$40,000.00
Supplies	\$0.00
Contractual	\$0.00
Construction	\$0.00
Other	\$0.00
Indirect charges	\$0.00
Federal	\$38,095.23
Non-federal	\$1,904.77
Total	\$40,000.00
Program Income	\$0.00

Approved scope of work

After review of your application, FEMA has approved the below scope of work. Justifications are provided for any differences between the scope of work in the original application and the approved scope of work under this award. You must submit scope or budget revision requests for FEMA's prior approval, via an amendment request, as appropriate per 2 C.F.R. § 200.308 and the FY2022 AFG NOFO.

Approved request details:

Personal Protective Equipment (PPE)

Complete Set of Turnout Gear

DESCRIPTION

NFPA current edition includes coat, pants, helmet, boots, 2 hoods & 2 pair of gloves for new hires

	QUANTITY	UNIT PRICE	TOTAL	BUDGET CLASS
Cost 1	4	\$4,000.00	\$16,000.00	Equipment

Complete Set of Turnout Gear

DESCRIPTION

NFPA current edition includes coat, pants, helmet, boots, 2 hoods & 2 pair of gloves

	QUANTITY	UNIT PRICE	TOTAL	BUDGET CLASS
Cost 1	6	\$4,000.00	\$24,000.00	Equipment

Agreement Articles

Program: Fiscal Year 2022 Assistance to Firefighters Grant

Recipient: CITY OF SPANISH FORT, ALABAMA

UEI-EFT: SJJXXCMRPZ16

DUNS number: 003949935

Award number: EMW-2022-FG-08935

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Article 1**Assurances, Administrative Requirements, Cost Principles, Representations and Certifications**

I. DHS financial assistance recipients must complete either the Office of Management and Budget (OMB) Standard Form 424B Assurances – Non-Construction Programs, or OMB Standard Form 424D Assurances – Construction Programs, as applicable. Certain assurances in these documents may not be applicable to your program, and the DHS financial assistance office (DHS FAO) may require applicants to certify additional assurances. Applicants are required to fill out the assurances as instructed by the awarding agency. II. DHS financial assistance recipients are required to follow the applicable provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at Title 2, Code of Federal Regulations (C.F.R.) Part 200 and adopted by DHS at 2 C.F.R. Part 3002. III. By accepting this agreement, recipients, and their executives, as defined in 2 C.F.R. § 170.315, certify that their policies are in accordance with OMB's guidance located at 2 C.F.R. Part 200, all applicable federal laws, and relevant Executive guidance.

Article 2**General Acknowledgements and Assurances**

All recipients, subrecipients, successors, transferees, and assignees must acknowledge and agree to comply with applicable provisions governing DHS access to records, accounts, documents, information, facilities, and staff. I. Recipients must cooperate with any DHS compliance reviews or compliance investigations conducted by DHS. II. Recipients must give DHS access to examine and copy records, accounts, and other documents and sources of information related to the federal financial assistance award and permit access to facilities or personnel. III. Recipients must submit timely, complete, and accurate reports to the appropriate DHS officials and maintain appropriate backup documentation to support the reports. IV. Recipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law, or detailed in program guidance. V. Recipients (as defined in 2 C.F.R. Part 200 and including recipients acting as pass-through entities) of federal financial assistance from DHS or one of its awarding component agencies must complete the DHS Civil Rights Evaluation Tool within thirty (30) days of receipt of the Notice of Award for the first award under which this term applies. Recipients of multiple awards of DHS financial assistance should only submit one completed tool for their organization, not per award. After the initial submission, recipients are required to complete the tool once every two (2) years if they have an active award, not every time an award is made. Recipients should submit the completed tool, including supporting materials, to CivilRightsEvaluation@hq.dhs.gov. This tool clarifies the civil rights obligations and related reporting requirements contained in the DHS Standard Terms and Conditions. Subrecipients are not required to complete and submit this tool to DHS. The evaluation tool can be found at <https://www.dhs.gov/publication/dhs-civil-rights-evaluation-tool>. DHS Civil Rights Evaluation Tool | Homeland Security. The DHS Office for Civil Rights and Civil Liberties will consider, in its discretion, granting an extension if the recipient identifies steps and a timeline for completing the tool. Recipients should request extensions by emailing the request to CivilRightsEvaluation@hq.dhs.gov prior to expiration of the 30-day deadline.

