

**CITY COUNCIL BUSINESS MEETING AGENDA  
1705 MAIN STREET, DAPHNE, AL  
FEBRUARY 1, 2010  
BUSINESS MEETING  
6:30 P.M.**

- 1. CALL TO ORDER**
- 2. ROLL CALL/INVOCATION /  
PLEDGE OF ALLEGIANCE**
- 3. APPROVE MINUTES:** Council meeting minutes / January 19, 2010

**PROCLAMATION:** Arbor Day / February 27, 2010

**PRESENTATION:** Presenting the 2009 Arbor Day Posters to Students

**PRESENTATION:** Ashley Campbell / Coastal Impact Assistance Program Grant Application

**DISCUSS:** Changing Council meeting date for February 15, 2010

**4. REPORT STANDING COMMITTEES:**

**A. FINANCE COMMITTEE / Boulware**

**B. BUILDINGS & PROPERTY - Lake**

Review minutes / January 8<sup>th</sup>

a.) **MOTION:** To authorize the Mayor to negotiate a contract with Engineered Cooling Services regarding any energy analysis for the Daphne Civic Center, and to forward the proposal to the Finance Committee upon successful completion of the contract

b.) **DISCUSS:** Changing venue for March Work Session to Bay Front Scardamalia Pavilion

**C. PUBLIC SAFETY - Burnam**

Review minutes / January 13<sup>th</sup>

**D. CODE ENFORCEMENT/ORDINANCE COMMITTEE - Palumbo**

**E. PUBLIC WORKS COMMITTEE / SOLID WASTE AUTHORITY - Yelding**

**5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:**

**A. Board of Zoning Adjustments – Jones**

**B. Downtown Redevelopment Authority - Barnette**

**C. Industrial Development Board – Yelding**

**D. Library Board – Lake**

**E. Planning Commission – Barnette**

**F. Recreation Board - Burnam**

**G. Utility Board - Scott**

**6. REPORTS OF OFFICERS:**

**A. Mayor’s Report**

- a.) Parade Permit / Mardi Gras / Loyal Order of the Fire Truck / February 14, 2010
- b.) Parade Permit / S.E.E.D.S. / 5K & Fun Run / March 6, 2010

**B. City Attorney’s Report**

**C. Department Head Comments**

**7. PUBLIC PARTICIPATION:**

**8. RESOLUTIONS & ORDINANCES:**

**RESOLUTIONS:**

*NO RESOLUTIONS*

**ORDINANCES:**

**2ND READ**

- a.) Lodging Tax Appropriation: Stabilization of the Bayfront Richard Scardamalia Pavilion / Foundation (Slab on Grade)...../Ordinance 2010-08
- b.) General Fund Appropriation: Sports Complex Lighting / Restrooms/Concession Stands (2) / Bleachers (4)...../Ordinance 2010-09

**9. COUNCIL COMMENTS**

**10. ADJOURN**

**CITY OF DAPHNE  
CITY COUNCIL MEETING**

**ROLL CALL**

**CITY COUNCIL:**

**CALL VOTES**

COUNCILMAN YELDING

PRESENT\_\_ ABSENT\_\_ \_\_

COUNCILWOMAN BARNETTE

PRESENT\_\_ ABSENT\_\_

COUNCILMAN LAKE

PRESENT\_\_ ABSENT\_\_ \_\_

COUNCILMAN BURNAM

PRESENT\_\_ ABSENT\_\_ \_\_

COUNCILMAN SCOTT

PRESENT\_\_ ABSENT\_\_ \_\_

COUNCILMAN BOULWARE

PRESENT\_\_ ABSENT\_\_ \_\_

COUNCILMAN PALUMBO

PRESENT\_\_ ABSENT\_\_ \_\_

**MAYOR**

MAYOR SMALL

PRESENT\_\_ ABSENT\_\_ \_\_

**CITY CLERK:**

DAVID L. COHEN

PRESENT\_\_ ABSENT\_\_

**CITY ATTORNEY:**

CITY ATTORNEY JAY ROSS

PRESENT\_\_ ABSENT

**MINUTE NOTES:**

**CITY COUNCIL MEETING  
MINUTES**

**NOTES:**

COMMITTEE RECOMMENDATIONS

**JANUARY 19, 2010  
CITY COUNCIL MEETING  
1705 MAIN STREET  
DAPHNE, AL  
6:30 P.M.**

**1. CALL TO ORDER**

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

**2. ROLL CALL/INVOCATION/PLEDGE OF ALLEGIANCE**

Invocation was given by Councilman Lake.

**COUNCIL MEMBERS PRESENT:** Bailey Yelding; Cathy Barnette; John Lake Greg Burnam; Ron Scott; Derek Boulware; August Palumbo.

Also present: David Cohen, City Clerk; Rebecca Hayes, Assistant City Clerk; Jay Ross, City Attorney; Vickie Hinman, Human Resource Director; Adrienne Jones, Planning Director; Deni Biggs, Interim Civic Center Director; David Carpenter, Police Chief; Kim Briley, Finance Director; James White, Fire Chief; Tonja Young, Library Director; Joey Holasz, Fire Dpt.; Jane Robbins, Mayors Assistant; Charlie McDavid, Recreation Dpt.; Al Guarisco, Village Point Foundation; Selena Vaughn, Village Point Foundation; Helen Callaway, Daphne Museum Committee; Ed Kirby, Planning Commission; Janey Galbraith, Galbraith & Associates; Rob McElroy, Daphne Utilities; Danny Lyndall, Daphne Utilities; Darrelyn Bender, Eastern Shore Chamber; Jay Hastings, Eastern Shore Chamber.

Absent: Mayor Fred Small; Richard Merchant, Building Official; Bill Eady, Public Works Director; David McKelroy, Recreation Director.

**2. APPROVE MINUTES**

**MOTION BY Councilwoman Barnette to adopt the Council meeting minutes meeting held January 4, 2010 to say that Council President Palumbo opened the meeting, that Mr. Eady gave the invocation and that Council President Palumbo and Councilman Lake were present. *Seconded by Councilman Scott.***

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**MOTION BY Councilman Burnam to adopt the Special Called Council meeting minutes meeting held January 11, 2010. *Seconded by Councilman Scott.***

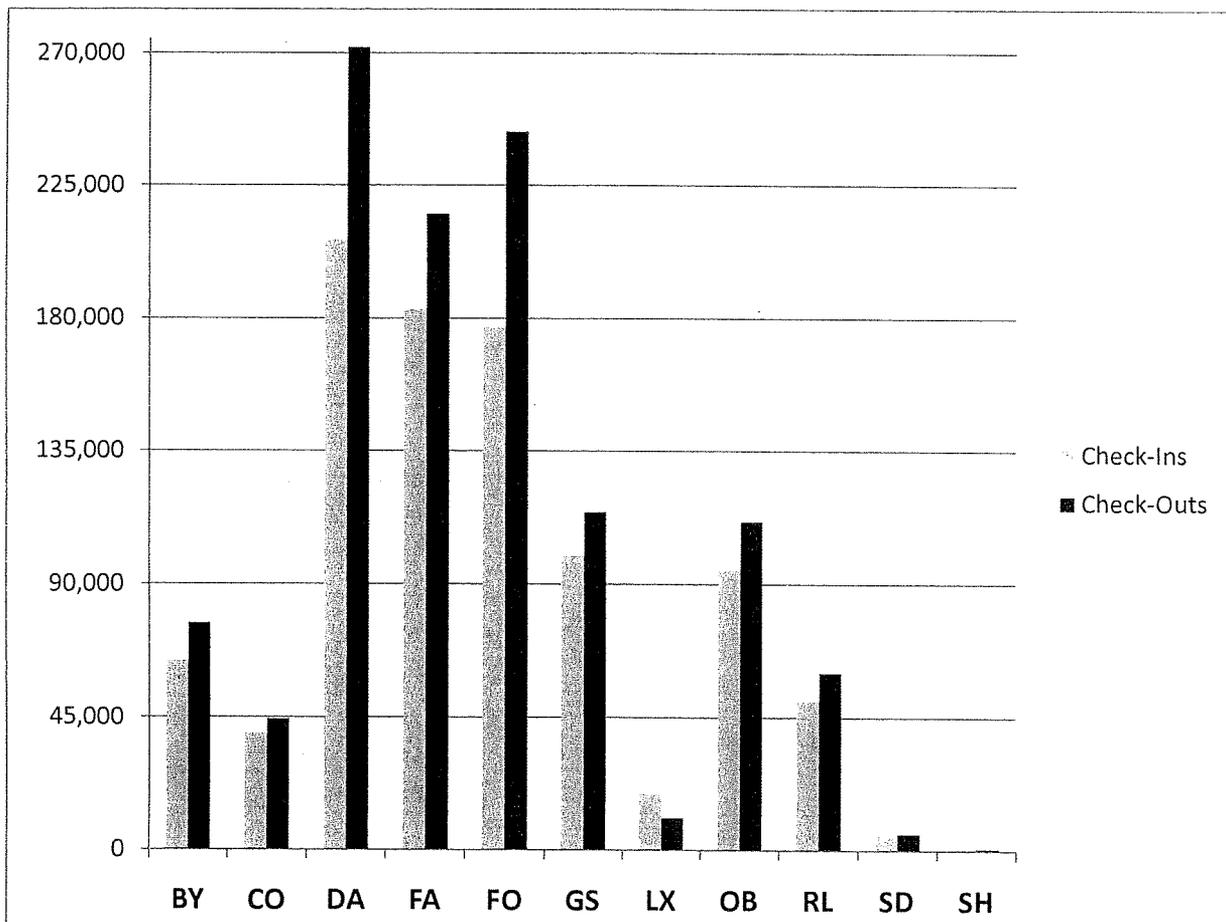
**AYE Lake, Burnam, Scott, Boulware, Palumbo                      ABSTAIN Barnette**

