

**CITY OF DAPHNE
CITY COUNCIL MEETING AGENDA
1705 MAIN STREET, DAPHNE, ALABAMA
DECEMBER 21, 2015
6:30 P.M.**

- 1. CALL TO ORDER**
- 2. ROLL CALL**

INVOCATION / Pastor Scotty Jernigan of 3 Circle Church

PLEDGE OF ALLEGIANCE

- 3. APPROVE MINUTES:** Council Meeting Minutes / December 7, 2015
Council Work Session Minutes / December 14, 2015

PUBLIC HEARING: Annexation: Russell Steiner
Location: Property Located Southeast of Interstate 10 and Blakely River
Present Zoning: CR, Conservation Resource, Baldwin County District 10, Baldwin County
Proposed Zoning: R-1, Low Density Single Family Residential District, City of Daphne
Recommendation: Unanimous Favorable

4. REPORTS OF STANDING COMMITTEES:

A. FINANCE COMMITTEE – Fry
Review minutes / December 14th

1.) Ordinances:

- a.) Appropriation of Funds: Civic Center Roof Drain Repair / **Ordinance 2015-75**
- b.) Appropriation of Funds: Tiaswasee Creek Stream Restoration Project: City Match for Boardwalks & Sidewalks / **Ordinance 2015-76**
- c.) Additional Appropriation of Funds: Canterbury/Old Pump Plant & Palmetto Court / NRCS/EWP / \ **Ordinance 2015-77**
- d.) Additional Appropriation of Funds: Gator Alley Improvements / **Ordinance 2015-78**
- e.) Appropriation of Funds: Grant Proposal Writing, Consulting and Management Services / Grant Management LLC / **Ordinance 2015-79**

2.) Resolutions:

- a.) Bid Award: Gator Alley Improvements / Blade Construction, LLC / **Resolution 2015-76**
- b.) Bid Award: park Chemicals / SiteOne Landscape Supply / **Resolution 2015-77**

3.) Financial Reports:

- Treasurers Report / November 2015
- Sales & Use Tax Collections / October 2015
- Lodging Tax Collections / October 2015

B. BUILDINGS & PROPERTY COMMITTEE - Lake

a.) Review minutes / December 7th

b.) **MOTION:** To authorize the Mayor to enter into a contract with Prebble-Rish for the Village Point Park Preserve Master Plan

c.) **MOTION:** To authorize the Mayor to enter into a contract with Hatch Mott McDonald in the amount of \$27,000 for renovations to Fire Station #2

C. PUBLIC SAFETY - Conaway

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE - Scott

E. PUBLIC WORKS COMMITTEE / SOLID WASTE AUTHORITY – LeJeune

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. BOARD OF ZONING ADJUSTMENTS – Adrienne Jones

B. DOWNTOWN REDEVELOPMENT AUTHORITY – Conaway

C. INDUSTRIAL DEVELOPMENT BOARD – Phillips
Review Special Called meeting minutes / December 3rd

Review Special Called meeting minutes / December 16th

D. LIBRARY BOARD – Lake

E. PLANNING COMMISSION – Scott

F. RECREATION BOARD – LeJeune
Review minutes November 18th

G. UTILITY BOARD – Fry
Review minutes / October 28th

6. MAYOR’S REPORT

MOTION: To authorize the Mayor to renew the five (5) year agreement with Johnson Controls for maintenance at the Civic Center not to exceed \$18,000

7. CITY ATTORNEY’S REPORT

8. DEPARTMENT HEAD’S REPORT

9. CITY CLERK’S REPORT

a.) ABC License / Red Bar Beverage Catering / 140 – Special Events Retail

10. PUBLIC PARTICIPATION

11. RESOLUTIONS AND ORDINANCES:

RESOLUTIONS:

- a.) Resolution 2015-76.....Bid Award: Gator Alley Improvements / Blade Construction, LLC
- b.) Resolution 2015-77.....Bid Award: Park Chemicals / SiteOne Landscape Supply

ORDINANCES:

2ND READ

- a.) Ordinance 2015-72.....Appropriating Additional Funds for Natural Resources Conservation Services (NRCS) Emergency Watershed Protection for: Canterbury / Old Pump Plant Areas and Palmetto Court
- b.) Ordinance 2015-73..... Deep Water Amend Lodging Tax Allocation

1ST READ

- a.) Ordinance 2015-74.....Annexation: Russell Steiner / Located Southeast of Interstate 10 and Blakely River
- b.) Ordinance 2015-75.....Appropriation of Funds: Civic Center Roof Repair
- c. Ordinance 2015-76..... ADEM / 319 Tiawasee Creek Sub-Watershed Management Project
- d.) Ordinance 2015-77..... Appropriation of Additional Funds: NRCS Emergency Watershed Protection Canterbury / Old Pump Plant Areas / Palmetto Court
- e.) Ordinance 2015-78.....Appropriation of Additional Lodging Tax Funds: TAP: Gator Alley Turnout / Overlook Drainage / Scenic Improvements
- f.) Ordinance 2015-79.....Appropriation of Funds: Grant Proposal Writing, Consulting and Management Services for All City Grants / Grant Management LLC
- g.) Ordinance 2015-80..... Removing Contingency Regarding Funds to Thomas Hospital

12. COUNCIL COMMENTS

13. ADJOURN

**CITY OF DAPHNE
CITY COUNCIL**

ROLL CALL

CITY COUNCIL:

COUNCILWOMAN CONAWAY	PRESENT ____	ABSENT ____
COUNCILMAN LAKE	PRESENT ____	ABSENT ____
COUNCILMAN FRY	PRESENT ____	ABSENT ____
COUNCILMAN SCOTT	PRESENT ____	ABSENT ____
COUNCILMAN LEJEUNE	PRESENT ____	ABSENT ____
COUNCILWOMAN PHILLIPS	PRESENT ____	ABSENT ____
COUNCIL PRESIDENT RUDICELL	PRESENT ____	ABSENT ____

MAYOR:

MAYOR HAYGOOD	PRESENT ____	ABSENT ____
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CITY CLERK:

REBECCA HAYES	PRESENT ____	ABSENT ____
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CITY ATTORNEY:

JAY ROSS	PRESENT ____	ABSENT ____
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**DECEMBER 7, 2015
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.**

1. CALL TO ORDER:

There being a quorum present Council President Rudicell called the meeting to order at 6:30 p.m.

2. ROLL CALL

COUNCIL MEMBERS PRESENT: Tommie Conaway; Pat Rudicell; John Lake; Randy Fry; Ron Scott; Robin LeJeune, Angie Phillips

Also present: Mayor Haygood; Melissa Wilt, Assistant City Clerk; Jay Ross, City Attorney; Kevin Boucher, City Attorney; James White, Fire Chief; Tonja Young, Library Director; Vickie Hinman, HR Director; Richard Merchant, Building Official; David McKelroy, Recreation Director; Kelli Kichler, Finance Director/Treasurer; Margaret Thigpen, Civic Center Director; Adrienne Jones, Planning Director; Richard Johnson, Public Works Director; David Carpenter, Police Chief; Cynthia Feirman, Carey Technology; Mark Nix, President and CEO Infirmary Health; Philip Durant, Chairman of S.E.E.D.S. Board of Directors

Absent: Rebecca Hayes, City Clerk

INVOCATION/PLEDGE OF ALLEGIANCE:

Councilman John Lake gave the invocation.

3. APPROVE MINUTES: November 16, 2015

The minutes for the November 16, 2015 council meeting stand approve with the correction by Councilwoman Phillips to be added to roll call as present.

PRESENTATION: S.E.E.D.S. / Grant Awards

Philip Durant, Chairman of S.E.E.D.S. Board of Directors, presented S.E.E.D.S Grant Block Awards to the principals of each Daphne public school: Daphne High School, Daphne Middle School, W J Carroll Intermediate School, Daphne Elementary School and Daphne East Elementary School.

PUBLIC HEARING: Proposed Redistricting of Voting Districts

Cynthia Feirman gave a presentation on the process of redistricting including the current and proposed districts for the City of Daphne. She explained that based on the 2000 and 2010 US Census; the current City of Daphne districts have high population variations between them, with one district having almost half more residents over another. The goal of redistricting is to even out the population with a goal of +/- 5% population variance across the districts. Her proposed redistricting plan meets this goal.

Council President Rudicell opened the Public Hearing at 6:49pm

Willie Williams - President Baldwin County Martin Luther King Celebration Committee, claims City has been misleading with redistricting; said City did redistricting in 2008, still waiting on statistics. Justice Department told City Official you cannot divide Park City community up. He said City did redistrict in 2011 using estimates, not Census figures; numbers are not adding up. He requested specific data to be received by the end of the week for his experts.

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Mr. Alec Barnett - President of Baldwin County NAACP, questioned if the Council ever considered asking the citizens what they want in redistricting. Council President Rudicell explained the Census is a national program.

Council President Rudicell closed Public Hearing at 6:59pm

4. REPORT OF STANDING COMMITTEES:

A. *FINANCE COMMITTEE* – Fry

The next meeting will be December 14th at 4:30pm

B. *BUILDINGS & PROPERTY COMMITTEE* – Lake
Meeting tonight so minutes will be in next packet

C. *PUBLIC SAFETY COMMITTEE* – Conaway
The next meeting will be December 21st at 4:30 p.m.

D. *CODE ENFORCEMENT/ORDINANCE COMMITTEE* – Scott
Minutes from November 16th meeting are in packet. The next meeting will be December 21st at 5:30 p.m.

**MOTION BY Councilman Rudicell to authorize a change in pay schedule for the City Prosecutor.
Seconded by Councilman LeJeune.**

MOTION CARRIED UNANIMOUSLY

E. *PUBLIC WORKS COMMITTEE* – LeJeune

The minutes from September 8th and October 5th are in the packet for review along with Beautification Committee minutes (September 2nd and October 7th) and Museum Meeting minutes (September 14th). The next Public Works meeting will be January 4th after the Buildings and Property Committee meeting.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. *Board of Zoning Adjustments* – Adrienne Jones

Application was submitted for first Thursday of January; however, unsure if meeting will happen – will send confirmation to Council.

B. *Downtown Redevelopment Authority* – Conaway
The next meeting will be January 26th, 2016 at 5:30 p.m.

C. *Industrial Development Board* – Phillips
The November 23rd meeting minutes are in the packet. A Special Called work session was honored on November 30th; the minutes are in the packet. The next meeting is December 28th at 6:00pm.

D. *Library Board* – Lake
No Report

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E. Planning Commission – Scott

**MOTION BY Councilwoman Phillips to set a Public Hearing date for January 18, 2016 and to approve advertising to consider:
Revisions to the Land Use and Development Ordinance / Revisions to Olde Towne District Map
Seconded by Councilman Fry.**

MOTION CARRIED UNANIMOUSLY

F. Utility Board – Fry

No meeting in December; next meeting will be in January.

6. MAYOR'S REPORT

Mayor Haygood mentioned the death of Tom Bertagnolli; he was the first two firefighters hired when created municipal fire department in 1990 that served 21 years for the City of Daphne. He had a long struggle with illness and saddened by the loss. He was truly loved by all that worked at the City and in the community. There is a contract for the Southern Light dark fiber lease agreement in packet on page 36 and would like to get a motion to enter into agreement.

MOTION BY Councilman Scott to authorize Mayor to enter into a lease agreement with Southern Light. Seconded by Councilman LeJeune.

MOTION CARRIED UNANIMOUSLY

Mayor Haygood said the Daphne Tree Lighting was a great success with about 400 people attending. Daphne Christmas parade and snow day next Saturday; hope everyone can attend.

7. CITY ATTORNEY REPORT:

Mr. Mark Nix, President and CEO of Infirmity Health, is here in regards to TEFRA since there was some discussion on plans for emergency room department and annexation during public hearing last meeting. With regard to TEFRA, the question Council had was whether approval would affect bank qualified financing and any interest rate reductions the City could get to determine their financing, and the answer is no, this will have no impact on financing options. Mr. Nix explained this should have no impact on City's abilities to raise money or get bank qualified loans. One reason for TEFRA is refinancing debt on current facilities. Also if they do not have TEFRA support from the city, they cannot spend money in the city servicing since it is a nonprofit entity. If they do not receive approval, they will not be able to build emergency facility in Daphne.

Council discussed initial questions on City's financing and annexation.

Mr. Nix stated the only reason they are not looking to annex the property into the City prior to construction is due to timing. They have to substantially complete the facility by September 2016, and our annexation process would not receive approval until March which is too late for them to start. They are very interested in coming into the city and are not trying to avoid paying fees. In regards to traffic, the facility is projected to only see (25) patients a day, and will decide whether to transport patient or send home; this will create minimal traffic.

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8. DEPARTMENT HEAD COMMENTS:

James White – Fire Chief – Saddened by the passing Tom Bertagnolli

Margaret Thigpen – Civic Center Director – Baldwin Holiday Pops Concert, December 8th and Center Stage Performance performing Seussical Jr.

Adrienne Jones – Director Community Development – Hired new planner, Jessica Watts, who brings 15 years of experience from Fort Myers, FL

9. CITY CLERK REPORT:

a.) **Events Permit / Apollo’s Mystic Ladies / Mardi Gras / January 29, 2016**

MOTION BY Councilman Scott to approve the Events Permit for Apollo’s Mystic Ladies Mardis Gras, January 29, 2016. *Seconded by Councilman LeJeune.*

MOTION CARRIED UNANIMOUSLY

b.) **Events Permit / Daphmont Community / Community Parade / February 6, 2016**

MOTION BY Councilwoman Conaway to approve the Events Permit Daphmont Community Parade on February 6, 2016. *Seconded by Councilman Scott.*

MOTION CARRIED UNANIMOUSLY

c.) **MOTION:** To Authorize the Mayor to enter into an amended contract with Carey Technologies.

MOTION BY Councilman Scott to authorize Mayor to enter into an amended contract with Carey Technologies. *Seconded by Councilwoman Conaway.*

MOTION CARRIED UNANIMOUSLY

10. PUBLIC PARTICIPATION

Mr. Willie Robinson – 560 Steward Street – Thank council and wished council a very Merry Christmas since he will not be at next council meeting. He is in favor of using BP money to purchase property.

Mr. Joe Davis – 30757 Pine Court – Resident of Daphne for 10 years in May. He is receiving messages from companies looking for the type of office space that the DISC project would provide; they want a coastal presence. He is aware there are recreation, sewer projects, economic development – all of these things are things we need to and can do as a city on their own timeline.

Ms. Laurel McMann Anderson - 27799 Moniac Cove – Thinks it is wonderful that Infirmary Health is looking to locate here in Daphne; she had a couple of questions: number of stories the building will be and if Medicare patients would be eligible to come to free standing ER. Concerned with the issue of traffic

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congestion with location of 181 and 90; think the ER is a priority and location is good. She felt the DISC project would further compound traffic, and asked to consider another site for this project.

11. RESOLUTIONS & ORDINANCES:

- a.) **Resolution 2015-70.**..... TEFRA / Infirmary Health System Special Care Facilities Financing Authority of Mobile
- b.) **Resolution 2015-73** Canterbury & Old Pump Plant Areas Emergency Watershed Protection Project
- c.) **Resolution 2015-74.**..... Emergency Watershed Protection Plan for Palmetto Court
- d.) **Resolution 2015-75 “Option A”.**..... Deep Water Horizon Funds Expenditure
- e.) **Resolution 2015-75 “Option B”.**..... Deep Water Horizon Funds Expenditure
- Resolution 2015-75 “Option C”.**..... Deep Water Horizon Funds Expenditure

Resolution 2015-70...... TEFRA / Infirmary Health System Special Care Facilities Financing Authority of Mobile

MOTION BY Councilman Lake to waive the reading of Resolution 2015-70. *Seconded by Councilman Scott.*

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman Lake to adopt Resolution 2015-70 *Seconded by Councilman Scott.*

AYE Lake, Fry, Scott, LeJeune, Phillips ABSTAIN Conaway NAY None Opposed

MOTION CARRIED

Resolution 2015-73...... Canterbury & Old Pump Plant Areas Emergency Watershed Protection Project

MOTION BY Councilman Scott to waive the reading of Resolution 2015-73. *Seconded by Councilman Conaway.*

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman Scott to adopt Resolution 2015-73. *Seconded by Councilman LeJeune.*

MOTION CARRIED UNANIMOUSLY

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Ordinance 2015-69. Adopting and Enacting Amendments to the 2005 Supplement Code for the City of Daphne

MOTION BY Councilwoman Phillips to waive the reading of Ordinance 2015-69. *Seconded by Councilman Fry.*

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman Scott to adopt Ordinance 2015-69. *Seconded by Councilwoman Conaway.*

MOTION CARRIED UNANIMOUSLY

Ordinance 2015-70. Appropriation of Funds: Tallent Lane ADEM Permit Fees

MOTION BY Councilman Scott to waive the reading of Ordinance 2015-70. *Seconded by Councilwoman Conaway.*

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman Scott to adopt Ordinance 2015-70 *Seconded by Councilwoman Conaway.*

MOTION CARRIED UNANIMOUSLY

1ST READ

- a.) **Ordinance 2015-71.**Establishing District Line for the City of Daphne
- b.) **Ordinance 2015-72.**Appropriating Additional Funds for Natural Resources Conservation Services (NRCS) Emergency Watershed Protection for: Canterbury / Old Pump Plant Areas and Palmetto Court
- c.) **Ordinance 2015-73.** Deep Water Amend Lodging Tax Allocation

ORDINANCES 2015-71 AND 2015-72 AND 2015-73 ARE 1ST READ

12. COUNCIL COMMENTS

Mayor Haygood – Thanked Council for coming together with IDB. The last special called work session was best discussion they have had. The Mayor and Council are supposed to come together and do what is best for the City. The IDB wanted to move forward with a project that has the support of the Council. There are aspects of this project that are beneficial to the community.

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Councilwoman Phillips - Thanked citizens for coming out tonight. Thanked those who have called and emailed regarding DISC project. She values everyone's input. Encourage citizens to stay vigilant and involved.

Councilman Scott – said that every parcel in the City of Daphne is subject to be rezoned at any time, no zoning is permanent. He thanked Council for supporting the DISC project. The IDB has been working hard and the Governor has approved funds for this project. He thanked Councilman LeJeune and Councilwoman Phillips for calling special called meeting for Council to really discuss project.

Councilman Fry – Enjoyed the tree lighting, and reminded everyone the Christmas parade is Saturday, December 12th. It is the anniversary of Pearl Harbor, and he gave thanks to men and women to serve our country. There are two projects this holiday season to support: Toys for Tots sponsored by Marine Core League and Round Up Program by Riviera Utilities.

Councilman Lake – The citizens thought the DISC project was put to rest. It is sad that we keep having these schizophrenic fits where we change our minds in the middle of things. He still has concerns with DISC project.

Council President Rudicell – mentioned that at the December work session meeting they will discuss recreation - going over facilities and numbers; need to look at which direction they will go. The January work session will they will look at elected official compensation and polling location discussions. At the February work session they will be going over employee health insurance.

13. ADJOURN:

MOTION BY Councilman Scott to adjourn *Seconded by Councilman LeJeune.*

MOTION CARRIED UNANIMOUSLY

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 8:22 P.M.

Respectfully submitted by,

Certification of Presiding Officer

Melissa Wilt,
Assistant City Clerk

Pat Rudicell,
Council President

**DECEMBER 14, 2015
CITY COUNCIL WORK SESSION
1705 MAIN STREET
DAPHNE, AL
5:30 P.M.**

COUNCIL MEMBERS PRESENT: Tommie Conaway; Pat Rudicell; John Lake; Randy Fry; Ron Scott; Robin LeJeune; Angie Phillips.

Also present: Mayor Haygood; Rebecca Hayes, City Clerk; Kevin, Boucher, City Attorney; Richard Johnson; Public Works Director; David McKelroy, Recreation Director; Charlie McDavid, Recreation; Lawrence Yelding, Recreation Board; Matt Cunningham, Recreation Board; Selena Vaughn, Beautification Committee; Victoria Phelps, Beautification Committee; Tomasina Werner, Beautification Committee; Matthew Brown, AL State Board of Education; Tim Patton, Volker & Associates.

Absent: Jay Ross, City Attorney.

Council President Rudicell called the meeting to order at 6:30 p.m.

Matthew Brown introduced himself and let council know he is at the city's service for any needs regarding help for the Daphne schools.

1. DISCUSS PROPOSAL FOR THE RECREATION FACILITIES

Tim Patton gave a power point presentation on the proposed recreation facilities (*attached to these minutes*). He mentioned that the Park Planning Team met four times June 30th, September 3rd, October 14th and November 12th.

Council discussed which parks they would like to see developed and financing possibilities. Council needs to designate where the three percent (3%) taken from the IDB's share of the lodging tax will go.

Consensus of Council is they would like all three parks utilized and spread out over the city. The recommendation from the Recreation Board was to put the improvements at the Park Drive property.

Council discussed having a special called council meeting to discuss the proposals. Council requested to have bond information at the next Finance Committee meeting.

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 8:37 P.M.

Respectfully submitted by,

Certification of Presiding Officer:

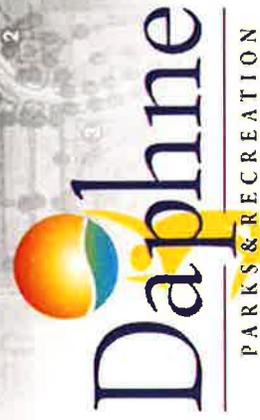
Rebecca A. Hayes,
City Clerk

Pat Rudicell,
Council President

City Council Work Session

City of Daphne Alabama

December 14, 2015

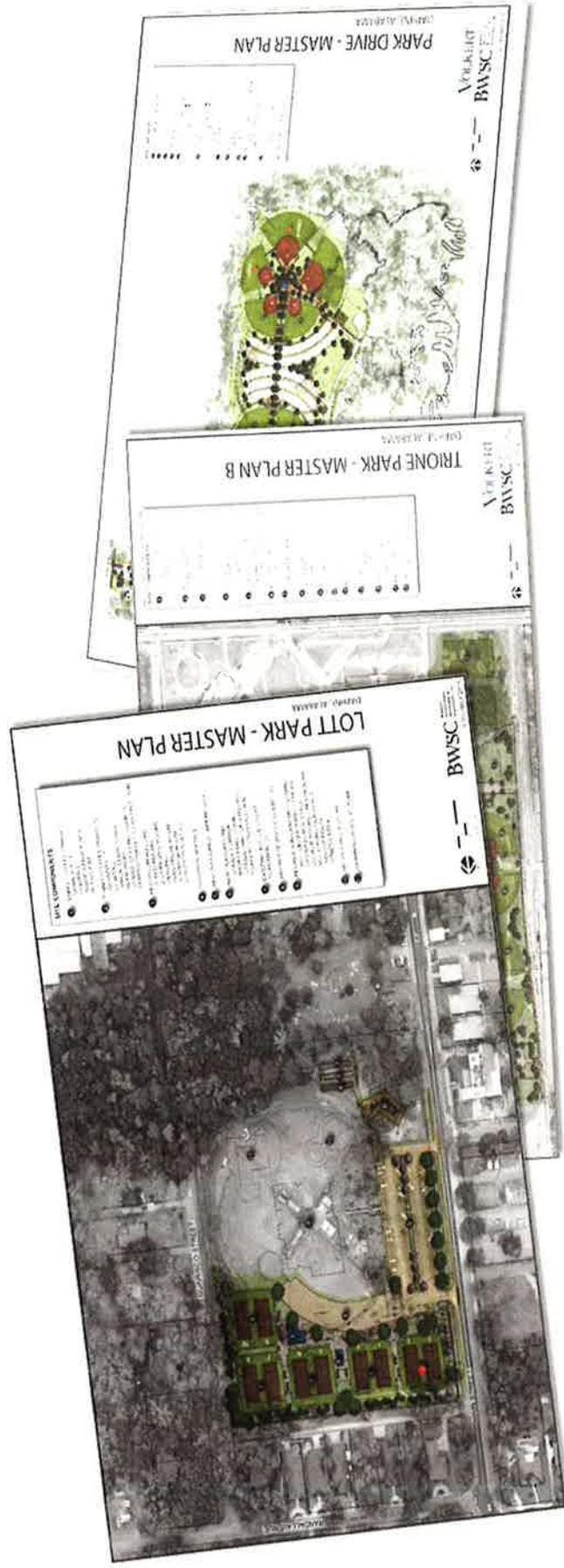


VOLKERT BWSC | BARDC WADDNER QUINCY & CANNON, INC.

Purpose of Presentation



- Select A Plan To Design and Construct Parks Improvements to Meet Current Parks & Recreation Needs and Planning for Future Needs and Wants to Serve The City Of Daphne



Parks Planning Team



- Matt Cunningham - Recreation Board Chairman
- David Dueitt – Recreation Board Member
- David McKelroy – Parks and Recreation Director
- Charlie McDavid – Parks & Recreation Athletic Coordinator
- Richard Johnson – Public Works Director
- Councilman Robin Lejeune
- Councilman John Lake
- Councilman Pat Rudicell
- Mayor Dane Haygood



- **June 30th - Initial Parks Planning Team (PPT) Meeting No. 1**
 - Location: Hilton Garden Inn meeting room.
 - Kick-off meeting to establish needs and wants/priorities and procedures for developing the Parks Master Plan.
- **September 3rd - PPT Meeting No. 2**
 - Location: Bryant Bank Community Conference Room
 - Meeting to review and discuss Parks Master Plan options including concepts and various layouts based on the established needs and wants identified in Meeting No. 1.
- **October 14th - PPT Meeting No. 3**
 - Location: Bryant Bank Community Conference Room.
 - Meeting to finalize Parks Master Plan options and details to allow for preparing Opinions of Probable Costs.

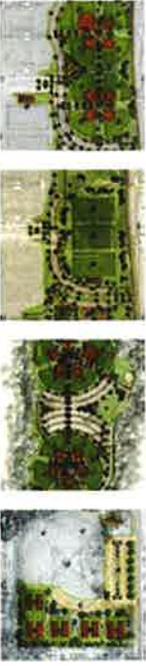


- **November 12th PPT Meeting No. 4**
 - Location: Daphne City Hall
 - Meeting to review and discuss the Opinions of Probable Costs for the various options in preparation for meeting with the Daphne City Council in a work session.
- **December 14th Daphne City Council Work Session**
 - Location: Daphne City Hall
 - Meeting to determine desired option for moving forward with design and construction of the selected parks facilities improvement option.

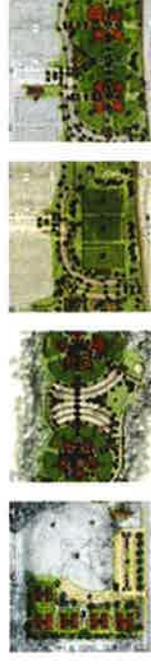


Priority List of Needs and Wants

USE	SIZE	WHICH PARK(S)	QUANTITY	
			MUST	WANT
SOFTBALL/YOUTH BASEBALL	225'	PARK DRIVE (1) TRIONE (2)	7	8
BASEBALL/SOFTBALL	300'	PARK DRIVE (1) TRIONE (2)	1	2
MULTI-USE FIELDS	230'X360'	TRIONE		3
STADIUM FIELD	230'X360'	TRIONE		1
TENNIS COURTS	USTA	LOTT PARK (PARK DRIVE? IN ADDITION)	8	10
WALKING TRAIL		ALL THREE: CONNECTIVITY.		
PLAYGROUND		LOTT, TRIONE, PARK	3	
BASKETBALL COURTS		NO PREFERENCE		1
BATTING CAGES			4	10
PAVILIONS		AS NEEDED		
SKATEBOARD PARK				1
BEACH VOLLEYBALL		IN APPROPRIATE LOCATION		1 OR 2
DOG PARK		PARK DRIVE	1	
SPLASH PAD		POSS TO INCLUDE AS AMENITY AT ATHLETIC COMPLEX		1
SWIMMING POOL				
MAINTENANCE FACILITY		PARK DRIVE - ENLARGE IF AT TRIONE	1	
SENIOR CENTER		LOW PRIORITY		1
RECREATION CENTER		LOTT PARK		1
MOUNTAIN BIKE		PARK DRIVE		1
MIRACLE FIELD		PARK DRIVE		1



- **Option A**
 - Lott Park Tennis Center
 - Park Drive Youth Baseball & Softball Fields, Playground, Splash Pad & Walking Trails
 - Trione Park Soccer/Multiuse Fields
- **Option B**
 - Lott Park Tennis Center
 - Trione Park Youth Baseball, Softball, Multiuse Fields, Playground & Walking Trails



Evaluation Based On:

- Meeting Current Needs
- Consideration & Space for Wants (Future)
- Parking Capacity
- Accessibility
- Best Use of Space
- Long Term Planning/Future Expansion
- Opinions of Probable Costs
- Current and Future Value
- Park Operations and Management



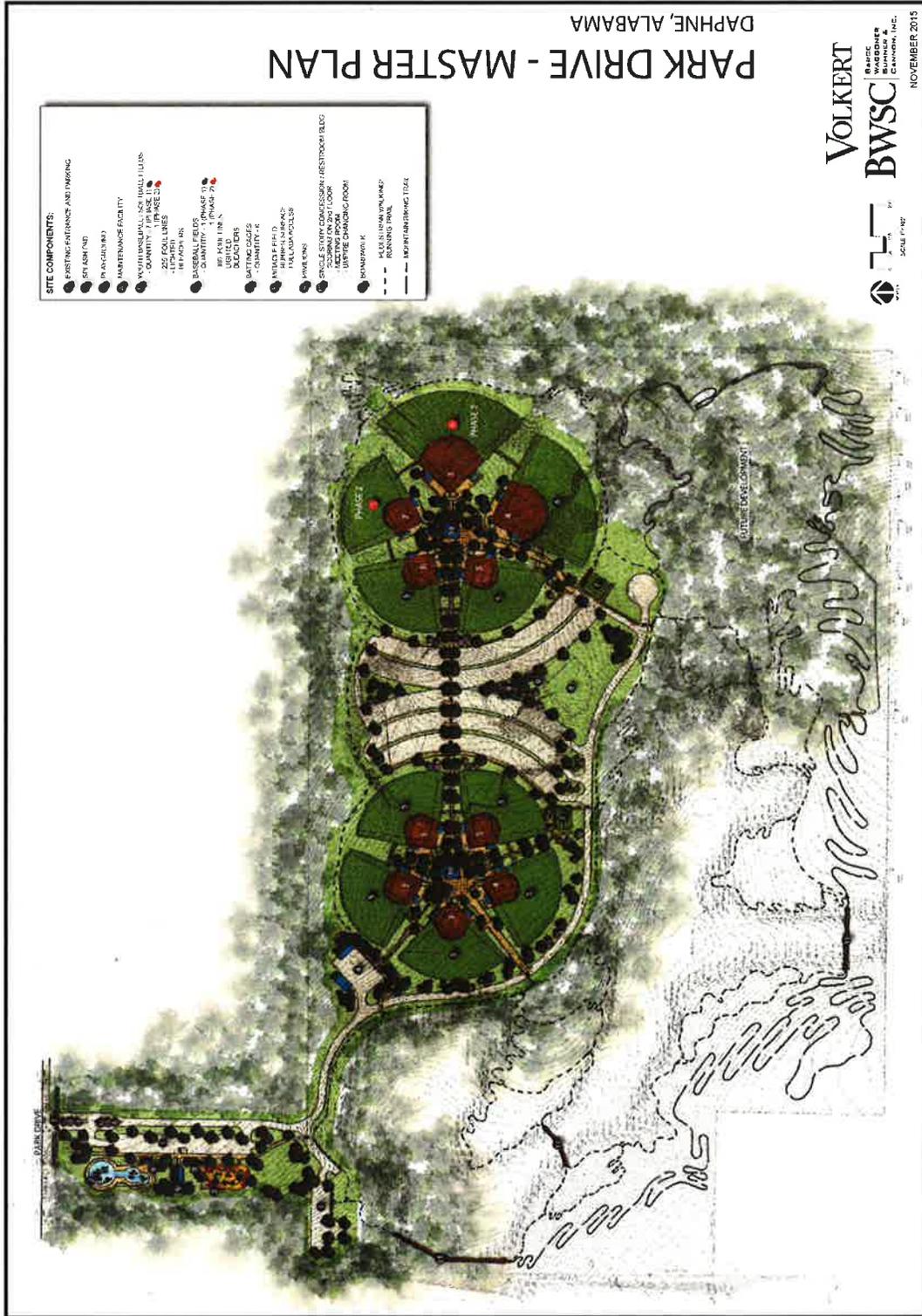
Options A & B



Lott Park Tennis Facility Proposed Master Plan (Layout)