Article 3**Acknowledgement of Federal Funding from DHS**

Recipients must acknowledge their use of federal funding when issuing statements, press releases, requests for proposal, bid invitations, and other documents describing projects or programs funded in whole or in part with federal funds.

Article 4**Activities Conducted Abroad**

Recipients must ensure that project activities performed outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.

Article 5	Age Discrimination Act of 1975 Recipients must comply with the requirements of the Age Discrimination Act of 1975, Public Law 94-135 (1975) (codified as amended at Title 42, U.S. Code, § 6101 et seq.), which prohibits discrimination on the basis of age in any program or activity receiving federal financial assistance.
Article 6	Americans with Disabilities Act of 1990 Recipients must comply with the requirements of Titles I, II, and III of the Americans with Disabilities Act, Pub. L. 101-336 (1990) (codified as amended at 42 U.S.C. §§ 12101– 12213), which prohibits recipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities.
Article 7	Best Practices for Collection and Use of Personally Identifiable Information Recipients who collect personally identifiable information (PII) are required to have a publicly available privacy policy that describes standards on the usage and maintenance of the PII they collect. DHS defines PII as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. Recipients may also find the DHS Privacy Impact Assessments: Privacy Guidance and Privacy Template as useful resources respectively.
Article 8	Civil Rights Act of 1964 – Title VI Recipients must comply with the requirements of Title VI of the Civil Rights Act of 1964 (codified as amended at 42 U.S.C. § 2000d et seq.), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. DHS implementing regulations for the Act are found at 6 C.F.R. Part 21 and 44 C.F.R. Part 7.
Article 9	Civil Rights Act of 1968 Recipients must comply with Title VIII of the Civil Rights Act of 1968, Pub. L. 90-284, as amended through Pub. L. 113-4, which prohibits recipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex (see 42 U.S.C. § 3601 et seq.), as implemented by the U.S. Department of Housing and Urban Development at 24 C.F.R. Part 100. The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units—i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators)—be designed and constructed with certain accessible features. (See 24 C.F.R. Part 100, Subpart D.)

Article 10	Copyright Recipients must affix the applicable copyright notices of 17 U.S.C. §§ 401 or 402 and an acknowledgement of U.S. Government sponsorship (including the award number) to any work first produced under federal financial assistance awards.
Article 11	Debarment and Suspension Recipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders (E.O.) 12549 and 12689, which are at 2 C.F.R. Part 180 as adopted by DHS at 2 C.F.R. Part 3002. These regulations restrict federal financial assistance awards, subawards, and contracts with certain parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in federal assistance programs or activities.
Article 12	Drug-Free Workplace Regulations Recipients must comply with drug-free workplace requirements in Subpart B (or Subpart C, if the recipient is an individual) of 2 C.F.R. Part 3001, which adopts the Government-wide implementation (2 C.F.R. Part 182) of Sec. 5152-5158 of the Drug-Free Workplace Act of 1988 (41 U.S.C. §§ 8101-8106).
Article 13	Duplication of Benefits Any cost allocable to a particular federal financial assistance award provided for in 2 C.F.R. Part 200, Subpart E may not be charged to other federal financial assistance awards to overcome fund deficiencies; to avoid restrictions imposed by federal statutes, regulations, or federal financial assistance award terms and conditions; or for other reasons. However, these prohibitions would not preclude recipients from shifting costs that are allowable under two or more awards in accordance with existing federal statutes, regulations, or the federal financial assistance award terms and conditions may not be charged to other federal financial assistance awards to overcome fund deficiencies; to avoid restrictions imposed by federal statutes, regulations, or federal financial assistance award terms and conditions; or for other reasons.
Article 14	Education Amendments of 1972 (Equal Opportunity in Education Act) – Title IX Recipients must comply with the requirements of Title IX of the Education Amendments of 1972, Pub. L. 92-318 (1972) (codified as amended at 20 U.S.C. § 1681 et seq.), which provide that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving federal financial assistance. DHS implementing regulations are codified at 6 C.F.R. Part 17 and 44 C.F.R. Part 19.