**NAY NONE OPPOSED                      MOTION CARRIED**

# CIRCULATION TRANSACTIONS COMPARISON FY2008

## Check-Ins vs Check-Outs

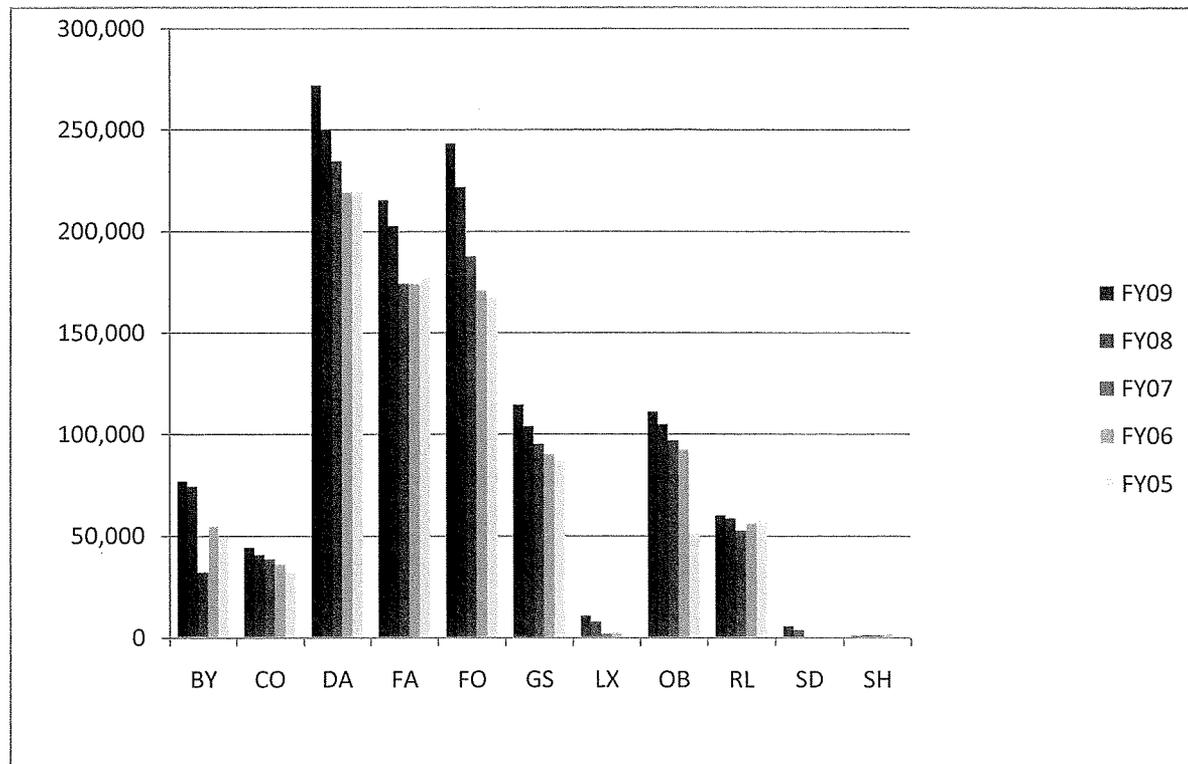
	Check-Ins	Check-Outs
BY	64,218	76,993
CO	39,617	44,470
DA	206,788	272,090
FA	183,171	215,438
FO	177,002	243,392
GS	99,704	114,601
LX	19,509	11,002
OB	94,980	111,223
RL	50,797	60,313
SD	5,517	5,736
SH	1,081	917



# CIRCULATION TRANSACTIONS COMPARISON

FY2009

## 5-Year Comparison



	<b>FY09</b>	<b>FY08</b>	<b>FY07</b>	<b>FY06</b>	<b>FY05</b>
<b>BY</b>	76,993	74,415	32,283	54,730	49,294
<b>CO</b>	44,470	40,868	38,657	36,073	32,166
<b>DA</b>	272,090	250,240	234,697	219,169	219,248
<b>FA</b>	215,438	202,783	174,401	173,996	177,541
<b>FO</b>	243,392	221,935	187,849	170,952	168,162
<b>GS</b>	114,601	104,179	95,363	90,308	87,532
<b>LX</b>	11,002	7,972	2,032	2,567	2,423
<b>OB</b>	111,223	104,992	97,149	92,483	51,191
<b>RL</b>	60,313	58,920	52,830	56,319	57,953
<b>SD</b>	5,736	3,904	17		
<b>SH</b>	917	1,237	1,275	1,692	4

**MOTION BY Councilwoman Barnette to adopt the Council Work Session minutes meeting held December 14, 2009. *Seconded by Councilman Scott.***

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**MOTION BY Councilman Scott to adopt the Council Work Session minutes meeting held January 11, 2010. *Seconded by Councilman Burnam.***

**AYE Lake, Burnam, Scott, Boulware, Palumbo                      ABSTAIN Barnette**

**NAY NONE OPPOSED                      MOTION CARRIED**

**PRESENTATION:** Mr. Jay Hastings / Eastern Shore Chamber of Commerce / Update on Scenic Byway Coastal Connection

Mr. Hastings stated that this project started in 2002 as a way to create a sense of place a destination where Coastal Alabama's natural, historic and recreational assets are all part of an enjoyable educational experience for visitors. The route begins or ends in Mobile County at Grand Bay and goes along the coast and either begins or ends at the Scenic Overlook. The corridor received State designation in 2004, and now it has received National designation as a Scenic Byway. It is one of 151 America's Scenic Byways inside the United States of America. That will mean more money for interpretive signing that they will be able to use to promote the Scenic Byway, build a website and provide a lot more promotion for the Scenic Byway. The idea is to get folks off I-10 and I-65 and get them on this corridor which is, incidentally, Main Street. It will come right by this building. That is the idea of this corridor. The Chamber appreciates the city's support, and Daphne was one of the first to sign on. He said the City of Daphne along with other members of the Eastern Shore communities got a little love in USA Today recently in an article about buying second homes which he provided in a packet given to council. He said that the 2010 Events Calendar for the State of Alabama has recently been released, and on page 64 under Top 10 Events for September it lists the Daphne Jubilee Arts & Crafts Festival September 25 and 26.

**A. FINANCE COMMITTEE** – Boulware  
The minutes for the January 4<sup>th</sup> and January 11<sup>th</sup> meetings are in the packet.

**Flexible Spending Motion:**

**MOTION BY Councilman Scott to increase the flexible spending account limit for un-reimbursed medical expenses from \$2,000 to \$3,000 per year, and to qualify for the increase an employee must have five (5) years of service by October 1<sup>st</sup> of each new plan year.**

**Councilman Lake said for the record that he is a participant in the Flexible Spending program.**

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**Treasurer’s Report:**

**MOTION BY Councilman Scott to accept the Treasurers Report as of December 31, 2009 with a balance of \$20,424,693.61. *Seconded by Councilwoman Barnette.***

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**Sales and Use Tax Collection: November 30, 2009**

Sales and Use Tax Collected for November 2009	- \$ 761,955
Sales and Use Tax Budgeted for November 2009	- \$ <u>755,932</u>
Over Budget (for November)	- \$ 6,023

YTD Budget Collections Variance – Over Budget - \$ 18,497

**Lodging Tax Collections, November 30, 2009**

The Lodging Tax Collections report shows \$33,763.37 collected for November 2009.

The next meeting will be February 8<sup>th</sup> at 4:00 p.m. in the Executive Conference Room.

**B. BUILDINGS AND PROPERTY COMMITTEE** – Lake  
No report.

**C. PUBLIC SAFETY COMMITTEE** – Burnam  
No report.

**D. CODE ENFORCEMENT/ORDINANCE COMMITTEE – Palumbo**

No report.

**E. PUBLIC WORKS COMMITTEE/SOLID WASTE AUTHORITY – Yelding**

The Beautification minutes for the January 8<sup>th</sup> meeting, and the top ten list are in the packet. The next meeting will be Friday at 8:00 a.m. in the Executive Conference Room.

**5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:**

**A. Board of Zoning Adjustments – Ms. Jones**

There was a special called meeting last week to approve the November 2009 minutes, and they will be in the February council packet.

**B. Downtown Redevelopment Authority – Barnette**

No report.

**C. Industrial Development Board – Yelding**

The IDB met to discuss funding the USS Independence, and agreed to write the city a check for \$5,000 for the commissioning of the ship.

**D. Library Board – Lake**

**MOTION BY Councilman Lake to appoint Chantal Booth to the Library Board to replace Gayle Robinson / Term ends 2013. Seconded by Councilman Scott.**

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**E. Planning Commission – Barnette**

The Site Review meeting will be Wednesday at 8:30 a.m. in the Council Chambers to discuss the final draft of the Land Use Ordinance. The regular Planning Commission meeting will be next Thursday at 6:00 p.m. in the Council Chambers. The November and December minutes will be in the February council packet.

**F. Recreation Board – Burnam**

No report.

**G. Utility Board – Scott**

No report. Councilman Scott deferred to Mr. Rob McElroy, General Manager for Daphne Utilities in regards to an article in the weekend paper.

Mr. McElroy presented Martin Dale, Fire Flow Specialists and Chief of Ground Penetrating Radar Operators (GPR), and Courtney Tolbert, who runs Marketing and Customer Communication for Daphne Utilities, and they have been great ambassadors of the city and the county. He has been talking with the Alabama Cemetery Preservation Society, about several cemeteries in the Daphne area that are being lost to time, and they have discussed helping them map these areas out with their GPR. An opportunity came up for them to do that at the Plateau Africatown Cemetery in Mobile. Martin went with Larry Jackson and spent a couple of hours one afternoon and found dozens of graves that were unmarked, lost and completely forgotten in that area. They are very proud to have served in a small capacity to help with that mapping project, and hope that their efforts will help the cemetery become recognized on the National Registry.