Option A Park Drive Master Plan Option



Option A Trione Park Master Plan Option



- SITE COMPONENTS:**
- MULTI-PURPOSE FIELDS
 - QUANTITY - 3
 - 110' X 60'
 - 210' X 360'
 - BLEACHERS
 - STADIUM FIELD
 - MULTI-PURPOSE SIZE
 - 210' X 360'
 - LIGHTED
 - GRANDSTANDS (+/- 750)
 - CONCESSION/RESTROOM BLDG
 - WATERSHED WATER FEATURE BY CITY OF DAPHNE (FUTURE)
 - DOG PARK - RELOCATED (FUTURE)
 - PLAYGROUND
 - BASKETBALL COURTS
 - QUANTITY - 2
 - LIGHTED
 - SAND VOLLEYBALL
 - QUANTITY - 2
 - LIGHTED
 - SKATE PARK
 - +/- 25,000 SF
 - 6' FENCE
 - MAINTENANCE FACILITY
 - PAVILION
 - 15' X 30'
 - SECONDARY EXIT FROM DAPHNE ELEMENTARY

TRIONE PARK - MASTER PLAN A

DAPHNE, ALABAMA

VOLKERT
 BARBE WASSONER BLUMNER & CANNON, INC.
BWSC
 NOVEMBER 2015



VOLKERT | **BWSC** | **BARBE WASSONER BLUMNER & CANNON, INC.**

Option B Trione Park Master Plan Option

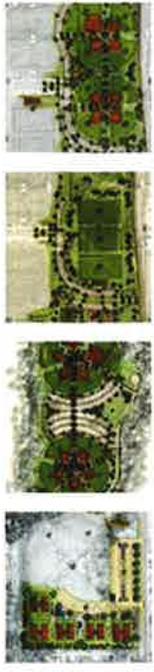


- SITE COMPONENTS:**
- MULTI-PURPOSE FIELDS
 - QUANTITY - 3
 - 100' X 300'
 - 210' X 330'
 - BLEACHERS
 - GRANDSTAND
 - EXISTING FIELD
 - 4+ 750 SEAT CAPACITY
 - YOUTH BASEBALL FIELDS
 - QUANTITY - 7
 - 225'
 - LIGHTED
 - BASEBALL FIELD
 - QUANTITY - 1
 - 300' FOUL LINES
 - LIGHTED
 - SINGLE STORY CONCESSION / RESTROOM BLDGS
 - MEETING'S ROOM
 - UMPIRE CHANGING ROOM
 - BATTING CAGES
 - QUANTITY - 8
 - MIRACLE FIELD (FUTURE)
 - 100' X 300'
 - FULL ADA ACCESS
 - WATERSHED WATER FEATURE BY CITY OF DAPHNE (FUTURE)
 - RELOCATED DOG PARK (FUTURE)
 - PLAYGROUND
 - BASKETBALL COURTS
 - QUANTITY - 2
 - LIGHTED
 - SAND VOLLEYBALL
 - QUANTITY - 2
 - LIGHTED
 - SKATE PARK
 - 4+ 15,000 SF
 - 6' FENCE
 - MAINTENANCE FACILITY
 - PAVILION
 - 15' X 30'

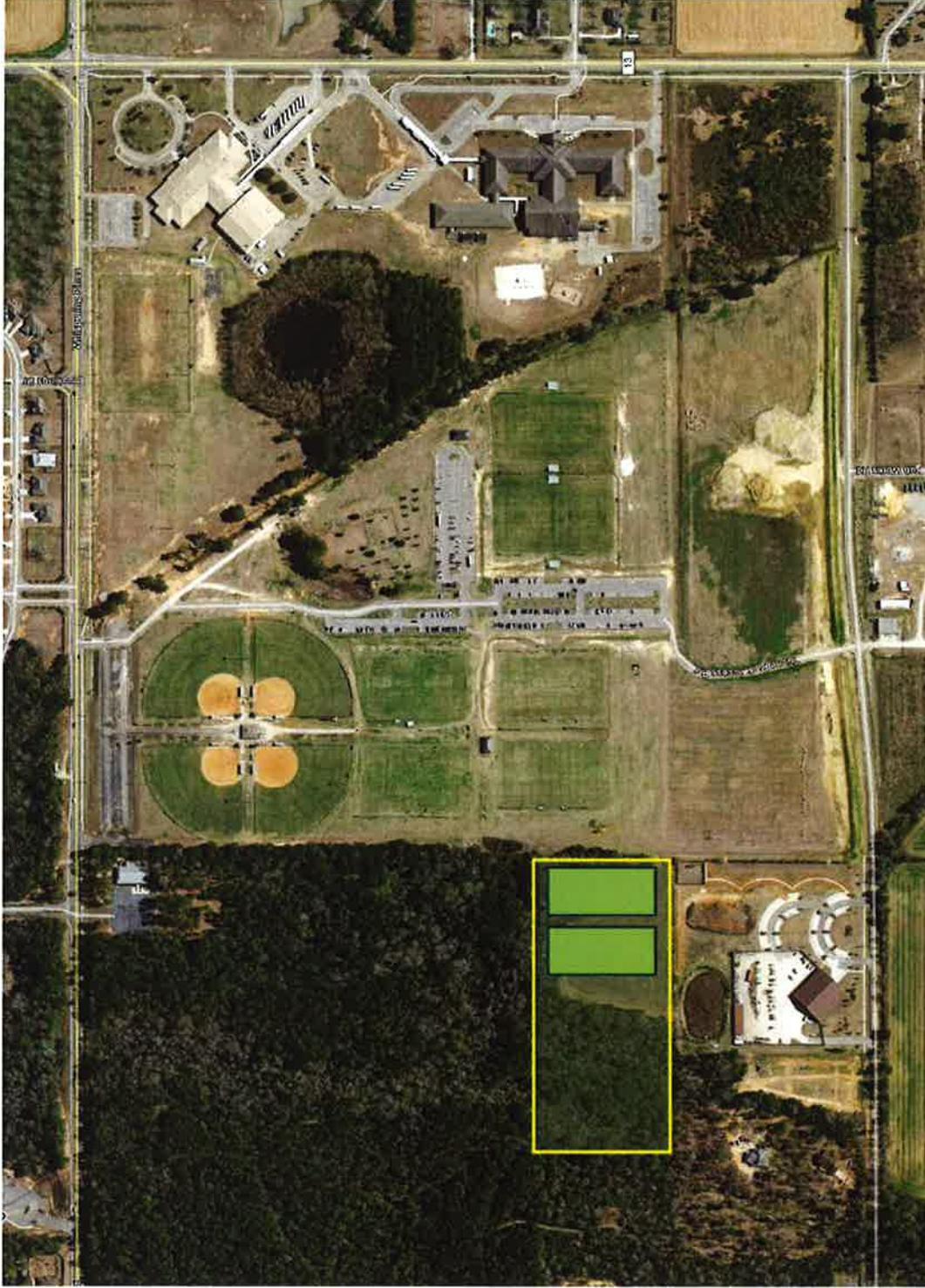
TRIONE PARK - MASTER PLAN B

DAPHNE, ALABAMA

VOLKERT
 A BLACK & VEATCH COMPANY
BWSC
 BARBE WAGSDORF SLANER & GANNON, INC.
 NOVEMBER 2015



Option B Trione Park Master Plan Option (Additional)



Option A Opinion of Probable Costs

Options A & B – Lott Park Tennis Center

1. Site Improvements and Utilities	-	\$ 431,865
2. Landscaping	-	\$ 61,300
3. Bocce Court Improvements	-	\$ 10,000
4. 1 ea. Large Playground	-	\$ 160,000
5. 5 Sets of Tennis Courts (10 Total)	-	\$ 955,430
6. Bleachers/Benches/Seating	-	\$ 54,310
7. Changing/Restroom Bldg.	-	\$ 146,875
8. Pavilion (30' x 50')	-	\$ 60,000
9. Engineering/OH/Contingency	-	<u>\$ 432,349</u>
Total	-	- \$2,312,129



Option A Opinion of Probable Costs

Option A – Park Drive Sportsplex

1. Site Improvements and Utilities -	\$ 4,008,045
2. Maintenance Building -	\$ 238,600
3. Landscaping -	\$ 222,800
4. 2 ea. (12'x30') & 1 ea. (30'x50') Pavilions –	\$ 100,000
5. Splash Pad -	\$ 310,000
6. 1 ea. Large Playground -	\$ 240,000
7. 6 ⁸ ea. (225') & 1 ea. (300') Ball Fields	\$ 2,510,589
8. 2 ea. Concession Buildings	\$ 955,000
9. Engineering/OH/Contingency	<u>\$ 2,833,061</u>
Total	\$11,418,095



Option B Opinion of Probable Costs

• Option B – Trione Park	
1. Site Improvements & Utilities -	\$ 1,631,035
2. Landscaping	\$ 301,300
3. 1 ea. Large Playground	\$ 240,000
4. 9 ea. (15' x 30') Pavilions	\$ 207,000
5. 7 ea. (225') & 1 ea. (300') Ball Fields	\$ 3,696,625
6. 2 ea. Multiuse Fields	\$ 665,390
7. Maintenance Building	\$ 48,000
8. 2 ea. Concessions Buildings	\$ 788,750
9. Engineering/OH/Contingency	<u>\$ 2,500,773</u>
Total	\$ 10,078,873



Option A – (Lott Park/Park Drive/Trione Park)

- **Option A**
 - Lott Park Tennis Center \$ 2,312,129
 - Park Drive Sportsplex \$ 11,418,095
- Total Option A \$ 13,730,224

- **Pros**

- Meets Identified Immediate Needs
- Less Congestion & Long Term Planning
- Space for Expansion on Existing Property
- Better tournament destination at Park Drive

- **Cons**

- Higher Costs than Option B



Option B – (Lott Park & Trione Park)

- **Option B**

- Lott Park Tennis Center \$ 2,312,129
- Trione Option B \$ 10,078,083

Total Option A \$ 12,391,002

- **Pros**

- Meets Identified Immediate Needs;
 - Baseball, Softball, Soccer & Football at a Single Facility & Lower Costs

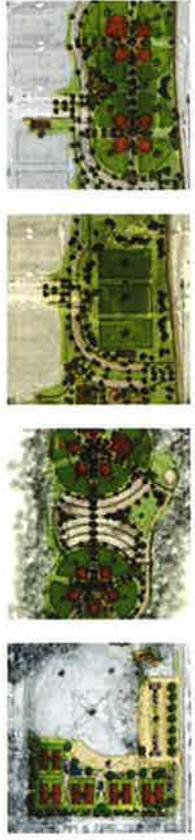
- **Cons**

- More Congestion & No Space for Expansion on Existing Property





QUESTIONS



VOLKERT BWSC | BASED IN
MUNICIPALITIES
SUNSHINE &
CANNON, INC.

**City of Daphne
Parks Master Plan Opinions of Probable Cost
12/18/2015**

	Option A	Option B
Lott Park		
Site Work	\$506,000.00	\$506,000.00
10 Tennis	\$918,000.00	\$918,000.00
Changing Room	\$147,000.00	\$147,000.00
Pavilion	\$60,000.00	\$60,000.00
Landscape	\$61,000.00	\$61,000.00
Playground	\$40,000.00	\$40,000.00
Bocce	\$10,000.00	\$10,000.00
Lott Park Subtotal	<u>\$1,742,000.00</u>	<u>\$1,742,000.00</u>

Park Drive	
Site Work	\$4,183,000.00
8 Fields	\$3,339,000.00
Concession Bldg.	\$955,000.00
Pavilion	\$92,000.00
Maint. Bldg.	\$254,000.00
Playground	\$160,000.00
Splash Pad	<i>See Note 1</i>
Boardwalks	<i>See Note 2</i>
Landscape	\$200,000.00
Park Drive Subtotal	<u>\$9,183,000.00</u>

Trione Park		
Site Work	\$725,000.00	\$2,000,000.00
2 MU Fields	\$692,000.00	\$692,000.00
8 Ballfields	\$0.00	\$3,332,000.00
Concession Bldg.	\$204,000.00	\$993,000.00
Pavilion	\$46,000.00	\$92,000.00
Playground	\$0.00	\$160,000.00
Maint. Bldg.	\$46,000.00	\$46,000.00
Landscape	\$75,000.00	\$150,000.00
Basketball	\$0.00	\$0.00
Sand Volleyball	\$0.00	\$0.00
Trione Park Subtotal	<u>\$1,788,000.00</u>	<u>\$7,465,000.00</u>

Subtotal - All Parks	\$12,713,000.00	\$9,207,000.00
x 1.27	\$16,145,510.00	\$11,692,890.00

Additional Items:

1. Splash Pad (Incl. 1.27)	\$381,000.00
2. Boardwalks (Funding to be pursued through Grants.)	\$204,000.00
3. Miracle Baseball Field (Funding to be pursued through Grants & Donations.)	\$1,000,000.00



**City of Daphne, Alabama
Recreation Project**

Par Amount	<u>8.5MM</u>	<u>10MM</u>	<u>12MM</u>	<u>14MM</u>	<u>16.5MM</u>
Annual Debt Service	492,000	578,000	694,000	810,000	954,000

Assumptions:

30 years; level debt service; 4% interest

MEMORANDUM

To: Office of the City Clerk
From: Adrienne D. Jones,
Director of Community Development
Subject: The Property at Blakely River, L.L.C.,
Russell Steiner
Petition for Annexation
Date: November 9, 2015

PRESENT ZONING: CR, Conservation Resource, Baldwin County District 10, in the extraterritorial planning jurisdiction of Daphne

PROPOSED ZONING: R-1, Low Density Single Family Residential, City of Daphne

LOCATION: Southeast of Interstate 10 and Blakely River

RECOMMENDATION: At the Thursday, November 5, 2015, special meeting of the Daphne Planning Commission, seven members were present. The motion carried for an **unanimous favorable recommendation** to the City Council of the annexation of the subject property of the Property at Blakely River, L.L.C., Russell Steiner, as R-1, Low Density Single Family Residential, City of Daphne.

Attached please find the appropriate documentation and action of the Daphne Planning Commission.

Upon receipt of said documentation, please prepare an ordinance for placement on the City Council agenda to set a public hearing.

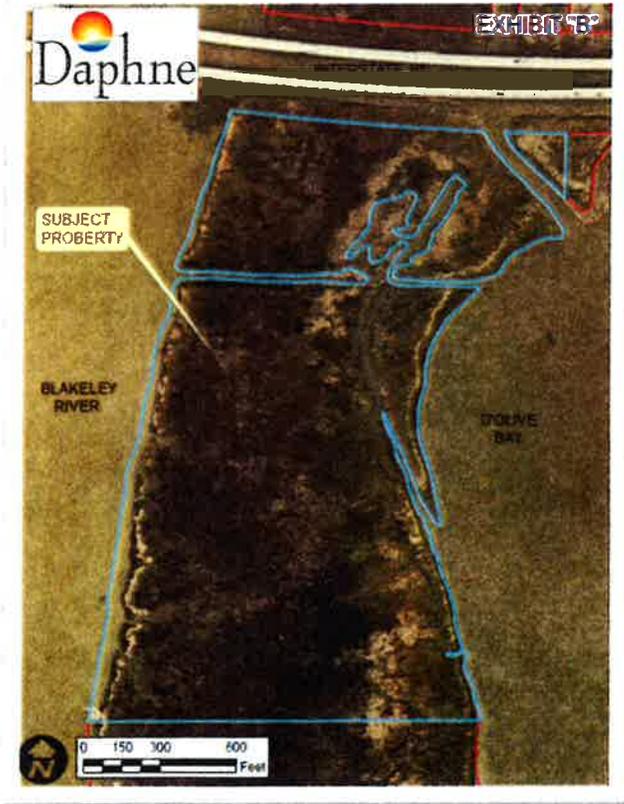
Thank you,
ADJ/jv

cc: file

attachment(s)

1. Petition for Annexation
2. Legal Description
3. Boundary Survey
4. Community Development Report

PLANNING COMMISSION
ANNEXATION REVIEW
STEINER PROPERTIES, LLC.



**COMMUNITY DEVELOPMENT
ANNEXATION REQUEST**

**Steiner Properties LLC
67 acres
I-10 Blakely River**

EXCERPT FROM ARTICLE 23-1 PROCEDURE [FOR ANNEXATION REQUESTS]

The application shall be reviewed by the Planning Commission at its next regular meeting and said Commission shall have thirty (30) calendar days from said regular meeting within which to submit a recommendation to the City Council. If the Commission fails to submit a recommendation to the City Council within the thirty (30) calendar day period, it shall be deemed to have approved the proposed amendment...Before enacting any amendment to this Ordinance, a public hearing thereon shall be held by the City Council with proper notice as required by law. Said public hearing shall be held at the earliest possible time to consider the proposed annexation, and the Council shall take action on said proposed annexation within forty-five (45) calendar days from the date of the public hearing except in the case where the tentative action is not in accordance with the Planning Commission's certified recommendation.

23-2 PROCEDURE FOR ZONING NEWLY ANNEXED LAND

Any land annexed to the City of Daphne hereafter shall be classified as an R-1, Low Density Single Family Residential District unless otherwise recommended by the Planning Commission through the zoning amendment procedure provided in *Article 22-1, Zoning Amendment Procedures*. In such case, City Council may consider, after due process of publication and hearing as required by law, specific applications to zone newly annexed land into one or more existing or proposed new zoning classifications recommended by the Planning Commission.

REQUEST

The applicant has submitted a petition to annex 67 acres of land located into the corporate limits of Daphne as R-1 zoned land.

RECOMMENDATION

The Comprehensive Plan encourages expansion and annexation of land contiguous to the existing corporate limits. The Baldwin County Revenue Commission's Office has performed research and determined that land described in Annexation Ordinance 1993-04 was improperly mapped. Baldwin County and the City of Daphne have updated their respective annexation records to properly show that this land is in Daphne's corporate limits. Staff recommends the annexation of the subject property into the City of Daphne.

**PETITION FOR ANNEXATION OF CERTAIN PROPERTY
INTO THE CORPORATE LIMITS OF THE MUNICIPALITY
OF THE CITY OF DAPHNE, ALABAMA**

(The Property at Blakely River, L.L.C.)

The undersigned corporation, The Property @ Blakely River, L.L.C., files this petition with the Clerk of the City of Daphne requesting the property hereafter described, commonly referred to as, The Property @ Blakely River, L.L.C., to be annexed into the City of Daphne, a municipal corporation incorporated under the laws of the State of Alabama, and submits the following in support of the petition:

1. **Description of Property:** The description of the property which the petitioner requests to be annexed into the City of Daphne is described in **Exhibit "A"** attached hereto and made a part of this petition as fully set out herein (**the "Property"**).

2. **Map of Property:** Attached hereto as **Exhibit "B"** and made a part of this petition, is a map of the property showing its relationship to the corporate limits of the municipality of the City of Daphne.

3. **Owner:** The petitioner, The Property @ Blakely River, L.L.C., is the owner of the property hereby sought to be annexed into the corporate limits of the City of Daphne.

4. **Specific Conditions:** This petition is conditioned upon the adoption of an ordinance, which shall include specifically the conditions requested below upon annexing the said property into the corporate limits of the City of Daphne.

Requested zoning, if other than R-1:

Any other conditions which may apply upon annexation:

5. Code: This Petition is filed pursuant to the provisions of Article 21, Chapter 42, Title 11, Code of Alabama, 1975, as amended.

DATED this 28 day of September 2015

Respectfully submitted,

The Property at Blakely River LLC
Name of Corporation

By: Russell T. Steiner
Its: Managing Member

STATE OF ALABAMA
COUNTY OF BALDWIN

I, Dawn E. Biggs, the undersigned Notary Public in and for said county and state, hereby certify that Russell T. Steiner whose name as Managing Member of The Property at Blakely River LLC an Alabama corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, he/she as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 28 day of September 2015.

Dawn E. Biggs
NOTARY PUBLIC

My commission expires: _____



Corporation's Address

PO Box 609
Bayou La Pate 36509

ADDITIONAL INFORMATION

We, the undersigned, constituting all of the owners of the described real property do hereby execute and file this written petition asking and requesting that our property be annexed into the corporate limits of the City of Daphne, Alabama, under the authority of Section 11-42-20 through 11-42-24, Code of Alabama 1975. Initials: AC

We further certify that said property is contiguous to the city limits of Daphne, Alabama. A map and written legal description of said property is hereto attached. Initials: AC

We certify that the property is a single or multiple parcels under single or multiple ownership. Circle appropriate response: Initials: AC

We certify that we fully understand that upon annexation, the subject property shall be subject to all laws and codes administered by the City of Daphne, including, but not limited to, the zoning code, the subdivision regulations and the municipal code of the City of Daphne. Initials: _____

SELECT ONE OF THE FOLLOWING OPTIONS

Option# 1: We do hereby request pre-zoning of the subject property to the following zoning classification(s): _____, and certify that a petition for rezoning, associated fees and documents have been submitted prior to or concurrently with this petition. Initials: _____

Or

Option# 2: We do hereby certify that we understand fully that upon annexation the subject property will be zoned R-1, Low Density Single Family Residential. Initials: AC

We do hereby request that the Planning Commission and City Council give such notice, hold such hearing and adopt such ordinance and do all such things or acts as is required by law so that the corporate limits of the City of Daphne, Alabama shall be rearranged so as to include such territory.

IN WITNESS WHEREOF, we have hereunto subscribed our names this, the 30th day of September 2015

Legal Description Attached (Exhibit A)? yes Map or Survey Attached (Exhibit B)? yes
Recorded Subdivision Plat OR Preliminary/Final Subdivision plat approved by Planning Commission Attached (Exhibit C)? no Acreage n/a
Subdivision Name n/a Lot Number(s) _____

Names and Signature of ALL property owners OR principle of corporation's designee:

Signature: Ashley Campbell Signature: _____

Printed Name: Ashley Campbell Printed Name: _____
Environmental Programs mgr.

Mailing Address: PO Box 400 Mailing Address: _____
Daphne al 36526

STEINER, RUSSELL T – LAND DONATION

LEGAL DESCRIPTION - EXHIBIT "A":

PARCEL:

ALL THAT LAND DESCRIBED BY BALDWIN COUNTY TAX MAPS AS PARCEL IDENTIFICATION NUMBER (PID): 05-31-07-36-0-000-001.000, PROPERTY IDENTIFICATION NUMBER (PPIN) 046012, 67 ACRES, MORE OR LESS, AND LYING WITHIN SECTION 24, TOWNSHIP 4 SOUTH, RANGE 1 EAST, BALDWIN COUNTY, ALABAMA, MORE SPECIFICALLY DESCRIBED AS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 31, TOWNSHIP 4 SOUTH, AT THE DIVISION OF RANGE 1 AND 2 EAST (THE POINT OF COMMENCEMENT); THENCE RUN WESTERLY ALONG THE SOUTH MARGIN OF THE INTERSTATE 10 RIGHT-OF-WAY ±1360 FEET TO THE POINT OF BEGINNING (P.O.B.); THENCE RUN WESTERLY ALONG THE SOUTH MARGIN OF THE INTERSTATE 10 RIGHT-OF-WAY ±1320 FEET TO A POINT; THENCE RUN SOUTHWARDLY ALONG THE SHORELINE MARGIN OF THE BLAKELEY RIVER ±3850 FEET TO A POINT; THENCE RUN EAST ±1545 FEET TO A POINT; THENCE RUN NORTH AND EASTWARDLY (MEANDERING) ALONG THE SHORELINE MARGIN OF D'OLIVE BAY TO A POINT; THENCE RUN NORTHERLY ±410 FEET TO THE POINT OF BEGINNING, CONTAINING 67 ACRES, MORE OR LESS, AND LYING WITHIN SECTION 24, TOWNSHIP 4 SOUTH, RANGE 1 EAST, BALDWIN COUNTY, ALABAMA

INTERSTATE 10

SUBJECT
PROPERTY

BLAKELEY
RIVER

D'OLIVE
BAY



ORDINANCE NO. 2015-

**FOR THE ANNEXATION OF CERTAIN PROPERTY INTO THE CORPORATE
LIMITS
OF THE MUNICIPALITY OF THE CITY OF DAPHNE, ALABAMA**

Russell Steiner
Property Located Southeast of Interstate 10 and Blakely River
(67 Acres More or Less)

**BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF DAPHNE,
ALABAMA, AS FOLLOWS:**

WHEREAS, on the 28th day of September, 2015, the owner of all real property hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed into and become part of the City of Daphne, Alabama; and

WHEREAS, said petition did contain the signatures of all owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Daphne, Alabama; and

WHEREAS, all of such property is located and contained within an area contiguous to the corporate limits of the City of Daphne, Alabama and does not lie within the corporate limits or police jurisdiction of any other municipality; and,

WHEREAS, said petition contains an accurate description of the property or territory proposed to be annexed together with a map of said property showing its relationship to the corporate limits of the City of Daphne; and,

WHEREAS, said petition was presented to the Planning Commission of the City of Daphne at a special called meeting on November 5, 2015 and the Commission set forth an unanimous favorable recommendation for the City Council to consider said request for annexation, and said property shall be zoned as follows: R-1, Low Density Single Family Residential District; and,

WHEREAS, after proper publication, a public hearing was held by the City Council on December 21, 2015 concerning the petition for annexation; and,

WHEREAS, the City Council of the City of Daphne, Alabama has determined that it is in the best interest of said City that the property described in Section 2 hereof be annexed to the corporate limits of the City of Daphne, and that all the requirements of Sections 11-42-21 through 11-42-24, Code of Alabama, 1975, as amended have been complied with by said Petitioner.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
DAPHNE, ALABAMA, as follows:**

SECTION 1: CONSENT TO ANNEXATION.

The City Council of the City of Daphne, Alabama finds that and declares as the legislative body of the City of Daphne, Alabama that it is in the best interest of the citizens of the City of Daphne, Alabama and the citizens of the affected area, to bring the territory described in Section Two of this Ordinance into the City of Daphne, Alabama, and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, et seq., Code of Alabama, 1975; effective on publication as required by Section 11-42-21, Code of Alabama 1975, as amended.

SECTION 2: DESCRIPTION OF THE PROPERTY.

The boundary lines of the City of Daphne, Alabama, be, and the same are hereby altered or rearranged so as to include all the territory hereto before encompassed by the corporate limits of the City of Daphne, Alabama and in addition thereto the following described property, to-wit:

“Exhibit A”

LEGAL DESCRIPTION:

PARCEL:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 31, TOWNSHIP 4 SOUTH, AT THE DIVISION OF RANGE 1 AND 2 EAST (THE POINT OF COMMENCEMENT); THENCE RUN WESTERLY ALONG THE SOUTH MARGIN OF THE INTERSTATE 10 RIGHT-OF-WAY ±1360 FEET TO THE POINT OF BEGINNING (P.O.B.); THENCE RUN WESTERLY ALONG THE SOUTH MARGIN OF THE INTERSTATE 10 RIGHT-OF-WAY ±1320 FEET TO A POINT; THENCE RUN SOUTHWARDLY ALONG THE SHORELINE MARGIN OF THE BLAKELEY RIVER ±3850 FEET TO A POINT; THENCE RUN EAST ±1545 FEET TO A POINT; THENCE RUN NORTH AND EASTWARDLY (MEANDERING) ALONG THE SHORELINE MARGIN OF D’OLIVE BAY TO A POINT; THENCE RUN NORTHERLY ±410 FEET TO THE POINT OF BEGINNING, CONTAINING 67 ACRES, MORE OR LESS, AND LYING WITHIN SECTION 24, TOWNSHIP 4 SOUTH, RANGE 1 EAST, BALDWIN COUNTY, ALABAMA

SECTION 3: MAP OF PROPERTY.

The property hereby annexed into the City of Daphne, Alabama is set forth and described in Exhibit “A” and attached hereto a map of the property (*Exhibit “B”*) showing its relationship to the corporate limits of the municipality of the City of Daphne and made a part of this ordinance.

SECTION 4: PUBLICATION.

This Ordinance shall be published as required by Section 11-42-21, Code of Alabama, 1975, as amended, and the property described herein shall be annexed to the corporate limits of the City of Daphne, Alabama, upon such publication.

SECTION 5: PROBATE COURT.

A description of the property described in this Ordinance shall be filed in the Office of the Judge of Probate of Baldwin County, Alabama, as required by Section 11-42-21, Code of Alabama, 1975, as amended.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA on this ____ day of _____, 2015.

Dane Haygood
Mayor

ATTEST:

Rebecca A. Hayes
City Clerk

EXHIBIT "A"

LEGAL DESCRIPTION:

PARCEL:

ALL THAT LAND DESCRIBED BY BALDWIN COUNTY TAX MAPS AS PARCEL IDENTIFICATION NUMBER (PID): 05-31-07-36-0-000-001.000, PROPERTY IDENTIFICATION NUMBER (PPIN) 046012, 67 ACRES, MORE OR LESS, AND LYING WITHIN SECTION 24, TOWNSHIP 4 SOUTH, RANGE 1 EAST, BALDWIN COUNTY, ALABAMA, MORE SPECIFICALLY DESCRIBED AS:

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INTERSTATE 10

SUBJECT
PROBERTY

BLAKELEY
RIVER

D'OLIVE
BAY



**CITY OF DAPHNE
FINANCE COMMITTEE MINUTES
DECEMBER 14, 2015
4:30 P.M.**

I. CALL TO ORDER/ROLL CALL

The meeting was called to order at 4:30 p.m. Present were Chairman Randy Fry, Councilwoman Mrs. Conaway, Councilwoman Angie Phillips, Councilman Ron Scott, Councilman Pat Rudicell, Councilman John Lake, Councilman Robin LeJeune, Finance Director Kelli Kichler, Senior Accountant Suz anne Henson, Human Resource Director Vickie Hinman, Revenue Officer Jamie Smith, Mayor Dane Haygood and City Attorney Kevin Boucher.