Article 15	E.O. 14074 – Advancing Effective, Accountable Policing and Criminal Justice Practices to Enhance Public Trust and Public Safety Recipients State, Tribal, local, or territorial law enforcement agencies must comply with the requirements of section 12(c) of E.O. 14074. Recipient State, Tribal, local, or territorial law enforcement agencies are also encouraged to adopt and enforce policies consistent with E.O. 14074 to support safe and effective policing.
Article 16	Energy Policy and Conservation Act Recipients must comply with the requirements of the Energy Policy and Conservation Act, Pub. L. 94- 163 (1975) (codified as amended at 42 U.S.C. § 6201 et seq.), which contain policies relating to energy efficiency that are defined in the state energy conservation plan issued in compliance with this Act.
Article 17	False Claims Act and Program Fraud Civil Remedies Recipients must comply with the requirements of the False Claims Act, 31 U.S.C. §§3729- 3733, which prohibit the submission of false or fraudulent claims for payment to the Federal Government. (See 31 U.S.C. §§ 3801- 3812, which details the administrative remedies for false claims and statements made.)
Article 18	Federal Debt Status All recipients are required to be non-delinquent in their repayment of any federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. (See OMB Circular A-129.)
Article 19	Federal Leadership on Reducing Text Messaging while Driving Recipients are encouraged to adopt and enforce policies that ban text messaging while driving as described in E.O. 13513, including conducting initiatives described in Section 3(a) of the Order when on official government business or when performing any work for or on behalf of the Federal Government.
Article 20	Fly America Act of 1974 Recipients must comply with Preference for U.S. Flag Air Carriers (air carriers holding certificates under 49 U.S.C.) for international air transportation of people and property to the extent that such service is available, in accordance with the International Air Transportation Fair Competitive Practices Act of 1974, 49 U.S.C. § 40118, and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, amendment to Comptroller General Decision B-138942.

Article 21	Hotel and Motel Fire Safety Act of 1990 Recipients must ensure that all conference, meeting, convention, or training space funded in whole or in part with federal funds complies with the fire prevention and control guidelines of Section 6 of the Hotel and Motel Fire Safety Act of 1990, 15 U.S.C. § 2225a
Article 22	John S. McCain National Defense Authorization Act of Fiscal Year 2019 Recipients, subrecipients, and their contractors and subcontractors are subject to the prohibitions described in section 889 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019, Pub. L. No. 115-232 (2018) and 2 C.F.R. §§ 200.216, 200.327, 200.471, and Appendix II to 2 C.F.R. Part 200. Beginning August 13, 2020, the statute – as it applies to DHS recipients, subrecipients, and their contractors and subcontractors – prohibits obligating or expending federal award funds on certain telecommunications and video surveillance products and contracting with certain entities for national security reasons
Article 23	Limited English Proficiency (Civil Rights Act of 1964, Title VI) Recipients must comply with Title VI of the Civil Rights Act of 1964, (42 U.S.C. § 2000d et seq.) prohibition against discrimination on the basis of national origin, which requires that recipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance: https://www.dhs.gov/guidance-published-help-department-supported-organizations-provide-meaningful-access-people-limited and additional resources on http://www.lep.gov .
Article 24	Lobbying Prohibitions Recipients must comply with 31 U.S.C. § 1352, which provides that none of the funds provided under a federal financial assistance award may be expended by the recipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any federal action related to a federal award or contract, including any extension, continuation, renewal, amendment, or modification.