**6. REPORTS OF THE OFFICERS:**

**A. *Mayor's Report***

**a.) *Parade Permit / Mardi Gras / Mystic Order of Persephone / February 12, 2010 / Rain Date February 14, 2010***

**MOTION BY Councilman Scott to approve the Parade Permit for the Mystic Order of Persephone Mardi Gras group for February 12, 2010, and a Rain Date for February 14, 2010. *Seconded by Councilman Lake.***

**AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED**

**b.) *Parade Permit / Mardi Gras / Shadow Barons / February 13, 2010 / Rain Date February 14, 2010***

**MOTION BY Councilman Scott to approve the Parade Permit for the Shadow Barons Mardi Gras group for February 13, 2010 and a Rain Date for February 14, 2010. *Seconded by Councilman Lake.***

**AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED**

**c.) *ABC License / De Cuba / 040 – Retail Beer (On or Off Premises) / 060 – Retail Table Wine (On or Off Premises)***

**MOTION BY Councilwoman Barnette to approve the ABC License for De Cub / 040 – Retail Beer (On or Off Premises) / 060 – Retail Table Wine (On or Off Premises). *Seconded by Councilman Burnam.***

**AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED**

**JANUARY 19, 2010  
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DAPHNE, AL  
6:30 P.M.**

6

***B. City Attorney Report***

Mr. Ross said that he has received the check from AMIC and will be bringing a check to the city for the surplus payment.

***C. Department Head Comments***

***Tonja Young – Library Director*** – handed out to council a report showing the growth of the Daphne library has more circulation than any other library in the county. (*hand out is spread out upon these minutes*)

***Adrienne Jones – Planning Director*** – stated that the Site Review meeting is at 8:30 a.m. instead of 8:00 a.m. There is a draft of the proposed changes to the Land Use ordinance on the website.

***Vickie Hinman – Human Resource Director*** – reported that she is receiving the questionnaires back that was sent to the qualified applicants, and asked council how they wanted to go about reviewing them.

Council President Palumbo asked Mrs. Hinman to let the Mayor know how many finalist there are, and the Mayor can let council know. Then they will determine the best way to go about it.

Councilwoman Barnette clarified that the previous 18 were qualified for the position, and that is why they received the questionnaire. This was just a standard follow up to get a sense of their depth within their skill set so that council could use that to formulate questions for the interviews.

Council President Palumbo pointed out that at the Buildings & Property Committee meeting Mrs. Biggs made a proposal to the committee, and the committee passed a motion to forward to Finance regarding the Zydeco Festival for this year. Mrs. Biggs has done a good job of whittling it down to after ticket sales only \$5,000 will need to be appropriated. Council did not appropriate anything for the festival in the budget. Last year it \$55,000 was appropriated for the festival, and she has brought costs down from \$55,000 outlay to \$5,000. She needs the money to move forward to book the bands. This will be coming to the Finance Committee for their next meeting.

**7. PUBLIC PARTICIPATION**

***Mr. Mike Maxwell – Eastern Shore Chamber of Commerce*** – presented council with a framed proclamation from the August 20, 2009 Town Hall meeting signed by all three Mayors, and listing all the various council people.

***Mr. Al Guarisco – 1109 Randall Avenue*** – asked that the Old Methodist Church be added to the list of cemeteries that need to be explored for lost graves.

***Mr. Rod Drummond – Ridgewood Drive*** – stated that council members need to speak into the microphones.

**8. RESOLUTIONS, ORDINANCES, ORDERS AND OTHER BUSINESS**

**RESOLUTIONS:**

- a.) Granting TEFRA Bond Approval / Mercy Medical. . . . . /Resolution 2010-03
- b.) Prepaid Travel / David Cohen. . . . . /Resolution 2010-04
- c.) Adopting Fair Housing Policy. . . . . /Resolution 2010-05
- d.) Adopting Standards of Conduct Policy. . . . . /Resolution 2010-06
- e.) Adopting Land Acquisition Policy. . . . . /Resolution 2010-07
- f.) Adopting Written Procurement Policy. . . . . /Resolution 2010-08
- g.) Adopting Citizen Participation Plan. . . . . /Resolution 2010-09
- h.) Declaring Certain Personal Property Surplus. . . . . /Resolution 2010-10
- i.) Eastern Shore Chamber of Commerce Contribution. . . . . /Resolution 2010-11
- j.) South AL Regional Planning Commission Contribution. . . . . /Resolution 2010-12

**MOTION BY Councilman Scott to waive the reading of Resolutions 2010-04, 2010-05, 2010-06, 2010-07, 2010-08, 2010-09 and 2010-10. *Seconded by Councilman Burnam.***

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**MOTION BY Councilman Scott to waive the reading of 2010-03. *Seconded by Councilman Lake.***

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**MOTION BY Councilman Scott to adopt Resolutions 2010-03 and 2010-04. *Seconded by Councilwoman Barnette.***

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**MOTION BY Councilman Scott to adopt Resolutions 2010-05, 2010-06, 2010-07, 2010-08, 2010-09. *Seconded by Councilman Lake.***

Councilman Boulware stated for the record that Councilman Yelding and others on the council have tried for years to get this grant, and it has gone up and come back, gone up and come back, and so now it has been approved. It is his understanding from Councilman Yelding that this is going to take care of sewerage the last large pocket of the City of Daphne which is primarily an area of Daphne occupied by minorities. This will satisfy that last large pocket, and Councilman Yelding is extremely proud of it as this council is.

Council President stated that in his conversation with Mrs. Galbraith that these only pertain to this CDBG grant, and does not alter any other city policies that are on the books by ordinance or any policy at all.

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**MOTION BY Councilman Scott to adopt Resolution 2010-10. *Seconded by Councilwoman Barnette.***

**AYE Barnette, Burnam, Scott, Boulware, Palumbo                      NAY Lake**

**MOTION CARRIED**

**MOTION BY Councilwoman Barnette to waive the reading of Resolutions 2010-11 and 2010-12. *Seconded by Councilman Burnam.***

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**MOTION BY Councilman Burnam to adopt Resolutions 2010-11 and 2010-12. *Seconded by Councilman Lake.***

**AYE ALL IN FAVOR                      NAY NONE OPPOSED                      MOTION CARRIED**

**ORDINANCES:**

**2ND READ**

- a.) Amending the Land Use and Development Ordinance /  
West Highway 90 Retail District Overlay ...../Ordinance 2010-06
- b.) Annexation: AJD Family Limited Partnership / Located at the  
Intersection of Friendship Road and County Highway 64 ...../Ordinance 2010-07

**1ST READ**

- c.) Lodging Tax Appropriation: Stabilization of the Bayfront Richard  
Scardamalia Pavilion / Foundation (Slab on Grade) ...../Ordinance 2010-08
- d.) General Fund Appropriation: Sports Complex Lighting /  
Restrooms/Concession Stands (2) / Bleachers (4) ...../Ordinance 2010-09

MOTION BY Councilwoman Barnette to waive the reading of Ordinances 2010-06. *Seconded by Councilman Burnam.*

AYE ALL IN FAVOR          NAY NONE OPPOSED          **MOTION CARRIED**

*NOTE: Councilman Scott left at 7:35 p.m.*

MOTION BY Councilwoman Barnette to amend Ordinance 2010-06 to rename it Jubilee Retail Overlay District. *Seconded by Councilman Burnam.*

AYE ALL IN FAVOR          NAY NONE OPPOSED          **MOTION CARRIED**

MOTION BY Councilwoman Barnette to adopt Ordinance 2010-02 as amended to rename the ordinance Jubilee Retail Overlay District. *Seconded by Councilman Burnam*

AYE ALL IN FAVOR          NAY NONE OPPOSED          **MOTION CARRIED**

MOTION BY Councilwoman Barnette to waive the reading of Ordinance 2010-07. *Seconded by Councilman Burnam.*

AYE ALL IN FAVOR          NAY NONE OPPOSED          **MOTION CARRIED**

MOTION BY Councilwoman Barnette to adopt Ordinance 2010-07. *Seconded by Councilman Boulware.*

AYE ALL IN FAVOR

NAY NONE OPPOSED

**MOTION CARRIED**

ORDINANCES 2010-08 and 2010-09, WERE MADE 1<sup>ST</sup> READ.

### 9. COUNCIL COMMENTS

*Councilman Boulware* commented on the Commissioning of the USS Independence this past weekend saying that it is a good thing for this area as you think regionally the effects it can have on Daphne. He said that it was a great turnout. He has heard numbers of 5,000 in attendance, and he thinks it was a worthwhile cause for the city to support those types of things. He hopes it will have a benefit to the city in the form of light industrial through the IDB. Austal employs about 50 people from Daphne. He said that the proclamation from the August 20, 2009 Town Hall meeting presented by the Chamber should put everyone in mind of the Town Hall meeting for this year. What they did last summer was just the first of many, many summers of these Town Hall meetings and bringing the three cities together. It can only bring good, and he wanted council to start thinking now about what they are going to ask for at the next Town Hall meeting. He thinks that they can be more specific as a region, and as the Eastern Shore. The reaction from the areas elected officials was good and will continue to be good.

*Council President Palumbo* mentioned that the Jubilee Breeze publication was left out of the budget for budgetary reasons, but the council then appropriated funds to publish the January edition at a reduced cost, because they are not mailing it. The Breeze will not be mailed out automatically as in the past. However, residents can pick up a copy at all the city office buildings, hotels and POA offices. He thanked Mrs. Tomasina Werner for helping distribute those, and he thanked Ms. Jane Robbins for another attractive publication, and there is a lot of information in it.