Also in attendance were, Public Works Director Richard Johnson, Civic Center Director Margaret Thigpen, Recreation Director David McKelroy, City Clerk Rebecca Hayes, Community Development Director Adrienne Jones, Environmental Program Manager Ashley Campbell, Public Works Deputy Director William Eringman, and Mr. Larry Cooke, BZA.

I. PUBLIC PARTICIPATION

A. Britton Bonner, Adams & Reese LLP – Grant Update

Mr. Britton Bonner reviewed the status of new federal grants that will be available. Mr. Bonner discussed the GOMESA (Gulf of Mexico Energy Security Act of 2006) which is offshore revenues that are split with the State, Baldwin County and Mobile County (*grant relates to "Hurricane protection" so monies could be used for 13 interchange*). Mr. Bonner also discussed the I-10 Bridge grant project and noted the transportation bill was passed and there may be some new grant pathways in that legislation. Mr. Rudicell asked about receiving a report for monitoring project cost. Ms. Kichler stated she can prepare a summary report for all grants and she could include this report in the Finance Committee packet for future meetings.

Discussion was made on the CDBG Sewer Grant that was not awarded to the City this last year. Mr. Bonner and Ms. Stallman agreed that the City could move forward with the Sewer installation bid. Mayor Haygood discussed a potential grant becoming available the first quarter of 2016 and noted he had approved the advertisement to move forward with the bid. Ms. Stallman stated she would like to re-apply next year for the hookups for the areas that are eligible for the CDBG Grant. Ms. Cara Stallman, Grant Management LLC discussed the reason the grant was not awarded was due to private property related issues and noted the City is working to resolve those issues and once these are resolved the City could re-apply.

II. BUSINESS LICENSE REPORT

1. Report: New Business Licenses – November, 2015

The Business Licenses Report was included in the packet. Total business license issued YTD is 4,591 - up 312 from last year

68 - Total Business License issued in November 2015 - up 9 from November 2014 (59 licenses issued).

16 - Renewals

48 - New businesses with **4 of those having a physical location in Daphne** and

4 - Prior year licenses.

Mrs. Smith noted that the Code Enforcement Officer issued 22 warnings, resulting in businesses becoming compliant and \$2,584.49 in revenue for November 2015. Mr. Scott asked if the business license report could include the number of employees a business employs on the business license report. Mrs. Smith stated that is not a question on the current business license form and noted the 2016 forms had already been printed. Mrs. Smith reviewed the Delinquency report.

III. HUMAN RESOURCES BUSINESS

A. Update on Human Resources Department Activity

Mrs. Vickie Hinman reviewed the Human Resource Report including open position status.

Positions

Planner (Community Development)
Police Dispatcher (2)
Public Works Supervisor (Grounds)
Code Enforcement Officer
Executive Assistant
Sr. HR Specialist
Assistant City Clerk

Status

DOH: 12/3/2015
Pre-employment process
Pre-employment process
Reviewing Applications
Reviewing Applications
Supplemental Questionnaires mailed
Posting Closes December 15, 2015

Mrs. Hinman reviewed the open positions listed above. Mrs. Hinman noted that the next Safety committee meeting is December 16 @ 10:00 a.m. and she reviewed the upcoming HR projects/meetings: Long Term Disability Roll-Out for employees (Dec. 15, 16, 17) & ACA Compliance Preparation. Mrs. Hinman noted that meeting sessions would be held for all employees for the registration/setup for Life and Long Term Disability benefits. Mrs. Hinman reviewed the City's Overtime report for the first quarter of FY2016 noting that she had broken the report out by division as requested. Discussion continued on the overtime report and discussing employee insurance benefits at the February or March Finance Committee meeting.

IV. CURRENT BUSINESS

A. Approve previous months minutes

The previous minutes were approved.

B. Financial Reports

1. Treasurer's Report: November, 2015

Mrs. Henson reviewed the Treasurer's Report and noted:

- Total Unrestricted Funds - \$ 10,771,967
- Increase from Last Year's Unrestricted Funds – \$1,195,759
- Total Restricted Funds - \$8,841,457
- Total City Funds - \$ 19,613,424
- # of months of Unrestricted cash to cover monthly operating Expenses & Debt Service – 4.9 months compared to the previous year - 4.3 months

Included in the packet are graphs that show that show the balance has increased from the previous year. Discussion was made that the Concession Stand fund was closed. Ms. Kichler noted this fund has ended with a negative balance for the last two years. Mr. McKelroy and Mr. LeJeune discussed that some of the sports organizations using the fields are operating the concession stands as a fund raiser and they maintain their own inventory. Mrs. Henson reviewed the Encumbrance report as of 9/30/15 - \$200,121. Mrs. Henson noted some of the encumbrances had been spent but the report was presented through 9/30/15 to correspond with the other 9/30/15 Financial reports. (*Encumbrances balance through 11/30/15 - \$184,099 – see bottom of Treasurer's Report*).

The Treasurer's Report as of November, 2015 Total Unrestricted Funds - \$10,771,967 and Total City Funds - \$19,613,424 was presented to be filed for audit.

2. Sales and Use Taxes: October, 2015

Mrs. Henson reviewed the Sales & Use Tax Reports and Graphs: \$1,154,933 was collected for October 2015:

- YTD Variance over Budget - \$ 63,879
- Percent change from last year's collections - +5.9%

3. Lodging Tax Collections, October, 2015

Mrs. Henson reviewed the Lodging Tax Collections Report and noted the collections for October 2015 were \$82,326 which is up \$7,745 from October's 2014's collections of \$ 74,582 .

- YTD Variance over Budget: \$5,831
- Percentage change YTD from last year's collections: + 9.4 %

4. Lodging Tax Fund : Statement of Rev over Exp, November, 2015

Mrs. Henson reviewed the Lodging Tax Statement of Revenues over Expenditure report for November, 2015.

Mrs. Henson noted the following balances:

- Unreserved balance for Bayfront related purchases - \$ 2,094,692
- Recreation related purchases - \$ 831,299

5. Correction/Court Fund Report, October, 2015

Mrs. Henson reviewed the Correction/ Court Fund Report and reported that no transfers were required for October from the court portion of the fund to the corrections for the purchase of inmate meals.

- Court balance - \$188,647
- Corrections balance - \$ 1,482

6. General Fund Budgetary Comparison Schedule, September 2015

7. General Fund Balance Sheet, September 2015

8. General Fund Statement of Rev Over Exp, September 2015

9. Debt Service Fund Statement of Rev Over Exp, September 2015

10. Debt Service Summary Activity for General Fund through September 2015

11. Debt Service Summary Activity for Enterprise Funds through September 2015

12. Agency Funds Combining Statement of Assets & Liabilities, September 2015

13. Special Revenue Funds Balance Sheet, September, 2015

14. Special Revenue Funds Rev, Exp&Changes in Fund Balance, September 2015

15. Capital Projects Funds Balance Sheet, September 2015

16. Capital Projects Funds Statement of Rev Over Exp, September 2015

17. Enterprise Funds Statement of Net Position, September, 2015

18. Enterprise Funds Stmt of Rev, Exp, & Changes in Net Position, September 2015

General Fund

Ms. Kichler reviewed the financial reports for the General Fund. Ms. Kichler noted the net change in the General Fund balance was \$1,102,150. Ms. Kichler noted this balance is added to the Reserves. Discussion continued on the timing difference for Ad Valorem monies received from Baldwin County compared to last year. Ms. Kichler explained we can only accrue checks received through 30th of November. Ms. Kichler noted the majority of the net change in General Fund is from vacancies in personnel positions and she referenced the totals on the Budgetary Comparison Schedule for the General Fund.

Debt Service Fund

Ms. Kichler noted there was no change in debt service payments and debt maturity dates as of 9/30/15 from last month's report. Ms. Kichler stated that \$2,354,669 (*principle*) and \$1,594,162 (*interest*) was paid in debt payments in FY2015 and the balance of debt is \$36,619,636 (excluding Capital Leases - \$581,574 + Enterprise Fund - \$415,880).

Agency & Special Revenue Funds

Ms. Kichler reviewed the Agency and Special Revenue fund balances. Ms. Kichler noted that as of 9/30/15 the FEMA Rain Event projects \$685,893.

Capital Projects Funds

Ms. Kichler reviewed the Capital projects funds and noted the Capital Reserve Fund balance as of 9/30/15 is \$1,676,348. Ms. Kichler reviewed Capital fund receivables: ATRIP, Lake Forest Phase III - \$332,532, ATRIP, Lake Forest Phase IV - \$277,352, and Sewer Assessments, Hwy 90 - \$805,267. Ms. Kichler stated the Sewer assessments are scheduled to be paid in full in 2019 and noted that one entity owns and owes approximates 85% of this debt. Ms. Kichler noted the next sewer bills will go out January 2016.

Enterprise Funds

Ms. Kichler reviewed the Enterprise fund reports with YTD losses as follows:

- Solid Waste (*Garbage & Recycling*) – (\$739,245)
- Civic Center – (\$294,125)
- Bayfront – (\$142,256)

19. Bills Paid Reports – November, 2015

The Bills Paid Report was presented in the packet.

C. Appropriation Request: *(Ordinance)*

1. Civic Center Roof Drain Repair - \$21,005

Mr. Fry stated this request for an appropriation to repair the roof drains at the Civic Center was forwarded from the Buildings and Property Committee. Mrs. Thigpen noted these drains are 17 years old.

MOTION BY Mr. Lake to recommend to Council to adopt the Ordinance amending the budget to appropriate \$21,005 from the General Fund for repair of the Civic Center roof drains . Seconded by Mr. Scott. Motion carried.

2. Tiawasee Creek Stream Restoration Project: ADEM 319 Grant – City match for Boardwalks & Sidewalks - \$91,845

Mrs. Campbell reviewed the project and stated that the response from ADEM on using grant monies for the sidewalks and boardwalks would not be allowed since they were a “New” addition and not a restoration or replacement. Mrs. Campbell noted that the sidewalks/boardwalks have been a part of the City’s plan and that they would connect the school property to Trione Park. Mrs. Campbell discussed water retention solution for the property and a potential property purchase option.

MOTION BY Mr. Scott to adopt an ordinance amending the budget to appropriate \$91,845 out of the General Fund for the City match for construction of Boardwalks & Sidewalks in the Tiawasee Creek Stream Restoration Projects: ADEM 319 Grant. Seconded by Mrs. Conaway. Motion carried.

3. Canterbury / Old Pump Plant & Palmetto Court – NRCS / EWP – Additional Appropriation - \$132,230

- Bid: 2016-C-PALMETTO COURT *(approved @ 12-7-15 Council Meeting)*
- Bid: 2016-D-CANTEBURY & Old Pump Plant *(approved @ 12-7-15 Council Meeting)*

Mr. Eringman reviewed the projects. Mr. Johnson discussed changes NRCS has made from the initial commitment on these projects. Discussion continued that this was one of the five (5) Emergency Watershed Projects (EWP) in this group and other than the project near Wacky Shrimp which will be done in-house these were the last of the EWP projects to be completed. Discussion was made that this project exceeded original *estimates* (original City Match - \$21,757 – Ordinance 2015-20) and therefore additional monies (additional City match- \$132,230) need to be appropriated.

MOTION BY Mr. Lake to recommend to Council to adopt the Ordinance amending the budget to appropriate \$132,230 from General Fund for the Canterbury / Old Pump Plan & Palmetto Court NRCS projects . Seconded by Mr. Rudicell . Motion carried.

4. Gator Alley Improvements Additional Appropriation - \$355,762

Mr. Johnson reviewed the Gator Alley Improvement project. Mr. Johnson stated this would be a “turnkey” project and discussed what an asset this location is for the City of Daphne. Mr. Johnson stated this project began a couple years ago and the cost have increased in that time. Discussion continued that this was also a project that exceeded the original estimate (original City Match - \$92,856 – Ordinance 2013-59) and therefore additional monies (additional City match-\$355,762) need to be appropriated.

MOTION BY Mr. Scott to recommend to Council to adopt the Ordinance amending the budget to appropriate \$355,762 from Lodging Tax Fund for the City’s match for the Gator Alley Improvements . Seconded by Mrs. Conaway. Motion carried.

5. Grant Proposal Writing, Consulting, and Management Services, Grant Management LLC - \$17,000

Ms. Cara Stallman, Grant Management, LLC presented a management plan to the City in order to expand their grant services. Ms. Stallman noted the proposal is for grant consulting/services for all City grants for an annual fee of \$42,000. Ms. Stallman stated this first year the balance owed would be \$17,000 since Grant Management LLC currently has a grant contract with the City for the Tiawasee Creek Stream Restoration project in the amount of \$25,000. Mrs. Campbell, Mr. Johnson, and Ms. Kichler all spoke in favor of entering into a contract with Grant Management LLC for grant services.

MOTION BY Mr. Scott to recommend to Council to adopt the Ordinance amending the budget to appropriate \$17,000 from General Fund for Grant Proposal Writing, Consulting, and Management Services. Seconded by Mr. Conaway. Motion carried.

D. Bids: (Resolution)

1. 2016-B-GATOR ALLEY IMPROVEMENTS

Mr. Johnson and Mr. Perry Jinright, III, Jade Consulting recommending the award to the low bidder, Blade Construction, LLC in the amount of \$588,267.40.

MOTION BY Mr. Scott to recommend to Council to award the bid 2016-B-GATOR ALLEY IMPROVEMENTS in the amount of \$588,267.40 as bid to Blade Construction, LLC. Seconded by Mrs. Conaway. Motion carried.

2. 2016-E-PARKS CHEMICALS

Mr. McKelroy recommended the bid be awarded to SiteOne Landscape Supply. Mrs. Henson noted that the previous year's contract was held by John Deere Landscapes, Inc. and SiteOne Landscape Supply purchased the company. Mrs. Henson stated Parks Chemical bid is an annual bid. Mrs. Henson noted the handout of the bid minutes showed comparable items, cost were removed if one or the other vendors did not bid on the item or the product was not the same. Discussion was made that the other vendor did not bid on several of the fertilizers and their company does sell fertilizer.

MOTION BY Mr. LeJeune to recommend to Council to award the 2016-E-PARKS CHEMICALS for unit cost as bid. Seconded by Mrs. Phillips.. Motion carried.

E. Bayfront property purchase (forwarded from B&P Meeting)

Mr. Fry stated there was discussion of purchasing some Bayfront property. Discussion continued on getting an appraisal on the property.

F. Fence at Lott Park

Mrs. Conaway stated that putting a fence between Lott Park and Little Bethel Baptist Church was discussed at the last Buildings & Property Meeting. Mr. Johnson stated that the graveyard at the church needed some maintenance work done and some clearing of trees. Mr. Johnson noted that some of the areas were unsafe and a fence at Lott Park would benefit both properties for safety purposes. Mrs. Conaway stated that the Downtown Redevelopment Association (DRA) might assist the church with the cost to place matching fence across the front of the church graveyard area. Discussion continued that if the church had the trees and brush cleared and placed on the Right of Way the City could pick it up. Mr. Johnson stated he had received one quote for the fence and was waiting two others. Discussion continued that this item could be brought back to the Finance Committee once all quotes were received.

V. OLD BUSINESS

A. Mayday Boat Ramp update – Mrs. Ashley Campbell

Mrs. Campbell presented cost associated with the Mayday Boat ramp. Mrs. Campbell reviewed the attorney's fees over the last three years and Public Works annual maintenance cost. Mrs. Campbell presented two options: Option #1 – Keep the boat ramp at an estimated cost of \$71,745 + legal cost. Discussion was made concerning ongoing civil issues with northern property owners and the cost to maintain for the next 20 years. And Option #2 – Remove the ramp – which would include reimbursing the Department of Conservation and Natural Resources - \$189,279.14 (20 years remaining on a 25 year lease). Mr. Fry stated this information would be evaluated and discussed at a future meeting.

VI. ADJOURN The meeting adjourned at 6:24 p.m.

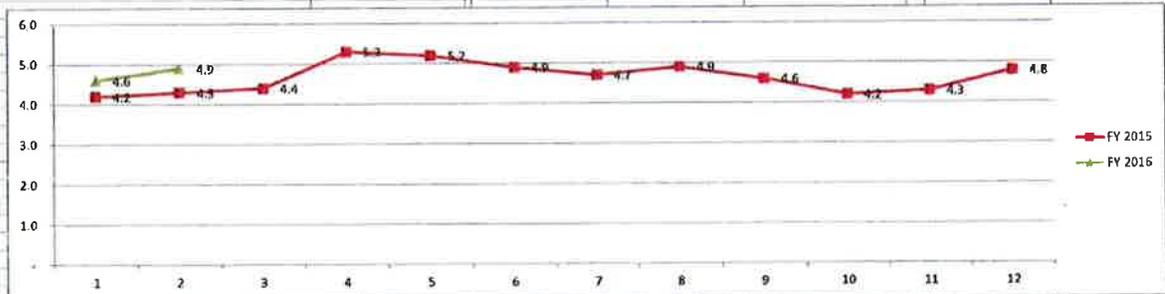
TREASURER'S REPORT

As of November 30, 2015

Account Type/Title	Bank / Brokerage	11/30/2015	10/30/2015	Increase (Decrease) from last Month	Balance Last Year 11/30/2014	Increase (Decrease) from Last Year
GENERAL FUND & ENTERPRISE FUNDS	Compass Bank1	\$ 5,360,006	\$ 4,780,335	\$ 579,671	\$ 4,294,488	\$ 1,065,518
INVESTMENT FUND	Raymond James	5,320,574	5,343,812	(23,238)	\$ 5,186,737	\$ 133,837
CREDIT CARD ACCOUNT	Compass Bank3	484	500	(16)	\$ -	\$ 484
MUNICIPAL COURT	Compass Bank2	90,903	103,641	(12,738)	\$ 94,983	\$ (4,080)
Total Unrestricted Funds		10,771,956.98	10,228,288	543,679	\$ 9,578,208	\$ 1,195,759
SPECIAL REVENUE FUNDS						
MUNICIPAL COURT	Compass Bank1	33,300	16,175	17,125	7,739	25,561
SELF INSURANCE	Compass Bank1	75,891	84,508	(8,617)	76,362	(471)
FLEX SPENDING	Compass Bank1	(5,849)	(556)	(5,293)	10,577	(16,426)
4 CENT GAS TAX	PNC Bank1	163,821	159,680	4,241	108,705	54,216
7 CENT GAS TAX	PNC Bank2	450,851	463,757	(12,906)	397,947	52,904
TREE & FLOWER	Compass Bank1	16,866	16,866	0	17,200	(534)
SAIL SITE	PNC3/Compass1	(356)	812	(1,168)	(999)	643
NON-MAJOR STORMS	Compass Bank1	(752,178)	(894,024)	141,846	(582,706)	(189,472)
BP OIL SPILL	Compass Bank1	426,768	426,768	0	426,768	0
FEDERAL DRUG FORFEITURES	Compass Bank1	242,263	242,128	135	14,449	227,814
LOCAL DRUG FORFEITURES	Compass Bank1	23,547	23,503	44	22,999	548
LIBRARY	Compass Bank1	7,643	6,398	1,245	(17,695)	25,338
CONCESSION STAND	Compass Bank1	-	-	-	(3,434)	3,434
COURT TRAINING & EQUIPMENT	Compass Bank2	34,095	33,421	674	28,003	6,092
COURT JUDICIAL ADMINISTRATIVE	Compass Bank2	138,173	133,264	4,909	91,425	46,748
COURT CORRECTION	Compass Bank2	192,887	187,187	5,700	175,868	17,019
LODGING TAX	Compass Bank1	2,860,403	2,822,759	37,644	2,243,061	617,342
		3,908,024	3,722,446	185,578	3,037,269	870,755
CAPITAL PROJECT FUNDS						
CAPITAL RESERVE	Wells Fargo Bank1	1,565,005	1,342,117	222,888	1,184,279	380,726
2012 CONSTRUCTION	Regions Bank	-	-	-	477,323	(477,323)
2014 CAPITAL IMPROVEMENTS	Compass Bank	782,290	782,272	18	782,116	174
		2,347,295	2,124,389	222,907	2,443,718	(96,422)
DEBT SERVICE FUNDS						
DEBT SERVICE	Wells Fargo Bank2	2,586,138	2,377,967	208,171	2,466,754	119,384
Total Restricted Funds		8,841,457	8,224,802	616,655	7,947,741	893,716
Total City Funds		\$ 19,613,424	\$ 18,453,090	\$ 1,160,334	\$ 17,523,949	\$ 2,089,475

of Months of UNRESTRICTED Cash to cover monthly Operating Expenses & Debt Service

4.3 4.6 4.3



Encumbrances FY 05 - FY 14: \$184,099 (as of 11/30/15)

1003-280281

Reserve for Encumbrances

9/30/2015	FY 05	30,000.00	Civic Center: Electronic Signage
FY 2010		5,012.18	Upgrading City Hall Telecommunications
FY 2013		24,756.48	Recreation-Senior Center flooring
FY 2014		13,446.70	Library mold remediation/Bldg. repairs (Ord. 2014-13)
FY 2015		2,418.00	IT Training-VEAM Conference-Compass Bk Visa (PO1502000)
		2,520.00	MS4-Water Sampling - Test America (PO1501843)
		14,062.50	MS4-Grant Management -Ordinance 2015-05. CIAP/NFWF Grant
		15,000.00	MS4-Grant Management -Ordinance 2015-42. CIAP/NFWF Grant
		3,275.00	Finance-Fixed Asset Conversion-Tyler Technologies (PO1502084 & 2172)
		7,020.00	Legislative-Redistricting -Carey Technologies-Ordinance 2015-28
		10,285.00	Fire-Grant Expenditure-Sunbelt Fire -Ordinance 2015-31
		4,000.00	Recreation-Tables for Sr. Ctr -GCOP (PO1502167)
		30,000.00	Executive-Welcome Signs-City of Daphne - FY15 Capital Budget
		32,700.00	Various-Fiber- FY15 Capital Budget
		<u>5,625.00</u>	Code Enforcement-Veh/Eq. Lease pymt - FY15 Capital Budget
		126,905.50	
Total		200,120.86	

SALES & USE TAXES

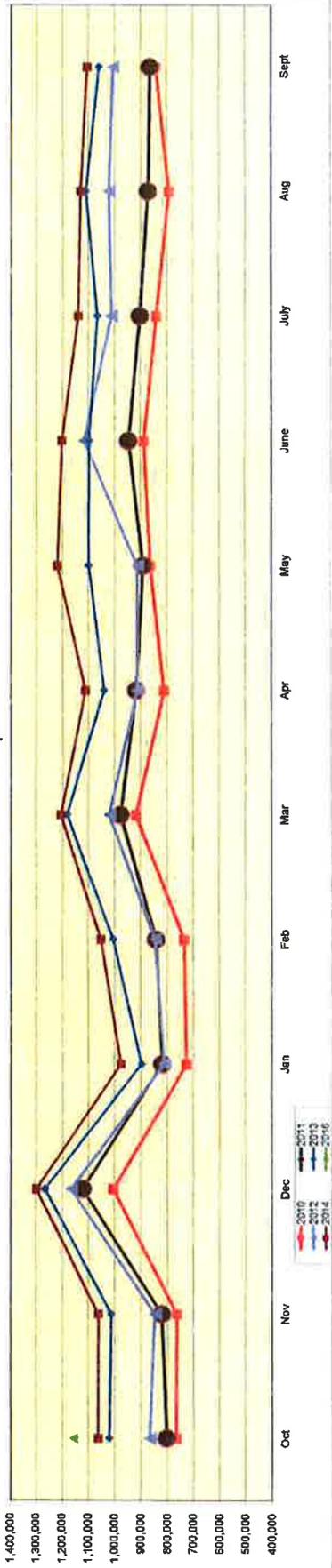
*Adjusted to accrued collections

ACTUAL COLLECTIONS										FY 2016 BUDGET vs ACTUAL											
	7/8 Year									Monthly Variance	YTD Variance	% of Budget									
	2012	2013	2014	2015	2016	Sparklines							Budget								
October	864,727.27	1,019,065.37	1,062,861.14	1,073,290.88	1,154,933.34	October	November	December	January	February	March	April	May	June	July	August	September	1,091,054	63,879.34	63,879.34	5.9%
November	845,342.45	1,011,813.96	1,061,121.86	1,092,951.96														1,111,050			
December	1,165,135.62	1,266,051.50	1,299,075.20	1,312,012.89														1,333,727			
January	809,785.59	895,717.19	974,224.69	1,023,171.34														1,040,105			
February	845,101.34	1,004,349.50	1,051,602.29	1,056,996.02														1,074,489			
March	1,018,721.43	1,181,007.55	1,205,342.67	1,256,397.38														1,277,191			
April	911,438.60	1,039,769.87	1,110,085.05	1,144,698.61														1,163,643			
May	911,839.30	1,098,548.05	1,218,956.40	1,198,226.99														1,218,058			
June	1,114,149.53	1,097,507.32	1,202,126.66	1,252,030.17														1,272,751			
July	1,010,193.08	1,065,215.02	1,139,120.72	1,222,993.95														1,160,473			
August	1,021,287.76	1,110,126.44	1,129,463.17	1,148,890.48														1,148,176			
September	1,004,661.04	1,058,958.43	1,104,411.74	1,138,473.73														1,122,690			
Totals	11,522,363.01	12,848,130.20	13,558,411.59	13,920,144.40	1,154,933.34													14,013,407	63,879.34	14,013,407	5.9%

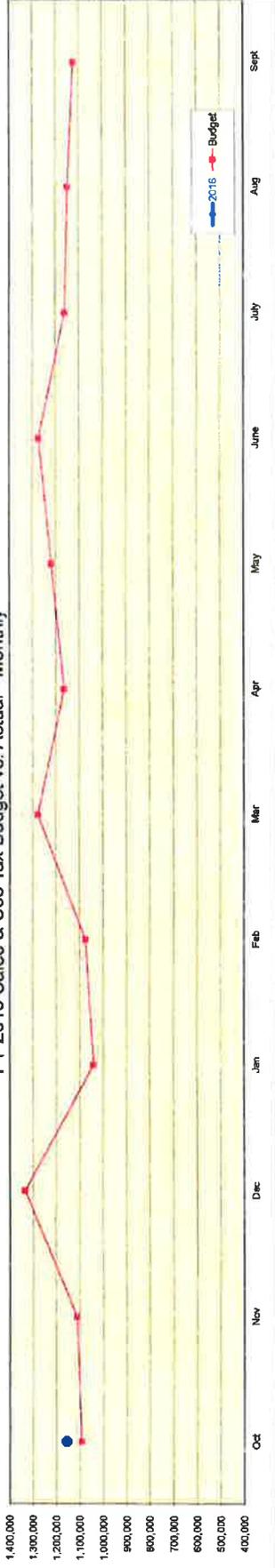
Budgeted Dollar Increase FY15 vs FY16	93,263
Budgeted Percent Increase FY15 vs FY16	0.7%

Fiscal Year Changes Year Over Year												
	\$ Change									Percent Change		
	2012-2013	2013-2014	2014-2015	2015-2016	2012-2013	2013-2014	2014-2015	2015-2016	2012-2013		2013-2014	2014-2015
October	154,338.10	43,795.77	10,429.74	81,642.46	17.8%	4.3%	1.0%	7.6%	17.8%	4.3%	1.0%	7.6%
November	166,471.51	49,307.90	31,840.10		19.7%	4.9%	3.0%		19.7%	4.9%	3.0%	
December	100,915.88	33,023.70	12,937.69		8.7%	2.6%	1.0%		8.7%	2.6%	1.0%	
January	85,931.60	78,507.50	48,946.65		10.6%	8.8%	5.0%		10.6%	8.8%	5.0%	
February	159,248.16	47,252.79	5,393.73		18.8%	4.7%	0.5%		18.8%	4.7%	0.5%	
March	162,286.12	24,335.12	51,054.71		15.9%	2.1%	4.2%		15.9%	2.1%	4.2%	
April	126,331.27	70,315.18	34,613.56		14.1%	6.8%	3.1%		14.1%	6.8%	3.1%	
May	186,708.75	120,408.35	(20,729.41)		20.5%	11.0%	-1.7%		20.5%	11.0%	-1.7%	
June	(16,642.21)	104,619.34	48,903.51		-1.5%	9.5%	4.2%		-1.5%	9.5%	4.2%	
July	55,021.94	73,905.70	83,873.23		5.4%	7.4%	1.7%		5.4%	7.4%	1.7%	
August	86,858.68	19,356.73	19,407.31		8.7%	1.7%	4.3%		8.7%	1.7%	4.3%	
September	54,297.39	45,453.31	34,061.99		5.4%	4.3%	2.7%		5.4%	4.3%	2.7%	
Annual \$ Change	1,325,767.19	710,281.39	361,732.81	81,642.46	11.5%	5.5%	2.7%	Annual % Change	11.5%	5.5%	2.7%	

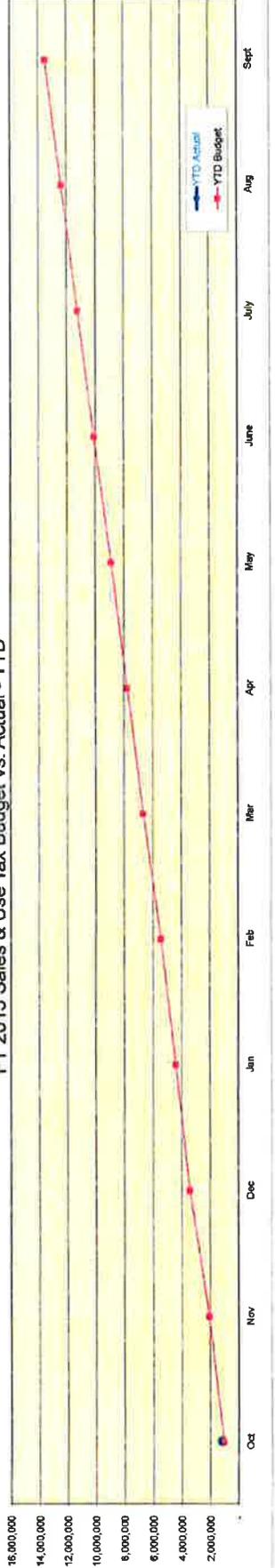
Sales & Use Tax Comparisons



FY 2015 Sales & Use Tax Budget vs. Actual - Monthly



FY 2015 Sales & Use Tax Budget vs. Actual - YTD



MONTHLY LODGING TAX COLLECTIONS

*Based on Accrued Collections

ACTUAL COLLECTIONS

	FY 11	FY 12	FY 13	FY 14	FY 15	FY 16	10 Year Spark Line
October	56,001.39	52,002.53	51,578.40	48,382.05	74,581.63	82,326.38	
November	48,329.73	47,568.08	43,459.48	43,912.92	77,289.64		
December	47,210.56	42,279.22	40,495.14	39,122.53	69,585.61		
January	49,006.12	41,917.34	47,548.01	43,198.04	72,323.09		
February	43,052.68	47,346.50	54,207.03	49,784.71	92,153.01		
March	67,422.43	70,058.33	64,325.47	71,954.97	112,752.43		
April	48,487.83	51,939.06	47,434.55	86,245.34	101,196.07		
May	57,880.48	54,740.45	68,448.49	107,155.55	108,715.74		
June	67,544.77	69,822.91	71,090.69	127,920.37	111,337.21		
July	76,631.86	79,417.80	94,310.47	139,387.37	140,887.70		
August	52,820.33	50,417.73	52,427.99	93,733.35	90,758.34		
September	45,216.75	46,968.89	45,148.35	71,790.24	84,931.51		
Total	659,604.93	654,478.84	680,474.07	922,597.44	1,136,521.98	82,326.38	