Article 25	National Environmental Policy Act Recipients must comply with the requirements of the National Environmental Policy Act of 1969, (NEPA) Pub. L. 91-190 (1970) (codified as amended at 42 U.S.C. § 4321 et seq. and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which require recipients to use all practicable means within their authority, and consistent with other essential considerations of national policy, to create and maintain conditions under which people and nature can exist in productive harmony and fulfill the social, economic, and other needs of present and future generations of Americans
Article 26	Nondiscrimination in Matters Pertaining to Faith-Based Organizations It is DHS policy to ensure the equal treatment of faith-based organizations in social service programs administered or supported by DHS or its component agencies, enabling those organizations to participate in providing important social services to beneficiaries. Recipients must comply with the equal treatment policies and requirements contained in 6 C.F.R. Part 19 and other applicable statutes, regulations, and guidance governing the participations of faith-based organizations in individual DHS programs.
Article 27	Non-Supplanting Requirement Recipients receiving federal financial assistance awards made under programs that prohibit supplanting by law must ensure that federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-federal sources.
Article 28	Notice of Funding Opportunity Requirements All the instructions, guidance, limitations, and other conditions set forth in the Notice of Funding Opportunity (NOFO) for this program are incorporated here by reference in the award terms and conditions. All recipients must comply with any such requirements set forth in the program NOFO.
Article 29	Patents and Intellectual Property Rights Recipients are subject to the Bayh-Dole Act, 35 U.S.C. § 200 et seq, unless otherwise provided by law. Recipients are subject to the specific requirements governing the development, reporting, and disposition of rights to inventions and patents resulting from federal financial assistance awards located at 37 C.F.R. Part 401 and the standard patent rights clause located at 37 C.F.R. § 401.14.

Article 30	Procurement of Recovered Materials States, political subdivisions of states, and their contractors must comply with Section 6002 of the Solid Waste Disposal Act, Pub. L. 89-272 (1965), (codified as amended by the Resource Conservation and Recovery Act, 42 U.S.C. § 6962.) The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.
Article 31	Rehabilitation Act of 1973 Recipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, Pub. L. 93-112 (1973), (codified as amended at 29 U.S.C. § 794,) which provides that no otherwise qualified handicapped individuals in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance.
Article 32	Reporting of Matters Related to Recipient Integrity and Performance General Reporting Requirements: If the total value of any currently active grants, cooperative agreements, and procurement contracts from all federal awarding agencies exceeds \$10,000,000 for any period of time during the period of performance of this federal award, then the recipients must comply with the requirements set forth in the government-wide Award Term and Condition for Recipient Integrity and Performance Matters located at 2 C.F.R. Part 200, Appendix XII, the full text of which is incorporated here by reference in the award terms and conditions.
Article 33	Reporting Subawards and Executive Compensation Reporting of first tier subawards. Recipients are required to comply with the requirements set forth in the government-wide award term on Reporting Subawards and Executive Compensation located at 2 C.F.R. Part 170, Appendix A, the full text of which is incorporated here by reference in the award terms and conditions.
Article 34	Required Use of American Iron, Steel, Manufactured Products, and Construction Materials Recipients must comply with the “Build America, Buy America” provisions of the Infrastructure Investment and Jobs Act and E.O. 14005. Recipients of an award of Federal financial assistance from a program for infrastructure are hereby notified that none of the funds provided under this award may be used for a project for infrastructure unless: (1) all iron and steel used in the project are produced in the United States--this means all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States; (2) all manufactured products used in the project are produced in the United States—this means the manufactured product was

manufactured in the United States; and the cost of the components of the manufactured product that are mined, produced, or manufactured in the United States is greater than 55 percent of the total cost of all components of the manufactured product, unless another standard for determining the minimum amount of domestic content of the manufactured product has been established under applicable law or regulation; and (3) all construction materials are manufactured in the United States—this means that all manufacturing processes for the construction material occurred in the United States. The Buy America preference only applies to articles, materials, and supplies that are consumed in, incorporated into, or affixed to an infrastructure project. As such, it does not apply to tools, equipment, and supplies, such as temporary scaffolding, brought to the construction site and removed at or before the completion of the infrastructure project. Nor does a Buy America preference apply to equipment and furnishings, such as movable chairs, desks, and portable computer equipment, that are used at or within the finished infrastructure project but are not an integral part of the structure or permanently affixed to the infrastructure project. Waivers When necessary, recipients may apply for, and the agency may grant, a waiver from these requirements. Information on the process for requesting a waiver from these requirements is on the website below. (a) When the federal agency has made a determination that one of the following exceptions applies, the awarding official may waive the application of the domestic content procurement preference in any case in which the agency determines that: (1) applying the domestic content procurement preference would be inconsistent with the public interest; (2) the types of iron, steel, manufactured products, or construction materials are not produced in the United States in sufficient and reasonably available quantities or of a satisfactory quality; or (3) the inclusion of iron, steel, manufactured products, or construction materials produced in the United States will increase the cost of the overall project by more than 25 percent. A request to waive the application of the domestic content procurement preference must be in writing. The agency will provide instructions on the format, contents, and supporting materials required for any waiver request. Waiver requests are subject to public comment periods of no less than 15 days and must be reviewed by the Made in America Office. There may be instances where an award qualifies, in whole or in part, for an existing waiver described at “Buy America” Preference in FEMA Financial Assistance Programs for Infrastructure | FEMA.gov. The awarding Component may provide specific instructions to Recipients of awards from infrastructure programs that are subject to the “Build America, Buy America” provisions. Recipients should refer to the Notice of Funding Opportunity for further information on the Buy America preference and waiver process.