**JANUARY 19, 2010  
CITY COUNCIL MEETING  
1705 MAIN STREET  
DAPHNE, AL  
6:30 P.M.**

**10. ADJOURN**

**MOTION BY Councilwoman Barnette to adjourn. Seconded by Councilman Lake.**

**AYE ALL IN FAVOR            NAY NONE OPPOSED            MOTION CARRIED**

**THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 7:43 P.M.**

Respectfully submitted by,

\_\_\_\_\_  
David L. Cohen,  
City Clerk

Certification by Presiding Officer:

\_\_\_\_\_  
August A. Palumbo,  
Council President

Office of the Mayor  
City of Daphne

## PROCLAMATION

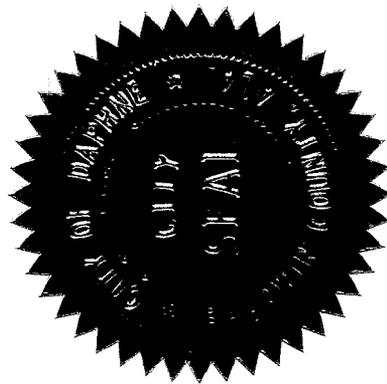
**ARBOR DAY**  
February 27, 2010

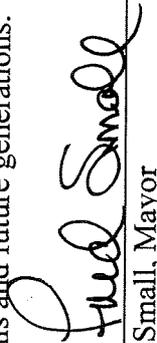
WHEREAS, the City of Daphne has been recognized  
by *The National Arbor Day Foundation* as a *Tree City USA*, and

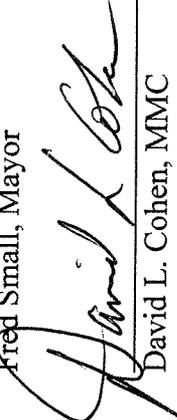
WHEREAS, trees reduce erosion, cut heating and cooling costs, clean the air,  
produce oxygen and provide habitat for wildlife, and

WHEREAS, trees in our City increase property values and beautify our community.

**NOW THEREFORE, THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DAPHNE** do hereby proclaim  
February 27, 2010 as **ARBOR DAY** in the City of Daphne, and urge all citizens to plant trees, and to support efforts to  
protect our trees and woodlands for this and future generations.



  
Fred Small, Mayor

  
David L. Cohen, MMC

ATTEST:

*(Outline for Mayor)*

***Daphne City Council Meeting – February 1, 2010***

**2009 National Arbor Day Poster Contest**

Mayor Fred Small will present the 2009 Arbor Day Posters to the 5<sup>th</sup> grade students that won 1<sup>st</sup> place at their individual schools in 2009. These posters have been displayed in the Daphne Public Library for the past year. Tonight we are returning them to the students. We are so proud to have had a State Winner in the 2009 contest. (Lauren Stewart from Daphne East Elementary School)

Posters to be presented to winners are from -

Christ The King Catholic School – Mary Ann Florey

W. J. Carroll Intermediate School – Sarah Carson

Daphne East Elementary School – Lauren Stewart (First Place Winner for the State of Alabama in 2009)

The 2010 Poster contest is now underway at participating Daphne Schools, and new winners will be chosen the end of January. These posters will also be sent to Anniston, AL for State competition.

*C. Coleman*

**Program Suggestions for the State of Alabama Coastal Impact Assistance Program  
Plan Amendment for FY 2009 and FY 2010  
January 14, 2009**

The State of Alabama Department of Conservation and Natural Resources (ADCNR), Baldwin County Commission and Mobile County Commission are soliciting Program Suggestions for inclusion into the Alabama Coastal Impact Assistance Program (CIAP) Plan Amendment for FY 2009 and FY 2010.

**Part 1 – CIAP Overview**

The Coastal Impact Assistance Program (CIAP) was established by Section 384 of the Energy Policy Act of 2005 to assist producing states and their coastal political subdivisions in mitigating the impacts from Outer Continental Shelf (OCS) oil and gas production. The CIAP legislation appropriated \$250 million per year for fiscal years 2007 through 2010 to be distributed among eligible producing States and the coastal political subdivisions. The State of Alabama is one of six states eligible to receive CIAP funding. In addition to Alabama, other CIAP recipient states include: Alaska, California, Mississippi, Louisiana and Texas. The federal agency charged with managing the CIAP is the Minerals Management Service (MMS) in the Department of the Interior.

The Alabama Department of Conservation and Natural Resources (ADCNR) is the lead agency for development and implementation of the CIAP. The State Lands Division provides day-to-day oversight and management of the Program. The State Lands Division coordinated closely with the coastal political subdivisions (Baldwin County and Mobile County) in developing the State of Alabama CIAP Plan for FY 2007 and FY 2008, which was approved by the MMS on April 21, 2009. The Plan included 47 projects totaling \$51,103,214.08 of available funding. For more information or to download the State of Alabama CIAP Plan for FY 2007 and FY 2008, please visit [www.alabamaciap.gov](http://www.alabamaciap.gov).

In order to allocate the remaining CIAP funds from FY 2009 and FY 2010, the State of Alabama, Baldwin County, and Mobile County will develop the State of Alabama CIAP Plan Amendment for FY 2009 and FY 2010.

**Part 2 - Authorized Use of CIAP Funding**

According to the Energy Policy Act of 2005 (Public Law 109-58) and the MMS Program Guidelines, the Authorized Uses of Coastal Impact Assistance Program Funds are:

1. Projects and activities for the conservation, protection, or restoration of coastal areas, including wetland; *Utilities Land, Restorations*
2. Mitigation of damage to fish, wildlife, or natural resources;
3. Planning assistance and the administrative costs of complying with this section;
4. Implementation of a federally-approved marine, coastal or comprehensive conservation management plan;
5. Mitigation of the impact of Outer Continental Shelf activities through funding or onshore infrastructure projects and public service needs.

For more information on the Authorized Uses, please reference the most recent version of the CIAP State Plan Guidelines published by the MMS. This document is located at:

[http://www.mms.gov/offshore/CIAP/PDFs/FinalPlanGuidelinesRevised1008\\_.pdf](http://www.mms.gov/offshore/CIAP/PDFs/FinalPlanGuidelinesRevised1008_.pdf).

*must demonstrate.*

### Part 3 – Contact Information and Program Suggestion Submission Instructions

A template for the Program Suggestion is attached to this announcement and the deadline for receipt of Program Suggestions is **Monday March 1, 2010 at 5:00 pm**. Program Suggestions must be submitted, as set forth below, to at least one of the Alabama CIAP recipients (Alabama Department of Conservation and Natural Resources, Baldwin County Commission or Mobile County Commission) or to a combination thereof, depending on the proposed source(s) of CIAP funding for the Program Suggestion.

1. State of Alabama Department of Conservation and Natural Resources. Please submit the completed Program Suggestion template electronically (MS Word or \*.pdf format) to [dcnr.ciap@alabama.gov](mailto:dcnr.ciap@alabama.gov), via mail to Cara Stallman (address below) or dropped off at Cara Stallman's address below. For more information on the State of Alabama CIAP Plan Amendment, please contact either Cara Stallman or Will Brantley:

Cara Stallman  
Five Rivers Alabama's Delta Resource Center  
31115 Five Rivers Boulevard  
Spanish Fort, AL 36527  
T: 251.621.1909  
F: 251.621.1331  
E: [Cara.Stallman@dcnr.alabama.gov](mailto:Cara.Stallman@dcnr.alabama.gov)

Will Brantley  
Alabama State Lands Division  
64 North Union Street  
Montgomery, AL 36130  
T: 334.242.3484  
F: 334.242.0999  
E: [Will.Brantley@dcnr.alabama.gov](mailto:Will.Brantley@dcnr.alabama.gov)

2. Baldwin County Commission. Please submit the completed Program Suggestion template electronically (MS Word or \*.pdf) to the Baldwin County Commission at [jbatchelor@co.baldwin.al.us](mailto:jbatchelor@co.baldwin.al.us), via mail to Julie Batchelor (address below), or dropped off at address below. For more information on the Baldwin County CIAP Plan Amendment for FY 2009 and FY 2010, please contact:

Julie Batchelor, P.E.  
Baldwin County Planning and Zoning Department  
312 Courthouse Square, Suite 18  
Bay Minette, AL 36507  
T: 251.580.1655 ext. 7255  
F: 251.580.1656  
E: [jbatchelor@co.baldwin.al.us](mailto:jbatchelor@co.baldwin.al.us)

3. Mobile County Commission. Please submit the completed Program Suggestion template electronically (MS Word or \*.pdf) to the Mobile County Commission at [bmelton@mobilecounty.net](mailto:bmelton@mobilecounty.net), via mail to Bill Melton (address below), or dropped off at address below. For more information on the Mobile County CIAP Plan Amendment for FY 2009 and FY 2010, please contact:

Bill Melton, P.E.  
Environmental Services Director  
Mobile County Public Works  
205 Government Street  
Mobile, AL 36644  
T: 251.574.8595  
F: 251.574.4722  
E: [bmelton@mobilecounty.net](mailto:bmelton@mobilecounty.net)

**CIAP Plan Amendment for FY 2009 and FY 2010  
Program Suggestion Submittal Format**

Designate which CIAP recipient to whom you are submitting a Program Suggestion. Program Suggestions must be submitted to at least one of the Alabama CIAP recipients (Alabama Department of Conservation and Natural Resources, Baldwin County Commission or Mobile County Commission) or to a combination thereof, depending on the proposed source(s) of CIAP funding for the Program Suggestion.

- Alabama Department of Conservation and Natural Resources       Baldwin County Commission       Mobile County Commission

**Project Name:** \_\_\_\_\_

**Project Summary**

- Project Location:
- Estimated Cost:
- Goals and Objectives of the Project:
- Project Description:

**CIAP Authorized Use**

- Justification<sup>1</sup>: (Provide an explanation of how the project is consistent with the identified Authorized Use; include, as appropriate, how the project directly or indirectly benefits the natural coastal environment)

**Other Required Information**

- Cost Sharing<sup>2</sup>: (Please describe any local financial commitment or leveraging of resources)
- Relationship to other programs<sup>3</sup> (Please describe relationship, if any, to any other existing programs involved in the project):
- Detailed contact information including name of individual representative, group affiliation (if applicable), mailing address, e-mail address, telephone number and fax number.

<sup>1</sup> Please use Authorized Use #1, #2, #4, or #5 as the justification. Authorized Use #3 is solely for use by CIAP recipients, and, accordingly is not an applicable justification for Program Suggestion submittals.

<sup>2</sup> Leveraging of resources can include in-kind contributions, private donations, assistance, etc... For ADCNR Program Suggestions, the State will consider favorably the submittal of Program Suggestions which promote local commitment to a Program Suggestion's successful implementation.

<sup>3</sup> Examples of existing Alabama Coastal Programs include the Alabama Coastal Area Management Program (ACAMP) and the Mobile Bay National Estuary Program (MBNEP).

**CITY COUNCIL MEETING  
STANDING COMMITTEE RECOMMENDATIONS:**

**FINANCE COMMITTEE REPORT**

**BUILDINGS & PROPERTY COMMITTEE REPORT**

**PLANNING/ZONING/CODE ENFORCEMENT COMMITTEE REPORT**

**PUBLIC SAFETY/ORDINANCE COMMITTEE REPORT**

**PUBLIC WORKS/BEAUTIFICATION/MUSEUM COMMITTEE REPORT**

## **Buildings and Property Committee Meeting**

**Friday, January 8, 2010**

**10:00 AM  
City of Daphne  
City Hall**

Committee  
Councilman John Lake, Chairman  
Mayor Fred Small  
Councilman August A. Palumbo

Regan Lambert, Buildings Inspection  
Frank Barnett, Maintenance Supervisor  
Deni Biggs, Interim Civic Center Direct

### **Committee Minutes (Summary)**

Meeting Began at 10:10 a.m.

A request was made by Mr. Nick T. Catranis to donate a 25' x 480' strip of property to the City of Daphne. The property, labeled as "Private Road, is located next to the Shell Station on Highway 181 and 90. The Committee advised Mr. Catranis to go forward with the donation process, and the information regarding the property would be sent to City Public Works Director, Mr. Eady, for his inspection. Pending this process, the request would be put on the February Buildings and Property agenda.

A **motion** was made by Councilman Palumbo to approve the October and November Meeting minutes. **Second** by Chairman Lake. **Motion Carried.**

Councilwoman Cathy Barnette made a request on behalf of a Daphne citizen for a fence to be constructed on property adjoining City property adjacent to Dryer Avenue access that, according to Ms. Barnette, would delineate the City's property. Chairman Lake stated that the owner of the property should put the request in letter form to the City of Daphne and Councilman Palumbo requested the property owner work on getting the survey, draw up a rendering for access placement of the fence, and bring all the information back to the February Buildings & Property Meeting.

Ms. Selena Vaughn, with Village Point Foundation, made request that The City of Daphne provide a second gate with an electronic keypad or swipe entry at Village Point Park. Village Point Park already has a gate in place but the second gate will be used only by Public Works, Police/Fire and other emergency vehicles. Ms. Vaughn said that Village Point would appreciate having more police and Public Works presence in the park. The Committee recommended that Ms. Vaughn get a cost estimate and description from Mr. Barnette with Public Works and bring the request with the cost estimate either to February Buildings & Property or to the next Public Safety Meeting and, from there, it can go to Finance and then to the Council for approval.

Ms. Regan Lambert, with Daphne Buildings Inspection Department, presented information on the donation of the Cindy Meador property on Caroline Avenue and Friday Construction property. Mr. Palumbo said the Committee would need appraisals on the Meador property and Friday Construction property and both request should be presented at the February Buildings and Property Meeting.

The Committee also considered a donation of property in Lake Forest which would require the City to pay a \$200.00 POA fee. **Motion** by Councilman Palumbo to refer the request to the City Attorney, requesting that he send a letter to the Lake Forest POA, requesting that the POA fees for property transfers regarding property donations to the City, be waived. **Second** Chairman Lake. **Motion carried.**

Ms. Lambert also presented to the Committee Buildings Inspection monthly reports for November and December, 2009.

The Committee heard an energy analysis presentation for Daphne Civic Center from Engineered Cooling Services. Engineered Cooling Services offered a Fee Proposal to the Committee and would, upon approval from the Committee, provide independent Energy Consulting services for the referenced project for a \$12,000.00 fee. According to Engineered Cooling Services, the Civic Center control system is geared to comfort with very little regard toward efficiency. By investing in an Energy Management Initiative, the City could save up to \$50,000.00 on energy cost, with little change to the comfort level of the building. Councilman Palumbo asked Mr. Barnett who handles maintenance on the Daphne Civic Center chiller system. Mr. Barnette said Comfort Systems has an annually renewable contract and the window of opportunity for cancelling their contract for 2010 was up January 1, 2010. Councilman Palumbo requested Ms. Biggs, Interim Director of the Civic Center, to send him a copy of the Comfort Systems contract for review. **Motion** by Councilman Palumbo to authorize the Mayor to negotiate a contract with Engineered Cooling Services regarding an energy analysis for the Daphne Civic Center and to forward the proposal to the Finance Committee upon successful completion of the contract. **Second** Chairman Lake. **Motion carried.**

The question of Bayfront park renovations was raised by Councilman Lake. It was noted by Ms. Biggs that Bayfront Park has new carpet in most of the facility now and

Civic Center chairs were also taken to dress up the facility. Councilman Palumbo said he would like to have a Council work session at the facility to show off the improvements that have been made and further requested Ms. Biggs to check on availability for the second Monday in February at 6:30 p.m.

At the request of Mayor Small, Ms. Biggs presented an abbreviated revenue report on the Zydeco Festivals from 2005 – 2009. Ms. Biggs stated that the Zydeco Festival could be continued and stay in the black by cutting out all outside activities on Saturday and Sunday. As these activities are free, they bring in no revenue and take up a large part of the Festival budget. Further, by moving all activities to an inside venue, where Zydeco dancers really prefer to be, revenue from tickets and possible sponsorships could help the City to break even instead of remaining in the negative. Also, Ms. Biggs noted, if there is a small shortfall of revenues, the impact on revenues from lodging, shopping and restaurants may offset Festival costs considerably.

Councilman Palumbo suggested that Ms. Biggs move forward on the Zydeco Festival for 2010 and while there is not money appropriated for the festival this year, save the appropriation process until after the event when the correct amount of festival cost will be known. **Motion** by Councilman Palumbo to support the Gulf Coast Zydeco Music Festival program as presented by Ms. Biggs, considering future appropriation for a revenue shortfall, with a recommendation of approval for the request to go to the Finance Committee. **Second** by Chairman Lake.

**Motion** to adjourn by Councilman Palumbo, **Second** Chairman Lake.

Meeting ended at 12:15 p.m.

**IMPACT FEE ESTIMATE FOR NEW RESIDENTIAL&NON RESIDENTIAL DEVELOPMENT-WEEKLY/MONTHLY**

BUSINESS NAME	SQ Ft or # of Housing Units or # of Rooms For Lodging	PER 1,000	BT VALUATION OF BLDG (does not incl property) (homes are calculated at avg home cost)	TOTAL WITH 1% CAP	PARKS/REC @ 1% CAP	FIRE @ 1% CAP	POLICE @ 1% CAP	TRANSP @ 1% CAP	TOTAL WITH 1% CAP
					46%	13%	19%	22%	
GOODEN HOMES	SINGLE FAMILY	1	364,200.00	3,642.00	1,675.92	473.46	691.98	801.24	3,642.00
HOMES BY HONS	SINGLE FAMILY	1	321,900.00	3,219.00	1,480.74	418.47	611.61	708.18	3,219.00
HOMES BY HONS	SINGLE FAMILY	1	366,500.00	3,665.00	1,689.90	476.45	696.35	806.30	3,665.00
COLONY HOMES	SINGLE FAMILY	1	230,800.00	2,308.00	1,061.68	300.04	438.52	507.76	2,308.00
COLONY HOMES	SINGLE FAMILY	1	257,300.00	2,573.00	1,183.58	334.49	488.87	566.06	2,573.00
HOMES BY HONS	SINGLE FAMILY	1	339,900.00	3,399.00	1,563.54	441.87	645.81	747.76	3,399.00
HOMES BY HONS	SINGLE FAMILY	1	311,300.00	3,113.00	1,431.98	404.69	591.47	694.86	3,113.00
D R HORTON	SINGLE FAMILY	1	312,000.00	3,120.00	1,435.20	405.60	592.80	686.40	3,120.00
ARK BUILDERS	SINGLE FAMILY	1	355,400.00	3,554.00	1,634.84	462.02	675.26	781.88	3,554.00
COLONY HOMES	SINGLE FAMILY	1	236,800.00	2,368.00	1,089.28	307.84	449.92	520.96	2,368.00
COLONY HOMES	SINGLE FAMILY	1	227,000.00	2,270.00	1,044.20	295.10	431.30	499.40	2,270.00
MICVAY CONSTRUCTION	SINGLE FAMILY	1	421,700.00	4,217.00	1,939.82	548.21	801.23	927.74	4,217.00
HOMES BY HONS	SINGLE FAMILY	1	348,000.00	3,480.00	1,600.80	452.40	661.20	765.60	3,480.00
COLONY HOMES	SINGLE FAMILY	1	249,700.00	2,497.00	1,148.62	324.61	474.43	549.34	2,497.00
D R HORTON	SINGLE FAMILY	1	260,500.00	2,605.00	1,198.30	338.65	494.95	573.10	2,605.00
D R HORTON	SINGLE FAMILY	1	299,000.00	2,990.00	1,375.40	388.70	566.10	657.80	2,990.00
LONGCRIER BUILDERS	SINGLE FAMILY	1	490,800.00	4,908.00	2,257.68	638.04	932.52	1,079.76	4,908.00
D R HORTON	SINGLE FAMILY	1	328,100.00	3,281.00	1,509.26	425.53	623.39	721.82	3,281.00
J.P.M., INC.	SINGLE FAMILY	1	399,900.00	3,999.00	1,838.54	519.87	759.81	879.78	3,999.00
LANGENBACH CONST.	SINGLE FAMILY	1	253,000.00	2,530.00	1,163.80	328.90	480.70	556.60	2,530.00
FRIDAY CONSTRUCTION	SINGLE FAMILY	1	210,700.00	2,107.00	969.22	273.91	400.33	463.54	2,107.00
D R HORTON	SINGLE FAMILY	1	275,000.00	2,750.00	1,265.00	357.50	522.50	605.00	2,750.00
D R HORTON	SINGLE FAMILY	1	371,800.00	3,718.00	1,710.28	483.34	706.42	817.96	3,718.00
ADAMS HOMES	SINGLE FAMILY	1	236,700.00	2,367.00	1,088.82	307.71	449.73	520.74	2,367.00
ADAMS HOMES	SINGLE FAMILY	1	190,400.00	1,904.00	875.84	247.52	361.76	418.88	1,904.00
D R HORTON	SINGLE FAMILY	1	372,600.00	3,726.00	1,713.96	484.38	707.94	819.72	3,726.00
D R HORTON	SINGLE FAMILY	1	299,000.00	2,990.00	1,375.40	388.70	566.10	657.80	2,990.00
D R HORTON	SINGLE FAMILY	1	338,600.00	3,386.00	1,557.56	440.18	643.34	744.92	3,386.00
D R HORTON	SINGLE FAMILY	1	296,400.00	2,964.00	1,363.44	385.32	563.16	652.08	2,964.00
NICHOLAS PETTRY	SINGLE FAMILY	1	410,200.00	4,102.00	1,886.92	533.26	779.38	902.44	4,102.00
FIRST FEDERAL BANK	SINGLE FAMILY	1	576,300.00	5,763.00	2,690.98	749.19	1,094.97	1,267.86	5,763.00
D R HORTON	SINGLE FAMILY	1	280,500.00	2,805.00	1,290.30	364.65	532.95	617.10	2,805.00
JOE VINSON BUILDERS	SINGLE FAMILY	1	766,300.00	7,663.00	3,524.96	996.19	1,455.97	1,685.86	7,663.00
ALL OTHER HOUSING									
ALL OTHER HOUSING									
ALL OTHER HOUSING									
TOTAL			108,860.00	1,088.60	50,592.18	14,287.79	20,896.77	24,196.26	108,860.00

# Revenue Summary Report By Type and Code

2010-01-05

Transaction Date Between: 01/01/2009 And 12/31/2009

Type	Code	Code Description	Gross Revenue	Remitted Disc.	Net Revenue
Permit	BL	BUILDING PERMIT	\$307,493.75	\$0.00	\$307,493.75
	ME	BUILDING PERMIT	\$110.00	\$0.00	\$110.00
	PL	BUILDING PERMIT	\$35.00	\$0.00	\$35.00
	EL	ELECTRICAL PERMIT	\$38,643.09	\$0.00	\$38,643.09
	ME	MECHANICAL PERMIT	\$31,542.95	\$0.00	\$31,542.95
	PL	PLUMBING PERMIT	\$31,179.72	\$0.00	\$31,179.72
<b>Total For Permit(s)</b>			<b>\$409,004.51</b>	<b>\$0.00</b>	<b>\$409,004.51</b>
<b>Grand Total</b>			<b>\$409,004.51</b>	<b>\$0.00</b>	<b>\$409,004.51</b>

**Public Safety Committee**

*Wednesday, January 13, 2010*

Councilman Greg Burnam, Chairman Councilman Gus Palumbo Councilman Derek Boulware Fire Chief James White PW Sup. Bill Eady	Police Chief David Carpenter Captain Scott Taylor Captain Daniel Bell Tracy Bishop - Secretary
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**Committee Members Attending:**

Councilman Greg Burnam, Councilman Derek Boulware, Chief David Carpenter, Chief Bo White, Lt. Alaric Yelding, and Bill Eady.

**CALL TO ORDER**

Councilman Burnam **convened** the meeting at 4:35 p.m.

**PUBLIC PARTICIPATION –**

Lake Forest POA representatives were present to report that the maintenance building that burned down last year has been rebuilt but cannot be occupied according to the fire department. The contractor bought his permit from the city and when he finished construction, on final inspection, Chip Martin told him it could not be occupied due to there not being an access road for emergency personnel to use. The Mayor, Chip and Chief White will look at the situation and will call Steve Jernudd with some type of solution.

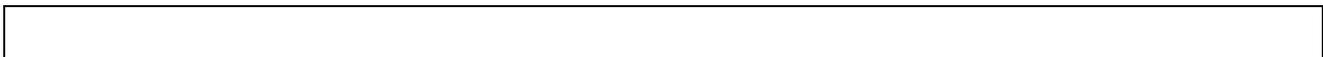
Carl Gustafson was in attendance concerning the dumpster behind Mancini's Antiques that is located on the city right of way. He would like it relocated or moved. Alex Mancini doesn't know where to put it to not be such an eyesore. He would have to use garbage cans, and a lot of them, if the dumpster were removed. Councilman Burnam asked Mr. Gustafson why this was brought to the Public Safety Committee, and he replied that he had been to all of the other committees so he thought he'd bring it to Public Safety to try and get something done. Burnam told him that Mr. Eady and Lonnie Jones, Code Enforcement Officer, would look at it tomorrow.

Mickey Boykin, Beall Lane, was in attendance to support Tom Gamble's complaint about speeding on Beall Lane. It was determined that Beall Lane was a one way in, one way out street that really didn't constitute a traffic calmer. Chief Carpenter told Ms. Boykin that we would do D-Runs on Beall Lane to try and deter speeding but if that didn't work, she would have to have all residents on the street sign a traffic calmer petition and bring it back before the committee.

**APPROVAL OF MINUTES FROM PREVIOUS MEETING**

**Minutes from December 2009 Meeting**

Mr. Burnam made a motion to approve the minutes. Councilman Boulware seconded and the motion passed.



## **FIRE DEPARTMENT**

### **A. New Business**

Statistics for November 2009 were reviewed. Chief White advised the committee that they had received a firefighter grant in the amount of \$50,000 to be used toward cardiac monitors. The fire department is partnering with South Baldwin Regional Hospital for EMT school for what South Baldwin charges their own employees. Thomas Hospital would not let Chief White's firefighters teach at their facility. Chief White needs permission from the Council and the Mayor before moving forward with this venture.

### **B. Old Business**

## **POLICE DEPARTMENT**

### **A. New Business**

Statistics for November 2009 were reviewed. Captain Danny Bell is at the FBI National Academy for 11 weeks of training. We had a corrections officer resign and we're in the process of finding someone to fill that slot.

### **Old Business**

## **OTHER BUSINESS**

## **ADJOURN**

There being no further business to discuss, Mr. Burnam adjourned the meeting at 5:45 p.m. The next meeting will be Wednesday, February 10, 2010 at 4:30 p.m. at City Hall Council Chambers.

Respectfully submitted,

Daphne Public Safety Committee

**CITY OF DAPHNE  
FIRE DEPARTMENT MONTHLY REPORT**

**Report Period: November 2009**

	<b>Current:</b>	<b>FY to Date:</b>
<b>Suppression:</b>		
<b>1-Fire/Explosion:</b>	-	-
10-Fire, Other	0	12
11-Structure Fire/Commercial	0	4
11-Structure Fire/Residential	3	21
12-Fire in Mobile Property used as fixed structure	0	0
13-Mobile Property (vehicle) Fire	2	5
14-Natural Vegetation Fire	1	10
15-Outside Rubbish Fire	2	4
16-Special Outside Fire	1	3
17-Cultivated Vegetable Crop Fire	0	0
<b>2-Overpressure Rupture:</b>	0	0
<b>3-Rescue Call and Emergency Medical Service Incidents:</b>	103	1356
<b>4-Hazardous Conditions (No fire):</b>	5	43
<b>5-Service Call:</b>	23	212
<b>6-Good Intent Call:</b>	21	127
<b>7-False Alarm &amp; False Call:</b>	21	156
<b>8-Severe Weather &amp; Natural Disaster:</b>	0	1
<b>9-Other Situation:</b>	0	2
<b>Total Emergency Calls:</b>	173	1902
<b>Monthly Total Calls:</b>	182	2950
<b>Response Time:</b>		
<b>Highest:</b>	16	16
<b>Lowest:</b>	<1	<1
<b>Average (Minutes/Seconds) :</b>	4:52	4:52
<b>Miscellaneous Reports:</b>		
<b>Training Hours</b>	33	1041
<b>Property Loss - \$</b>	27,000	1,033,000
<b>Fire Personnel Injuries by Fire/Civilian Injuries by Fire</b>	0	2
<b>Advance Life Support Rescues</b>	67	834
<b>Number of Patients Treated</b>	101	989
<b>Child Passenger Safety Seat Inspections/Installations</b>	2	80
<b>Classes</b>		
<b>Classes</b>	1	63
<b>Persons Attending</b>	33	2739
<b>Plan Reviews</b>		
<b>Plan Reviews</b>	3	37
<b>Final/Certificate of Occupancy</b>	1	8
<b>General/Annual Inspections</b>	125	1071
<b>General/Re-Inspections (Violation Follow-up - Annual)</b>	11	147
<b>Business Licenses</b>	0	71
<b>Consultations-</b>	0	5
<b>All Other/Misc. Activities</b>	0	5
<b>Total Activities:</b>	140	1344

Authorized by:

*James White*

Chief James White

6



**CITY COUNCIL MEETING  
REPORTS OF SPECIAL COMMITTEES**

**NOTES:**

**BOARD OF ZONING ADJUSTMENTS REPORT:**

**DOWNTOWN REDEVELOPMENT AUTHORITY REPORT:**

**INDUSTRIAL DEVELOPMENT BOARD:**

**LIBRARY BOARD:**

**PLANNING COMMISSION REPORT:**

**RECREATION BOARD REPORT:**

**UTILITY BOARD REPORT:**

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**CITY COUNCIL MEETING  
MAYOR'S REPORT**

**NOTES:**

# CITY OF DAPHNE PARADE PERMIT

<b>ORGANIZATION:</b>	<i>Loyal Order of the Fire Truck</i>
<b>CONTACT PERSON:</b>	<i>Melvin McCarley</i>
<b>ADDRESS:</b>	
<b>PHONE NUMBER (HOME):</b> <b>PHONE NUMBER (BUSINESS):</b> <b>CELL NUMBER:</b>	<i>621-3182</i>
<b>TYPE OF PARADE:</b>	<i>Mardi Gras</i>
<b>DATE OF PARADE:</b>	<i>February 14, 2010</i>
<b>ROUTE TO BE TRAVELED:</b>	<i>See Attached Map</i>
<b>APPROXIMATE # OF PEOPLE &amp; CARS:</b>	<i>50 vehicles / 200 People</i>
<b>START TIME:</b>	<i>1:59 P.M.</i>
<b>STOP TIME:</b>	<i>4:00 P.M.</i>
<b>ASSEMBLY AREA/STREET:</b>	<i>May Day Park</i>
<b>ASSEMBLY TIME:</b>	<i>12:00 Noon</i>
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE APPLIED:</b>	<i>January 22, 2010</i>
<b>APPROVAL</b>	
<b>POLICE: Chief David Carpenter:</b>	<i>David Carpenter</i>
<b>FIRE: Chief James White</b>	<i>James White</i>
<b>PUBLIC WORKS: William H. Eady</b>	<i>William H. Eady</i>
<b>CITY COUNCIL APPROVAL: 2-01-10</b>	
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE ROUTED:</b>	<i>January 22, 2010</i>
<b>NOTIFICATION:</b>	

# LOYAL ORDER OF THE FIRE TRUCK

## PARADE ROUTE

**Begin at Mayday Park then,  
Proceed South on Captain O'Neal Drive to Maxwell Avenue then,  
Proceed North on Main Street to Santa Rosa Avenue the,  
Proceed West on Santa Rosa Avenue to Old County Road then,  
Proceed South on Old County Road towards College Avenue for disbanding.**

# CITY OF DAPHNE PARADE PERMIT

<b>ORGANIZATION:</b>	<i>S.E.E.D.S</i>
<b>CONTACT PERSON:</b>	<i>Denise D'Oliveira</i>
<b>ADDRESS:</b>	<i>P.O. Box 460 Daphne, AL 36526</i>
<b>PHONE NUMBER (HOME):</b>	<i>626-9966</i>
<b>PHONE NUMBER (BUSINESS):</b>	<i>626-733</i>
<b>CELL NUMBER:</b>	<i>605-8777</i>
<b>TYPE OF PARADE:</b>	<i>5K &amp; Fun Run</i>
<b>DATE OF PARADE:</b>	<i>March 6, 2010 / Saturday</i>
<b>ROUTE TO BE TRAVELED:</b>	<i>See Attached Map</i>
<b>APPROXIMATE # OF PEOPLE &amp; CARS:</b>	<i>400 - 5K &amp; 1,400 Fun Run</i>
<b>START TIME:</b>	<i>8:00 A.M.</i>
<b>STOP TIME:</b>	<i>9:30 A.M.</i>
<b>ASSEMBLY AREA/STREET:</b>	<i>City Hall / Post Run Party After Run</i>
<b>ASSEMBLY TIME:</b>	<i>6:45 A/M / - 5K &amp; 8:45 A.M. Fun Run</i>
<b>SPECIAL INSTRUCTIONS:</b>	<i>Streets Blocked Off for Run and for the Party Streets blocked at both entrances to City Hall</i>
<b>DATE APPLIED:</b>	<i>January 26, 2010</i>
<b>APPROVAL</b>	
<b>POLICE: Chief David Carpenter:</b>	<i>David Carpenter</i>
<b>FIRE: Chief James White</b>	<i>James White</i>
<b>PUBLIC WORKS: William H. Eady</b>	<i>William H. Eady</i>
<b>CITY COUNCIL APPROVAL:</b>	<i>2/01/10</i>
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE ROUTED:</b>	<i>January 26, 2010</i>
<b>NOTIFICATION:</b>	

27000

26000

25000

24000

**DAPHNE**  
36526

**MONTROSE**  
36559

SEEDS  
6<sup>th</sup> Annual  
Classic Rock

5K  
(3.1 mi)

NO MAP

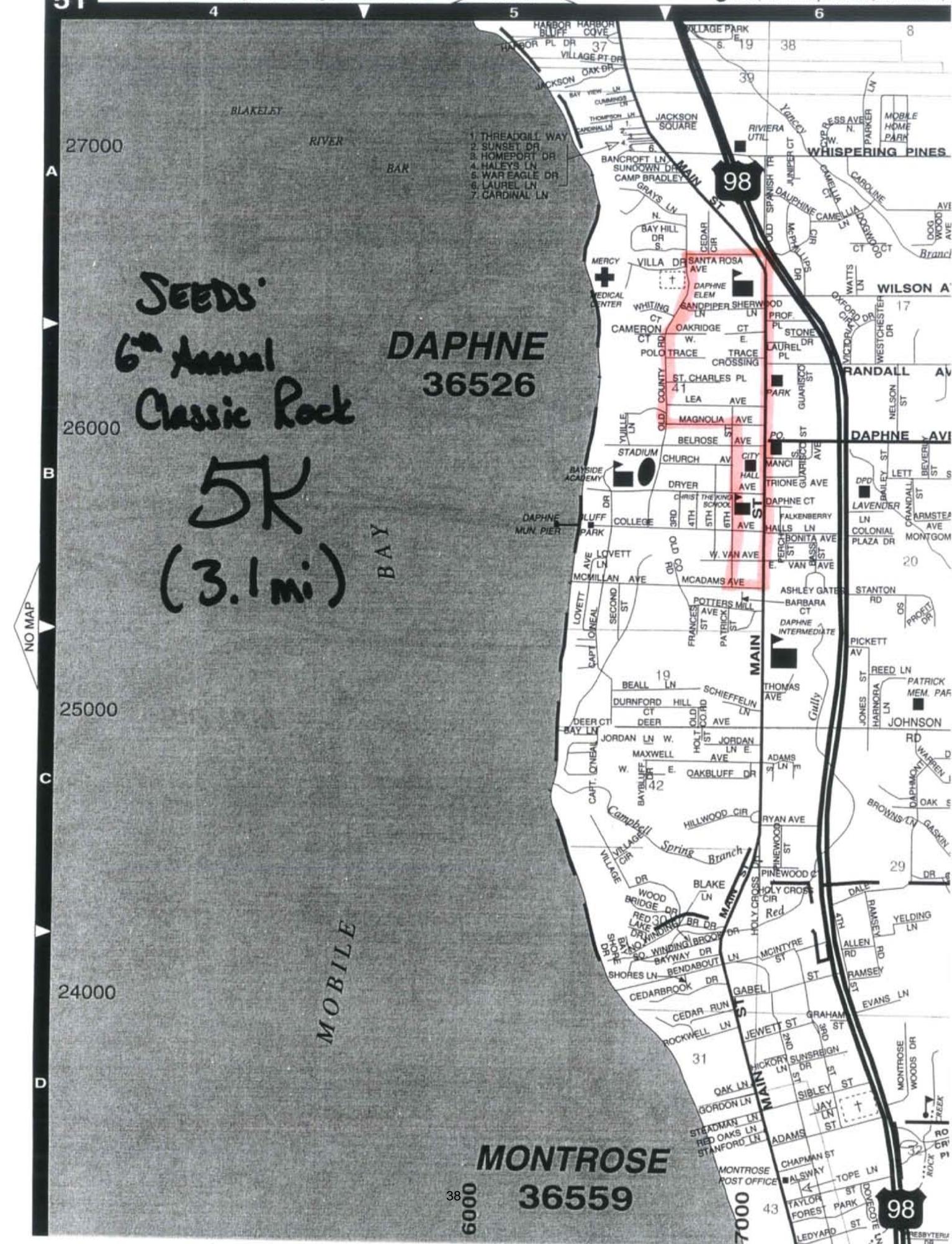
MOBILE BAY

A

B

C

D



BLAKELEY RIVER

BAR

BAY

WHISPERING PINES

WILSON AVE

DAPHNE AVE

JOHNSON RD

WARREN DR

YELDING LN

EVANS LN

ROCK CREEK PI

RESERVATION DR

1. THREADGILL WAY
2. SUNSET DR
3. HOMEPORT DR
4. HALEYS LN
5. WAR EAGLE DR
6. LAUREL LN
7. CARDINAL LN

Campbell Spring Branch

Village

Red

Winding Brook

Bendabout

Cedarbrook

Rockwell

Gordon

Steadman

Montrose Post Office

Ledyard

Reserv

98

98

38

43

7000

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6

8

27000

26000

25000

24000

39

6000

7000

A

B

C

D

BLAKELEY

RIVER BAR

**DAPHNE**  
36526

Classic  
Rock  
Fun Run  
(1mi.)

BAY

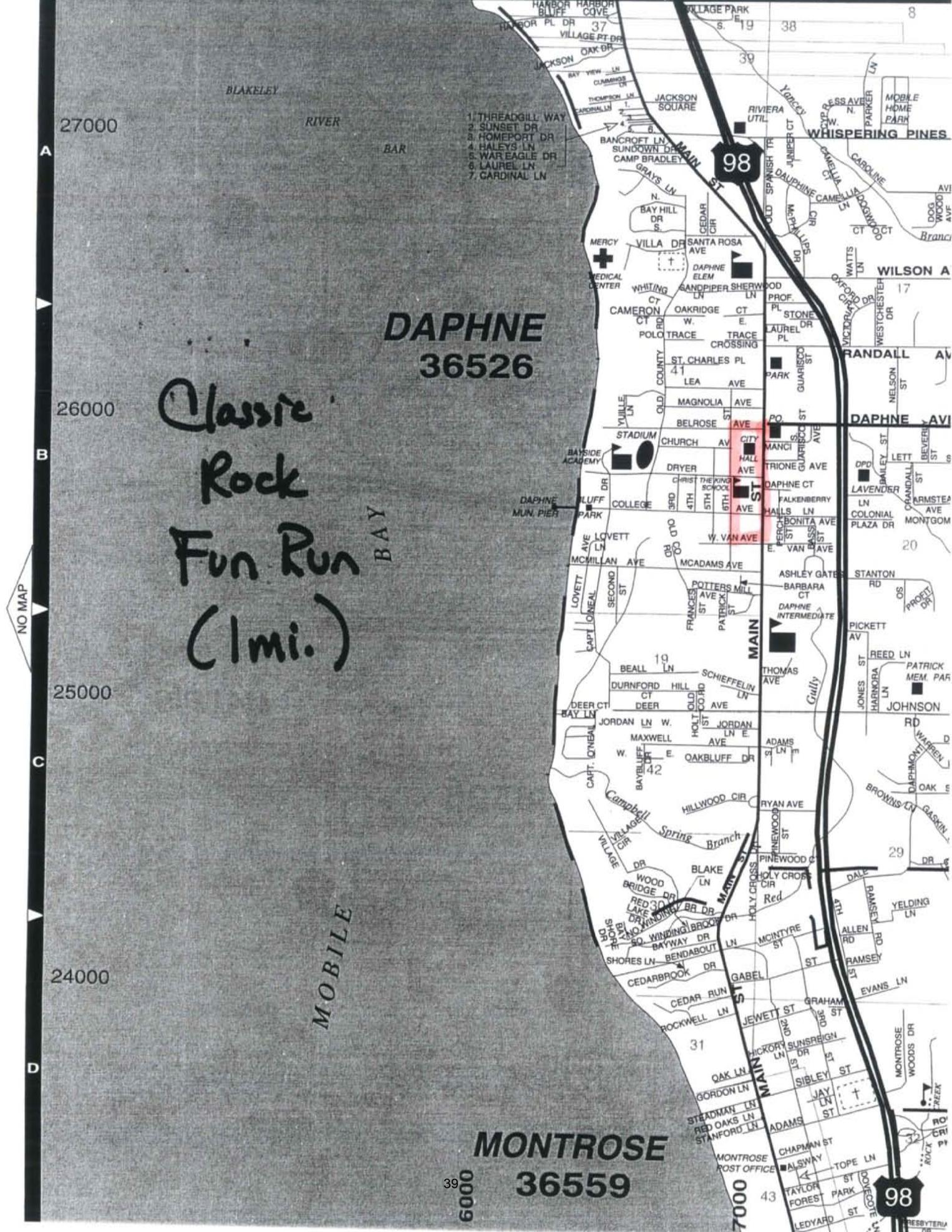
MOBILE

1. THREADGILL WAY
2. SUNSET DR
3. HOMEPORT DR
4. HALEYS LN
5. WAR EAGLE DR
6. LAUREL LN
7. CARDINAL LN

**MONTROSE**  
36559

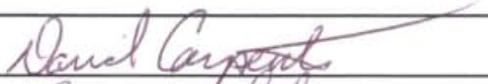
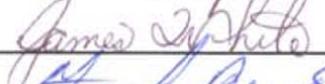
98

NO MAP



City Council

# CITY OF DAPHNE PARADE PERMIT

<b>ORGANIZATION:</b> Christ the King Church	Christ the King Church
<b>CONTACT PERSON:</b> Jami Graham	Jami Graham
<b>ADDRESS:</b> 711 College Ave. Daphne 36526	711 College Ave
<b>PHONE NUMBER (HOME):</b> <b>PHONE NUMBER (BUSINESS):</b> <b>CELL NUMBER:</b>	251-454-3202 (cell) 251-626-2343
<b>TYPE OF PARADE:</b>	Walk - fundraiser for Haiti earthquake
<b>DATE OF PARADE:</b>	Saturday, February 13, 2010
<b>ROUTE TO BE TRAVELED:</b>	
<b>APPROXIMATE # OF PEOPLE &amp; CARS:</b>	200 people
<b>START TIME:</b>	Walk to begin 8:00am -
<b>STOP TIME:</b>	9:30 am
<b>ASSEMBLY AREA/STREET:</b>	Christ the King Church
<b>ASSEMBLY TIME:</b>	6:30 am - 8:00 am registration
<b>SPECIAL INSTRUCTIONS:</b>	Street closed 7:15 am - 9:30 am
<b>DATE APPLIED:</b>	01/27/10
<b>APPROVAL</b>	
<b>POLICE:</b> Chief David Carpenter:	
<b>FIRE:</b> Chief James White	
<b>PUBLIC WORKS:</b> William H. Eady	
<b>CITY COUNCIL APPROVAL:</b> 2-01-10	
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE ROUTED:</b>	

**NOTIFICATION:**



Sorry! When printing directly from the browser your directions or map may not print correctly. For best results, try clicking the Print-Friendly button.

 **Christ the King Church**  
711 College Ave  
Daphne, AL 36526  
(251) 626-2343



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**CITY ATTORNEY'S REPORT**

**NOTES:**

**DEPARTMENT HEAD'S COMMENTS**

**CITY COUNCIL MEETING  
RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS**

**NOTES:**

RECOMMENDATIONS

**COUNCIL COMMENTS:**

**ORDINANCE 2010-08**

**Lodging Tax Appropriation  
Stabilization of the Bayfront Richard Scardamalia Pavilion Building  
Foundation (Slab on Grade)**

**WHEREAS**, Ordinance 2009-52 approved and adopted the Fiscal Year 2010 Budget on October 19, 2009; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2010 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2010 budget; and

**WHEREAS**, Lodging Tax funds may be used for the purchase, development, and maintenance of beachfront property; and

**WHEREAS**, the Buildings and Property Committee has requested that the City Council consider an appropriation for the stabilization of the Bayfront Richard Scardamalia Pavilion Foundation (Slab on Grade).

**NOW, THEREFORE**, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that the Fiscal Year 2010 Budget is hereby amended to include a Lodging Tax appropriation in the amount of \$32,576 for the stabilization of the foundation for the Richard Scardamalia Pavilion.

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
**August A. Palumbo, Council President**

\_\_\_\_\_  
**Fred Small, Mayor**

**ATTEST:**

\_\_\_\_\_  
David L. Cohen, City Clerk MMC

**ORDINANCE 2010-09**

**Sports Complex Lighting / Restrooms (2) / Concession / Bleachers (4) Appropriation**

**WHEREAS**, Ordinance 2009-52 approved and adopted the Fiscal Year 2010 Budget on October 19, 2009; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2010 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2010 budget; and

**WHEREAS**, Ordinance 2009-55 sets forth an allocation of Lodging Tax proceeds that may be used for certain recreational grounds capital items; and

**WHEREAS**, estimated annual revenues total \$ 160,000 for such recreational purposes; and

**WHEREAS**, the City has certain newly constructed soccer and football fields at the Sports Complex which require immediate funding (to complete the project) for the installation of lighting, (2) bathrooms, and (4) bleachers; and

**WHEREAS**, the lodging tax funding source for such capital recreational items has not accumulated to the point of providing funding for such improvements.

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

1) The Fiscal Year 2010 Budget is hereby amended to include a General Fund appropriation for the Sports Complex in the amount of \$ 822,500 for the following capital improvements:

\$ 497,500: Soccer/Football Lighting

\$ 275,000: (2) Bathroom/Concession Buildings

\$ 50,000: (4) Elevated Bleachers

2) Lodging tax proceeds allocated for such recreational grounds capital items have not accumulated to fund such improvements. However, monies are available from General Fund Reserves. Such funds shall be "loaned" to the recreation reserve and repaid from Recreation designated Lodging Tax Funds as are allocated to recreation by Ordinance 2009-55 as such lodging tax collections are recognized. No lodging tax funds will be available for other recreational purposes until such time as all sums "borrowed" are repaid in full.

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
**August A. Palumbo, Council President**

\_\_\_\_\_  
**Fred Small, Mayor**

**ATTEST:**

\_\_\_\_\_  
David L. Cohen, City Clerk MMC