Ord 1997-28 adopted December 8, 1997 incl levy from 3% to 4%.
Ord 2014-66 adopted February 17, 2014 incl levy from 4% to 6% - effective for Collections for April 2014 reflected in May 2014

CHANGE IN DOLLARS

	2010-2011	2011-2012	2012-2013	2013-2014	2014-2015	2015-2016	9 Year Spark Line
October	16,595.83	(3,998.66)	(424.13)	(3,196.35)	26,199.58	7,744.75	
November	14,566.36	(761.65)	(4,108.60)	453.44	33,376.72		
December	15,639.18	(4,931.34)	(1,784.08)	(1,372.61)	30,463.08		
January	6,122.42	(7,088.78)	5,630.67	(4,349.97)	29,125.05		
February	(3,945.64)	4,293.82	6,860.53	(4,422.32)	42,368.30		
March	14,650.91	2,635.90	(5,732.86)	7,629.50	40,797.46		
April	6,956.78	3,451.23	(4,504.51)	38,810.78	14,950.73		
May	(8,940.48)	(3,140.03)	13,708.04	38,707.06	1,560.19		
June	(12,278.07)	2,278.14	1,267.78	56,829.68	(16,583.16)		
July	(15,274.61)	2,785.94	14,892.67	45,086.90	1,500.33		
August	(10,503.25)	(2,402.60)	2,010.26	41,305.36	(2,975.01)		
September	(7,446.04)	1,752.14	(1,820.54)	26,641.89	13,141.27		
Total	16,143.39	(5,128.09)	25,995.23	243,123.37	213,924.54	7,744.75	

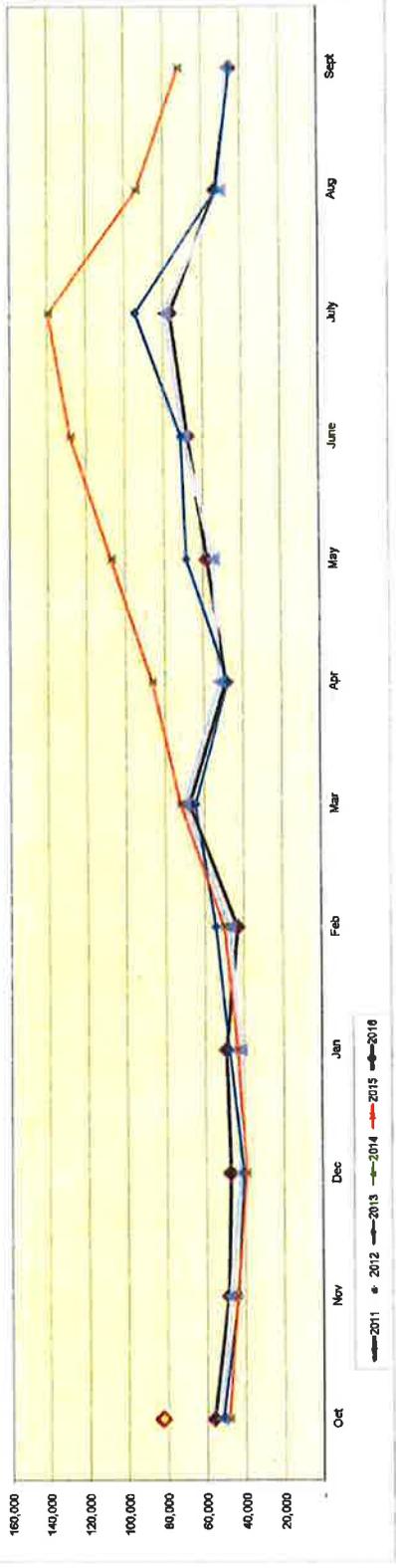
FY 2016 BUDGET vs. ACTUAL

	Budget	Monthly Variance	YTD Variance	% of Budget
October	76,494.98	5,831.40	5,831.40	7.6%
November	70,694.40			
December	64,152.54			
January	70,905.79			
February	84,192.65			
March	107,795.78			
April	84,458.03			
May	104,577.65			
June	113,382.33			
July	138,661.90			
August	86,164.99			
September	73,518.97			
Total	1,075,000.01	5,831.40		0.5%

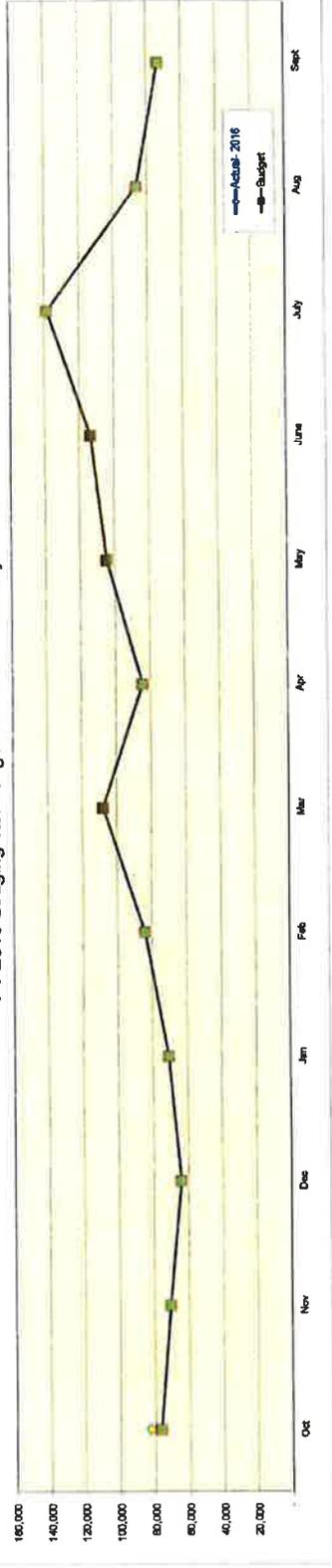
CHANGE IN PERCENTAGE

	2011-2012	2012-2013	2013-2014	2014-2015	2015-2016	9 Year Spark Line
October	-7.7%	-0.8%	-6.6%	35.1%	9.4%	
November	-11.7%	-9.5%	1.0%	43.2%		
December	-16.9%	-4.4%	-3.5%	43.8%		
January	9.1%	11.8%	-10.1%	40.3%		
February	3.8%	12.7%	-8.9%	46.0%		
March	6.6%	-8.9%	10.6%	36.2%		
April	-5.7%	-9.5%	45.0%	14.8%		
May	3.3%	20.0%	36.1%	1.4%		
June	3.5%	1.8%	44.4%	-14.9%		
July	-4.8%	15.8%	32.3%	1.1%		
August	3.7%	3.8%	44.1%	-3.3%		
September	3.7%	-4.0%	37.1%	15.5%		
% Change	2.4%	-0.8%	3.8%	18.8%	9.4%	

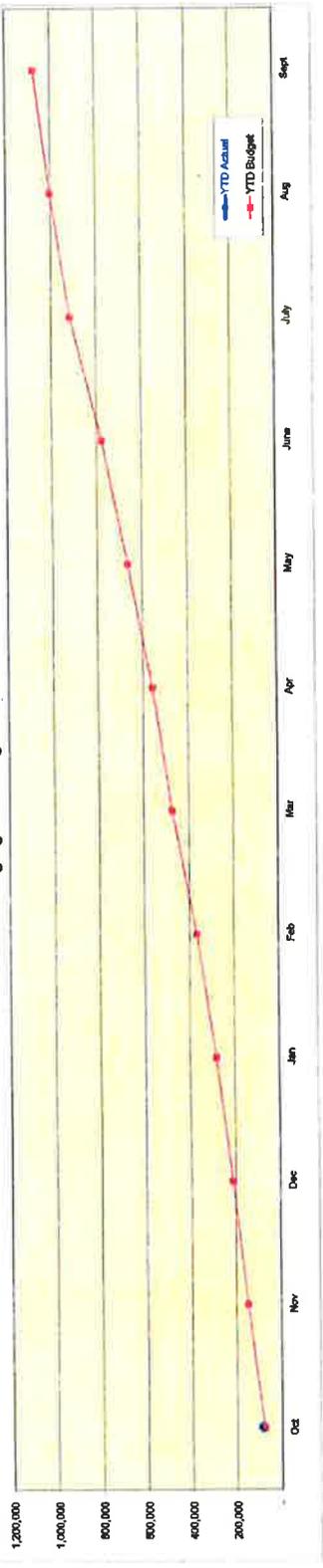
Lodging Tax Comparisons Year over Year



FY 2016 Lodging Tax Budget vs. Actual - Monthly



FY 2016 Lodging Tax Budget vs. Actual - YTD



**Lodging Tax Fund
Statement of Revenues Over(Under)Expenditures**

	ACTUAL FY 1995-2004	ACTUAL FY 2005-2010	ACTUAL FY 2011-2013	ACTUAL FY 2014	ACTUAL FY 2015	DRAFT 11/30/2015	Total
Revenues							
Lodging Taxes	1,596,764.95	3,506,472.72	1,994,557.84	922,597.94	1,136,521.48	167,267.89	9,324,172.82
Settlement	30,000.00	-	-	-	-	-	30,000.00
Donations	240,300.00	10,000.00	-	-	-	-	250,300.00
Grants	488,100.00	1,390,048.13	172,458.01	-	80,961.99	-	2,141,568.13
Total Revenues	2,365,164.95	4,906,520.85	2,167,015.85	922,597.94	1,217,483.47	167,267.89	11,746,040.95
Expenditures							
Industrial Development Board	45,002.65	175,428.43	99,727.89	92,652.93	146,039.48	21,743.53	580,594.91
Downtown Redevelopment Authority	-	-	131,900.98	42,540.38	56,169.03	8,362.90	238,973.29
Cost of Debt Issuance	112,241.61	-	-	-	-	-	112,241.61
	157,244.26	175,428.43	231,628.87	135,193.31	202,208.51	30,106.43	931,809.81
BayFront Property Related Exp							
Bay Front Property	4,684,723.62	666,067.18	-	-	-	-	5,350,790.80
Bay Front Parking Lot	-	105,793.06	-	24,028.11	-	-	129,821.17
Bay Front Swing Bench	-	3,896.87	-	-	-	-	3,896.87
Bay Front Floors (*15), Windows (*16)	-	-	-	-	23,758.35	14,257.10	38,015.45
Bay Front Park Improvements	-	2,358.75	500.00	-	-	-	2,858.75
Bay Front Park Deck	-	-	20,000.00	-	-	-	20,000.00
Bay Front Restrooms	-	44,139.11	1,947.28	-	-	-	46,086.39
Bay Front/VP Invasive Species Grant	-	-	82,839.32	3,181.25	999.00	-	87,019.57
Boardwalk Parking Lot - Gator Alley	-	-	-	17,459.00	124,367.97	428.81	142,255.78
Boardwalks & Walking Trails	-	-	2,535.00	-	-	-	2,535.00
Building Improvements	48,956.54	56,000.97	44,158.00	-	-	-	149,115.51
Captain O'Neal Sidewalk	-	25,413.49	-	-	-	-	25,413.49
D'Olive Creek Pedestrian Bridge	-	85,279.08	106,592.66	2,043.73	-	-	193,915.47
Gator Alley Bridge	-	-	8,174.90	1,097.45	-	4,377.99	13,650.34
May Day Playground Eqpt	-	30,792.49	-	-	-	-	30,792.49
May Day Boat Ramp	-	414,655.63	18,247.24	-	-	-	432,902.87
May Day Parking Lot	-	271,248.90	-	-	-	-	271,248.90
May Day Drainage	-	5,000.00	-	-	-	-	5,000.00
May Day Sand Movement Study	-	12,273.50	50,507.50	-	-	-	62,781.00
May Day Grounds & Landscaping	-	-	5,000.00	-	-	-	5,000.00
Mobile Bay NEP Contribution	-	-	7,000.00	-	-	-	7,000.00
Property Improvements	1,712.30	2,244.00	2,629.57	-	-	-	6,585.87
Village Point Grant - Brdwlk - ADECA	-	-	-	-	9,705.54	-	9,705.54
Williams Property (1/2) Brdwlk Prkng Lot	-	-	-	47,138.87	-	-	47,138.87
Total Bay Front Related Exp	4,735,392.46	1,725,163.03	350,131.47	94,948.41	158,830.86	19,083.90	7,083,530.13
Recreation Exp							
<i>(Rec Loan from GF-\$643,644 Forgiven 6/1/14)</i>							
Sports Complex Entrance Rd (FY12-14)	-	-	831,091.68	48,517.98	-	-	879,609.66
Daphne Parks Master Plan-Survey	-	-	-	-	38,518.07	-	38,518.07
Turf for Bating Cages & HP Mats	-	-	-	-	9,605.03	-	9,605.03
Softball/Football Lighting (FY11)	-	-	449,084.04	-	-	-	449,084.04
Bathroom/Concessions (2) (FY10-11)	-	1,152.00	273,593.93	-	-	-	274,745.93
Bleachers (4) (FY11)	-	-	50,000.00	-	-	-	50,000.00
Fence/Net Replacmnt-net of Ins (FY11)	-	-	2,062.50	-	-	-	2,062.50
Repair-Blchr/Conces Roof-net of Ins(FY11)	-	-	23,197.52	-	-	-	23,197.52
Total Recreation Exp	-	1,152.00	1,629,029.67	48,517.98	48,123.10	-	1,726,822.75
Other Financing Sources (Uses)							
Debt Proceeds	5,177,983.00	-	-	-	-	-	5,177,983.00
Transfers from General Fund	353,433.00	(353,433.00)	-	643,643.56	-	-	643,643.56
Transfers to Debt Service (Debt pd 9/20)	(3,042,540.12)	(1,080,638.30)	(436,283.22)	(137,838.00)	(151,628.00)	(25,739.16)	(4,874,666.80)
Transfers to Gen Fund	(20,322.18)	-	-	-	-	-	(20,322.18)
Other Financing Sources (Uses)	2,468,553.70	(1,434,071.30)	(436,283.22)	505,805.56	(151,628.00)	(25,739.16)	926,637.58
Rev & Financing Sources Over							
(Under) Expend & Financing Uses	(58,918.07)	1,570,706.09	(480,057.38)	1,149,743.80	656,693.00	92,348.40	2,930,515.84

(4,524.56)

(831,299.54)

Unreserved

2,094,691.74

Lodging Taxes were levied 9/95 @ 3%
12/97 increase to 4% (Ord 1997-28) / 4/14 increase to 6% (Ord 2014-06)
FY 01 IDB Contributions started / DTR Authority added FY 10
DTR: FY 10-\$32,173.09/ FY 11-\$32,980.25/FY 12-\$32,723.95=\$97,877.29
Current Allocations: 13% IDB
5% Downtown Redevelopment
32% Debt Service & Bay Front Property Uses:
Acq, Dev, & Maint
50% Recreation Related Capital

As of June 1, 2014:
Original Recreation Loan \$1,678,700
Repaid from Collections \$ (1,035,058)
Loan Balance 6/1/14 \$643,644
Ord 2014-27 Debt Forgiven \$ (643,644)
Recreation Balance Owed \$0

Prior Mo Unreserved
2,095,902.78

Prior Mo Res for Rec
(790,136.35)

Buildings & Property Committee Meeting
Monday, December 7, 2015
4:30 PM
Daphne City Hall - Executive Conference Room
Committee Minutes

Present: Councilman John Lake (Chairman); Councilman Randy Fry; Councilwoman Tommie Conaway; Councilman Pat Rudicell; Councilman Ron Scott; Councilman Robin LeJeune; Councilwoman Angie Phillips

Also Present: Melissa Wilt, Assistant City Clerk (recording secretary); Mayor Dane Haygood; Richard Johnson, Public Works Director; BJ Eringman, Deputy Director Public Works; Tom Walker, Daphne Fire Department; Margaret Thigpen, Civic Center Director; Suzanne Henson, Senior Accountant; Adrienne Jones, Director Community Development; Ashley Campbell, Environmental Programs Manager; David McKelroy, Director Recreation; Dorothy Morrison, Beautification Committee; Selena Vaughn, Village Point Foundation; Al Guarisco, Village Point Foundation; Victoria Phelps, Lake Forest Property Owners Association; Thomas Jarman; Hatch Mott MacDonald; John Peterson; Hatch Mott MacDonald

Absent: Kevin Boucher, City Attorney; Rick Whitehead, IT Coordinator

The meeting was brought to order at 4:31 pm by Chairman John Lake.

1. Public Participation

Chairman Lake suggested moving Public Participation down on agenda.

2. Approval of Minutes: November 2, 2015

There were no amendments requested to the minutes. Minutes stand as written.

3. Daphne Central Park Report: Richard Johnson

Richard Johnson stated the disc golf course is being used and the fence is installed. Short term plans are to landscape area and long term they are looking at planting trees. They are starting to look at west side plans – to continue trails and incorporate fencing. Councilman Scott mentioned how pleased he is with the park and sees residents enjoying it.

Councilman Robin LeJuene arrived at 4:35pm

Committee, along with Victoria Phelps, discussed a ribbon cutting event for the park.

<p>Motion by Mr. Scott to set the Daphne Central Park Ribbon Cutting event for Saturday, January 9th, 2016 at 10:00am. Seconded by Mr. Fry.</p>

<p style="text-align:center">Motion carried unanimously.</p>

4. Surplus Property: Suzanne Henson, Senior Accountant

Suzanne Henson updated Committee on the surplus property that has sold, bringing in additional revenue to the city. Mr. Scott questioned if this revenue could be used for sidewalks.

5. Civic Center, Bayfront, and CVB report (November): Margaret Thigpen

Margaret Thigpen distributed and discussed her November report. November 2015 revenue for the Civic Center totaled \$12,177.50 a decrease from November 2014 levels. Year-to-date revenues stood at \$117,301; below figures listed for FY2014. Ms. Thigpen mentioned she has been meeting with website company and things are moving forward. She is also waiting for the pickup report from the Baptist convention that was in town. The floors have been completed at Bayfront and the windows are set to be installed starting this week.

She included in her information packet a quote for repairing the drains at the Civic Center. The drains run under the roof (in the ceiling) and are starting to leak. They cost more to repair individually than as a whole system. Two have recently been repaired and it's only a matter of time before all need to be repaired since the building is around 16 years old. Richard Johnson confirmed Public Works had looked at the roof system but not the drainage system. He recommended getting them repaired so not to lead to additional problems as a result of leakage.

Motion by Mr. Scott to refer repairing drains at Civic Center to Finance Committee and recommended it for \$17,490.28 appropriation. Seconded by Ms. Conaway.

Motion carried unanimously.

Ms. Thigpen asked about adding the (2) drains recently repaired to the appropriation. Committee discussed and decided to keep current appropriation as Ms. Thigpen should have budgeted funds for those already repaired.

6. Building Inspection Monthly Reports (November): Ashley Campbell

Information attached to minutes.

Councilman Scott asked that we hold the next Committee meeting at Bayfront in order to see the improvements once windows are complete. Committee agreed.

7. Public Participation

Victoria Phelps thanked everyone for all the support with Daphne Central Park. She is hearing a lot of great feedback of residents enjoying it. She suggested, based on feedback, adding kiosks with park rules and course layout, trash cans and pet stations. She mentioned the idea of adding a dog park on the east side in the future. She confirmed she would provide refreshments at the ribbon cutting and will put it in the Lake Forest Newsletter.

Mayor Haygood arrived at 4:50pm

8. Village Point Foundation – Bayfront Properties: Selena Vaughn

Committee discussed Preble-Rish LLC contract in packet that requests a Bayfront Master Plan. Mr. Fry questioned whether a motion is needed since it has already been passed by Council; the Mayor should be able to sign so project can move forward. Mr. LeJuene questioned project name in contract wanting to ensure the City of Daphne is included properly throughout this project. Selena confirmed Village Point Foundation is a consultant and supporter but the City is in charge of the project. They discussed how a committee will be formed to lead these efforts; a parks planning type team.

Dorothy Morrison arrived at 4:56pm

Mayor Haygood suggested a work session to discuss scope of contract; however, Committee decided to move forward and make any changes if needed down the road.

Motion by Mr. Scott to refer Preble-Rish contract to City Council for vote. Seconded by Mr. Rudicell.

Motion carried unanimously.

Selena Vaughn brought to the Committee's attention that there is property available for sale for a scenic overlook in Daphne. It is for (12) acres and the seller would discount price for it to be in the City. She distributed information to the Council members. The Committee discussed whether the property is a good opportunity for the City.

Motion by Mr. Scott to refer property acquisition to Finance Committee once City has a comprehensive proposal. Seconded by Ms. Conaway.

Motion carried unanimously.

9. Gibbs Property (155 Bay View Drive)

Ashley Campbell stated that she has been in contact with Ms. Gibbs and has given her options in regards to FEMA; however, the City cannot do anything at this time. Committee discussed the property and flooding situation.

10. Gazebos / May Day Park, Joe Louis Patrick Park and Park City Park: Richard Johnson

Richard Johnson said the gazebos are ordered and will be installed in order of Park City, Joe Lewis and May Day. City can order bigger gazebos in the future and move current gazebos to other areas in the City, including Daphne Central Park.

11. Any Other Building & Property Business

Richard Johnson distributed a contract from Hatch Mott MacDonald for the renovations at Fire Station #2. The Committee discussed repairs needed; Richard Johnson mentioned the money has been appropriated. Mr. Scott requested the signage to be similar of that to Fire Station #3. Mr. LeJeune brought up the point of looking at building a new fire station further south which has been discussed, instead of spending funds to repair Fire Station #2. Committee discussed and agreed to move forward with repairs at Fire Station #2.

Motion by Ms. Phillips for Mayor to enter into contract with Hatch Mott MacDonald for \$27,000 for the renovations at Fire Station #2. Seconded by Mr. Fry.

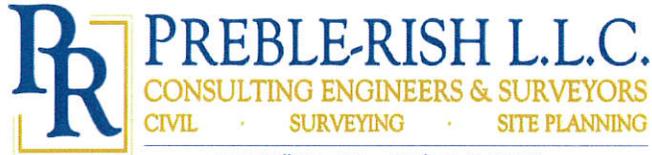
Motion carried unanimously.

12. Little Bethel Baptist Church Historic Cemetery

Ms. Conaway told the Committee that the Little Bethel Baptist Church attended the Downtown Redevelopment Authority meeting and submitted an application for a mini grant to help get the cemetery cleaned up and repaired. There are many trees that need to be removed that are growing into the graves. A fence needs to be put up for security and protection. Dorothy Morrison said she has made calls to local Boy Scout groups to remove dead limbs and debris. Committee discussed if the City can spend funds on this type of project. Richard Johnson stated to his knowledge if deemed a benefit to the public, Council can spend money even if it is private property. Councilman Lake asked Mr. Johnson to confirm legality on how the City can help improve the cemetery and bring recommendations to next meeting.

With no further business to discuss, the meeting was adjourned at 5:35pm by Chairman Lake.

Next meeting will be held Monday, January 4th at 4:30pm at Bayfront Pavilion.



9949 Bellaton Ave Daphne, AL 36526
251.990.9950 fax 251.990-9910

CONTRACT FOR PROFESSIONAL SERVICES

SECTION 1 – GENERAL INFORMATION

This agreement including all attachments is made between Preble-Rish, LLC of 9949 Bellaton Avenue, Daphne 36526 and the Client listed below to perform the professional services as described below in Section 3.

CONTRACT DATE: November 30, 2015

PROJECT NAME: Village Point Preserve-Bay Front Park Master Plan

CLIENT: City of Daphne

CONTACT PERSON: Randy Fry

PHONE NUMBER: 251-525-7991

MAILING ADDRESS: P.O. Box 400

CITY / STATE / ZIP: Daphne, AL 36526

SECTION 2 – PROJECT DESCRIPTION

This project will involve producing an overall master plan for the Village Point Preserve and Bay Front Park including an amphitheater, upgraded community use building, proposed street scape for Bel Air / Bay Front Park Drive, proposed parking area and restroom facility improvements, as well as proposed signage, benches, and trash facilities. Goodwyn Mills and Cawood will work as a subcontractor for us to help complete this project.

SECTION 3 - SCOPE OF SERVICES

1. TASKS PERFORMED FOR A LUMP SUM FEE

A. SURVEYING

- 1) No surveying will be provided for this project.

B. PLANNING

- 1) Layout of an amphitheater with Parking and both vehicular and pedestrian access.
- 2) Street Scape Concepts for Bel Air/Bay Front Park drive.
- 3) Proposed improvements for for the Village Point park Preserve entrance along Main Street.
- 4) Recommendations on Entrance Signage, additional tables, trail head signage and delineations, and overall entrance improvements.
- 5) Proposed Additional trails throughout Village Point Preserve.
- 6) Proposed Additional Trails throughout the Village Point Preserve.
- 7) Proposed improvements and or replacement of the existing public building at Bay Front Park, pending an inspection of the building.
- 8) Action Plan on proposed recommendations and concepts aon

C. ENGINEERING

- 1) **No Engineering will be provided at this time.**

2. TASKS PERFORMED ON AN HOURLY BASIS

A. CONSTRUCTION OBSERVATION

No Construction observation to be proposed at this time.

SECTION 4 – ADDITIONAL HOURLY SERVICES

The following hourly rate schedule will be used when performing out of scope services based on authorization from the Client.

<u>CLASSIFICATION</u>	<u>HOURLY BILLING RATE</u>
Manager Professional.....	\$125.00
Project Manager Professional	\$100.00
Planner	\$100.00
Design Engineer	\$ 90.00
Senior Designer.....	\$ 75.00
Technician.....	\$ 65.00
Clerical.....	\$ 45.00
Inspector.....	\$ 80.00
Professional Land Surveyor	\$100.00
Field Crew Supervisor	\$ 70.00
Survey Crew.....	\$160.00
Extraordinary Out of Pocket Expenses (Specific to Assignment)	Cost Plus 5%

SECTION 5 – FEE BREAKDOWN

SUMMARY OF FEES FOR LUMP SUM TASKS

Listed below is our standard checklist of services provided. The items marked "Yes" apply to this Project and are included in the fee.

Description	Yes	No	Comments	Amount
PLANNING SERVICES				
Overall Master Plan	X			\$3,000.00
Master Plan Details	X			\$1,500.00
Action Plan and Cost Estimate	X			\$1,500.00
Sub-total				\$6,000.00
GRAND TOTAL				\$6,000.00

SECTION 6 – GENERAL CONTRACT CONDITIONS

In consideration of the engineering services provided by Preble-Rish, LLC, Client agrees to pay in addition to the invoice amount, interest at the rate of 1.5% per month (18% APR) for all balances outstanding for more than thirty (30) days from the invoice date, said interest to be calculated retroactively to the invoice date. In the event a dispute arises between Preble-Rish, LLC and Client for an amount claimed owed to Preble-Rish, LLC, Client agrees that the proper venue for that action will be Baldwin County, Alabama. Any dispute not related to account collection by PR and which arises out of or is in connection with this agreement or negotiations or discussions leading up to this agreement shall be resolved by arbitration under the auspices of the Rules of the American Arbitration Association. The parties hereby acknowledge that the transaction made the basis of this agreement sufficiently affects interstate commerce so as to warrant the arbitration of any dispute between PR and Owner or Client. The arbitration award shall be final and binding upon all the parties, and judgment may be entered thereon in any court of competent jurisdiction. In the event Preble-Rish, LLC prevails in any such litigation or arbitration, Client agrees to pay reasonable attorney’s fees and expenses of Preble-Rish, LLC associated with said litigation or arbitration. Client further agrees that any liability on the part of Preble-Rish, LLC will be limited to the amount paid by Client to Preble-Rish, LLC on the specific job made the subject of said litigation or arbitration.

No Assignment. Client shall not assign this agreement to any third party without the express written consent to an assignment. The Client/Assignor will continue to be liable and responsible for payment for all work, including work performed by PR after such assignment. The Third Party/Assignee shall also become legally obligated for payment of all work performed by PR, with it being the responsibility of Client/Assignor to inform the Third Party-Assignee of that legal obligation.

SECTION 7 – OWNER’S RESPONSIBILITIES

1. Provide all necessary property information including deeds, title information, previous surveys, and any other information that may be relevant and necessary for the survey, planning, or engineering of the project.
2. Pay all application and permit fees associated with applications or submittals required for approval.
3. Make provisions for the engineers and surveyors to legally enter the property to collect data necessary for the design of the project.
4. Furnish the Engineer with all project criteria and full information as to the Owner's requirements for the project, including: design objectives and constraints, space, capacity and performance requirements, budget, and time constraints.
5. This agreement in no way shall be interpreted to be a warranty or guarantee that this project will be approved by the governing bodies.

SECTION 8 – SIGNATURES

PREBLE-RISH, LLC

DATE: 12-2-2015 BY: 
 PRINT NAME: ANDREW N. BOBE

CLIENT

DATE: _____ CLIENT: _____
 BY: _____
 PRINT NAME: _____



December 1, 2015

Mr. Richard Johnson, PE
Director Public Works City of Daphne
Post Office Drawer 400
Daphne, AL 36526

**Re: Proposal for the Renovation of Fire Station #2
Daphne, Alabama**

Outlined below is HMM's understanding of the required scope of services and the estimated fee proposal based on a stipulated sum agreement plus normal and customary reimbursable expenses. This work will be performed under our current General Services Contract with the City of Daphne.

Project Description

The existing fire station is approximately 25 years old. As the building has aged building components have begun to fail which has caused additional damage. Moisture problems exist in second floor interior spaces as a result of roof leaks. The existing roof is a screw down metal roof system. It has been worked on by a local metal building manufacturer but with less than desirable results. Other areas of water intrusion through exterior concrete block have also contributed to interior moisture issues and deterioration of building elements and assemblies. This project requires the investigation of damaged construction and the subsequent design and renovation of these areas as necessary.

The project scope shall be to renovate, improve or replace the occupied Interior living/office/communal spaces, mechanical systems, insulation, exterior facade, rollup bay doors and overall building envelope.

The two-story heated and cooled interior area consists of:

- 3 Sleeping Rooms
- 4 Bathrooms (2 Public, 2 Private (Firefighters))
- Kitchen
- Day Room
- Meeting/Conference/Training Room
- Administrative Offices.

Exterior Facade - will be renovated to provide new rollup bay doors, improve insulation, and eliminate water intrusion. This will include new exterior paint or finish applications, replacement of doors and frames, flashing modifications, and other items needed to secure the building envelope.