Article 35

SAFECOM

Recipients receiving federal financial assistance awards made under programs that provide emergency communication equipment and its related activities must comply with the SAFECOM Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

Article 36	Terrorist Financing Recipients must comply with E.O. 13224 and U.S. laws that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. Recipients are legally responsible to ensure compliance with the Order and laws.
Article 37	Trafficking Victims Protection Act of 2000 (TVPA) Trafficking in Persons. Recipients must comply with the requirements of the government-wide financial assistance award term which implements Section 106 (g) of the Trafficking Victims Protection Act of 2000 (TVPA), codified as amended at 22 U.S.C. § 7104. The award term is located at 2 C.F.R. § 175.15, the full text of which is incorporated here by reference.
Article 38	Universal Identifier and System of Award Management Requirements for System for Award Management and Unique Entity Identifier Recipients are required to comply with the requirements set forth in the government-wide financial assistance award term regarding the System for Award Management and Universal Identifier Requirements located at 2 C.F.R. Part 25, Appendix A, the full text of which is incorporated here by reference.
Article 39	USA PATRIOT Act of 2001 Recipients must comply with requirements of Section 817 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001 (USA PATRIOT Act), which amends 18 U.S.C. §§ 175–175c.
Article 40	Use of DHS Seal, Logo and Flags Recipients must obtain permission from their DHS FAO prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.
Article 41	Whistleblower Protection Act Recipients must comply with the statutory requirements for whistleblower protections (if applicable) at 10 U.S.C § 2409, 41 U.S.C. § 4712, and 10 U.S.C. § 2324, 41 U.S.C. §§ 4304 and 4310.

Article 42**Environmental Planning and Historic Preservation (EHP) Review**

DHS/FEMA funded activities that may require an Environmental Planning and Historic Preservation (EHP) review are subject to the FEMA EHP review process. This review does not address all federal, state, and local requirements. Acceptance of federal funding requires the recipient to comply with all federal, state and local laws. DHS/FEMA is required to consider the potential impacts to natural and cultural resources of all projects funded by DHS/FEMA grant funds, through its EHP review process, as mandated by: the National Environmental Policy Act; National Historic Preservation Act of 1966, as amended; National Flood Insurance Program regulations; and any other applicable laws and executive orders. General guidance for FEMA's EHP process is available on the DHS/FEMA Website. Specific applicant guidance on how to submit information for EHP review depends on the individual grant program and applicants should contact their grant Program Officer to be put into contact with EHP staff responsible for assisting their specific grant program. The EHP review process must be completed before funds are released to carry out the proposed project; otherwise, DHS/FEMA may not be able to fund the project due to noncompliance with EHP laws, executive orders, regulations, and policies. If ground disturbing activities occur during construction, applicant will monitor ground disturbance, and if any potential archaeological resources are discovered the applicant will immediately cease work in that area and notify the pass-through entity, if applicable, and DHS/FEMA.

Article 43**Applicability of DHS Standard Terms and Conditions to Tribes**

The DHS Standard Terms and Conditions are a restatement of general requirements imposed upon recipients and flow down to sub-recipients as a matter of law, regulation, or executive order. If the requirement does not apply to Indian tribes or there is a federal law or regulation exempting its application to Indian tribes, then the acceptance by Tribes of, or acquiescence to, DHS Standard Terms and Conditions does not change or alter its inapplicability to an Indian tribe. The execution of grant documents is not intended to change, alter, amend, or impose additional liability or responsibility upon the Tribe where it does not already exist.