Roof System – Design shall either be a retrofit or replacement to insure the overall building envelope eliminates all water intrusion. Roof replacement shall specify type and grade of roof materials and detail all penetrations, fascia, and guttering requirements. Roof specifications shall provide for manufacturer’s warranty for 25 years.

Mechanical Systems: Include HVAC, Electrical, Plumbing, Water Heating, Appliances, Door Mechanisms, Backup Generator and other applicable mechanical equipment required to support Fire Station Operations. These systems shall be brought up to current code and HVAC shall be designed to insure the highest indoor air quality and efficiency.

Insulation – shall be brought up to a minimal standard to insure the highest indoor air quality and building envelope efficiency and be consistent with Energy Code Requirements

Architectural and Engineering Scope of Design Services

Services that are to be provided include architectural, mechanical, electrical and plumbing engineering (MEP) as necessary to address the project description above. Any permit costs or tap fees, environmental testing, special inspections or materials testing required by the building code are not a part of this contract and shall be paid by the owner.

SCOPE OF SERVICES AND FEES:

Task 1: Schematic Design:

This task will involve the development of the existing and future building floor plan and elevation utilizing the existing building plans provided from original construction, site visits and interviews with Chief White, and information and pictures of other renovations you have done. This will include schematic floor plans of the entire building, recommended roofing sections, and a preliminary cost estimate. The schematic plans will be reviewed for various code compliance issues such as life safety, ADA Compliance, and Building Code standards. We will also prepare schematic exterior elevations that indicate changes that include new roll-up doors and other exterior changes.

Task 2: Design Development and Construction Plans Preparation:

Using the Task 1 schematic floor plan and verification of the existing building systems in place, HMM and its consultants will prepare construction plans and specifications for the renovation of the building and the roof replacement. In this task we will provide architectural, structural, mechanical and electrical plans for the renovation. The design will not include a site plan for appropriate zoning and land use criteria. The design will be consistent with the schematic design prepared in Task 1 above and will be prepared to meet applicable City of Daphne regulations. The plans and specifications will consist of:

1. Cover Sheet
2. Code Summary and Life Safety Plan
3. Demolition Plans
4. Floor Plans
5. Elevations
6. Interior Elevations



7. Building and Wall Sections
8. Door and Window Schedules and Details for Replacements Only
9. Structural Plans (If Required)
10. Mechanical Plans
11. Electrical Plans
12. Bid Documents and Specifications Manual

Task 3: Bidding, Permit Assistance, and Construction Inspections

This task will provide for assistance in bidding work and contracting work for the renovation. HMM will provide assistance to the selected contractor with City of Daphne permitting that will include submission of permit drawings and revisions from reviews of the permit staff. Also included in this task will be the provision periodic inspections of the work progress for compliance with the permitted plans and specifications. We will also provide review and approval of contractor pay applications.

Total Fee: 9.0% of Construction Cost
\$27,000 based on \$300,000.00 Construction Estimate

Fee will be paid in accordance with the following schedule:

<u>MILESTONE</u>	<u>PERCENT OF FEE</u>
SCHEMATICS COMPLETE	20%
CONSTRUCTION PLANS COMPLETE	50%
BID AND AWARD	05%
CONSTRUCTION INSPECTION AND CLOSE OUT	25%
TOTAL OF FEE	100%

Time

Once schematic design is approved by the owner, the construction drawings and bid documents are to be completed in 60 business days. After approvals are received, in writing, any changes that are made to the approved design will be billed at our typical hourly rates. Refer to Exhibit A Hourly Rate Schedule for rates and miscellaneous expenses to be used for owner directed change orders and reimbursable expenses.

EXCLUSIONS AND CLARIFICATIONS:

1. Owner will provide current boundary and topographic survey in digital format for HMM use should any site/civil design be required
2. The Scope and Fees above are dependent on the accuracy of the previous building plans. Major deviations from these plans found in the field during verification may incur additional costs.
3. No Civil work is being contemplated as being required. Should paving modifications, drainage modifications, or additional retention/storage become necessary, additional fees and charges will apply.
4. No environmental audit of the building is included nor provided. HMM shall not be responsible for costs due to working in environmental conditions such as mold or asbestos contamination issues, should they arise.

5. If the IBC requires the owner to provide third-party special inspections. HMM is not responsible for this work item. We can assist in finding a suitable third party inspector if so requested.
6. Landscaping design is not included as a part of this proposal.

Please note that the above fee estimate does not include any drawing reproducible costs, mileage, permit review fees, permit costs of any type, impact fees, or utility connection fees that are made payable to the various reviewing agencies.

We look forward to providing professional design services to you on this project and will strive to provide timely and quality service.

Sincerely,

Thomas A. Jarman
Project Architect

ACCEPTED:

HATCH MOTT MACDONALD ALABAMA, LLC

CITY OF DAPHNE

By _____

Kendall Kilpatrick, P.E.,
Vice President
Hatch Mott MacDonald

By _____

Dane Haygood, Mayor

Dated: _____

Dated: _____

Attest: _____

Rebecca Hayes, City Clerk

Dated: _____

**CITY OF DAPHNE, AL
SPECIAL CALLED
INDUSTRIAL DEVELOPMENT BOARD MEETING
1705 MAIN STREET, DAPHNE, AL
DECEMBER 3, 2015
6:00 P.M.**

1. CALL TO ORDER/ROLL CALL

There being a quorum present the chairman called the meeting to order at 12:07 p.m.

MEMBERS PRESENT – Toni Fassbender; Doug Bailey; John Cox Denis Kearney, III; Pokey Miller.

Absent: Dan Romanchuk.

Also present – Councilwoman Angie Phillips.

3. PUBLIC PARTICIPATION

No one spoke.

4. OLD BUSINESS

1.) Discuss DISC Project

MOTION BY Denis Kearney to return \$426,768.26 to the Alabama Emergency Management Agency. The IDB will retain \$15,000 for the impact study, which the AL EMA said they would pay. Seconded by John Cox.

MOTION CARRIED UNANIMOUSLY

10. ADJOURN

MOTION BY John Cox to adjourn. Seconded by Doug Bailey.

MOTION CARRIED UNANIMOUSLY

The board adjourned at 1:35 p.m.

Submitted by:

Certification of Presiding Officer:

Rebecca Hayes, Secretary

Toni Fassbender, Chairman

DANE HAYGOOD
MAYOR

REBECCA A. HAYES
CITY CLERK

DAVID CARPENTER II
CHIEF OF POLICE

JAMES "BO" WHITE
FIRE CHIEF

Kelli Kichler
Treasurer



TOMMIE B. CONAWAY
COUNCIL DISTRICT 1

RANDY FRY
COUNCIL DISTRICT 4

PAT RUDICELL
COUNCIL DISTRICT 2

RON SCOTT
COUNCIL DISTRICT 5

JOHN L. LAKE
COUNCIL DISTRICT 3

ROBIN LEJEUNE
COUNCIL DISTRICT 6

ANGIE PHILLIPS
COUNCIL DISTRICT 7

PUBLIC NOTICE

DECEMBER 1, 2015

Toni Fassbender, Chairman of the Industrial Development Board, has called a special called meeting for 12:00 noon December 3, 2015 to be held at 29732 Federick Blvd. Daphne, Alabama. The purpose of the meeting is to authorize the secretary to refund BP money to the State EMA.

2. Occasions when a quorum gathers with state or federal officials to report, obtain information, or seek support for issues of importance to the body.

B. What Must Be Contained in a Notice?

1. Absolutely Required: Time, date, and place of the meeting
2. Required when available: Preliminary Agendum
 - Once created and available, a preliminary agendum must be posted in the same manner and place as the notice.
 - If no preliminary agendum is created, the posted notice must contain a general description of the “nature and purpose” of the meeting.
 - Government bodies can discuss additional matters not included in the preliminary agendum. Bodies should include, however, all known matters in the preliminary agendum.

C. When Is Notice Required?

The OMA’s notice deadlines are broken into three categories: 7-day requirements, 1-day requirements, and 1-hour requirements. While the OMA encourages notice to be given as soon as possible, these deadlines are absolute, statutory minimums.

1. 7-day Notice: §2(6)a.1 Meetings
 - Notice of all pre-arranged meetings required by law to be held at a certain time or place must be given at least seven days in advance.
2. 1-Day Notice: §2(6)a.2, §2(6)a.3, and §11-43-50 Meetings
 - §2(6)a.2: Notice of pre-arranged body meetings to exercise the body’s powers to possess or approve the expenditure of public funds.
 - §2(6)a.3: Notice of all meetings – regardless of whether it was pre-arranged – to deliberate matters the body members expect to come before the body at a later date or time.
 - § 11-43-50: Notice of statutorily required City and Town Council Meetings under Section 11-43-50 of the Code of Alabama (1975).
3. 1-Hour Notice: Emergency meetings and Resignations

**CITY OF DAPHNE, AL
SPECIAL CALLED
INDUSTRIAL DEVELOPMENT BOARD MEETING
1705 MAIN STREET, DAPHNE, AL
DECEMBER 16, 2015
6:00 P.M.**

1. CALL TO ORDER/ROLL CALL

There being a quorum present the chairman called the meeting to order at 12:05 p.m.

MEMBERS PRESENT – Toni Fassbender; Doug Bailey; John Cox (*arrived at 12:15 p.m.*) Denis Kearney; Dan Romanchuk.

Absent: Pokey Miller.

Also present – Rebecca Hayes, recording secretary; Lee Lawson; Joe Davis; Chris Elliot (*arrived at 12:10 pm.*); Mayor Dane Haygood (*arrived at 12:30 p.m.*)

3. PUBLIC PARTICIPATION

No one spoke.

4. DISCUSS EXTENSION OF OPTION FOR THE DISC PROPERTY

MOTION BY Doug Bailey to approve appropriating \$10,000 to extend the option on the property located at Highway 181 and Champions Way which will be applied to the purchase price if the IDB purchases the property, and if the IDB can't purchase the property the money is forfeited. Seconded by Denis Kearney.

MOTION CARRIED UNANIMOUSLY

5. TREASURERS REPORT: NOVEMBER 2015

Cash Balance October 31, 2015: \$937,399.99

MOTION BY Denis Kearney to accept the Treasurers report with a balance of \$937,399.99. Seconded by Doug Bailey.

MOTION CARRIED UNANIMOUSLY

10. ADJOURN

MOTION BY Denis Kearney to adjourn. Seconded by Dan Romanchuk.

MOTION CARRIED UNANIMOUSLY

The board adjourned at 12:50 p.m.

**CITY OF DAPHNE, AL
SPECIAL CALLED
INDUSTRIAL DEVELOPMENT BOARD MEETING
1705 MAIN STREET, DAPHNE, AL
DECEMBER 16, 2015
6:00 P.M.**

Submitted by:

Certification of Presiding Officer:

Rebecca Hayes, Secretary

Toni Fassbender, Chairman

DANE HAYGOOD
MAYOR

REBECCA A. HAYES
CITY CLERK



TOMMIE B. CONAWAY
COUNCIL DISTRICT 1

RANDY FRY
COUNCIL DISTRICT 4

DAVID CARPENTER II
CHIEF OF POLICE

JAMES "BO" WHITE
FIRE CHIEF

PAT RUDICELL
COUNCIL DISTRICT 2

RON SCOTT
COUNCIL DISTRICT 5

JOHN L. LAKE
COUNCIL DISTRICT 3

ROBIN LEJEUNE
COUNCIL DISTRICT 6

KELLI KICHLER
TREASURER

ANGIE PHILLIPS
COUNCIL DISTRICT 7

PUBLIC NOTICE

DECEMBER 9, 2015

Toni Fassbender, Chairman of the Industrial Development Board, has called a special called meeting for 12:00pm noon December 16, 2015 to be held at 29732 Frederick Blvd. Daphne, Alabama. The purpose of the meeting is to discuss extending due diligence period for the acquisition of real property for the proposed technology park.

City of Daphne Recreation Board
2605 Hwy 98
Daphne, AL. 36526
November 18, 2015

Members Present: David Dueitt, Lisa O’Hara, Frank Pierce and Kit Smith

Advisory Staff: Glenn Vickery and David McKelroy

Guest: Tim Patton (Volkert)

Members Absent: Rick Cleveland, Matt Cunningham and Lawrence Yelding

Call to Order

Meeting was called to order at 6:40pm.

Review and Approval of Minutes

Motion was made by Kit Smith and seconded by Frank Pierce to approve the September 9, 2015 minutes. Motion passed.

Program Reports

Information was provided regarding programs, youth basketball, Christmas Parade and senior programs.

Old / New Business

Reappointment of Board Members The terms of Board Members Rick Cleveland, David Dueitt and Lawrence Yelding have expired. All three have expressed a desire to remain members of the Daphne Recreation Board. Motion was made by Frank Pierce and seconded by Kit Smith to recommend reappointment. Motion passed.

Splash Pad – Trione Sports Complex Plans were presented to the board concerning the possibility of a Splash Pad at Trione in conjunction with the Tiawasee Creek Management Plan and grant.

New Facilities Conceptual drawing and cost estimates were presented to the board by Tim Patton of Volkert. The Daphne Recreation Board recommends that baseball and softball facilities be built at Park Dr property, tennis at Lott Park and multi-purpose fields (soccer, football, lacrosse) be located at Trione.

Comments from Director

New flooring will be installed at the Recreation Center over Christmas Holiday.

Fitness equipment is also in the works to be replaced over a period of 4 years.

Adjourn

The meeting was adjourned at 7:40pm.

2016 TRIONE SPORTS COMPLEX SCHEDULE

Jan	2	NSA – Men’s Softball
	9	NSA – Men’s Softball
	23	Strike Soccer – 3v3
	30	High School Soccer Jamboree
Feb	6	NSA – Men’s Softball
	12-13	Southern Shootout – High School Soccer
	20	LA Lacrosse
	27-28	Strike Soccer
Mar	5-6	USSSA Girl’s Softball
	10-12	Daphne HS Softball – Jubilee Shootout
	18-19	McGill’s Girl’s Soccer
	26	Strike Soccer
Apr	2-3	USSSA Girl’s Softball
	8-9	Daphne HS Softball JV Tournament
	9	Strike Playday
	16-17	Nation’s Baseball
	23-24	LA Lacrosse
	23-24	USFA Girl’s Softball
	30-1	USSSA Girl’s Softball
	30-1	Fairhope Spring Soccer
May	14-15	USSSA Girl’s Softball
	21-22	Nation’s Baseball
	28-29	USFA Girl’s Softball
June	4-5	USSSA Girl’s Softball
	11	DGSA All-Star Softball
	18-19	USFA Girl’s Softball
	24-25	Daphne 7 on 7 Football
	25-26	USSSA Girl’s Softball
July	2	NSA Men’s Softball
	9	NSA Men’s Softball
	30	NSA Men’s Softball

Aug	6	NSA Men's Softball
	20	NSA Men's Softball
	27-28	USSSA Girl's Softball
Sept	3-4	Ranger Soccer
	10-11	USSSA Girl's Softball
Oct	8-9	USSSA Girl's Softball
	22-23	USSSA Girl's Softball
Nov	5	DGSA Fall All-Star Softball

Accepted by:


Chairman, Daphne Utilities



APPROVED MINUTES

Utilities Board Meeting

Daphne Utilities Central Services Facility ♦ October 28, 2015 ♦ 5:00 p.m.

I. Call to Order

The regular October 2015 Board meeting for the Utilities Board of the City of Daphne was held on October 28, 2015 at 5:00 p.m. and called to order by Chairman Robert Segalla, proceeded by the Roll Call:

II. Roll Call

Members Present: Robert Segalla, Chairman
Randy Fry, Vice Chairman
Billy Mayhand, Secretary/Treasurer
Selena Vaughn

Others Absent: Dane Haygood, Mayor

Others Present: Jerry Speegle – Board Attorney
Danny Lyndall – General Manager
Van Baggett – Operations Manager
Drew Klumpp – Administrative Services Manager
Teresa Logiotatos – Finance Manager
Lori May-Wilson – Executive Assistant
Tim Patton – Volkert & Associates
Melinda Immel – Volkert & Associates
Ray Moore – HMR
Robbie Strom – HMR

Others Absent:

III. Pledge of Allegiance

The Chairman led the Board and meeting attendees in the Pledge of Allegiance.

IV. Approval of Minutes

A. Utilities Board Minutes from September 30, 2015:

The Chairman inquired if there were any corrections recommended for the submitted Minutes for the September 30, 2015 Utilities Board meeting.

MOTION BY Billy Mayhand to approve the submitted Minutes for September 30, 2015; Seconded by Randy Fry.
AYE: FRY, MAYHAND, SEGALLA, VAUGHN NAY: ABSENT: HAYGOOD ABSTAIN: MOTION CARRIED

V. OLD BUSINESS – No old business.

VI. NEW BUSINESS –

A. Review of the 2016 Board Meeting calendar

Danny Lyndall reviewed for the Board the upcoming calendar schedule of the Board meetings, explaining the 2016 scheduled board meetings and previous years holiday schedule.

B. 2015 Update to Daphne Utilities Employee Handbook of Rules, Policies and Procedures (BOARD ACTION: Motion)

The Chairman called for discussion or questions on the submitted Employee Handbook of Rules, Policies and Procedures; Mr. Mayhand recommended clarification or wording change of "Human Resource Officer" on page 7 of the Handbook. Mr. Speegle also recommended that this specific section should identify someone within the organization. Mr. Fry requested an overview of the changes to which Mr. Lyndall clarified that the submittal letter had the condensed changes and that the whole document had been re-organized for better fluidity.

MOTION BY Randy Fry to Approve the Daphne Utilities Employee Handbook of Rules, Policies and Procedures with the recommended changes; Seconded by Billy Mayhand.

AYE: Fry, Mayhand, Segalla, Vaughn

NAY:

ABSENT: Haygood

ABSTAIN:

MOTION CARRIED

VII. BOARD ATTORNEY'S REPORT

Mr. Speegle updated the Board on the EEOC claim filed by Anthony Adams.

VIII. FINANCIAL REPORT

Teresa Logiotatos advised the Board that the recent physical inventory count was within 1% accuracy compared to the books. She continued and reviewed the highlights with the Board and answered any questions. She answered Mr. Fry's questions concerning the auditors' visit.

IX. GENERAL MANAGER'S REPORT

A. GM Report

Danny Lyndall recognized several Daphne Utilities' employees: Carlos Butler for passing his Operator's certification; additionally he recognized Carlos Butler, Fred Williams and Kelly DeLaney for their supervisory promotions, and Martin Dale for his promotion to Field Services Manager. Mr. Lyndall also advised the Board of the Plant of the Year award presented to the Trojan Water Treatment Facility.

B. Operations Report

Van Baggett reviewed his report for the Board highlighting various projects.

Drew Klumpp updated the Board regarding the City-wide meter upgrades for the near future.

C. Engineering & Consulting Reports

Melinda Immel from Volkert began her update with reviewing the Planned Capital Expense for the Board, followed by updated progress on proposed improvements at the Water Reclamation Facility and the water system for the City. She also thanked Daphne Utilities for their participation for the Daphne East Elementary fall festival.

Ray Moore from HMR elaborated on the projects on the HMR status report and answered questions from the Board.

X. **BOARD ACTION** – Previously addressed under “New Business”.

XI. **PUBLIC PARTICIPATION** – None.

XII. **BOARD COMMENTS** – Randy Fry complimented the upgraded sign at the main office and those who worked to put it place; he also expressed appreciation for the employees who completed their certifications as well as for those who have moved up in their responsibility level. Chairman Segalla expressed his gratification for those who passed their certification and for those who have moved into a supervisory position.

XIII. **ADJOURNMENT**

MOTION BY Billy Mayhand to adjourn.

AYE: *Fry, Mayhand, Segalla, Vaughn*

NAY:

ABSENT: *Haygood*

ABSTAIN:

MOTION CARRIED

The meeting adjourned at 5:41pm.

Preceding minutes submitted to the Daphne Utilities Board by:



Lori Wilson, Executive Assistant, Daphne Utilities

Red Bar Beverage Catering

621-3094

CASE NO: 2015-8

ABC LICENSE ROUTING

DATE RECEIVED BY REVENUE DIV. 12-11-15 (initial) aa

DATE FORWARDED TO POLICE DEPT. 12-11-15 aa

DATE RECEIVED BY POLICE DEPT. 12-11-15 [Signature]

DATE: APPROVED [check] DISAPPROVED

POLICE DEPT SIGNATURE [Signature] B Gulsby

DATE RETURNED TO REVENUE DIV. 12-11-15 [Signature]

DATE FORWARDED TO CITY CLERK 12-11-15 aa

DATE RECEIVED BY CITY CLERK 12-11-15 [Signature]

SCHEDULED DATE ON AGENDA 12-21-15 [Signature]

Council Action: APPROVED DISAPPROVED TABLED

COMMENTS:

Rescheduled for Council Agenda Date:

Council Action: APPROVED DISAPPROVED TABLED

COMMENTS:

DATE RETURNED TO REVENUE DIV.:

DATE RETURNED TO TAXPAYER OR TO ABC FIELD OFFICE (per taxpayer request)

For a special event at the Civic Center. Please review & fax approval to Revenue at 251-621-6904.

RESOLUTION 2015-76

**2016-B-GATOR ALLEY IMPROVEMENTS
FEDERAL AID PROJECT NO. STPTE-TA13(930).**

WHEREAS, the City of Daphne is required under section 39-1-1(E) of the Code of Alabama to secure competitive bids for public works contracts in excess of \$ 50,000; and

WHEREAS, the City of Daphne acknowledges that GATOR ALLEY IMPROVEMENTS will exceed \$50,000; and

WHEREAS, the City of Daphne did receive and review bids for the GATOR ALLEY IMPROVEMENTS and has determined that the bid as presented is reasonable (*Construction-\$588,267.40 + CE&I-\$76,571.04 + Land-\$103,855.91 = \$768,694.35 Total project cost*); and

WHEREAS, Transportation Alternatives Program (TAP) Grant will reimburse \$320,075 of project cost for the GATOR ALLEY IMPROVEMENTS; and

WHEREAS, staff recommends the bid for GATOR ALLEY IMPROVEMENTS be awarded to Blade Construction, LLC .

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, hereby accept the bid from Blade Construction, LLC in the amount of \$588,267.40 as specified in BID SPECIFICATION NO. 2016-B-GATOR ALLEY IMPROVEMENTS (STPTE-TA13(930)).

APPROVED AND ADOPTED by the Mayor and City Council of the City of Daphne, Alabama, this ___ day of _____, 2015.

Dane Haygood, Mayor

ATTEST:

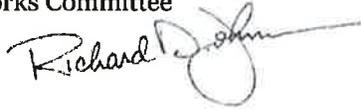
Rebecca A. Hayes, City Clerk

Dane Haygood
Mayor



Richard D. Johnson, PE
Public Works Director

Memorandum

To: Councilman Randy Fry - Chairman, Finance Committee
Thru: Councilman Robin LeJeune, Chairman, Public Works Committee
From: Richard D. Johnson, P.E.; Public Works Director 
CC: Jade Consulting; Finance; File
Date: December 3, 2015
Re: Project No. STPTE-TA13(930) Gator Alley – Turnout/Overlook/Drainage/
 Scenic Improvements

Mr. Chairman:

Based upon the bid tabulations provided by the Project Engineer, Trey Jinright, PE, JADE Consulting, LLC, on November 23, 2015, it is my recommendation to award the Contract to Blade Construction, LLC, Inc. for the above reference project. They are the qualifying low bidder. Tabulation of Project Costs is:

Activity	Entity	Cost
Initial Survey & Design	JADE Consulting, LLC	\$32,813.83
Additional Engineering Incurred	JADE Consulting, LLC	\$5,157.21
Land Acquisition (Appraisals & Legal)	Charles Breland	\$103,855.91
Construction Costs	Blade Construction, LLC	\$588,267.40
Construction Engineering & Testing (LS)	JADE Consulting, LLC	\$38,600.00
Total Project Cost:		\$768,694.35

Funding to date is:

- 2013 TAP Grant: \$320,075.46
 - Ordinance 2013-59 \$ 92,857.00
- Total Funding: \$412,932.46

I further recommend the following Lodging Tax appropriations be made:

Project Total: \$759,048.00
 Less Funding: (\$412,932.46)
 Appropriation Required: **\$355,761.89**

Public Works Department
 26435 Public Works Road P.O. Box 400 Daphne, Alabama 36526
 Phone: (251) 621-3182 Fax: (251) 621-3189



**JINRIGHT & ASSOCIATES DEVELOPMENT ENGINEERS
CONSULTING, LLC**

November 23, 2015

Mr. Richard D. Johnson
City of Daphne
P.O. Box 400
Daphne, AL 36526

RE: Gator Alley Improvement
Federal Aid Project No. STPTE-TA13(930)
Recommendation Letter

Dear Mr. Johnson:

The low bidder as-read at the bid opening for the referenced project on November 18, 2015 was Blade Construction, LLC. Based upon our review of the bid tabulation, we find the low bidder satisfactory to perform the work under this contract.

Accordingly, we recommend that the low bidder be awarded the contract for this project, per the unit price base bid of \$588,267.40, conditional upon receiving acceptable bonds and insurances, as required in the contract documents.

Please notify us once your office has approved the contract award, in order for us to prepare the contract documents for execution. Please do not hesitate to contact our office if you have any questions regarding this matter.

Respectfully,

JADE CONSULTING, LLC

Perry C. Jinright, III, P.E., LEED AP
Managing Member

\sr

cc: Suzanne Henson, City of Daphne
William Eringman, City of Daphne

Attachments: Bid Tab

JADE CONSULTING, LLC
BID TAB

OWNER: City of Daphne
1705 Main Street
Daphne, AL 36526

ENGINEER: JADE CONSULTING, LLC

PROJECT NAME: 2016-B-Gator Alley Improvements

PROJECT NO: STPTE-TA13(930)

BID NO: 0

BID DATE: Wednesday 11/18/2015 11:30 AM

PRE-BID: Wednesday 11/4/2015 9:00 AM

ITEM NUMBER	ITEM DESCRIPTION	UNIT	PLAN QTY	Blade Construction, LLC 18234 County Road 12 Foley, AL 36535 44220 - BC-S, HRRR, MU		Asphalt Service, Inc. 11045 Old Hwy 31 Spanish Fort, AL 36527 22479 - BC, EV-SH/RR, HS, MU		Ammons & Blackmon Const PO Box 7486 Spanish Fort, AL 36577 49303 - ADNAHS, MU	
				UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
1	CLEARING AND GRUBBING (201-C) INCLUDING MISCELLANEOUS REMOVAL AND DISPOSAL (APPROX. 0.85 ACRES)	LS	1	\$ 15,000.00	\$ 15,000.00	\$ 20,000.00	\$ 20,000.00	\$ 12,000.00	\$ 12,000.00
2	REMOVING CONCRETE PAVEMENT (206-C)	SY	30	\$ 11.00	\$ 330.00	\$ 20.00	\$ 600.00	\$ 50.00	\$ 1,500.00
3	REMOVING CURB (206-D)	LF	35	\$ 10.00	\$ 350.00	\$ 10.00	\$ 350.00	\$ 8.00	\$ 280.00
4	REMOVING FENCE (206-D)	LF	200	\$ 6.00	\$ 1,200.00	\$ 10.00	\$ 2,000.00	\$ 8.00	\$ 1,600.00
5	REMOVING CONCRETE SIDEWALK (206-C)	SY	128	\$ 11.00	\$ 1,408.00	\$ 5.00	\$ 640.00	\$ 12.50	\$ 1,600.00
6	REMOVING PIPE (206-D)	LF	20	\$ 8.00	\$ 160.00	\$ 20.00	\$ 400.00	\$ 27.00	\$ 540.00
7	REMOVING DRAINAGE STRUCTURE- PARTIAL (206-E)	EA	1	\$ 1,500.00	\$ 1,500.00	\$ 150.00	\$ 150.00	\$ 2,000.00	\$ 2,000.00
8	UNCLASSIFIED EXCAVATION (210-A)	CYIP	1680	\$ 10.50	\$ 17,640.00	\$ 6.00	\$ 10,080.00	\$ 12.00	\$ 20,160.00
9	BORROW EXCAVATION, SELECT FILL (210-D) TBM	CY	100	\$ 20.00	\$ 2,000.00	\$ 16.00	\$ 1,600.00	\$ 19.50	\$ 1,950.00
10	FOUNDATION BACKFILL, SELECT SANDFILL (214-B)	CY	180	\$ 12.50	\$ 2,250.00	\$ 20.00	\$ 3,600.00	\$ 30.00	\$ 5,400.00
11	MODIFIED ROADBED (230)	SY	1170	\$ 3.00	\$ 3,510.00	\$ 2.50	\$ 2,925.00	\$ 3.00	\$ 3,510.00
12	SEPARATION GEOTEXTILE (608-A)	SY	1245	\$ 6.75	\$ 8,403.75	\$ 3.75	\$ 4,688.75	\$ 3.25	\$ 4,046.25
13	SOIL STABILIZATION GEOGRID (243-A)	SY	275	\$ 9.75	\$ 2,681.25	\$ 5.00	\$ 1,375.00	\$ 8.00	\$ 2,200.00
14	CRUSHED AGGREGATE BASE, COURSE, TYPE "B", 4" THICKNESS (Section 825) (301-A)	SYCIP	220	\$ 10.22	\$ 2,248.40	\$ 17.25	\$ 3,795.00	\$ 16.00	\$ 3,520.00
15	CRUSHED AGGREGATE BASE, COURSE, 3 1/4" STONE, 8" THICKNESS (Section 801) (301-A)	SYCIP	950	\$ 19.89	\$ 18,895.50	\$ 22.00	\$ 20,900.00	\$ 20.00	\$ 19,000.00
16	PAVER FIELDS, VEHICULAR DUTY W/ SAND SETTING BEADING, OCTABRICK BY HARDCAPES USA	SF	8300	\$ 12.50	\$ 103,750.00	\$ 10.28	\$ 85,324.00	\$ 11.85	\$ 98,355.00
17	REINFORCED CEMENT CONCRETE PAVEMENT, 6" THICK, 4000 PSI (450-A)	SY	200	\$ 67.50	\$ 13,500.00	\$ 83.00	\$ 16,600.00	\$ 45.00	\$ 9,000.00
18	PARKING BUMPERS- CONCRETE	EA	6	\$ 200.00	\$ 1,200.00	\$ 50.00	\$ 300.00	\$ 66.00	\$ 396.00
19	BOLLARDS, STAINLESS STEEL	EA	3	\$ 1,100.00	\$ 3,300.00	\$ 500.00	\$ 1,500.00	\$ 800.00	\$ 2,400.00
20	PRESSURE TREATED WOOD HANDRAIL SET (637-B)	LF	105	\$ 22.00	\$ 2,310.00	\$ 25.00	\$ 2,625.00	\$ 12.15	\$ 1,275.75

**JADE CONSULTING, LLC
BID TAB**

OWNER: City of Daphne
1705 Main Street
Daphne, AL 36526

ENGINEER: JADE CONSULTING, LLC

PROJECT NAME: 2016-B-Gator Alley Improvements

PROJECT NO: STPTE-1A13(930)