Article 44**Acceptance of Post Award Changes**

In the event FEMA determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, recipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award. Please call the FEMA/ GMD Call Center at (866) 927-5646 or via e-mail to: ASK-GMD@fema.dhs.gov if you have any questions.

Article 45**Disposition of Equipment Acquired Under the Federal Award**

For purposes of original or replacement equipment acquired under this award by a non-state recipient or non-state sub-recipients, when that equipment is no longer needed for the original project or program or for other activities currently or previously supported by a federal awarding agency, you must request instructions from FEMA to make proper disposition of the equipment pursuant to 2 C.F.R. section 200.313. State recipients and state sub-recipients must follow the disposition requirements in accordance with state laws and procedures.

Article 46**Prior Approval for Modification of Approved Budget**

Before making any change to the FEMA approved budget for this award, you must request prior written approval from FEMA where required by 2 C.F.R. section 200.308. For purposes of non-construction projects, FEMA is utilizing its discretion to impose an additional restriction under 2 C.F.R. section 200.308(f) regarding the transfer of funds among direct cost categories, programs, functions, or activities. Therefore, for awards with an approved budget where the federal share is greater than the simplified acquisition threshold (currently \$250,000), you may not transfer funds among direct cost categories, programs, functions, or activities without prior written approval from FEMA where the cumulative amount of such transfers exceeds or is expected to exceed ten percent (10%) of the total budget FEMA last approved. For purposes of awards that support both construction and non-construction work, FEMA is utilizing its discretion under 2 C.F.R. section 200.308(h)(5) to require the recipient to obtain prior written approval from FEMA before making any fund or budget transfers between the two types of work. You must report any deviations from your FEMA approved budget in the first Federal Financial Report (SF-425) you submit following any budget deviation, regardless of whether the budget deviation requires prior written approval.

Article 47**Indirect Cost Rate**

2 C.F.R. section 200.211(b)(15) requires the terms of the award to include the indirect cost rate for the federal award. If applicable, the indirect cost rate for this award is stated in the budget documents or other materials approved by FEMA and included in the award file.

Article 48**Award Performance Goals**

FEMA will measure the recipient's performance of the grant by comparing the number of items requested in its application, the numbers acquired (ordered, paid, and received) within the period of performance. In order to measure performance, FEMA may request information throughout the period of performance. In its final performance report submitted at closeout, the recipient is required to report on the recipients compliance with the applicable industry, local, state and national standards described in the NOFO.

Obligating document

1. Agreement No. EMW-2022-FG-08935	2. Amendment No. N/A	3. Recipient No. 631111910	4. Type of Action AWARD	5. Control No. WX01191N2023T		
6. Recipient Name and Address CITY OF SPANISH FORT, ALABAMA 7361 SPANISH FORT BLVD. SPANISH FORT, AL 36527		7. Issuing FEMA Office and Address Grant Programs Directorate 500 C Street, S.W. Washington DC, 20528-7000 1-866-927-5646		8. Payment Office and Address FEMA, Financial Services Branch 500 C Street, S.W., Room 723 Washington DC, 20742		
9. Name of Recipient Project Officer Roger Few		9a. Phone No. 2516268876	10. Name of FEMA Project Coordinator Assistance to Firefighters Grant Program		10a. Phone No. 1-866-274-0960	
11. Effective Date of This Action 07/25/2023	12. Method of Payment OTHER - FEMA GO	13. Assistance Arrangement COST SHARING		14. Performance Period 08/01/2023 to 07/31/2025 Budget Period 08/01/2023 to 07/31/2025		
15. Description of Action a. (Indicate funding data for awards or financial changes)						
Program Name Abbreviation	Assistance Listings No.	Accounting Data(ACCS Code)	Prior Total Award	Amount Awarded This Action + or (-)	Current Total Award	Cumulative Non-Federal Commitment
AFG	97.044	2023-F2-GB01 - P410-xxxx-4101-D	\$0.00	\$38,095.23	\$38,095.23	\$1,904.77
Totals			\$0.00	\$38,095.23	\$38,095.23	\$1,904.77
b. To describe changes other than funding data or financial changes, attach schedule and check here: N/A						
16. FOR NON-DISASTER PROGRAMS: RECIPIENT IS REQUIRED TO SIGN AND RETURN THREE (3) COPIES OF THIS DOCUMENT TO FEMA (See Block 7 for address) This field is not applicable for digitally signed grant agreements						

17. RECIPIENT SIGNATORY OFFICIAL (Name and Title)	DATE
18. FEMA SIGNATORY OFFICIAL (Name and Title)	DATE
PAMELA WILLIAMS, Assistant Administrator, Grant Programs	07/25/2023

RESOLUTION NO. 1364-2023

A RESOLUTION OF SUPPORT FOR A PROTECT GRANT OPPORTUNITY TO SUPPORT THE COASTAL RESILIENCY PLAN FOR THE U.S. 90/98 CAUSEWAY

WHEREAS, U.S. Highway 90/98 Causeway is a major East-West corridor for commercial and personal vehicles; and

WHEREAS, the traffic volumes along the Causeway continue to grow steadily and continuously; and

WHEREAS, Mobile and Baldwin Counties are home to significant industry, whose workforce and suppliers rely on the Causeway to safely move people and goods across Mobile Bay; and

WHEREAS, the Port of Mobile, the Mobile International Airport, and numerous multimodal hubs all are located on Mobile Bay and frequently utilize the Causeway helping to stimulate and drive the economy of Mobile and Baldwin Counties, the State of Alabama, and the entire Gulf Coast region; and

WHEREAS, traffic and congestion on the Causeway will continue to increase, with negative effects on public safety, commerce, and mobility in the region, if no action is taken; and

WHEREAS, the City of Spanish Fort agrees that the Resiliency Plan for U.S. 90/98 is an important planning project that will improve resiliency against severe weather events and enable communities a safe evacuation route; and

WHEREAS, the South Alabama Regional Planning Commission (“SARPC”) is committed to improving the South Alabama area’s infrastructure; and

WHEREAS, a grant award to SARPC through the Promoting Resilient Operations for Transformative, Efficient, and Cost-Saving Transportation Program (PROTECT) Grant Opportunity for the purpose of supporting the Coastal Resiliency Plan for U.S. 90/98 can be a key funding component to address this crucial infrastructure need of local, regional, and national importance;

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

SECTION 1. The City Council of the City of Spanish Fort hereby expresses its support for the Promoting Resilient Operations for transformative, Efficient, and Cost-Saving Transportation Program (PROTECT) Grant opportunity for the purpose of supporting the Coastal Resiliency Plan for the U.S. 90/98 Causeway. The City Council authorizes the Mayor of the City of Spanish Fort to execute the letter of support, attached hereto as Exhibit 1.

SECTION 2. This Resolution shall become effective immediately upon its adoption.

ADOPTED AND APPROVED this 17th day of July, 2023.

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines
City Clerk

EXHIBIT 1 TO RESOLUTION NO. 1364-2023

August XX, 2023

Honorable Pete Buttigieg
Secretary of Transportation
U.S. Department of Transportation
1200 New Jersey Ave, SE
Washington, DC 20590

***Re: Promoting Resilient Operations for Transformative, Efficient, and Cost-Saving
Transportation Program (PROTECT) Grant Opportunity to Support Coastal
Resiliency Plan for US 90/98 Causeway***

Dear Secretary Buttigieg:

The City Council of the City of Spanish Fort, Alabama, is pleased to issue this letter supporting and endorsing the South Alabama Regional Planning Commission's (SARPC) PROTECT Grant application through the U.S. Department of Transportation.

The Resiliency Plan for US 90/98 Causeway project is an important planning project that will improve resiliency against severe weather events and enable communities to provide and maintain a safe evacuation route. US 90/98 is a heavily traveled route used by out-of-state drivers and local commuters daily between Baldwin County and Mobile County. During severe weather and post natural disasters, the US 90/98 Causeway route is severely impacted and can have profound effects on daily travel between Mobile County and Baldwin County.

For this reason, the City Council of the City of Spanish Fort, Alabama, endorses this PROTECT grant application. We recognize the value of this project and the role it plays in the long-term resiliency of our infrastructure and safety for the traveling public.

Thank you for your consideration of SARPC's grant application.

Sincerely,

Michael M. McMillan
Mayor