BID NO: 0

BID DATE: Wednesday 11/18/2015 11:30 AM

PRE-BID: Wednesday 11/18/2015 9:00 AM

ITEM NUMBER	ITEM DESCRIPTION	UNIT	PLAN QTY	Blade Construction, LLC 18234 County Road 12 Foley, AL 36535 44220 - BC-S, HJRR, MU		Asphalt Service, Inc. 11045 Old Hwy 31 Spanish Fort, AL 36577 22479 - BC-EV-SHJRR, HS, MU		Ammons & Blackmon Const PO Box 7486 Spanish Fort, AL 36577 49303 - ADMLHS, MU	
				UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
21	RESET "GATOR ALLEY" SIGN	LS	1	\$ 250.00	\$ 250.00	\$ 250.00	\$ 250.00	\$ 935.00	\$ 935.00
22	BIKE RACK, 5 EA. SPACE. ECHO WAVE BY SITESCAPES	EA	1	\$ 1,000.00	\$ 1,000.00	\$ 875.00	\$ 875.00	\$ 1,200.00	\$ 1,200.00
23	MOBILIZATION (600-A)	LS	1	\$ 20,000.00	\$ 20,000.00	\$ 36,760.00	\$ 36,760.00	\$ 25,000.00	\$ 25,000.00
24	6" UNDERDRAIN PIPE, TYPE 8 (606-A)	LF	150	\$ 36.00	\$ 5,700.00	\$ 24.00	\$ 3,600.00	\$ 30.00	\$ 4,500.00
25	6" UNDERDRAIN CLEAN OUT	EA	6	\$ 150.00	\$ 900.00	\$ 175.00	\$ 1,050.00	\$ 580.00	\$ 3,480.00
26	WEEP DRAIN SYSTEM	LS	1	\$ 10,000.00	\$ 10,000.00	\$ 4,480.00	\$ 4,480.00	\$ 45,300.00	\$ 45,300.00
27	LOOSE RIPRAP, CLASS 1, 18" THICK (610-A)	SY	14	\$ 88.00	\$ 1,232.00	\$ 95.00	\$ 1,330.00	\$ 100.00	\$ 1,400.00
28	LOOSE RIPRAP, CLASS 2, 24" THICK (610-A)	SY	24	\$ 126.00	\$ 3,024.00	\$ 98.00	\$ 2,352.00	\$ 110.00	\$ 2,640.00
29	LEDGE ROCK, CLASS 2, 24" THICK (610-A)	SY	167	\$ 186.00	\$ 31,062.00	\$ 245.50	\$ 40,898.50	\$ 110.00	\$ 18,370.00
30	LEDGE ROCK, 1000-2000 LBS BOULDERS, GROUTED IN PLACE	TONS	800	\$ 165.00	\$ 132,000.00	\$ 244.00	\$ 195,200.00	\$ 263.13	\$ 210,504.00
31	FILTER BLANKET, GEOTEXTILE (NON WOVEN) (610-D)	SY	900	\$ 7.50	\$ 6,750.00	\$ 3.25	\$ 2,925.00	\$ 3.00	\$ 2,700.00
32	CONCRETE SIDEWALK, 4" THICKNESS (618-A)	SY	110	\$ 45.00	\$ 4,950.00	\$ 48.00	\$ 5,280.00	\$ 42.00	\$ 4,620.00
33	CONCRETE SIDEWALK, 4" THICKNESS (618-A) W/ ADA SURFACE TREATMENT	SY	30	\$ 48.00	\$ 1,440.00	\$ 62.00	\$ 1,860.00	\$ 80.00	\$ 2,400.00
34	REINFORCED SLOPE PAVING, (614-B)	CY	6	\$ 375.00	\$ 2,250.00	\$ 750.00	\$ 4,500.00	\$ 500.00	\$ 3,000.00
35	MINOR STRUCTURE CONCRETE (620-A)	CY	2	\$ 365.00	\$ 730.00	\$ 600.00	\$ 1,200.00	\$ 1,200.00	\$ 2,400.00
36	42" RCP STORM SEWER PIPE (533-A)	LF	80	\$ 90.00	\$ 7,200.00	\$ 96.70	\$ 7,736.00	\$ 140.00	\$ 11,200.00
37	42" DBL PIPE END TREATMENT, CL 1 (619-A)	EA	2	\$ 3,200.00	\$ 6,400.00	\$ 875.00	\$ 1,750.00	\$ 3,500.00	\$ 7,000.00
38	18" SPECIAL DOME GRATE INLET- RESET WITH EXISTING STRUCTURE (621-G)	EA	1	\$ 300.00	\$ 300.00	\$ 1,800.00	\$ 1,800.00	\$ 2,500.00	\$ 2,500.00
39	18" SPECIAL DOME GRATE INLET (621-G)	EA	1	\$ 300.00	\$ 300.00	\$ 3,150.00	\$ 3,150.00	\$ 5,000.00	\$ 5,000.00
40	INLET UNITS (621-D)	EA	2	\$ 3,250.00	\$ 6,500.00	\$ 750.00	\$ 1,500.00	\$ 1,000.00	\$ 2,000.00

**JADE CONSULTING, LLC
BID TAB**

OWNER: City of Daphne
1705 Main Street
Daphne, AL 36528

ENGINEER: JADE CONSULTING, LLC

PROJECT NAME: 2016-B-Gator Alley Improvements

PROJECT NO: STPTE-TA13(930)

BID NO: 0

BID DATE: Wednesday 11/18/2015 11:30 AM

PRE-BID: Wednesday 11/4/2015 9:00 AM

CONTRACT SCHEDULE									
ITEM NUMBER	ITEM DESCRIPTION	UNIT	PLAN QTY	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
41	COMBINATION CURB AND GUTTER, TYPE M-2 (623-C)	LF	700	\$ 15.00	\$ 10,500.00	\$ 20.00	\$ 14,000.00	\$ 21.00	\$ 14,700.00
42	6" CONCRETE CURB, TYPE A (623-B)	LF	195	\$ 12.00	\$ 2,340.00	\$ 20.00	\$ 3,900.00	\$ 21.00	\$ 4,095.00
43	8" CL 900 WATER MAIN LAID (641-A)	LF	65	\$ 22.00	\$ 1,430.00	\$ 36.00	\$ 2,340.00	\$ 115.00	\$ 7,475.00
44	2" POLYETHYLENE GAS MAIN LAID (646-A)	LF	65	\$ 18.00	\$ 1,170.00	\$ 45.00	\$ 2,925.00	\$ 120.00	\$ 7,800.00
45	TOPSOIL (658-A)	CY	200	\$ 22.00	\$ 4,400.00	\$ 18.00	\$ 3,600.00	\$ 20.00	\$ 4,000.00
46	CLEAN GRANULAR BACKFILL FOR DETENTION POND BOTTOMS - WITH 30% VOIDS (Section 802)	CY/P	100	\$ 48.00	\$ 4,800.00	\$ 22.50	\$ 2,250.00	\$ 30.00	\$ 3,000.00
47	50% COMPOST 50% SAND MIX - 6" COMPACTED THICKNESS	CY/P	20	\$ 30.00	\$ 600.00	\$ 30.00	\$ 600.00	\$ 100.00	\$ 2,000.00
48	SOLID SOD (654-A)	SY	500	\$ 6.50	\$ 3,250.00	\$ 8.00	\$ 4,000.00	\$ 6.75	\$ 3,375.00
49	EROSION CONTROL NETTING, CLASS B (659-A)	SY	1000	\$ 6.50	\$ 6,500.00	\$ 2.25	\$ 2,250.00	\$ 3.50	\$ 3,500.00
50	TEMPORARY SEEDING (665-A)	AC	1	\$ 1,000.00	\$ 1,000.00	\$ 1,500.00	\$ 1,500.00	\$ 1,200.00	\$ 1,200.00
51	TEMPORARY MULCHING (665-B)	AC	1	\$ 1,000.00	\$ 1,000.00	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00
52	INLET PROTECTION DEVICE (665-P)	EA	5	\$ 450.00	\$ 2,250.00	\$ 350.00	\$ 1,750.00	\$ 550.00	\$ 2,750.00
53	WATTLES (665-Q)	LF	100	\$ 10.00	\$ 1,000.00	\$ 10.00	\$ 1,000.00	\$ 8.00	\$ 800.00
54	SILT FENCE, TYPE "A" (665-J)	LF	660	\$ 4.00	\$ 2,640.00	\$ 6.00	\$ 3,960.00	\$ 5.50	\$ 3,630.00
55	SILT FENCE REMOVAL (665-O)	LF	660	\$ 1.50	\$ 990.00	\$ 2.00	\$ 1,320.00	\$ 1.00	\$ 660.00
56	STREET SIGNS AND TRAFFIC STRIPPING	LS	1	\$ 5,000.00	\$ 5,000.00	\$ 4,200.00	\$ 4,200.00	\$ 2,170.00	\$ 2,170.00
57	ENGINEERING CONTROLS (680-A)	LS	1	\$ 6,000.00	\$ 6,000.00	\$ 5,000.00	\$ 5,000.00	\$ 3,000.00	\$ 3,000.00

JADE CONSULTING, LLC
BID TAB

OWNER: City of Dauphin
1705 Main Street
Dauphin, AL 36526

ENGINEER: JADE CONSULTING, LLC

PROJECT NAME: 2016-B-Gator Alley Improvements

PROJECT NO: STPTE-TA13(930)

BID NO: 0

BID DATE: Wednesday 11/18/2015 11:30 AM

PRE-BID: Wednesday 11/14/2015 9:00 AM

CONTRACT SCHEDULE									
ITEM NUMBER	ITEM DESCRIPTION	UNIT	PLAN QTY	Blade Construction, LLC 18234 County Road 12 Foley, AL 36535 44220 - BC-S, HRR, MU		Asphalt Service, Inc. 11045 Old Hwy 31 Spanish Fort, AL 36527 22479 - BC, EV-SHRR, HS, MU		Ammons & Blackmon Const PO Box 7486 Spanish Fort, AL 36577 49303 - ADM, HS, MU	
				UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
58	TRAFFIC CONTROL SCHEME (740-A)	LS	1	\$ 1,500.00	\$ 1,500.00	\$ 4,000.00	\$ 4,000.00	\$ 8,000.00	\$ 8,000.00
59	SWEET BAY MAGNOLIA, MULTI-TRUNK, 3-5 STEMS/PLANT, B&B 6'-10" HEIGHT	EA	12	\$ 360.00	\$ 4,320.00	\$ 360.00	\$ 4,320.00	\$ 257.92	\$ 3,095.04
60	SOUTHERN LIVE OAK, FULL HEAD, SPECIMEN QUALITY, B&B 2" CAL, 12' HEIGHT	EA	17	\$ 400.00	\$ 6,800.00	\$ 452.00	\$ 7,684.00	\$ 305.83	\$ 5,199.11
61	BALD CYPRESS, FULL HEAD, SPECIMEN QUALITY, 2" CAL, 10'-12" HEIGHT	EA	13	\$ 360.00	\$ 4,940.00	\$ 273.00	\$ 3,549.00	\$ 245.16	\$ 3,187.08
62	COMMON WAX MYRTLE, SHRUB FORM, FULL TO GROUND, 3 GAL, 24" HEIGHT, 96" O.C. SPACING	EA	87	\$ 23.00	\$ 2,001.00	\$ 13.85	\$ 1,204.95	\$ 23.71	\$ 2,062.77
63	DWARF PALMETTO, 3 GAL, 24" HEIGHT, 48" O.C.	EA	316	\$ 34.00	\$ 10,744.00	\$ 41.50	\$ 13,114.00	\$ 38.57	\$ 12,188.12
64	VIRGINIA SWEETSPICE 1 GAL, 36" O.C. SPACING	EA	539	\$ 11.00	\$ 5,929.00	\$ 9.45	\$ 5,093.55	\$ 18.13	\$ 9,772.07
65	PINK MUIRLY, 3 GAL, 42" O.C.	EA	307	\$ 22.00	\$ 6,754.00	\$ 13.85	\$ 4,251.95	\$ 22.86	\$ 7,018.02
66	FORTUNE FINDER LOUISIANA IRIS, 1 GAL, 18" O.C. SPACING	EA	1010	\$ 11.00	\$ 11,110.00	\$ 19.15	\$ 19,341.50	\$ 14.48	\$ 14,624.80
67	PEACHES IN WINE LOUISIANA IRIS, 1 GAL, 18" O.C. SPACING	EA	565	\$ 11.00	\$ 6,215.00	\$ 19.25	\$ 10,876.25	\$ 18.13	\$ 10,243.45
68	SOFT RUSH, 2" PLUG, 18" O.C. SPACING	EA	2035	\$ 1.70	\$ 3,459.50	\$ 5.95	\$ 12,108.25	\$ 16.52	\$ 33,821.70
69	COMPLETE DESIGN/BUILD IRRIGATION SYSTEM W/ SLEEVES	LS	1	\$ 26,000.00	\$ 26,000.00	\$ 14,250.00	\$ 14,250.00	\$ 10,070.10	\$ 10,070.10
TOTAL BID AMOUNT					\$ 586,267.40		\$ 653,857.70		\$ 731,519.26

* ITEMS BOLD & ITALICIZED INDICATE AN ERROR IN THE EXTENSION OF THE UNIT PRICE, THIS ERROR DID NOT CHANGE THE BIDDERS STANDING.

TO MY KNOWLEDGE THIS IS AN ACURATE BID TABULATION

APPROVAL 

PERRY C. TREY JIRRIGHT, III, P.E.

**City of Daphne – JADE CONSULTING – Amended Project Scope of Engineering Work
TAP FY2013 Gator Alley - Turnout/Overlook/Drainage/Scenic Improvements**

City of Daphne Identifying Project Number: CODFY2013-TAP 1

TAP FY2013 Project No.: STPTE-TA13(930)

Detail Description of the Project - 2013 Transportation Alternatives Program (TAP):

Gator Alley Trailhead (North Main Street) Improvements – Executive Summary:

Gator Alley which is a link in the Eastern Shore National Recreation Trail, Baldwin County, Alabama, is a popular tourist destination, roadside attraction, scenic overlook, and park for the Citizens and Visitors of Daphne, Alabama. Gator Alley consists of a turnout, overlook, viewing, and parking area connected to a wooden boardwalk and concrete trail systems that crosses, at multiple locations, and follows D'Olive Creek to Mobile Bay. The area is habitat to a multitude of coastal animals and is home to a healthy population of the American Alligator which is the main draw of the park and trail.

This project entails major improvements by constructing a new and expanded turnout, overlook, viewing, and parking area. This Project will accomplish community improvement by acquiring the undevelopable property to the west of the current trailhead and the removal of existing outdoor advertising on that property. This project will include significant drainage and post-development stormwater treatment. The project will include the construction of a stepped pool treatment and bio-retention system that will improve water quality prior to discharge to D'Olive Creek. D'Olive Creek is an impaired waterway (303D Listed Stream) and this system will intercept and treat stormwater runoff from US Hwy 98, North Main Street, and the new turnout/ overlook/ parking area.

NOTE: The full FY2013 Transportation Alternatives Program (TAP) Project Application - Gator Alley - Turnout/Overlook/Drainage/Scenic Improvements is attached and should be considered a companion document to this Scope of Work for Engineering Services.

Scope of Construction Services - 2013 Transportation Alternatives Program (TAP):

For all work associated with construction services as specified in Construction Services (Below), the fee shall be based on a lump sum basis for this construction project, as authorized by the City. The basis of fees for the project is:

<u>Engineering Services Budget</u>				
Construction Cost Less Property Acquisition	Survey & Design (*)	Engineering – CE&I (LS)	Material Testing	Total Eng. Expense
\$588,267.40	\$37,971.04	\$38,600.00	Inc. In CE&I	\$76,571.04

* Based on 8.5% of Engineering Construction Estimate of \$386,045.00 plus additional \$5,157.21 of additional Engineering Cost incurred.

No additional compensation shall be paid to the Engineer until project time is exceeded 125% of contracted calendar days. Compensation shall be made on the basis of on a cost of average daily fee basis calculated as follows: $Average\ Daily\ Fee = \frac{(Lump\ Sum\ Fee)}{(\#\ Contract\ Days)}$

***City of Daphne – JADE CONSULTING – Amended Project Scope of Engineering Work
TAP FY2013 Gator Alley - Turnout/Overlook/Drainage/Scenic Improvements***

Construction Services Continued:

Resident Construction Surveillance Representative

A. General

Resident Construction Surveillance Representative is Engineer's Agent, will act as directed by and under the supervision of Engineer, and will confer with Engineer regarding his actions. Resident Construction Surveillance Representative's dealings in matters pertaining to the on-site work shall in general be only with the Engineer and Contractor, and dealings with subcontractors shall only be through or with the full knowledge of Contractor. Written communication with the City will be only through or as directed by Engineer.

B. Duties and Responsibilities

Resident Construction Surveillance Representative will:

1. Conferences: Attend preconstruction conferences. Attend progress meetings and other job conferences as required in consultation with Engineer.
2. Schedules: Review the progress schedule, schedule of Shop Drawing submissions and schedule of values prepared by Contractor.
3. Representative:
 - a. Serve as Engineer's Representative with Contractor, working principally through Contractor's superintendent and assist him in understanding the intent of the Contract Documents. Assist Engineer in serving as the City's Representative with Contractor when Contractor's operations affect the City's on-site operations.
 - b. As requested by Engineer, assist in obtaining from the City additional details or information, when required at the job site for proper execution of the Work.
4. Advise Engineer and Contractor or its superintendent immediately of the commencement of any Work requiring a Shop Drawing or sample submission if the submission has not been approved by Engineer.
5. Review of Work, Rejection of Defective Work, Inspections and Tests:
 - a. Conduct, on-site observations of the Work in progress to assist Engineer in determining if the Work is in general proceeding in accordance with the Contract Documents.
 - b. Report to Engineer whenever he believes that any work is unsatisfactory, faulty or defective or does not conform to the Contract Documents, or does not meet the requirements of any inspections, tests or approval required to be made or had been damaged prior to final payment; and advise Engineer when he believes Work should be corrected or rejected, or should be uncovered for observation, or requires special testing, inspection or approval.

**City of Daphne – JADE CONSULTING – Amended Project Scope of Engineering Work
TAP FY2013 Gator Alley - Turnout/Overlook/Drainage/Scenic Improvements**

Resident Construction Surveillance Representative Continued

- c. Verify that tests, equipment and systems start-ups and operating and maintenance instructions are conducted as required by the Contract instructions are conducted as required by the Contract Documents and in presence of the required personnel, and that Contractor maintains adequate records thereof; observe, record and report to Engineer appropriate details relative to the test procedures and start-ups.
 - d. Accompany visiting inspectors representing public or other agencies having jurisdiction over the Project, record the outcome of these inspections and report to Engineer.
6. Interpretation of Contract Documents: Transmit to Contractor Engineer's clarifications and interpretations of the Contract Documents.
7. Modifications: Consider and evaluate Contractors suggestions for modifications in Drawings or Specifications and report them with recommendations to Engineer.
8. Records and Reports:
 - a. Maintain at the job site orderly files for correspondence, reports of job conferences, Shop Drawings and samples, submissions, reproductions of original Contract Documents including all addenda, change orders, field orders, additional Drawings issued subsequent to the execution of the Contract, Engineer's clarifications and interpretations of the Contract Documents, Progress Reports, and other Project related documents.
 - b. Keep a diary or log book recording hours on the job site, weather conditions, data relative to questions of extras or deductions, list of visiting officials and representatives of manufacturers, fabricators, suppliers and distributors, daily activities, decisions, observations in general and specific observations in more detail as *in* the case of observing test procedures. Send copies to Engineer.
 - c. Record names, addresses and telephone numbers of all Contractors, subcontractors and major suppliers of materials and equipment.
 - d. Furnish Engineer periodic reports as required of the Work and Contractor's compliance with the approved progress schedule.
 - e. Consult with Engineer in advance of scheduling major tests, inspections or start of important phases of the Work.
 - f. Report immediately to Engineer upon the occurrence of any accident.
9. Payment Requisitions: Review applications for payment with Contractor for compliance with the established procedure for their submission and forward them with recommendations to Engineer, noting particularly their relation to the schedule of values, Work completed and materials and equipment delivered at the site but not incorporated in the Work.

**City of Daphne – JADE CONSULTING – Amended Project Scope of Engineering Work
TAP FY2013 Gator Alley - Turnout/Overlook/Drainage/Scenic Improvements**

Resident Construction Surveillance Representative Continued

10. Completion:

- a. Before Engineer issues a Certificate of Substantial Completion, submit to Contractor a list of observed items requiring completion or correction.
- b. Conduct final inspection in the company of the Engineer, the city and the Contractor and prepare a final list of items to be completed or corrected.
- c. Verify that all items on final list have been completed or corrected and make recommendations to Engineer concerning acceptance.

C. Limitations of Authority

Except upon written instructions of Engineer, Resident Construction Surveillance Representative:

1. Shall not authorize any deviation from the Contract Documents or approve any substitute materials or equipment.
2. Shall not exceed limitations on Engineer's authority as set forth in the Contract Documents.
3. Shall not undertake any of the responsibilities of Contractor, subcontractors or Contractor's superintendent.
4. Shall not advise on or issue directions relative to any aspect of the means, methods, techniques, sequences of procedures of construction.
5. Shall not advise on or issue directions as to safety precautions and programs in connection with the Work.
6. Shall not authorize the City to occupy the Project in-whole or in part, unless it is in the City's best interest.
7. Shall not participate in specialized field or laboratory test, unless directed by the City.
8. Shall not accept shop drawings or submittals, as these shall be made to the Engineer.

**City of Daphne – JADE CONSULTING – Amended Project Scope of Engineering Work
TAP FY2013 Gator Alley - Turnout/Overlook/Drainage/Scenic Improvements**

Per the terms of the associated Engineering Service Agreement between the City of Daphne and JADE Consulting, enclosed is the Amended Engineering Scope of work for the above referenced project.

**City of Daphne
P.O. Box 400
Daphne, AL 36526**

**JADE CONSULTING
Post Office Box 1929
Fairhope, AL 36533**



Richard D. Johnson, P.E.
Director of Public Works

Signature

December 7, 2015
Date

Title

Date

Suzanne Henson

Subject: FW: Project No. TAPAA-TA13(930) Gator Alley – Turnout/Overlook/Drainage/Scenic Improvements

From: Hood, Dewayne [<mailto:hoodd@dot.state.al.us>]
Sent: Thursday, December 03, 2015 4:26 PM
To: Richard D. Johnson, P.E.
Subject: FW: Project No. TAPAA-TA13(930) Gator Alley – Turnout/Overlook/Drainage/Scenic Improvements

Richard,

The city's request has been approved for use of the remaining balance from the acquisition to be added to the construction budget which will be roughly \$100,000.00. Please respond as to how the city plans to proceed with this project. Thanks.

Dewayne A. Hood Transportation Administrator Special Projects

Alabama Department of Transportation
1701 I-65 West Service Road, North
Mobile, Alabama 36618-1109
Office: 251.470.8253

From: Kratzer, Bob
Sent: Thursday, December 03, 2015 3:25 PM
To: Hood, Dewayne <hoodd@dot.state.al.us>
Cc: Milton, Tina <miltont@dot.state.al.us>; Cox, Becky <coxbec@dot.state.al.us>
Subject: FW: Project No. TAPAA-TA13(930) Gator Alley – Turnout/Overlook/Drainage/Scenic Improvements

Dewayne, see Clay McBrien's email below.

Also, this authorization was sent to you on September 28, 2015. Make sure the city uses the correct project number.
Dewayne, TE project authorized.

100061685 STPTE-TA13(930) SW Reg. Gator Alley turnout / overlook – City of Daphne \$ 140,075.46 Federal, \$35,018.87 Sponsor

Dewayne, Office Engineer has changed the prefix on the project number above. (TAPAA to STPTE). Therefore, the bid package (plans, proposals, etc.) should reflect this.
Thanks, Bob K.

From: mcbrienc@dot.state.al.us [<mailto:mcbrienc@dot.state.al.us>]
Sent: Thursday, December 03, 2015 3:13 PM
To: Kratzer, Bob <kratzerr@dot.state.al.us>
Subject: RE: Project No. TAPAA-TA13(930) Gator Alley – Turnout/Overlook/Drainage/Scenic Improvements
Sure. That shouldn't be a problem. Clay

From: Kratzer, Bob
Sent: Thursday, December 03, 2015 3:07 PM
To: McBrien, Clay <mcbrienc@dot.state.al.us>
Cc: Milton, Tina <miltont@dot.state.al.us>; Cox, Becky <coxbec@dot.state.al.us>
Subject: FW: Project No. TAPAA-TA13(930) Gator Alley – Turnout/Overlook/Drainage/Scenic Improvements
Clay, in reference to the City of Daphne's request in the below email, would it be possible to use the leftover balance from the acquisition of ROW for construction of same project. It is one project number STPTE-TA13(930) but split out in CPMS as RW and CN.
Thanks, Bob K.

From: Hood, Dewayne
Sent: Thursday, December 03, 2015 2:46 PM
To: Kratzer, Bob <kratzerr@dot.state.al.us>
Subject: FW: Project No. TAPAA-TA13(930) Gator Alley – Turnout/Overlook/Drainage/Scenic Improvements
Bob, Please read and respond at your convenience to the request by the City of Daphne. Thanks.
Dewayne A. Hood Transportation Administrator
Special Projects
Alabama Department of Transportation
1701 I-65 West Service Road, North
Mobile, Alabama 36618-1109 Office: 251.470.8253

From: Richard D. Johnson, P.E. [<mailto:rjohnson@daphneal.com>]
Sent: Thursday, December 03, 2015 7:45 AM
To: Hood, Dewayne <hoodd@dot.state.al.us>
Cc: Trey Jinright <tjinright@jadengineers.com>; Ashley Campbell <acampbell@daphneal.com>; Kelli Kichler, CPA <kkichler@daphneal.com>; Dane Haygood <mayor@daphneal.com>; Suzanne Henson <shenson@daphneal.com>; Michele Hanson <mthanson@daphneal.com>; William Eringman <weringman@daphneal.com>
Subject: RE: Project No. TAPAA-TA13(930) Gator Alley – Turnout/Overlook/Drainage/Scenic Improvements

Mr. Hood:

The City of Daphne opened the bids on the above referenced project on November 18, 2015. We have a qualified low bidder. Unfortunately, the low bid came in significantly higher than the Project Engineer's construction estimate. This project is of great importance to the City, State and cooperating Environmental Groups within the Community. It is a gateway project at the entrance of the City and greatly enhances the aesthetics at the exchange of Interstate 10 and U.S. Highways 90 & 98. In addition, the collection and treatment of stormwater runoff from these roadways prior to discharge to D'Olive Creek is of key environmental importance and a major component of this project. The City is reluctant to "value engineer" this project and rebid to reduce cost. We desire to move forward as quickly as possible.

This project had two funding components: Property Acquisition and Construction. The Total project was funded based on a 2013 estimate of \$400,094.33 - \$225,000 for Property Acquisition and \$175,094.33 for Construction. We were very fortunate to be able to purchase the property for \$100,000.00 - 80% of which was reimbursed from Federal Funds. This left a balance of approximately \$100,000.00 in the property acquisition fund to go unused.

The City is requesting that this balance be transferred to the construction fund to help offset the additional cost of construction. All federal funds were granted under the same project number and will be used for the very same project. The application of this already granted money to the construction portion of the project will assist greatly in keeping this important project moving forward.

The bid acceptance is scheduled to be presented to the City's Finance Committee on December 14, 2015. An approval prior to that date will be greatly appreciated.

Yours, RDJ

Richard D. Johnson, P.E.
Public Works Director
26435 Public Works Road
Daphne, AL 36526

Richard D. Johnson, P.E.
Public Works Director
rjohnson@daphneal.com
City of Daphne, Alabama - "The Jubilee City"
Phone: 251-621-3182 Web: www.daphneal.com



Project No. JADE - Amended
STPTE-TA13(930... Scope of Engine...



**ORDINANCE 2013-59
Lodging Tax Appropriation TAP: Gator Alley -
Turnout/Overlook/Drainage/Scenic Improvements**

WHEREAS, Ordinance 2013-50 approved and adopted the Fiscal Year 2014 Budget on September 23, 2013; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2014 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2014 budget; and

WHERE AS, the City has been awarded the new Transportation Alternatives Program (TAP) Grant through the Alabama Department of Transportation (ALDOT) in the amount of \$320,075.46 with an 80/20 cost share ration; and

WHERE AS, the Transportation Enhancement (TE) Program funds may be used to correct ADA deficiencies associated with existing pedestrian infrastructure; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that funds in the amount of \$ 92,857 from the Lodging Tax Fund are appropriated and made a part of the Fiscal Year 2014 budget for the City's 20% match for the project herein described.

Activity	Total Cost	Grant Portion	City's Portion
Initial Survey & Design (9.5%)	\$ 13,819.00	\$ 0.00	\$ 13,819.00
<u>Construction Cost Including Property Acquisition</u>	<u>\$370,457.71</u>	\$296,366.17 (80%)	\$74,091.54 (20%)
Const. Material Testing (2%)*	\$ 2,910.00	\$ 2,328.00 (80%)	\$ 582.00 (20%)
<u>Const. Engineering – CE&I (15%)*</u>	<u>\$ 21,819.00</u>	<u>\$ 17,455.20 (80%)</u>	<u>\$ 4,363.80 (20%)</u>
Totals	<u>\$409,005.71</u>	\$316,149.37 (77.3%)	\$ 92,856.34 (22.7%)

*Based on Actual Construction Cost – minus land acquisition (\$370,457.71 - \$225,000.00 = \$145,458.71)

Note: Grant amount is published as at a slightly higher \$320,075.46

FURTHERMORE, the Mayor is hereby authorized to execute any and all documents required in order for the City of Daphne to participate in such project.

APPROVED AND ADOPTED by the Mayor and City Council of the City of Daphne, Alabama, this 4th day of November, 2013.


Dane Haygood, Mayor

ATTEST:


Rebecca A. Hayes, City Clerk

RESOLUTION NO. 2015-77

2016-E-PARK CHEMICALS

WHEREAS, The City of Daphne is required under section 41-16-20 of the Code of Alabama to secure competitive bids for items in excess of \$15,000; and

WHEREAS, The City of Daphne acknowledges that the cost for the PARK CHEMICALS will exceed this amount; and

WHEREAS, Staff has reviewed the bids for the PARK CHEMICALS and determined that the bid as presented is reasonable; and

WHEREAS, Staff recommends the bid for the PARK CHEMICALS be awarded to SiteOne Landscape Supply.

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, hereby accept the bid of SiteOne Landscape Supply for unit cost listed as attached herein and made a part hereof for BID SPECIFICATION NO. 2016-E-PARK CHEMICALS.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ day of _____, 2015

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk

Dane Haygood
Mayor

David McKelroy
Parks & Recreation
Director



Chris Bradford
Parks Maintenance Supervisor

Jane Ellis
Seniors Program Coordinator

Charlie McDavid
Athletic Coordinator

TO: Finance Department

FROM: David McKelroy, Recreation Director

RE: Bid#2016-E-Parks Chemicals

DATE: December 14, 2015

Based on information and prices submitted, I recommend the City of Daphne accept the bid of Site One Landscapes (formerly John Deere Landscape). We have been very satisfied with the products and service they have provided in the past.

Other quotes did not include prices on required items and comparable product.

BID DOCUMENT: 2016-E-PARKS CHEMICAL

THE BIDDER ACKNOWLEDGES WITH THE SUBMISSION OF A BID THAT HE/SHE HAS REVIEWED THE TERMS AND CONDITIONS OF THIS BID AND ACCEPTS THEM. BID SHEETS MUST BE SIGNED BY COMPANY OWNER OR AUTHORIZED PERSONNEL AND NOTARIZED.

**COMPANY NAME
ADDRESS**

SiteOne Landscape Supply - bids Dept.
1385 East 36th Street
Cleveland, Ohio 44114

**FEDERAL ID#
PHONE NUMBER
FAX NUMBER
E-MAIL**

36-4485550
(800) 321-5325 ex. 2550
(248) 581-1433
bids@SiteOne.com

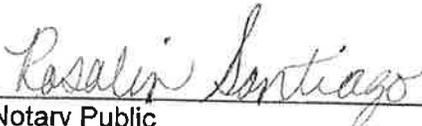
Cell: 850-527-1724


AUTHORIZED SIGNATURE

Keith McGinty

PRINT NAME

Sworn to and subscribed before me this 4th day of December, 2015.


Notary Public

ALL BIDS MUST BE RECEIVED

IN PERSON :

CITY OF DAPHNE
FINANCE DEPARTMENT
ATTENTION: SUZANNE HENSON
1705 MAIN STREET
DAPHNE, ALABAMA 36526

BY MAIL :

CITY OF DAPHNE
FINANCE DEPARTMENT
ATTENTION: SUZANNE HENSON
P.O. BOX 400
DAPHNE, ALABAMA 36526

Site One

Bid Document 2016-E-PARKS CHEMICALS

PRODUCT	UNIT	UNIT PRICE	EXTENDED COST	EXCEPTIONS/COMMENTS
Fertilizer				
18-0-18 50%PPSCU	50 pound	\$ 23.15	\$ 347.25	
18-24-12 50%MOP	50 pound	\$ 25.02	\$ 25.02	
21-3-21 TCRN 65%	50 pound	\$ 25.73	\$ 3,061.87	
21-0-0 Ammonium Sulfate	50 pound	\$ 16.17	\$ 16.17	
24-2-11 40% PPSCU 6FE	50 pound	\$ 21.42	\$ 2,227.68	#098631 24-0-11 50% Polyplus 2Fe
33-0-17Sprayable	50 pound	\$ 22.77	\$ 22.77	
Pre-M 25-2-5 (Herbicide: Pre-emerge with fertilizer)	50 pound	\$ 22.23	\$ 22.23	
Pre-m 0-0-8 (Herbicide: Pre-emerge with fertilizer)	50 pound	\$ 17.48	\$ 17.48	
18-1-8	50 pound	\$ 37.21	\$ 37.21	
18-2-18 Bio Solids	50 pound	\$ 21.04	\$ 21.04	
14-4-14	50 pound	\$ 25.56	\$ 25.56	
Insecticide				
Dylox	30 pound	\$ 43.14	\$ 43.14	
Lesco Fate	1 pound	\$ 11.41	\$ 11.41	#091539 Acephate Pro 97Up 1lb
Lesco Fate	10 pound	\$ 32.03	\$ 32.03	#83012403 Acephate 90 Prill 5lb
Taistar Flowable	1 quart	\$ 27.09	\$ 27.09	#10062151 Crosscheck Plus 96oz
Top Choice	50 pound	\$ 137.50	\$ 6,600.00	#79982844 Agency item
Varsity Ant Bait	12 pound	\$ 350.00	\$ 350.00	#53209 Advion Fire Ant Bait 25lb
Orthene T&O	WSP packets	\$ -	\$ -	
Orthene T&O	1 pound	\$ -	\$ -	
Merit 75 WP	2 oz	\$ 31.00	\$ 31.00	#909444 Merit Sys Ins 2oz
Sevin	2.5 gallons	\$ 112.00	\$ 112.00	

* Alternate - labels enclosed

Bid Document 2016-E-PARKS CHEMICALS					
PRODUCT	UNIT	UNIT PRICE	EXTENDED COST	EXCEPTIONS/COMMENTS	
<i>Herbicide</i>					
Revolver	87 OZ	\$ 550.80	\$ 550.80	#79545312 Agency item	
Monument	5 X 5 packets	\$ 242.50	\$ 1,940.00	#19560 Agency item	
Simazine	2.5 gallon	\$ 50.55	\$ 50.55		
Drive 75DF	1 pound	\$ 28.50	\$ 28.50	#83013620 Quinclorac 75 DF 1lb	
Sedgehammer	1.3 ounce	\$ 64.96	\$ 64.96		
Manage	1.3 ounce	\$ 64.96	\$ 64.96		
Manor	2 ounce	\$ 50.18	\$ 50.18	#35720 Sedgehammer 1.33 oz	
Momentum Premium	2.5 gallon	\$ 137.60	\$ 137.60	#83013395 MSM Turf 60DF 8oz	
MSMA 6.6	2.5 gallon	\$ 87.01	\$ 348.04	#10155225 Momentum Fx2 2.5gal	
Prosecutor Pro	2.5 gallon	\$ 55.00	\$ 550.00		
Weed Plex	1 gallon	\$ 68.48	\$ 68.48		
Reward	1 gallon	\$ 96.81	\$ 96.81	#10224041 Diquat Spc 2L 1gal	
Scythe	2.5 gallon	\$ 175.53	\$ 175.53		
Snapshot	50 pound	\$ 82.22	\$ 82.22		
Three Way Selective	2.5 gallon	\$ 60.96	\$ 60.96		

*Alternate - labels enclosed

Bid Document 2016-E-PARKS CHEMICALS

PRODUCT	UNIT	UNIT PRICE	EXTENDED COST	EXCEPTIONS/COMMENTS
Sethoxydim	1 gallon	\$ 145.00	\$ 145.00	#59011294 Segment 1gal
Quick Silver	8 ounces	\$ 145.00	\$ 145.00	
Basegran	1 gallon	\$ 110.00	\$ 110.00	
Vantage	1 gallon	\$ -	\$ -	
Image Herbicide	1 pint	\$ 120.00	\$ 120.00	#59010343 Image 70Dg 11.43oz
Dissmiss	16 ounce	\$ 73.13	\$ 73.13	#10057897 Dissmiss 6oz
Certainty	1.25 ounce	\$ 70.49	\$ 70.49	
Fungicide				
Banol				
T-Storm	1 gallon	\$ 427.70	\$ 427.70	
Mancozeb	2.5 gallon	\$ 166.75	\$ 166.75	#10441225 Lesco T-Storm 2.5gal
Heritage	12 pound	\$ 57.03	\$ 57.03	
Manicure Ultrex	1 pound	\$ 317.00	\$ 317.00	#74240 Agency item
Subdue	5 pound	\$ 41.13	\$ 41.13	
	1 gallon	\$ 515.00	\$ 515.00	#53195 Agency item

* Alternate - labels enclosed.

Bid Document 2016-E-PARKS CHEMICALS

PRODUCT	UNIT	UNIT PRICE	EXTENDED COST	EXCEPTIONS/COMMENTS
<i>Miscellaneous</i>				
Double Eagle Blend Rye Grass Seed	50 pound	\$ 72.50	\$ 72.50	
Pro-Choice Soil Master	560	\$ 7.50	\$ 4,200.00	#088782 Turface All Sport 50lb
ProChoice Quick Dry	240	\$ 8.00	\$ 1,920.00	#088884 Turface Gamesaver 50lb
Pro Max	1	\$ 66.04	\$ 66.04	#2724632 Roots PHC Biopack plus 3
Regi-Max	1	\$ 370.10	\$ 370.10	#83014086 T Nex 1Ag Pgr 2.5gal
Spreader Sticker, Non-ionic	1	\$ 56.19	\$ 56.19	#019255 Lesco Spreader Sticker
Tracker Dye	1	\$ 48.51	\$ 48.51	#008820 Lesco Tracker Blue
Bolster	1	\$ 140.22	\$ 140.22	
Chelated Iron Liquid	1	\$ 20.60	\$ 20.60	#084043 Iron+chelated 12N 6Fe 2Mn
Dolomitic Lime (pelletized)	1	\$ 5.05	\$ 5.05	
Wasp & Hornet Spray	1	\$ 7.81	\$ 7.81	
Recede	17.5 ounce can	\$ 4.21	\$ 4.21	#060727 Lesco Recede Antifoam 16c
Lesco Green	1 pint	\$ 91.35	\$ 91.35	
Recede Antifoam	2.5 gallon	\$ 4.21	\$ 4.21	#060727 Lesco Recede Antifoam 16c
Rye Grass Seed Perennial - Eagle Blend	1 gallon	\$ 65.19	\$ 456.33	#32-52-950 Overseeding Eagle blend
Ecogentral Moisture Manager	50 pounds	\$ 90.39	\$ 90.39	
Athletic Field Marking Chalk	2.5 gallon	\$ 4.21	\$ 4.21	
	50 lb	\$ 4.21	\$ 4.21	
	TOTAL		\$ 27,046.49	

SIGNATURE:

Keith McGinty

COMPANY NAME: **SiteOne Landscape Supply**

** Alternate - labels enclosed.*

ORDINANCE 2015-72

Additional Appropriating Funds for Natural Resources Conservation Service (NRCS) Emergency Watershed Protection (EWP) Contract No. 68-4101-15-0015 for: CANTERBURY (DAP #14-009) / OLD PUMP PLANT AREAS (DAP #14-005) and PALMETTO COURT (DAP 14-007)

WHEREAS, Ordinance 2015-55 approved adopted the Fiscal Year 2016 Budget on October 5, 2015; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2016 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2016 budget; and

WHEREAS, the City of Daphne received 16.5" of rainfall for the period of April 29-30, 2014; and

WHEREAS, as a result of such heavy rains, watersheds and their drainage systems located within the City of Daphne sustained severe damage and require emergency repairs in order to prevent further impacts to the City's watersheds; and

WHEREAS, the City of Daphne has made application with the NRCS through their EWP program for 75% reimbursement of expenses incurred for such watershed emergency repairs as described below; and

WHEREAS, the EWP Projects were selected by NRCS for funding with the City of Daphne as the "Sponsor".

NOW, THEREFORE, BE IT ORDAINED, that:

1. The City Council of the City of Daphne deems these projects key to the recovery efforts associated with this rain event and the repair of these property's watershed issues is necessary to preserve the health, safety, and convenience of the public.
2. Fiscal Year 2015 Budget was amended by Ordinance 2015-20 to include an appropriation from the General Fund in the amount of
 - \$14,601.50 for the estimated City match for Canterbury & Old Pump Plant areas
 - \$ 7,155.00 for the estimated City match for Palmetto Court.
3. **Bids have been received with project cost as listed below requiring an additional appropriation in the amount of \$ 132,229.73 to complete the five approved EWP projects:**
 - Canterbury & Old Pump Plant (*Bid amount-\$159,939*) - additional appropriation needed - \$ 78,361.70
 - Palmetto Court (*Bid amount-\$68,862.50*) - additional appropriation needed \$53,868.03.
4. The Environmental Program Manager/Public Works Director or the Mayor is authorized to coordinate application with the NRCS for the reimbursement of such funds and to sign and execute all documents associated with the described projects.

APPROVED AND ADOPTED by the City Council of the City of Daphne, Alabama, this _____ day of _____, 2015.

Attest:

Dane Haygood, Mayor

Rebecca A. Hayes, City Clerk

CITY OF DAPHNE

**CITY OF DAPHNE
ORDINANCE NO. 2015-73**

AN ORDINANCE TO AMEND LODGING TAX ALLOCATAION

WHEREAS, the City Council of the City of Daphne has determined that a change in the allocation amounts for the Lodging tax is necessary to effectuate and implement public policy regarding economic development within the City of Daphne; and

WHEREAS, the Industrial Development Board agrees to this change in allocation; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA:

SECTION 1. AMENDMENT

Section 9(a) of the Lodging Tax Ordinance 2014-06 shall be amended to read as follows:

- (a) Ten percent (10%) shall be paid at least quarterly and used for the purpose of providing funding to the Industrial Development Board for the action items, implementation of strategies, and tactics included in the then current Strategic Economic Development Plan as approved and adopted by the City Council.
- (b)

SECTION 2. SEVERABILITY

If any section, subsection, clause, provision or part of this Ordinance shall be held to be invalid or unconstitutional in a court of competent jurisdiction, such holding or holding shall not affect any other section, subsection, clause, provision or part of this Ordinance which is in itself and of itself valid and constitutional.

SECTION 3. EFFECTIVE DATE

This Ordinance shall take effect and be in force effective upon proper passage and execution, subject to publication as required by law.

SECTION 4. REPEALER

All other City Ordinances or parts thereof in conflict with the provision of this Ordinance, in so far as they conflict, are hereby repealed.

ADOPTED AND APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA on this the ____ day of _____, 2015.

CITY OF DAPHNE

DANE HAYGOOD, MAYOR

ATTEST:

REBECCA A. HAYES, CITY CLERK

ORDINANCE NO. 2015-74

**FOR THE ANNEXATION OF CERTAIN PROPERTY INTO THE CORPORATE
LIMITS
OF THE MUNICIPALITY OF THE CITY OF DAPHNE, ALABAMA**

**Russell Steiner
Property Located Southeast of Interstate 10 and Blakely River
(67 Acres More or Less)**

**BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF DAPHNE,
ALABAMA, AS FOLLOWS:**

WHEREAS, on the 28th day of September, 2015, the owner of all real property hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed into and become part of the City of Daphne, Alabama; and

WHEREAS, said petition did contain the signatures of all owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Daphne, Alabama; and

WHEREAS, all of such property is located and contained within an area contiguous to the corporate limits of the City of Daphne, Alabama and does not lie within the corporate limits or police jurisdiction of any other municipality; and,

WHEREAS, said petition contains an accurate description of the property or territory proposed to be annexed together with a map of said property showing its relationship to the corporate limits of the City of Daphne; and,

WHEREAS, said petition was presented to the Planning Commission of the City of Daphne at a special called meeting on November 5, 2015 and the Commission set forth an unanimous favorable recommendation for the City Council to consider said request for annexation, and said property shall be zoned as follows: R-1, Low Density Single Family Residential District; and,

WHEREAS, after proper publication, a public hearing was held by the City Council on December 21, 2015 concerning the petition for annexation; and,

WHEREAS, the City Council of the City of Daphne, Alabama has determined that it is in the best interest of said City that the property described in Section 2 hereof be annexed to the corporate limits of the City of Daphne, and that all the requirements of Sections 11-42-21 through 11-42-24, Code of Alabama, 1975, as amended have been complied with by said Petitioner.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
DAPHNE, ALABAMA**, as follows:

SECTION 1: CONSENT TO ANNEXATION.

The City Council of the City of Daphne, Alabama finds that and declares as the legislative body of the City of Daphne, Alabama that it is in the best interest of the citizens of the City of Daphne, Alabama and the citizens of the affected area, to bring the territory described in Section Two of this Ordinance into the City of Daphne, Alabama, and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, et seq., Code of Alabama, 1975; effective on publication as required by Section 11-42-21, Code of Alabama 1975, as amended.

SECTION 2: DESCRIPTION OF THE PROPERTY.

The boundary lines of the City of Daphne, Alabama, be, and the same are hereby altered or rearranged so as to include all the territory hereto before encompassed by the corporate limits of the City of Daphne, Alabama and in addition thereto the following described property, to-wit:

“Exhibit A”**LEGAL DESCRIPTION:****PARCEL:**

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 31, TOWNSHIP 4 SOUTH, AT THE DIVISION OF RANGE 1 AND 2 EAST (THE POINT OF COMMENCEMENT); THENCE RUN WESTERLY ALONG THE SOUTH MARGIN OF THE INTERSTATE 10 RIGHT-OF-WAY ±1360 FEET TO THE POINT OF BEGINNING (P.O.B.); THENCE RUN WESTERLY ALONG THE SOUTH MARGIN OF THE INTERSTATE 10 RIGHT-OF-WAY ±1320 FEET TO A POINT; THENCE RUN SOUTHWARDLY ALONG THE SHORELINE MARGIN OF THE BLAKELEY RIVER ±3850 FEET TO A POINT; THENCE RUN EAST ±1545 FEET TO A POINT; THENCE RUN NORTH AND EASTWARDLY (MEANDERING) ALONG THE SHORELINE MARGIN OF D’OLIVE BAY TO A POINT; THENCE RUN NORTHERLY ±410 FEET TO THE POINT OF BEGINNING, CONTAINING 67 ACRES, MORE OR LESS, AND LYING WITHIN SECTION 24, TOWNSHIP 4 SOUTH, RANGE 1 EAST, BALDWIN COUNTY, ALABAMA

SECTION 3: MAP OF PROPERTY.

The property hereby annexed into the City of Daphne, Alabama is set forth and described in Exhibit “A” and attached hereto a map of the property (*Exhibit “B”*) showing its relationship to the corporate limits of the municipality of the City of Daphne and made a part of this ordinance.

SECTION 4: PUBLICATION.

This Ordinance shall be published as required by Section 11-42-21, Code of Alabama, 1975, as amended, and the property described herein shall be annexed to the corporate limits of the City of Daphne, Alabama, upon such publication.

SECTION 5: PROBATE COURT.

A description of the property described in this Ordinance shall be filed in the Office of the Judge of Probate of Baldwin County, Alabama, as required by Section 11-42-21, Code of Alabama, 1975, as amended.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA on this ____ day of _____, 2015.

Dane Haygood
Mayor

ATTEST:

Rebecca A. Hayes
City Clerk

RUSSELL T. STEINER

EXHIBIT "A"

- LAND DONATION

LEGAL DESCRIPTION:

PARCEL:

ALL THAT LAND DESCRIBED BY BALDWIN COUNTY TAX MAPS AS PARCEL IDENTIFICATION NUMBER (PID): 05-31-07-36-0-000-001.000, PROPERTY IDENTIFICATION NUMBER (PPIN) 046012, 67 ACRES, MORE OR LESS, AND LYING WITHIN SECTION 24, TOWNSHIP 4 SOUTH, RANGE 1 EAST, BALDWIN COUNTY, ALABAMA, MORE SPECIFICALLY DESCRIBED AS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 31, TOWNSHIP 4 SOUTH, AT THE DIVISION OF RANGE 1 AND 2 EAST (THE POINT OF COMMENCEMENT); THENCE RUN WESTERLY ALONG THE SOUTH MARGIN OF THE INTERSTATE 10 RIGHT-OF-WAY \pm 1360 FEET TO THE POINT OF BEGINNING (P.O.B.); THENCE RUN WESTERLY ALONG THE SOUTH MARGIN OF THE INTERSTATE 10 RIGHT-OF-WAY \pm 1320 FEET TO A POINT; THENCE RUN SOUTHWARDLY ALONG THE SHORELINE MARGIN OF THE BLAKELEY RIVER \pm 3850 FEET TO A POINT; THENCE RUN EAST \pm 1545 FEET TO A POINT; THENCE RUN NORTH AND EASTWARDLY (MEANDERING) ALONG THE SHORELINE MARGIN OF D'OLIVE BAY TO A POINT; THENCE RUN NORTHERLY \pm 410 FEET TO THE POINT OF BEGINNING, CONTAINING 67 ACRES, MORE OR LESS, AND LYING WITHIN SECTION 24, TOWNSHIP 4 SOUTH, RANGE 1 EAST, BALDWIN COUNTY, ALABAMA



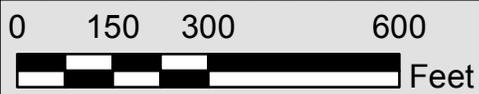
EXHIBIT "B"

INTERSTATE 10

SUBJECT PROBERTY

BLAKELEY RIVER

D'OLIVE BAY



ORDINANCE 2015-75

Civic Center Roof Repairs Appropriation

WHEREAS, Ordinance 2015-55 approved adopted the Fiscal Year 2016 Budget on October 5, 2015; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2016 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2016 budget; and

WHEREAS, some repairs (\$3,515) on the Civic Center roof drains have been done but additional repairs (\$17,490) are needed to maintain and protect the existing roof structure.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that funds in the amount of \$ 21,005 from the General Fund are hereby appropriated and made a part of the Fiscal Year 2010 budget for the repair and maintenance of the Civic Center Roof.

APPROVED AND ADOPTED by the Mayor and City Council of the City of Daphne, Alabama, this _____ day of _____, 2015.

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk

Suzanne Henson

Subject: FW: Drains at Civic Center
Attachments: image001.jpg; image002.jpg

From: Kelli Kichler, CPA
Sent: Monday, December 07, 2015 5:37 PM
To: Suzanne Henson
Subject: Fwd: Drains at Civic Center

From: Margaret Thigpen <mthigpen@daphneal.com>
Date: December 7, 2015 at 9:01:21 AM CST
To: "Kelli Kichler, CPA" <kkichler@daphneal.com>
Subject: Drains at Civic Center

From: Williamson, Patrick C. [<mailto:PWilliamson@tremcoinc.com>]
Sent: Monday, November 30, 2015 7:15 AM
To: Margaret Thigpen
Subject: RE: Attached Image

Morning Margaret,
Hope you had a wonderful Thanksgiving. I spent my day off Friday getting our Christmas decorations up...lol
Hey, just wanted to let you know that I worked up the cost to replace those 19 roof drains (18 on top roof and 1 on north side low roof) and it came out to \$17,490.28. That works out to around \$920.00 per drain, so obviously quite the unit cost savings when completed as one project.
Of course, please hollar at me on my cell 251-583-1341 if you have any questions.
Thanks!!! PCW

$\$17,490.28$
Current Repairs - $\$1,786.83$
 $\$1,727.50$

Total Needed $\$21,004.61$

Ordinance 2015-76
ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (ADEM)
319 Tiawasee Creek Sub-watershed Management Project (FY 15)

WHEREAS, Ordinance 2015-55 approved adopted the Fiscal Year 2016 Budget on October 5, 2015; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2016 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2016 budget; and

WHEREAS, the coastal Alabama is blessed with estuaries that support both fresh and saltwater species and serve as nursery habitat for many commercially and recreationally important fish and shellfish; and

WHEREAS, the Tensaw Appalache watershed, located in Baldwin County, AL is within the Mobile Bay estuary and includes the sub-watersheds of D'Olive Creek, Tiawasee Creek and Joes Branch; and

WHEREAS, the Watershed Management Plan: D'Olive Creek, Tiawasee Creek, and Joe's Branch Watersheds was published in 2010 to guide restoration activities in areas of environmental degradation within the sub-watersheds of D'Olive Creek, Tiawasee Creek and Joe's Branch; and

WHEREAS, this plan recommends and identifies areas for stabilizing of stream segments and improving stormwater management in the Tiawasee sub-watershed; and

WHEREAS, the City's goal is to support environmental endeavors which will improve water quality and lessen the potential for impacts to the City's watersheds which are part the greater Mobile Bay Watershed.

WHEREAS, Resolution 2015-06 approved the initial application process requiring no cash match from the City; and

WHEREAS, ADEM during the application review process requested that the City be responsible for the boardwalks and sidewalks due to the fact that they do not reduce the pollutant of concern or sediment; and

WHEREAS, the construction of these boardwalks and sidewalks have been a part of the City's plan to allow more connectivity to the Daphne Trione Sports Complex; and

NOW, THEREFORE, BE IT ORDAINED, that:

1. The City Council of the City of Daphne deems the ADEM 319 Tiawasee Creek Sub-watershed Management Project an important component to the Tiawasee Creek Restoration and approves the following:
 - Grant total of \$994,452.00 with the Federal share being \$596,671.00; City share being in-kind labor of \$305,936.25 and cash appropriation of \$91, 844.75 from the General Fund for the grant cooperative agreement.

2. The Environmental Program Manager/Public Works Director or the Mayor is authorized to manage the grant and coordinate with ADEM for the reimbursement of such funds and to sign and execute all documents associated with the described projects.

APPROVED AND ADOPTED by the City Council of the City of Daphne, Alabama, this _____ day of _____, 2015.

Attest:

Dane Haygood, Mayor

Rebecca A. Hayes, City Clerk

Appropriation Requested

Porous Sidewalks	212 LF	\$50.00/LF	\$10,615	75% Materials= \$ 6,899.75
Educational Boardwalk	800 LF	\$118/LF	\$94,400	75% Materials= \$70,800.00
Basin Acquisition & Retrofit			\$28,429	50% Materials=\$14,145.00

Total Request \$91,844.75

Table 3:Tiawasee Creek Sub-Watershed 319 Watershed Management Project (HUC 03160204-0505)

	Federal	Non-Federal 40% Match	Non-Federal Match Source	Total
<i>1. Personnel/Salaries:</i>				
Project Lead (0.25 FTE) Admin.		\$13,000		\$13,000
Project Lead, Fringe @ 31%		\$4,030		\$4,030
Project Contact (0.15 FTE) Admin.		\$10,500		\$10,500
Project Contact, Fringe @ 31%		\$3,255		\$3,255
Admin/Management (10% Max) SUBTOTAL:		\$30,785	City Of Daphne	\$30,785
<i>2. Supplies:</i>				
Educational Workshops and Supplies	\$1900	\$613		\$2,513
Educational Signage	\$7,500	\$0		\$7,500
Supplies SUBTOTAL:	\$9,400	\$613	City of Daphne	\$10,013
<i>3. BMPs:</i>				
<i>See Table 4 for BMP Cost Analysis</i>				
BMP SUBTOTAL:	\$505,337	\$366,396	City of Daphne	\$871,720
<i>4. Services</i>				
A) Education and Outreach	\$25,000			\$24,000
B) Technical Assistance/Project Design Subcontract with Engineering Firm	\$57,934			\$57,934
Service SUBTOTAL:	\$82,934	\$0		\$82,934
Total Budget	\$596,671	\$397,781		\$994,452

Table 4:Tiawasee Creek Sub-Watershed 319 Watershed Management Project (HUC 03160204-0505)

Practice Number	Item Description	Unit	Unit Cost	Federal	Non Federal	Total
1	Constructed Wetlands	65,000 sf	\$1.75/sf	\$82,090	\$31,660	\$113,750
2	Basin Acquisition & Retro-fit	1	\$49,616	\$21,187	\$28,429	\$49,616
3	Porous Sidewalks	212 LF	\$50.00/LF	\$0	\$10,615	\$10,600
4	Educational Boardwalk	800 LF	\$118/LF	\$0	\$94,400	\$94,400
5	Bio-retention Areas	4	\$10,000/Area	\$30,000	\$10,000	\$40,000
6	Porous Pavers	2389	\$104.00/SY	\$171,666	\$61,292	\$232,960
7	Wetland Restoration	1	\$30,394	\$20,394	\$10,000	\$30,394

8	Stream Restoration	1	\$300,000	\$180,000	\$120,000	\$300,000
Total				\$505,337	\$366,383	\$871,720

Appropriation Requested

Porous Sidewalks	212 LF	\$50.00/LF	\$10,615	75% Materials= \$ 6,899.75
Educational Boardwalk	800 LF	\$118/LF	\$94,400	75% Materials= \$70,800.00
Basin Acquisition & Retrofit			\$28,429	50% Materials=\$14,145.00

Total Request \$91,844.75

Table 3: Tiawasee Creek Sub-Watershed 319 Watershed Management Project (HUC 03160204-0505)

	Federal	Non-Federal 40% Match	Non-Federal Match Source	Total
<i>1. Personnel/Salaries:</i>				
Project Lead (0.25 FTE) Admin,		\$13,000		\$13,000
Project Lead, Fringe @ 31%		\$4,030		\$4,030
Project Contact (0.15 FTE) Admin,		\$10,500		\$10,500
Project Contact, Fringe @ 31%		\$3,255		\$3,255
Admin/Management (10% Max) SUBTOTAL:		\$30,785	City Of Daphne	\$30,785
<i>2. Supplies:</i>				
Educational Workshops and Supplies	\$1900	\$613		\$2,513
Educational Signage	\$7,500	\$0		\$7,500
Supplies SUBTOTAL:	\$9,400	\$613	City of Daphne	\$10,013
<i>3. BMPs:</i>				
<i>See Table 4 for BMP Cost Analysis</i>				
BMP SUBTOTAL:	\$505,337	\$366,396	City of Daphne	\$871,720
<i>4. Services</i>				
A) Education and Outreach	\$25,000			\$24,000
B) Technical Assistance/Project Design Subcontract with Engineering Firm	\$57,934			\$57,934
Service SUBTOTAL:	\$82,934	\$0		\$82,934
Total Budget	\$596,671	\$397,781		\$994,452

Table 4: Tiawasee Creek Sub-Watershed 319 Watershed Management Project (HUC 03160204-0505)

Practice Number	Item Description	Unit	Unit Cost	Federal	Non Federal	Total
1	Constructed Wetlands	65,000 sf	\$1.75/sf	\$82,090	\$31,660	\$113,750
2	Basin Acquisition & Retro-fit	1	\$49,616	\$21,187	\$28,429	\$49,616
3	Porous Sidewalks	212 LF	\$50.00/LF	\$0	\$10,615	\$10,600
4	Educational Boardwalk	800 LF	\$118/LF	\$0	\$94,400	\$94,400
5	Bio-retention Areas	4	\$10,000/Area	\$30,000	\$10,000	\$40,000
6	Porous Pavers	2389	\$104.00/SY	\$171,666	\$61,292	\$232,960
7	Wetland Restoration	1	\$30,394	\$20,394	\$10,000	\$30,394
8	Stream Restoration	1	\$300,000	\$180,000	\$120,000	\$300,000
Total				\$505,337	\$366,383	\$871,720

RESOLUTION 2015-03

ADEM 319 TIAWASEE CREEK CONSTRUCTED WETLANDS GRANT APPLICATION

WHEREAS, the coastal Alabama is blessed with estuaries that support both fresh and saltwater species and serve as nursery habitat for many commercially and recreationally important fish and shellfish; and

WHEREAS, the Tensaw Appalache watershed, located in Baldwin County, AL is within the Mobile Bay estuary and includes the sub-watersheds of D'Olive Creek, Tiawasee Creek and Joes Branch; and

WHEREAS, the Watershed Management Plan: D'Olive Creek, Tiawasee Creek, and Joe's Branch Watersheds was published in 2010 to guide restoration activities in areas of environmental degradation within the sub-watersheds of D'Olive Creek, Tiawasee Creek and Joe's Branch; and

WHEREAS, this plan recommends and identifies areas for stabilizing of stream segments and improving stormwater management in the Tiawasee sub-watershed; and

WHEREAS, the City's goal is to support environmental endeavors which will improve water quality and lessen the potential for impacts to the City's watersheds which are part of the greater Mobile Bay Watershed.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, that the City agrees to allow the Environmental Programs Manager to submit a grant application to improve conditions in the headwaters of Tiawasee Creek to the ADEM 319 Grant Program. If the assistance is granted to the City, the project will be brought back to the council for review, and financial appropriations.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS 20TH DAY OF JANUARY, 2015.


Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk



Jacobs & Associates Development Engineers
218 Geneva Road North Parkersburg, Alabama 36621
P.O. Box 1929 Parkersburg, Alabama 36621
251 928 3449 (pd) 251 928 3665 (fax)
jadeng@acera.com



JOB NO: city of daphne/well road/SIS grant project.dwg

Conceptual Tiawasee Creek Management Project Plan

ORDINANCE 2015-77

Additional Appropriating Funds for Natural Resources Conservation Service (NRCS) Emergency Watershed Protection (EWP) Contract No. 68-4101-15-0015 for: CANTERBURY (DAP #14-009) / OLD PUMP PLANT AREAS (DAP #14-005) and PALMETTO COURT (DAP 14-007)

WHEREAS, Ordinance 2015-55 approved adopted the Fiscal Year 2016 Budget on October 5, 2015; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2016 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2016 budget; and

WHEREAS, the City of Daphne received 16.5" of rainfall for the period of April 29-30, 2014; and

WHEREAS, as a result of such heavy rains, watersheds and their drainage systems located within the City of Daphne sustained severe damage and require emergency repairs in order to prevent further impacts to the City's watersheds; and

WHEREAS, the City of Daphne has made application with the NRCS through their EWP program for 75% reimbursement of expenses incurred for such watershed emergency repairs as described below; and

WHEREAS, the EWP Projects were selected by NRCS for funding with the City of Daphne as the "Sponsor".

NOW, THEREFORE, BE IT ORDAINED, that:

1. The City Council of the City of Daphne deems these projects key to the recovery efforts associated with this rain event and the repair of these property's watershed issues is necessary to preserve the health, safety, and convenience of the public.
2. Fiscal Year 2015 Budget was amended by Ordinance 2015-20 to include an appropriation from the General Fund in the amount of
 - \$14,601.50 for the estimated City match for Canterbury & Old Pump Plant areas
 - \$ 7,155.00 for the estimated City match for Palmetto Court.
3. **Bids have been received with project cost as listed below requiring an additional appropriation in the amount of \$ 132,229.73 from the General Fund to complete the five approved EWP projects:**
 - Canterbury & Old Pump Plant (*Bid amount-\$159,939*) - additional appropriation needed - \$ 78,361.70
 - Palmetto Court (*Bid amount-\$68,862.50*) - additional appropriation needed \$53,868.03.
4. The Environmental Program Manager/Public Works Director or the Mayor is authorized to coordinate application with the NRCS for the reimbursement of such funds and to sign and execute all documents associated with the described projects.

APPROVED AND ADOPTED by the City Council of the City of Daphne, Alabama, this _____ day of _____, 2015.

Attest:

Dane Haygood, Mayor

Rebecca A. Hayes, City Clerk

Dane Haygood
Mayor



Richard D. Johnson, PE
Public Works Director

Memorandum

To: Councilman Randy Fry - Chairman, Finance Committee
From: William Eringman, P.E.; Public Works Deputy Director *Will E*
CC: Volkert; Finance; File
Date: December 2, 2015
Re: Project DAP-14-005 & DAP-14-009 – Old Pump Plant & Canterbury –
 Emergency Watershed Protection Projects

Mr. Chairman:

Based upon the recommendation and bid tabulations provided by the Project Engineer, Volkert, on December 1, 2015, it is my recommendation to award the Contract to A-Long Boring, Inc. for the Old Pump Plant and Canterbury projects. They are the qualifying low bidder.

I further recommend the following additional appropriations be made from the General Fund:

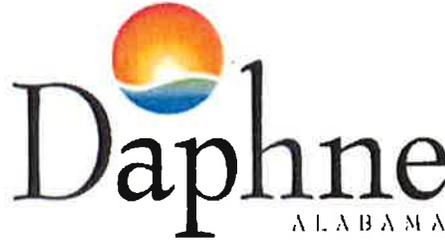
• Construction – Old Pump & Canterbury – A-Long Boring, Inc.	\$159,939.00
• Survey & Design (9.5%)	\$ 15,194.21
• Construction Engineering Inspection – Volkert (11.5%)	\$ 18,392.99
Project Total:	\$193,526.20

• NRCS EWP Program	\$100,563.00
• Less Ordinance 2015-20	\$ 14,601.50
Grant Funds and Ordinance Total:	\$115,164.50

Additional General Fund Appropriation Required: \$ 78,361.70

Public Works Department
 26435 Public Works Road P.O. Box 400 Daphne, Alabama 36526
 Phone: (251) 621-3182 Fax: (251) 621-3189

Dane Haygood
Mayor



Richard D. Johnson, PE
Public Works Director

Memorandum

To: Councilman Randy Fry - Chairman, Finance Committee
From: William Eringman, P.E.; Public Works Deputy Director *Will E*
CC: Preble-Rish; Finance; File
Date: December 2, 2015
Re: Project DAP-14-007 – Palmetto Ct. – Emergency Watershed Protection Project

Mr. Chairman:

Based upon the recommendation and bid tabulations provided by the Project Engineer, Preble-Rish, on December 2, 2015, it is my recommendation to award the Contract to Southern Excavating for the Palmetto Ct. project. They are the qualifying low bidder.

I further recommend the following additional appropriations be made from the General Fund:

• Construction – Palmetto Ct. – Southern Excavating	\$68,862.50
• Survey & Design (10.5%)	\$ 7,230.56
• Construction Engineering Inspection – Preble-Rish (12.75%)	\$ 8,779.97
Project Total:	\$84,873.03
• NRCS EWP Program	\$ 23,850.00
• Less Ordinance 2015-20	\$ 7,155.00
Grant Funds and Ordinance Total:	\$ 31,005.00

Additional General Fund Appropriation Required: \$ 53,868.03

Public Works Department
 26435 Public Works Road P.O. Box 400 Daphne, Alabama 36526
 Phone: (251) 621-3182 Fax: (251) 621-3189

**EMERGENCY WATERSHED PROTECTION PLAN
PALMETTO DRIVE
BID TABULATION FOR PROJECT NO. DAP-14-007
FOR THE CITY OF DAPHNE**

				Sunset Contracting, Inc License No. 17623: Municipal and Utility		Southern Excavating, LLC. License No. 41375, EV-S; MU- S; MU-S; SC	
Item No.	Item Description	Units	Quantity	Unit Price	Bld Amount	Unit Price	Bld Amount
702	Clearing and Grubbing (Approximately 0.15 Acre)	LS	1	\$8,710.34	\$8,710.34	\$3,000.00	\$3,000.00
703	Sawcut and Remove approximately 15' of Wooden Wall Toe protection	LS	1	\$1,420.22	\$1,420.22	\$2,000.00	\$2,000.00
705	Polyethylene (as directed)	SY	1000	\$3.59	\$3,590.00	\$0.25	\$250.00
705	Silt Fence	LF	250	\$8.94	\$2,235.00	\$10.00	\$2,500.00
705	Silt Fence Removal	LF	250	\$3.63	\$907.50	\$5.00	\$1,250.00
705	Wattles	LF	100	\$14.51	\$1,451.00	\$5.00	\$500.00
705	Temporary Coarse Aggregate, ALDOT No. 1 (Construction Entrance & Access to wall)	Ton	70	\$93.86	\$6,570.20	\$65.00	\$4,550.00
706	Seeding (Approximately 0.12 Acres)	LS	1	\$1,450.89	\$1,450.89	\$800.00	\$800.00
706	Solid Sodding (St. Augustine)	SY	115	\$18.86	\$2,168.90	\$10.00	\$1,150.00
706	Erosion Control Blanket (Coconut)	SY	225	\$13.85	\$3,116.25	\$8.50	\$1,912.50
707	Engineering Controls	LS	1	\$2,176.34	\$2,176.34	\$2,500.00	\$2,500.00
708	Mobilization	LS	1	\$13,058.04	\$13,058.04	\$8,000.00	\$8,000.00
708	Demobilization (Remove Access Roads)	CY	1	\$2,704.69	\$2,704.69	\$1,500.00	\$1,500.00
721	Unclassified Excavation	CY	55	\$40.62	\$2,234.10	\$50.00	\$2,750.00
723	Borrow Excavation (A-2-4 or Better)	CY	320	\$40.63	\$13,001.60	\$20.00	\$6,400.00
724	Underwater Back Fill (A-3 OR BETTER) Driveway Protection Material with Filter Fabric	CY	100	\$58.04	\$5,804.00	\$20.00	\$2,000.00
726	Top Soil 4" Thick	CY	40	\$40.63	\$1,625.20	\$30.00	\$1,200.00
732	18" Slope Paved Headwall	CY	1	\$5,275.97	\$5,275.97	\$1,400.00	\$1,400.00
745	18" HP Pipe (Polypropylene)	LF	60	\$68.88	\$3,444.00	\$80.00	\$4,000.00
761	RIPRAP CL.1 24" THICK WITH FILTER FABRIC	SY	60	\$187.76	\$11,265.60	\$110.00	\$6,600.00
742A	YARD INLET AS DETAILED	Each	1	\$4,664.59	\$4,664.59	\$4,300.00	\$4,300.00
742A	JUNCTION BOX (As Detailed)	Each	1	\$7,186.89	\$7,186.89	\$4,300.00	\$4,300.00
764	GABIONS WITH ROCK AND FILTER FABRIC	CY	12	\$725.45	\$8,705.40	\$500.00	\$6,000.00
TOTAL					\$112,766.72		\$68,862.50

I, ANDREW N. BOBE P.E., HEREBY CERTIFY THAT THE ABOVE IS AN ACCURATE AND CORRECT BID TABULATION.


Pfeble Rish, LLC



THE CITY OF DAPHNE
TABULATION OF BIDS RECEIVED ON DECEMBER 1, 2015
FOR CONTRACT NO. DSR NO. DA4-14-000
VOLEURT PROJECT NO. 440094.00
CANTERBURY AND OLD PUMP PLANT AREAS EMERGENCY WATERSHED PROTECTION PROJECT

Item No.	Item Description	Unit	Est. Quantity	1 A-Long Paving, Inc.		2 D. O'Brien Construction, Inc.		3 Suncoast Contracting, Inc.		4 H.O. Weaver & Sons, Inc.		5 Rebus Contracting Company, LLC		Engineer's Estimate		
				Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	
AREA 1 - OLD PUMP PLANT																
201A-000	Clearing and Grubbing	LS	1	3,000	\$3,000.00	\$3,500.00	1,161	\$1,161.43	\$13,469.81	\$13,469.81	\$4,500.00	\$4,500.00	\$2,000.00	\$2,000.00	\$2,000.00	
210A-000	Unclassified Excavation	CYBM	475	4	\$1,900.00	\$14.00	\$6,650.00	8	\$3,693.75	\$7,387.50	\$10.00	\$4,750.00	\$10.00	\$4,750.00	\$4,750.00	
210D-022	Borrow Excavation (LTM) (A-2-4(0) or A-4(0))	CYBM	400	12	\$4,800.00	\$16.00	\$6,400.00	16	\$6,264.00	\$7,742	\$23.00	\$9,200.00	\$20.00	\$8,000.00	\$8,000.00	
301A-012	Crushed Aggregate Base Course, Type B, Plant Mix, 6" Compacted Thickness	CYBM	240	40	\$9,600.00	\$50.00	\$12,000.00	99	\$23,793.60	\$74.55	\$5,892.00	\$80.00	\$19,200.00	\$15.00	\$3,600.00	\$3,600.00
600A-000	Mobilization	LS	1	1,200	\$1,200.00	\$4,500.00	3,077	\$3,077.02	\$12,788.41	\$12,788.41	\$23,148.00	\$23,148.00	\$3,000.00	\$3,000.00	\$3,000.00	
610C-001	Loose Rip Rap, Class 2	TON	700	80	\$56,000.00	\$50.00	\$35,000.00	72	\$59,596.00	\$78.02	\$4,654.00	\$83.00	\$65,100.00	\$90.00	\$63,000.00	\$63,000.00
610D-003	Filter Blanket, Geotextile	SY	650	3	\$1,950.00	\$4.00	\$2,600.00	4	\$2,275.00	\$2.26	\$1,469.00	\$3.00	\$1,950.00	\$5.00	\$3,250.00	\$3,250.00
650A-000	Topsoil	CY	125	20	\$2,500.00	\$50.00	\$6,250.00	23	\$2,836.25	\$24.92	\$3,077.50	\$24.00	\$3,000.00	\$7.00	\$875.00	\$875.00
652A-100	Seeding	ACRE	1.5	2,800	\$4,200.00	\$400.00	\$960.00	1,059	\$1,575.18	\$1,372.33	\$2,098.50	\$1,000.00	\$1,500.00	\$1,000.00	\$1,500.00	\$1,500.00
654A-000	Solid Sodding	SY	1,000	5	\$5,000.00	\$5.00	\$6,000.00	8	\$8,170.00	\$5.15	\$5,150.00	\$6.00	\$6,000.00	\$5.00	\$5,000.00	\$5,000.00
659C-006	Erosion Control Product, Type OS	SY	910	10	\$9,100.00	\$8.50	\$7,750.00	4	\$3,476.20	\$4.00	\$3,400.00	\$6.00	\$5,460.00	\$3.50	\$3,185.00	\$3,185.00
665L-002	Silt Fence	LF	85	2	\$1,700.00	\$5.00	\$425.00	5	\$396.95	\$6.66	\$566.10	\$4.00	\$340.00	\$5.00	\$425.00	\$425.00
665N-001	Temporary Course Aggregate, ALDOT #4	TON	30	57	\$1,710.00	\$50.00	\$1,500.00	64	\$1,925.10	\$72.12	\$2,161.60	\$67.00	\$2,070.00	\$50.00	\$1,500.00	\$1,500.00
665Q-002	20" Warrants	LF	343	8	\$2,744.00	\$10.00	\$3,430.00	6	\$2,205.49	\$6.56	\$2,250.08	\$6.00	\$2,058.00	\$6.00	\$2,058.00	\$2,058.00
680A-000	Engineering Controls	LS	1	1,500	\$1,500.00	\$2,500.00	\$2,500.00	1,167	\$1,166.80	\$1,566.16	\$1,566.16	\$1,875.00	\$1,875.00	\$5,000.00	\$5,000.00	\$5,000.00
SUBTOTAL AREA 1					\$105,374.00	\$99,090.00	\$112,552.77		\$122,852.15		\$150,692.00		\$106,800.00		\$106,800.00	
AREA 2 - CANTERBURY																
201A-000	Clearing and Grubbing (incl. Tree Removal)	LS	1	2,000	\$2,000.00	\$4,500.00	6,136	\$6,136.27	\$9,551.69	\$9,551.69	\$13,500.00	\$13,500.00	\$2,000.00	\$2,000.00	\$2,000.00	
210A-000	Unclassified Excavation	CYBM	400	4	\$1,600.00	\$14.00	\$5,600.00	9	\$3,728.00	\$16.46	\$6,584.00	\$10.00	\$4,000.00	\$10.00	\$4,000.00	\$4,000.00
210D-022	Borrow Excavation (LTM) (A-2-4(0) or A-4(0))	CYBM	125	12	\$1,500.00	\$16.00	\$2,000.00	17	\$2,077.50	\$23.05	\$2,881.75	\$23.00	\$2,875.00	\$20.00	\$2,500.00	\$2,500.00
600A-000	Mobilization	LS	1	1,500	\$1,500.00	\$17,084.00	\$17,084.00	3,360	\$3,359.60	\$10,482.95	\$10,482.95	\$14,394.00	\$14,394.00	\$2,000.00	\$2,000.00	\$2,000.00
610C-001	Loose Rip Rap, Class 2	TON	525	80	\$42,000.00	\$50.00	\$26,250.00	72	\$37,815.75	\$76.02	\$40,960.50	\$59.00	\$46,625.00	\$90.00	\$47,250.00	\$47,250.00
610D-003	Filter Blanket, Geotextile	SY	415	3	\$1,245.00	\$4.00	\$1,660.00	3	\$1,091.45	\$2.87	\$1,191.05	\$3.00	\$1,245.00	\$5.00	\$2,075.00	\$2,075.00
650A-000	Topsoil	CY	55	20	\$1,100.00	\$50.00	\$2,750.00	23	\$1,270.50	\$26.67	\$1,465.85	\$24.00	\$1,320.00	\$7.00	\$385.00	\$385.00
654A-000	Solid Sodding	SY	350	5	\$1,750.00	\$6.00	\$2,100.00	7	\$2,450.00	\$5.15	\$1,807.50	\$16.00	\$2,100.00	\$5.00	\$1,750.00	\$1,750.00
665L-002	Silt Fence	LF	185	2	\$370.00	\$4.00	\$740.00	4	\$765.90	\$6.20	\$1,447.00	\$4.00	\$740.00	\$5.00	\$925.00	\$925.00
680A-000	Engineering Controls	LS	1	1,500	\$1,500.00	\$2,500.00	\$2,500.00	875	\$875.00	\$1,566.16	\$1,566.16	\$1,875.00	\$1,875.00	\$2,000.00	\$2,000.00	\$2,000.00
SUBTOTAL AREA 2					\$54,565.00	\$65,184.00	\$59,570.07		\$77,639.85		\$90,894.00		\$69,885.00		\$69,885.00	
TOTAL BID AMOUNT					\$159,939.00	\$164,274.00	\$172,122.84		\$200,492.00		\$241,586.00		\$176,685.00		\$176,685.00	

I, Karman Richardson, P.E., CPESC, Project Manager, Volkert, Inc. Consulting Engineers, do hereby certify that this tabulation of bids received on December 1, 2015, for the herein referenced project, is a true and correct copy of the bids submitted by the herein named persons.


 Karman Richardson, P.E., CPESC, Project Manager
 Volkert, Inc.

ORDINANCE 2015-20

Appropriating Funds for Emergency Watershed Protection for: Old Pump Station – LF, Judicial Center – Wacky Shrimp, Palmetto-Creekside, Maizie Gulch-West of Main Street, & Canterbury Subdivision

WHEREAS, Ordinance 2014-44 approved and adopted the Fiscal Year 2015 Budget on September 23, 2014; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2015 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2015 budget; and

WHEREAS, the City of Daphne received 16.5" of rainfall for the period of April 29-30, 2014; and

WHEREAS, as a result of such heavy rains, watersheds and their drainage systems located within the City of Daphne sustained severe damage and require emergency repairs in order to prevent further impacts to the City's watersheds; and

WHEREAS, the City of Daphne has made application with the NRCS (Natural Resources Conservation Service) through their Emergency Watershed Protection (EWP) program for 75% reimbursement of expenses incurred for such private watershed emergency repairs as described below; and

WHEREAS, the EWP Projects listed below have been selected by NRCS for funding with the City of Daphne as the "Sponsor".

NOW, THEREFORE, BE IT ORDAINED, that:

1. The City Council of the City of Daphne deems these private projects key to the recovery efforts associated with this rain event and the repair of these private property watershed issues is necessary to preserve the health, safety, and convenience of the public.
2. Fiscal Year 2015 Budget is hereby amended to include an appropriation from the General Fund in the amount of \$67,393 the total City match for the below EWP Projects:

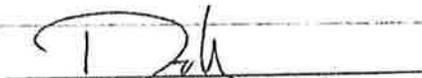
NRCS #	Site Name	Project Total	Engineering	
DAP 14-005	Old Pump Station Lake Forest	\$26,898.00	\$5,380.00	\$32,278.00
DAP 14-006	Judicial Center-Wacky Shrimp	\$46,406.00	\$9,281.00	\$55,687.00
DAP 14-007	Palmetto-Creekside	\$23,850.00	\$4,770.00	\$28,620.00
DAP 14-008	Maizie Gulch-West of Main St	\$105,713.00	\$21,143.00	\$126,856.00
DAP 14-009	Canterbury-Subdivision	\$21,773.00	\$4,355.00	\$26,128.00
			Total for all Projects	\$269,569.00
			City Inkind Match 25%	\$67,392.25

3. The City will serve solely as EWP Project Sponsor and this is not a Public Works Project, the City will assume no short or long-term maintenance/repair responsibility for the work performed, all future maintenance/repair will be the responsibility of the private property owner.
4. The Environmental Program Manager/Public Works Director or the Mayor is authorized to coordinate application with the NRCS for the reimbursement of such funds and to sign and execute all documents associated with the described projects.

APPROVED AND ADOPTED by the City Council of the City of Daphne, Alabama, this 6th day of April, 2015.

Attest:


Rebecca A. Hayes, City Clerk


Dane Haygood, Mayor

ORDINANCE 2015-78

**Lodging Tax Additional Appropriation TAP: Gator Alley -
Turnout/Overlook/Drainage/Scenic Improvements
FEDERAL AID PROJECT NO. STPTE-TA13(930)**

WHEREAS, Ordinance 2015-55 approved adopted the Fiscal Year 2016 Budget on October 5, 2015; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2016 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2016 budget; and

WHEREAS, the City has been awarded the new Transportation Alternatives Program (TAP) Grant through the Alabama Department of Transportation (ALDOT) in the amount of **\$320,075.46** with an 80/20 cost share ration; and

WHEREAS, the Transportation Enhancement (TE) Program funds may be used to correct ADA deficiencies associated with existing pedestrian infrastructure; and

WHEREAS, funds in the amount of **\$92,857** were appropriated through Ordinance 2013-59 for the Gator Alley improvement project; and

WHEREAS, Bids received (*total project cost \$768,694*) were higher than estimated (*estimated total project cost \$409,005*) requiring an additional appropriation in the amount of \$ **355,762** to complete the Gator Alley Improvement project.

Activity	Entity	Cost
Initial Survey & Design	JADE Consulting, LLC	\$32,813.83
Additional Engineering Incurred	JADE Consulting, LLC	\$5,157.21
Land Acquisition (Appraisals & Legal)	Charles Breland	\$103,855.91
Construction Costs	Blade Construction, LLC	\$588,267.40
Construction Engineering & Testing (LS)	JADE Consulting, LLC	\$38,600.00
Total Project Cost:		\$768,694.35

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that

1. Funds in the amount of **\$ 355,762 from the Lodging Tax Fund** are appropriated and made a part of the Fiscal Year 2016 budget for the City's 20% match for the project herein described.
2. The Mayor is hereby authorized to execute any and all documents required in order for the City of Daphne to participate in such project.

APPROVED AND ADOPTED by the Mayor and City Council of the City of Daphne, Alabama, this _____ day of _____, 2015.

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk

ORDINANCE 2015-79

**APPROPRIATION FOR: GRANT PROPOSAL WRITING, CONSULTING, and
MANAGEMENT SERVICES FOR ALL CITY GRANTS:
GRANT MANAGEMENT LLC**

WHEREAS, Ordinance 2015-55 approved adopted the Fiscal Year 2016 Budget on October 5, 2015; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2016 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2016 budget; and

WHEREAS, with the growth of the City more grants are applied for each year; and

WHEREAS, grant management services are needed to ensure compliance with grant requirements and to enhance the opportunity of grant awards; and

WHEREAS, a proposal for these grant management/consulting services from Grant Management LLC in the amount of \$42,000/year has been reviewed and recommended by staff; and

WHEREAS, appropriation in the amount of \$25,000 for the procurement of a grant manger to assist with its CIAP-NFWF grant project was approved in Ordinance 2015-05, and

WHEREAS, Grant Management LLC has agreed to include the \$25,000 as part of the \$42,000 annual fee for FY2016 leaving a balance of \$17,000 .

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that

- 1. the Fiscal Year 2016 Budget is hereby amended to include an additional General Fund appropriation in the amount of \$17,000 for the procurement of the grant management/consulting services from Grant Management LLC to assist with all City related grants.*
- 2. The Mayor is hereby authorized to execute all agreements required for these grant management/consulting services.*

APPROVED AND ADOPTED by the Mayor and City Council of the City of Daphne, Alabama, this _____ day of _____, 2015.

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk



**7525 Assunta Court, Suites A & B
PO Box 1512
Fairhope, AL 36532**

CONTRACT FOR PROFESSIONAL CONSULTING SERVICES

This Contract for Professional Services (“Contract”) is made and entered into by and between the City of Daphne (hereinafter collectively “Local Government”) and Grant Management, LLC (hereinafter collectively “Consultant”).

WITNESSETH:

Whereas, the Local Government has expressed the need for a consultant to provide comprehensive grant proposal writing and grant management services; and

Whereas, Consultant has professional experience and expertise in the foregoing; and

Whereas, the Local Government desires to retain Consultant, and Consultant desires to provide Local Government the said professional service, all as more fully set out herein.

NOW, THEREFORE, in consideration of the premises and the mutual covenants herein contained the sufficiency of which being hereby acknowledged, Consultant and Local Government do hereby agree as follows:

- I. **Obligations Generally.** The Local Government hereby employs Consultant, and the Consultant agrees to perform for the Local Government, those services as set out herein and as provided in Attachment A, which Attachment is expressly incorporated into this Contract. This document shall serve as the binding contract for the services of Consultant.
- II. **Professional Qualifications.** For the purpose of this Contract, the Consultant represents and warrants to the Local Government that it possesses the professional, technical, and administrative skills with the specific experience and training necessary to provide the professional services required herein.
- III. **Legal Compliance.** Consultant shall at all times comply with all applicable Federal, State, and local laws and regulations
- IV. **Independent Contractor.** Consultant acknowledges that it is an independent contractor, and Consultant shall at all times remain as such in performing the services under this Contract. Consultant is not an employee, servant, partner, or agent of the

Local Government and has no authority under this Contract, whether express or implied, to contract for or bind the Local Government in any manner. The parties agree that Consultant shall be solely responsible for and shall have full and unqualified control over developing and implementing its own means and methods, as it deems necessary and appropriate in providing the subject services, and that the City's interest herein are expressly limited to the results of said services. Consultant is responsible for and obligated to pay any and all federal and state income tax on any monies paid pursuant to this Contract.

- V. Entire Agreement. This Contract represents the entire and integrated agreement between Local Government and Consultant and supersedes all prior negotiations, representations, or agreements, either written or oral. This Contract may be amended only by written instrument signed by all parties.
- VI. Services to be rendered. Consultant is responsible for the professional quality, technical accuracy, timely completion and coordination of all services furnished by or in relation to this Contract. Consultant represents and warrants that its services shall be performed within the limits and standards provided by the Local Government, in a manner consistent with the level of care and skill ordinarily exercised by similar providers under similar circumstances at the time the services are performed.
- VII. General Responsibilities of the Local Government. The Local Government shall pay to Consultant the compensation as, and subject to the terms set out below. The Local Government shall make available to Consultant all information as reasonably necessary to Consultant's performance hereunder.
- VIII. Termination of Services. It is agreed and understood by the parties to this Contract that either party may terminate this Contract upon thirty (90) days written notice to the other party.
- IX. In the event of termination, the Local Government shall pay Consultant for all services satisfactorily rendered prior to the date of termination.
- X. Compensation Limited. Compensation to Consultant for all services hereunder shall be paid at a total and inclusive rate of \$42,000 for a twelve month period beginning January 1, 2016 and ending December 31, 2016 and continuing annually unless written notice is given to cancel contract. It is agreed and understood by the parties to this Contract that either party may terminate this Contract upon thirty (90) days written notice to the other party. The contract will remain in force unless written notice of termination is given or the contract amount of \$42,000 is not approved for appropriation in a new fiscal year budget. The first year's contract price of \$42,000 includes any outstanding grant work fees (currently \$25,000) making the first year's contract cost - \$17,000. Payment is to be paid in 12 equal monthly payments. The compensation to be paid to the Consultant shall be the full compensation for all work performed by Consultant under this Contract.

Attachment A- Scope of Work

Professional services will include but may not be limited to the following tasks:

1. Conduct a comprehensive examination of the City's existing grant funded projects and provide technical assistance where needed or as requested by staff for any open grants.
2. Perform a review of the City's Comprehensive Plan and other relevant planning documents to gain knowledge of development needs. Meet with various City Officials, Department Heads, Committee Members, and staff to develop a specific list of identified needs that could be met with future grant funds.
3. Identify funding sources for projects, and educate City Staff and Officials on grant program timelines, requirements, and commitment of funds and resources that would be necessary from the City.
4. Keep City Staff and Officials informed of current grant opportunities on an on-going basis, including providing any relevant information, such as matching funds requirements.
5. When authorized by the City to apply for a specific grant, all grant application preparation services will be provided. Consultant will be responsible for submitting a completed grant application to the funder prior to the stated deadline. Consultant will provide the City with a complete copy of the grant application and confirmation that the application was received by the funder. Consultant will periodically check with the funder while the application is under review and will inform relevant City Staff and Officials when the grant is either funded or denied.
6. When requested by the City, Consultant will provide the full range of grant administration and management services for grant funded projects, ensuring compliance with all local, state and federal grant related laws, rules and regulations. Consultant will utilize professional grant management experience to make certain that no project delays, audit findings, or disallowed costs occur in relation to any grant funded projects.
7. Consultant will work with City Staff, Attorneys, and Accountants to establish comprehensive best management practices for administration of grant funds, including establishment of proper financial and record keeping procedures, procurement and bidding and contracting practices that comply with grant applicable rules, submission of progress and finance reports, procedures for timely and accurate requests for reimbursement, close-out and record retention procedures, and compliance with audit requirements.
8. Consultant will be responsible for assisting City Staff in navigating state and federal grant related processes and will meet with funders and attend grant related meetings as needed or required. Consultant will be readily available to City Staff and Officials to research grant opportunities and to answer grant related questions.

9. Consultant will provide written reports on funding progress and status of grant funded projects to the City as requested.

ORDINANCE NO. 2015 – 80

AN ORDINANCE REMOVING CONTINGENCY REGARDING FUNDS TO THOMAS HOSPITAL BY THE CITY OF DAPHNE

WHEREAS, Ordinance 2015-55 approved and adopted the Fiscal Year 2016 budget on October 5, 2015; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2016 budget, the City Council has determined that certain appropriations are required and should be approved and made part of the Fiscal Year 2016 budget; and

WHEREAS, a policy has been established by the City Council in Ordinances 2015-16 and 2015-45 that all outside entities, providing public benefit but not direct financial benefit to the City, that request funding from the City adhere to the tenets of the Community Grant Program; and

WHEREAS, the City Council by Amendment 102 of the Fiscal Year 2016 budget, made provision for the payment of \$30,000 for Fiscal Year 2016 to Thomas Hospital for the establishment of a free standing emergency room; and

WHEREAS, said Amendment 102 was passed with a contingency requiring that the free standing emergency room be annexed into the City before the funds would be paid; and

WHEREAS, more than five members of the City Council considered this appropriation to be an exception to the terms and conditions of the Community Grants Program based on extraordinary circumstances shown; and

WHEREAS, the City Council wishes to remove the contingency; and

BE IT THEREFORE ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, AS FOLLOWS:

Funds from the general fund are hereby appropriated and made a part of the Fiscal Year 2016 budget in the amount of \$30,000, and to pay \$30,000 a year for four (4) additional years, to Thomas Hospital while removing the contingency of annexation as set forth in Amendment 102.

EFFECTIVE DATE. Provision of this amendment shall be effective and operative upon execution of this Ordinance.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS ___ DAY OF _____, 2015.

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk