

**CITY COUNCIL BUSINESS MEETING AGENDA**  
**1705 MAIN STREET, DAPHNE, AL**  
**MAY 19, 2008**  
**6:30 P.M.**

- 1. CALL TO ORDER**
- 2. ROLL CALL/INVOCATION**  
**PLEDGE OF ALLEGIANCE**

**3. APPROVE MINUTES:** Council Meeting minutes meeting held May 5, 2008

**SWEARING IN:** William Menefee / Police Department

**PRESENTATION:** S.E.E.D.S. / Denise D'Oliveira

**CERTIFICATE OF RECOGNITION:** Charlie Sumner / Eagle Scout Troop 177 /  
Project at Gator Alley

**PRESENTATION:** People to People / Introduce Ambassadors

**PRESENTATION:** Don Druse / Baldwin County Home Builders Association

**4. REPORT STANDING COMMITTEES:**

**A. FINANCE COMMITTEE - Scott**

Review minutes meeting held May 12<sup>th</sup>

**a.) Ordinance:**

- 1.) LaCasa Subdivision / [Ordinance 2008-38](#)

**b.) Motions**

- 1.) Authorize payment in the amount of \$6,429 to the SARPC for the 2nd half pro-rata share for FY 08
- 2.) Commit to funding in the amount of \$ 2,000 in FY 09 to the USS Alabama Battleship Memorial for Alabamians lost in the Operation Iraqi/Enduring Freedom Wars
- 3.) To Allocate \$ 340,000 of the funds remaining from the US 90 Sewer Project to the Highway 64 South Sewer Project

**c.) Financial Reports**

- a.) Treasurers Report, April 30, 2008
- b.) Sales & Use Tax Collections / March 31, 2008
- c.) Lodging Tax Collections / March 31, 2008

**B. BUILDINGS & PROPERTY - Lake**

Review minutes meeting held May 2<sup>nd</sup>

**C. PUBLIC SAFETY - Burnam**

Review minutes meeting held May 7<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 - Eady**

**B. Downtown Redevelopment Authority – Barnette**

Review minutes meeting held May 12<sup>th</sup>

- a.) Appoint Mary Riser to the Authority / Term 2008 - 2014

**C. Industrial Development Board – Yelding**

**D. Library Board - Lake**

**E. Planning Commission – Barnette**

Review minutes meeting held April 24<sup>th</sup>

**F. Recreation Board - Palumbo**

**G. Utility Board - Scott**

**6. REPORTS OF OFFICERS:**

**A. Mayors Report**

- a.) Parade Permit / Christ the King Respect for Life Committee / June 7, 2008

**B. City Attorney’s Report**

**C. Department Head Comments**

*David Cohen – City Clerk - Grants*

**7. PUBLIC PARTICIPATION:**

**8. RESOLUTIONS & ORDINANCES:**

**RESOLUTIONS:**

**NO RESOLUTIONS**

**ORDINANCES:**

**2<sup>ND</sup> READ**

- a.) FY 2008 Fire Personnel / 6 Firefighters. .... /Ordinance 2008-36

**1<sup>ST</sup> READ**

- e.) Appropriation of Funds: LaCasa Subdivision. .... /Ordinance 2008-38

**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 NAGER

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

**MAY 5, 2008**  
**CITY COUNCIL MEETING**  
**1705 MAIN STREET**  
**DAPHNE, AL**  
**6:30 P.M.**

1

**1. CALL TO ORDER**

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

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

Mr. Bill Eady gave the invocation.

**COUNCIL MEMBERS PRESENT:** Bailey Yelding; Cathy Barnette; Greg Burnam; Ron Scott; Eric Nager; August Palumbo.

**ABSENT:** John Lake.

Also present: Mayor Fred Small; David Cohen, City Clerk; Rebecca Hayes, Assistant City Clerk; Jay Ross, City Attorney; Kim Briley, Finance Director; David McKelroy, Recreation Director; Tonja Young, Library Director; James White, Fire Chief; Sharon Cureton, Human Resource Director; Richard Merchant, Building Official; Bill Eady, Planning Department Director; David Carpenter, Police Chief; Melvin McCarley, Interim Public Works Director; Sandra Morse, Civic Center Director; Jane Robbins, Mayor's Assistant; Lt. Ric Yelding, Police Department; Donald Bell, Police Department; Shawn Barnette, Police Department; Mike Offutt, Police Department; Stacey Debien, Police Department; Ray Moore, Hutchinson, Moore and Rauch; Rob McElroy, Utility Director; Mickey Boykin, Daphne Museum; Al Guarisco, Village Point; Starke Irvine, DRA; Bob Segalla, Utility Board; Frieda Romanchuk, Beautification; Dorothy Morrison, Beautification.

**3. APPROVE MINUTES:**

**MOTION BY Councilwoman Barnette to adopt the Council meeting minutes meeting held April 21, 2008. *Seconded by Councilman Scott.***

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

**PRESENTATION:** Nathan Cox / Memorial at Battleship Park for Personnel that have Fallen in Iraq

Mr. Cox stated that he is raising funds to put a memorial at Battleship Park to honor the fallen heroes from Operation Iraqi Freedom and Operation Enduring Freedom. His goal is to raise \$125,000, and he has raised \$30,000 so far. He asked the city to contribute toward the memorial. He said that it would be a year to a year and a half before it would be finished.

Council discussed contributing to the fund, and referred it to the Finance Committee for consideration.

Councilman Palumbo asked that they include fallen soldiers from Desert Storm in the memorial.

**MAY 5, 2008**  
**CITY COUNCIL MEETING**  
**1705 MAIN STREET**  
**DAPHNE, AL**  
**6:30 P.M.**

2

**PROCLAMATIONS:** National Corrections Officer Week & National Police Week

Mayor Small read the proclamation for National Corrections Officer Week as Chief Carpenter, Lt. Ric Yelding, Officer Donald Bell, Officer Shawn Barnette, Officer Mike Offut and Officer Stacey Debien looked on.

Chief Carpenter read the proclamation as Mayor Small, Lt. Ric Yelding, Officer Donald Bell, Officer Shawn Barnette, Officer Mike Offut and Officer Stacey Debien looked on.

**4. REPORT OF STANDING COMMITTEES:**

**A. FINANCE COMMITTEE / Scott**

The next meeting will be Monday, May 12<sup>th</sup> at 4:00 p.m. in the Council Chambers.

**B. BUILDINGS AND PROPERTY COMMITTEE – Lake**

The committee met this past Friday, and Councilman Palumbo stated that they turned several matters over to the City Attorney, but they were rather routine.

**C. PUBLIC SAFETY COMMITTEE – Burnam**

There is a letter from the Police Department in the packet about a rather old vehicle that was wrecked, and there will be an ordinance regarding this at the end of the meeting.

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

The committee will meet Wednesday, May 7<sup>th</sup> at approximately 5:30 p.m. following the Public Safety meeting in the Council Chambers.

*Councilwoman Barnette* asked if the grinder pump ordinance was on the agenda.

*Councilman Palumbo* stated that he has it noted, and said that after the discussion at the last meeting they need to run it by the Utility Board, just to get some direction.

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

The committee met but the minutes will be in the next packet. There are Beautification minutes in the packet from the April 4<sup>th</sup> meeting. They continue to great things around the city.

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

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

No meeting in May.

**B. Downtown Redevelopment Authority – Barnette**

The next meeting will be May 12<sup>th</sup> in the lobby of City Hall at 5:30 p.m. The Authority looks forward to discussing the lodging tax at the next work session.

**C. Industrial Development Board – Yelding**

No report.

**D. Library Board – Lake**

The minutes from the March 27<sup>th</sup> meeting are in the packet. The next meeting will be May 8<sup>th</sup> tentatively at 4:00 p.m.

**E. Planning Commission – Barnette**

The minutes for the last meeting will be in the next packet. The information in the packet on LaCasa Subdivision was discussed at the meeting. There were some questions about whether or not there were some plat issues, and whether or not it was done properly. The legal opinion was that it was all done in order, and so the Planning Commission kicked it back to the Council to say you figure out what you want to do. Basically, the residents of the subdivision are looking for a teardrop to be constructed at the end of their subdivision.

*Council President Burnam* asked why that was not done in the original plan.

*Councilwoman Barnette* stated: That it was a T that was done, I guess, some of the design standards that were coming out at the time were talking about creating teardrops, it was kind of a smart growth idea concept, and I think, quite frankly, that people don't like it. The Fire Department signed off on it and it was approved. Now, whether or not we want to include those now as we continue to do subdivisions in Daphne, I think, is debatable, but it was an approved plat and it was endorsed.

*Council President Burnam* said that now we have to fix it.

*Councilwoman Barnette* stated now we have to decide how to fix it.

*Mayor Small* stated that originally what happened was in the final plat approval they approved a lot there that when the homeowner purchased the property and built a house the T or hammerhead was up in that person's property. So that person had the right to cut the end of the street off or the hammerhead. What LaCasa has been looking for is for the city to come in there and fix it so they can turn around easier. The fix will not be a teardrop but still be a hammerhead, but it will give it a little more depth and maneuverability in there. The city lost the right-of-way with that lot is, theoretically, what happened. The money has to be allocated. The cost estimate is \$7,000.

*Councilman Scott* stated that the Finance Committee will consider this at the meeting Monday.

*Councilwoman Barnette* stated that the Site Review meeting will be May 14<sup>th</sup> at 8:00 a.m. and the Planning Commission meeting will be May 22<sup>nd</sup> at 6:00 p.m.

**F. Recreation Board – Palumbo**

The next meeting will be May 14<sup>th</sup> at 6:00 p.m.

**G. Utility Board – Scott**

The board met and the minutes will be in the next packet. Mr. Rob McElroy announced that Daphne Utilities has been awarded the “Best Water Operation” in the State of Alabama by the Alabama Water and Pollution Control Association, and because of the map they use they have to compete in the city category of greater than 25,000. So the city is up against some pretty big players, and were named the top water quality in the state.

*Councilwoman Barnette* asked Mr. McElroy if he would be willing to help in drafting a grinder pump ordinance.

*Mr. McElroy* stated absolutely.

**6. REPORTS OF THE OFFICERS:**

**A. *Mayor’s Report***

*a.) ABC License / Old Mexico / 020 – Restaurant Retail Liquor*

**MOTION BY Councilwoman Barnette to approve the ABC License for Alex Naman / 140 Special Events Retail. *Seconded by Councilman Yelding.***

<b>AYE</b>	<b>ALL IN FAVOR</b>	<b>NAY</b>	<b>NONE OPPOSED</b>	<b>MOTION CARRIED</b>
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*b.) Prepaid Travel / John Lake / AL League of Municipalities Convention / May 17-20, 2008 / Birmingham, AL / \$140*

This will be considered under Resolutions.

*Mayor Small* congratulated Larry English and his staff of the Water Quality Division of the Utilities.

**B. *City Attorney’s Report***

The City Attorney has been working with the Mayor, the architect and the Rod Cooke regarding Binding Arbitration for the renovation of City Hall.

**C. *Department Head Comments***

*David Carpenter – Police Chief* – reported that May 26<sup>th</sup> is the last day to order cars.

*Sandra Morse – Civic Center Director* - reminded anyone that was interested in signing up for the Flounder Day Parade to call the Civic Center. It is free of charge. Anyone who is part of the community is welcome to be a part of the parade. The lineup will be at Dryer and 6<sup>th</sup> Street then will proceed to Main Street and turn left and go north on Main Street to the Civic Center.

*Tonja Young – Library Director* – thanked all the departments who helped with the “Spring into Reading” program. There were 3,000 in attendance. She also thanked the Civic Center and news media.

*David Cohen – City Clerk* – mentioned that Council needs to start thinking about poll workers for the election, He said they should discuss this at the next work session.

*Jane Robbins – Mayor’s Assistant* – reported that the City’s Relay for Life Team raised over \$3,500 for the event, and she thanked Council for their support.

**7. PUBLIC PARTICIPATION**

*Mrs. Frieda Romanchuk – Beautification Committee* – spoke regarding the Beautification budget and receiving more funding.

*Mr. Ben Cruitt – Lake Forest* – spoke regarding grinder pumps in Lake Forest.

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

**RESOLUTIONS:**

- a.) Authorizing the Filing of FY 2008 Competitive Large Cities  
CDBG Grant Application / Gravity ...../Resolution 2008-15
- b.) Prepaid Travel / John Lake ...../Resolution 2008-21
- c.) Acceptance of Donation of Real Property to the  
City of Daphne by Sylvia Walding. .... /Resolution 2008-22
- d.) Authorizing the Filing of FY 2008 Competitive Large Cities  
CDBG Grant Application / Low Pressure ...../Resolution 2008-23
- e.) Acceptance of Right-of-Way Located at County Road 64 /  
County Road 13 South to Milton Jones Road. .... /Resolution 2008-24

MOTION BY Councilman Scott to waive the reading of Resolutions 2008-15, 2008-21, 2008-22, 2008-23, and 2008-24. *Seconded by Councilwoman Barnette.*

**MOTION CARRIED**

**MOTION BY Councilman Scott to adopt Resolution 2008-15. *Seconded by Councilman Yelding.***

*Councilwoman Barnette* stated for the record that according to the Finance Department there is \$680,000 left over in the 1999 Construction Fund that can be allocated for sewers, and that there is approximately \$340,000 left from the Highway 90 sewer fund, and if that is the case she wants to make sure that they allocate those funds and apply them to this project, so that those funds are there when they need the money for the project.

**Mrs. Briley** stated that they would have to do another ordinance to do that.

**Councilwoman Barnette** stated that then they will only have to find \$200,000 as opposed to \$1 million plus.

**Councilman Scott** stated that the Utility Board is participating with about \$110,000, and will, if they can, and not be in violation of the bond covenants waive the tap fees, and if not, then the city will have to come of with the money for the tap fees.

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

**MOTION BY Councilwoman Barnette to adopt Resolution 2008-21. *Seconded by Councilman Palumbo***

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

**MOTION BY Councilwoman Barnette to adopt Resolution 2008-22. *Seconded by Councilman Yelding.***

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

**NO MOTION WAS MADE FOR RESOLUTION 2008-23 SELECTING A LOW PRESSURE SEWER SYSTEM FOR THE COUNTY ROAD 64 SEWER PROJECT. COUNCIL ADOPTED RESOLUTION 2008-15 SELECTING GRAVITY FED SEWER SYSTEM FOR THE COUNTY ROAD 64 SEWER PROJECT.**

**MOTION BY Councilwoman Barnette to adopt Resolution 2008-24. *Seconded by Councilman Scott.***

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

**ORDINANCES:**

**2<sup>ND</sup> READ**

- a.) Annexation: Holy Trinity Lutheran Church / Property Located  
On Whispering Pines Road. .... /Ordinance 2008-31
- b.) FY 2008 Appropriations. .... /Ordinance 2008-32
- c.) FY 2008 Fire Personnel / 3 Firefighters. .... /Ordinance 2008-33
- d.) 2006 Construction Fund Appropriation. .... /Ordinance 2008-34

**1<sup>ST</sup> READ**

- e.) FY 2008 Appropriation / 6 Firefighters. .... /Ordinance 2008-36
- f.) Appropriation: Police Vehicle Replacement. .... /Ordinance 2008-37

MOTION BY Councilwoman Barnette to waive the reading of Ordinances 2008-31. *Seconded by Councilman Scott.*

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

MOTION BY Councilman Scott to adopt Ordinance 2008-31. *Seconded by Councilwoman Barnette.*

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

MOTION BY Councilwoman Barnette to waive the reading of Ordinance 2008-32. *Seconded by Councilman Palumbo.*

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

MOTION BY Councilman Scott to waive the reading of Ordinance 2008-32. *Seconded by Councilman Palumbo.*

MOTION BY Councilwoman Barnette to amend the amount for the Building Maintenance – roofs, etc. from \$300,000 to \$250,000. *Seconded by Councilman Scott.*

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

MOTION BY Council Palumbo to include in the budget making a part-time position at the Civic Center a full-time position with funds in the amount of \$6,600. *Seconded by Councilman Scott.*

AYE Yelding, Scott, Nager, Palumbo, Burnam      NAY Barnette

**MOTION CARRIED**

Continued on next page

Continued vote on Ordinance 2008-32

VOTE ON ORIGINAL MOTION TO ADOPT ORDINANCE 2008-32

AYE ALL IN FAVOR          NAY NONE OPPOSED          MOTION CARRIED

MOTION BY Councilman Scott to waive the reading on Ordinance 2008-33.

MOTION DIED FOR LACK OF A SECOND.

MOTION BY Councilman Palumbo to waive the reading of Ordinance 2008-34. Seconded by Councilman Yelding.

AYE ALL IN FAVOR          NAY NONE OPPOSED          MOTION CARRIED

MOTION BY Councilman Yelding to adopt Ordinance 2008-34. *Seconded by Councilman Palumbo.*

AYE ALL IN FAVOR          NAY NONE OPPOSED          MOTION CARRIED

**Councilman Nager** said: Point of order. Is it proper to bring back up the waiving of the reading for a Ordinance 2008-33. He said that he is not in the habit of seconding waiving of readings so he did not say anything.

**Mr. Cohen**, the City Clerk, stated that the waiving of the reading is over with, but they could read the ordinance, and then vote on it.

The City Clerk read aloud Ordinance 2008-33.

MOTION BY Councilman Nager to adopt Ordinance 2008-33. *Seconded by Councilman Scott.*

The amount has been modified to reflect hiring firefighters instead of fire-medics.

AYE    Yelding, Barnette, Scott, Nager, Burnam          NAY    Palumbo

MOTION CARRIED

MOTION BY Councilwoman Barnette to suspend the rules to consider Ordinance 2008-37. *Seconded by Councilman Yelding.*

ROLL CALL VOTE

Yelding	Aye	Nager	Aye
Barnette	Aye	Palumbo	Aye
Scott	Aye	Burnam	Aye

AYE ALL IN FAVOR      NAY NONE OPPOSED      MOTION CARRIED

MOTION BY Councilwoman Barnette to waive the reading of Ordinance 2008-37. *Seconded by Councilman Yelding.*

AYE ALL IN FAVOR      NAY NONE OPPOSED      MOTION CARRIED

MOTION BY Councilwoman Barnette to adopt Ordinance 2008-37. *Seconded by Councilman Yelding.*

AYE ALL IN FAVOR      NAY NONE OPPOSED      MOTION CARRIED

ORDINANCE 2008-36 WAS MADE A 1<sup>ST</sup> READ

9. COUNCIL COMMENTS

*Councilwoman Barnette* stated: I think Mrs. Hayes is handing out dates to try to get us continuing on our planning retreat that we discussed, so hopefully, everyone can respond to her in the near future. Also, I did have the opportunity to attend the spring reading festival and there was wall to wall people, and always a tremendous job. I was with a couple of seven year olds, and they certainly had a good time. The event seems to get stepped up year after year with more and more activities. So kudos to Tonja's staff and the rest of the city workers that made it happen. The last thing is I am going to continue to press how we are going to address the issue of firefighters. I think we took a step tonight, but we are not done. It is not the last you have heard from me on that topic.

*Councilman Scott* stated: I just want to point out that we have an election on June 3<sup>rd</sup>, and I have a voters registration form, and it is amazing to me, and I guess it is a concern, we must not teach civic the way we should, because they are predicting 10% turnout for the June 3<sup>rd</sup> election. We elected a state Senator recently, and the turnout in the first race was 18%, and I think it dropped to 16% in the runoff. I think this is a travesty that we do not have a better turn out than that. I am going to fuss at Daphne, because we do not vote our numbers. We do not have the same political clout that other areas of the county have because other areas vote better than we do. I want to encourage everybody that if you know somebody that is not registered they have until the 23<sup>rd</sup> to register, and if they are going to be out of town tell them to get an absentee ballot. But let's get folks to the polls.

**MAY 5, 2008  
CITY COUNCIL MEETING  
1705 MAIN STREET  
DAPHNE, AL  
6:30 P.M.**

*Councilman Nager* stated: First I would like to extend my congratulations to our fellow Councilman Mr. Lake on his wedding. It was a lovely ceremony. I hope he is enjoying a nice honeymoon somewhere. Very briefly, in regard to the firefighter ordinance that we just passed, I do expect to have a rigorous discussion on Wednesday about volunteer firefighters, and some other potential solutions. It seemed to me that there is something that needs to be fixed. We could not do it all at once. This is what the Mayor wanted. We can afford it within the parameters of this years budget, so it seem the prudent thing to do. Also, I will be here for all committee meetings and the work session, but I will not be here for the next Council meeting, because I will be away for my annual military duty. So I will not be here two weeks from tonight.

*Councilman Palumbo* stated: I would also like to congratulate Mr. Lake. Mr. Scott if you would place the Beautification ladies on the Finance Committee agenda, because I know they have worked very hard, and they gave us this list a couple of months ago, and the last several years in our budget considerations we have set a budget for them, and they have done a tremendous job. That committee went from two members, non-functioning, to a couple dozen very hard workers, and they volunteer their time, and they have done some really great things. I would like to ask Mrs. Romanchuk and Mrs. Vaughn to get the specifics on what the budget was last year, and what you received this year, and see if we can somehow continue what we do. There are several master gardeners on the committee who identified invasive species of plants that we were about to put at city hall. He would like to find some way to get them back on track.

**10. ADJOURN**

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

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

**THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 8:45 P.M.**

Respectfully submitted by,

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

**Certification of Presiding Officer:**

\_\_\_\_\_  
Greg Burnam, Council President  
Date & Time Signed: \_\_\_\_\_

**CITY OF DAPHNE  
OFFICE OF THE MAYOR**

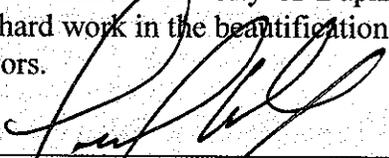
**CERTIFICATE OF RECOGNITION**

**WHEREAS**, Charlie Sumner of Eagle Scout Troop 177 of the Mobile-Baldwin Boy Scouts of America Council has recently completed a project at Gator Alley to earn a merit badge, and;

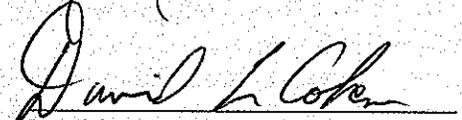
**WHEREAS**, Charlie worked in combination with the Daphne Beautification Committee to construct four tables, two benches, plant 50 pine trees and remove debris from Gator Alley, and;

**WHEREAS**, this is a remarkable achievement for any young person, and shows dedication and hard work by Charlie to attain his goals.

**NOW THEREFORE**, the Mayor and City Council of the City of Daphne, Alabama recognize and thank Charlie Sumner for his hard work in the beautification of Daphne, and wish him success in all his future endeavors.

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

Attest:

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





Supporting Educational Enrichment in Daphne's Schools

May 12, 2008

Mr. Bailey Yelding  
Ms. Cathy Barnette  
Mr. John Lake  
Mr. Greg Burnam  
Mr. Ron Scott  
Mr. Eric Nager  
Mr. Gus Palumbo

Dear Daphne City Council members:

SEEDS wishes to thank the City of Daphne for your continuing, active support and to offer our heartfelt congratulations on the pending completion of the beautiful new City Hall facility. Such an investment is certain to spark a renewed interest in Daphne's history and to underscore our commitment to preserving it.

As you may know, SEEDS introduced the **Mamma Mia Cook-off** in 2005 as a celebration of Daphne's rich Italian heritage. The annual fundraiser has quickly become SEEDS' signature event and a fall tradition along the Eastern Shore of Mobile Bay. In November 2007, the third annual Mamma Mia Cook-off attracted over 20 competitive cooking teams and more than 500 attendees – many of them return guests – for another memorable evening under the stars in Olde Daphne. As they tell us, no other occasion provides such an opportunity to enjoy the flavor and beauty of our downtown area.

As always, proceeds from the *Mamma Mia* Cook-off help fund SEEDS' Classroom Enrichment Grant Program which, over the past three years, has provided more than \$48,000 for innovative instructional projects and technology improvements in the five Daphne public schools and at Christ the King Catholic School.

This year's *Mamma Mia* celebration is set for Saturday, November 8, and will once again bring together food enthusiasts and friends of education in a show of support for our schools. Given that the event has quickly outgrown our splendid first "home" at Hutchinson, Moore and Rausch Engineering, we would like to ask the Council's consideration in moving *Mamma Mia* to the lawn of City Hall as an impressive and permanent showcase for Olde Daphne's shining centerpiece.

We believe that, working together, we can build this singular event into the premier celebration of Italian culture in our region. Your approval of a special event permit that will allow us to initiate efforts to organize this year's exciting inauguration would be greatly appreciated. Given SEEDS' proven track record for event planning and community partnership, we commit to introducing the City's newest gem to visitors from throughout the area in a manner that will bring them back for years to come.

Sincerely,

A handwritten signature in black ink, appearing to read "Ruth C. Seawell", written over a light-colored background.

Ruth C. Seawell  
President

cc Mayor Small

**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**

**CITY OF DAPHNE**  
**FINANCE COMMITTEE MINUTES**  
**May 12, 2008**  
**4:00 P.M.**

**I. CALL TO ORDER/ROLL CALL**

The meeting was called to order at 4:00 pm. Present were Chairman Ron Scott, Councilman Bailey Yelding, Finance Director Kim Briley, Senior Accountant Suzâne Henson and Accountant Donna Page.

Councilman Eric Nager arrived at 4:05 pm.

Also in attendance were Mayor Fred Small, Revenue Officer Cornell Smith, Human Resources Director Sharon Cureton, Recreation Director David McKelroy, and Civic Center Director Sandra Morse.

**II. PUBLIC PARTICIPATION**

**A. Trail System Grant**

Ms. Victoria Phelps advised that the trail grants package that had been applied for through ALDOT was not approved. She discussed that a "recreational trail package" grant could be applied for on or before September 2, 2008, and asked for City support. Mr. Scott asked Ms. Phelps to present this information to a work session of the Council.

**B. Beautification Committee**

Ms. Frieda Romanchuk discussed the expenditures of the Beautification Committee and the reports they receive from Public Works. Mr. Yelding asked Ms. Romanchuk or a Beautification representative to attend the next Public Works Committee meeting to discuss their questions.

**III. HUMAN RESOURCES BUSINESS**

**A. Recreation Position Reclassification – Program Coordinator (2)**

Mr. McKelroy presented a memo from the Mayor recommending that pay grades for the two Recreation Program Coordinators be increased from pay grade 17 to 19. Mr. McKelroy explained that the Recreation Board had recommended this change. The request is based on a recent evaluation by the Archer Company. Ms. Briley noted that the annual cost of the increase, including benefits, would be approximately \$9,402. If the changes are made in June, the financial impact for the remainder of the 2008 fiscal year would be \$3,100. It was noted that there are other positions that need to be reviewed for possible reclassification; this will take place this summer.

*Motion by Mr. Nager that the reclassification and pay grade increase of the two Recreation Program Coordinator positions be discussed at the June work session of the Council. Seconded by Mr. Yelding. All in favor.*

**B. Civic Center Operations Manager**

The Civic Center Operations Manager position was discussed. Ms. Briley noted that the previously passed motion is for changing and funding the current, grade 5 position from part-time to full-time. Ms. Briley explained that changing the position to an Operations Manager, and from a grade 5 to a grade 18, would be a new classification. Ms. Briley explained that this is a new position and that before this position could be filled Council would have to approve the position as part of the City's Pay Classification Plan.

Mayor Small stated that this request to create this new position had not been through the proper channels. The Mayor noted that he has talked with Ms. Morse about the need for the position, but not in detail. Mayor Small discussed that to change the position would require terminating the current position and then creating the new

position. The Mayor also explained that the position would then have to be advertised and filled by a qualified applicant.

Mayor Small recommended retracting the current request, giving time for Human Resources and himself to meet with Ms. Morse, then send it through the proper channels, which would be first to the Finance Committee to make a recommendation to Council, thereby placing it on their agenda.

Ms. Briley stated that the amendment to the ordinance passed by the Council changes the position from part-time to full-time at the same grade, with that additional funding of \$6,000 in the budget. Mr. Scott stated that the Council did not vote on changing the position to an Operations Manager, only changing it from 31 to 40 hours. Mayor Small stated that he understood, but in the future any request such as this should come to him before it is sent to the Council.

The committee requested Mayor Small to get with Sandra and Human Resources in order to determine the appropriate course of action.

#### **IV. ISSUES REQUIRING ACTION BY CITY COUNCIL**

##### **A. Appropriation Request**

###### 1. SARPC Pro-Rata Share - \$12,858 - \$6,429 Due

An invoice from South Alabama Regional Planning Commission in the amount of \$6,429.00 was presented. It was noted that \$ 20,000 is included in the 2008 budget, but the amount due to SARPC for FY 08 is \$ 12,858. The first payment in the amount of \$ 6,429 was approved for payment; this is the second payment.

***Motion by Mr. Yelding to recommend to Council to authorize payment in the amount of \$ 6,429 to the SARPC for the second half of the City's \$12,858 pro-rata share for fiscal year 2008. Seconded by Mr. Nager. All in favor.***

###### 2. USS Battleship Park - Memorial

A donation request for erecting a memorial at the USS Alabama Battleship Park to honor the troops lost from our State during the Operation Iraqi / Enduring Freedom wars was presented.

***Motion by Mr. Yelding to recommend that Council commit to funding \$2,000 in the 2009 budget for a one-time expenditure to the USS Alabama Battleship Park for a memorial to be erected to honor Alabama troops lost during the Operation Iraqi / Enduring Freedom wars. Seconded by Mr. Nager. All in favor.***

###### 3. La Casa Subdivision - \$7,000

The possible solution / cost estimate from HMR to correct the "T" design ending of Via del San Francesco Street in the La Casa Subdivision was presented. The cost to correct the turn around area is approximately \$7,000.

***Motion by Mr. Yelding to recommend to Council to adopt an ordinance appropriating \$7,000 to correct the turn around at the end of Via del San Francesco Street in the La Casa Subdivision. Seconded by Mr. Nager. All in favor.***

##### **B. Allocate \$340,000 Remaining from US 90 Sewer Project to Hwy 64 South Project.**

***Motion by Mr. Yelding to recommend to Council to allocate \$340,000 of the funds remaining from the US 90 Sewer Project to the Highway 64 South Sewer Project. Seconded by Mr. Nager. All in favor.***

## **V. Current Business**

### **Special Finance Meeting – June 2**

Ms. Henson discussed the four bid openings scheduled for May 21. They are: City Hall Landscaping: Plants & Shrubbery, Police Uniforms Leather Gear, PD Dry Cleaning, and Playground Equipment for May Day Park. The Committee agreed to meet at 6 pm June 2, 2008 to discuss the bids.

## **VI. FINANCIAL REPORTS**

### **A. Treasurer's Report: April 30, 2008**

The Treasurer's Report totaling \$21,576,299.08 was presented.

***Motion by Mr. Nager to accept the Treasurer's Report as of April 30, 2008, in the amount of \$21,576,299.08. Seconded by Mr. Yelding. All in favor.***

### **B. Sales and Use Taxes: March 31, 2008**

Sales and Use Tax Collected for March 2008	- \$ 998,616
Sales and Use Tax Budgeted for March 2008	- <u>\$1,082,314</u>
Under Budget (for March)	- \$( 83,698)

YTD Budget Collections Variance - Under Budget - \$(380,169)

### **C. Lodging Tax Collections, March 31, 2008**

The Lodging Tax Collections report shows \$53,123.15 collected for March 2008.

### **D. Review Statement of Revenues and Expenditures, March 31, 2008**

The Statement of Revenues and Expenditures as of March 31, 2008, was presented, showing total revenues over expenditures of \$ 945,185. Ms. Briley noted that this is reflective of the influx of ad valorem taxes and business license renewals received in January, which will be used to fund operations throughout the remainder of the fiscal year. Therefore, the increase to fund balance is temporary.

### **E. Report of New Business Licenses – April 2008**

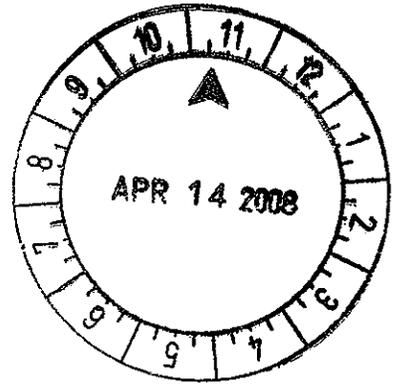
A list showing new businesses for the month of April was presented.

### **F. Bills Paid Reports – April 2008**

The April Bills Paid Report was contained in Packet #2.

## **VII. ADJOURN**

The meeting was adjourned at 5:07 p.m.



**SOUTH ALABAMA REGIONAL PLANNING COMMISSION  
INVOICE**

**TO:** CITY OF DAPHNE  
P. O. DRAWER 400  
DAPHNE, AL 36441

\*\*\*\*\*

DATE	DESCRIPTION	AMOUNT
04/10/08	PRO-RATA SHARE FOR FISCAL YEAR 2008	\$12,858.00
	AMOUNT DUE FOR SECOND HALF	6,429.00

PLEASE MAKE CHECK TO:

SOUTH ALABAMA REGIONAL PLANNING COMMISSION  
P O BOX 1665  
MOBILE ALABAMA 36633

THANK YOU!

## **OPERATION IRAQI / ENDURING FREEDOM MEMORIAL**

**MISSION:** To raise \$125,000.00 in order to erect a memorial at the U.S.S. Alabama Battleship Park to honor the troops from all branches of service that our great State has lost during these two wars.

### **OBJECTIVES:**

1. To raise the necessary funds through individual contributions, corporate / business donations, and the financial backing of city, county, and state organizations within the next ninety days.
2. To hold an open competition to allow for local artists, architects, and any individual wishing to participate to submit their plan for the memorial and then a winner will be selected by the Battleship Commission and several others involved in the project.
3. To contract out the work and commence construction of the memorial in as timely a manner as possible. I anticipate this project to be completed in eighteen to twenty-four months.

**CONCLUSION:** Not only will this project mean an unfathomable amount to the families that it will honor, but will be a big deal for our entire area. This is the first such memorial I know of in the State and there is a immense need for the 90+ warriors names Alabama has lost to be etched into eternity somewhere as a reminder of what makes our country what it is and who has sacrificed to keep it that way.



To: Office of the City Clerk  
From: William H. Eady, Sr., Director of  
Community Development  
Subj: LaCasa Subdivision, Phase Two  
Review of Public Works minutes  
from Planning Commission to City  
Council  
Date: April 30, 2008

## MEMORANDUM

At the regular meeting of the City of Daphne Planning Commission, April 24, 2008, eight members were present and a motion was made to forward the minutes and attachments to the City Council for review. The attached include a copy of Public Works minutes, La Casa Subdivision plat(s), and a possible solution/cost estimate provided by Hutchinson, Moore & Rauch.

If you should have any questions, please do not hesitate to contact the undersigned.

Thank you,

WHE/jd

cc: file

attachment(s)

**CITY OF DAPHNE  
PUBLIC WORKS COMMITTEE MEETING  
Time: 8:00 AM on March 28, 2008  
Location: City Hall Council Chambers**

Councilman Bailey Yelding, District 1  
Councilwoman Cathy Barnette, District 2  
Councilman John Lake, District 3

**I. CALL TO ORDER**

The May meeting of the Public Works Committee was called to order at 8:10 a.m.

Present: Councilman John Lake, Councilman Yelding Bailey, Councilwoman Cathy Barnette, Melvin McCarley, Scott (HMR), Don Olds, Ashley Campbell and Kimberly Briley

**II. PUBLIC PARTICIPATION & CORRESPONDENCE**

- A. Work Request Report – January 2007
- B. Correspondence – None

**III. OLD BUSINESS**

- A. Minutes – February 22, 2008 meeting  
Councilwoman Barnette made a motion to approve minutes. Motion seconded by Councilman Lake. All in favor. Minutes accepted.

**IV. NEW BUSINESS**

- A. La Casa Subdivision – Lot used to be common area. Plat was revised and lot was sold, wiping out common area. The lot owner had rights to do whatever they wanted with the lot. Mayor Small commented that one solution would be to put a cul de sac there. This needs to go to the planning commission. Motion made by Councilman Yelding to send to Planning Department. Seconded by Councilman Lake. All in favor.
- B. MS4 Program (Ashley Campbell) – The City of Daphne is in a permit with Mobile saying we are responsible for our storm water. Bottom of page 10 states what we need to do to be in compliance. Previously, has not been enforced by ADEM. Ashley asked that the committee review packet and determine where we will get funding from. Ashley stated that there is an immediate need for a monitoring plan. Daphne has requested numerous times to be removed from the permit with Mobile and asked to be placed on a Baldwin County permit with Spanish Fort and Fairhope. The City has been operating as such for several years. Mayor Small noted that we have a ground disturbance fee that generates money for the general fund. Ashley to work with Kim Briley to establish budget needs.
- C. Traffic Hwy 98 and Whispering Pines – Mayor Small stated that a traffic study has been requested for a turning lane at this intersection. Public Works can complete the traffic study. Mayor Small stated that he would like to see study. Traffic is increasingly backing up at this intersection due to schools, ballpark and YMCA. Mayor Small told Melvin to complete the study and then we will see what ALDOT says about the intersection.
- D. Johnson Road yield light – Not working properly. Need to meet with ALDOT engineering. Light stays red. We need a yield light.
- E. May Day Park Study – Ashley Campbell stated that before we can get any permits we have to get a study completed. She added that we need to enter into an agreement with Scott Douglas to complete the study on how to fix the problem at May Day Park. At this time, the boat ramp cannot be used due to the sand and we cannot move the sand without a permit. Hurricane Katrina caused additional sediment. Ashley asked him to give us a

proposal. Councilwoman Barnette stated that she does not believe we need a \$30,000 study to answer a few questions. The recommendation of the committee was for Scott (HMR) to go to Mr. Douglas that cost of study is too high. Scott (HMR) will report back his findings. Councilman Yelding commented that we need to get Hold Harmless agreements. Ashley reported that the Hold Harmless agreements are coming to upcoming council meeting. Mr. Olds stated that the previous owner was the one that put the sand that is there now.

- F. Councilman John Lake attended at State Hwy Department meeting for Hwy 181 from Malbis Substation about a mile south is going to be five-laned. Due to soybean fields being designated as historical farm lands, it cannot be developed. Mr. Eady was also at the meeting. Councilman Lake stated that we need to put in place an ordinance for no turning lanes due to the fact that we could not put a dividing strip. He is requesting that we support the Mayor on this.
- G. Mechanical Shop Inventory – Kim Briley reported that the Mechanical Shop inventory is \$100,000 out of balance. Currently, we have a 234,000 inventory. She stated that we have gone to a monthly inventory to try to determine where the out-of-balance is coming from or if our beginning inventory number was accurate.

V. **DIRECTOR'S REPORT**

- A. Nothing to report.

VI. **SOLID WASTE AUTHORITY**

- A. Nothing to report

VII. **MUSEUM COMMITTEE**

- A. Minutes – February 11, 2008

VIII. **BEAUTIFICATION COMMITTEE**

- A. Minutes – none submitted

IX. **ENGINEER REPORT**

- A. NRCS Update – Nothing to report

V. **FUTURE BUSINESS**

- A. Next Meeting – April 25, 2008, 8:00 a.m.

XI. **ADJOURNMENT**

**Councilman Lake motioned to adjourn. Motion seconded by Councilwoman Barnette. The meeting adjourned at 9:10 AM.**

December 1, 2007

To: Mayor Fred Small  
City of Daphne

Councilman Baily Yielding  
Mr. Bill Eady, Director of Community Development

The end of our street, Via del San Francesco, has an undesirable, possibly dangerous design. It is our understanding the "T" design was approved by the city of Daphne. Other than being "just not attractive", the following incidents have occurred:

1. Several mailboxes have been knocked over due to persons turning around in the street.
2. A street light has been damaged twice by trucks, etc., turning around at the "T" or in the street.
3. Cars park at the end, which makes it difficult sometime for one to turn around.
4. City vehicles have to back down our street, which is also dangerous.

Pat Oberholtzer met with Mr. Eady, and was informed that a "Teardrop Turnaround" was possible, replacing the "T" design.

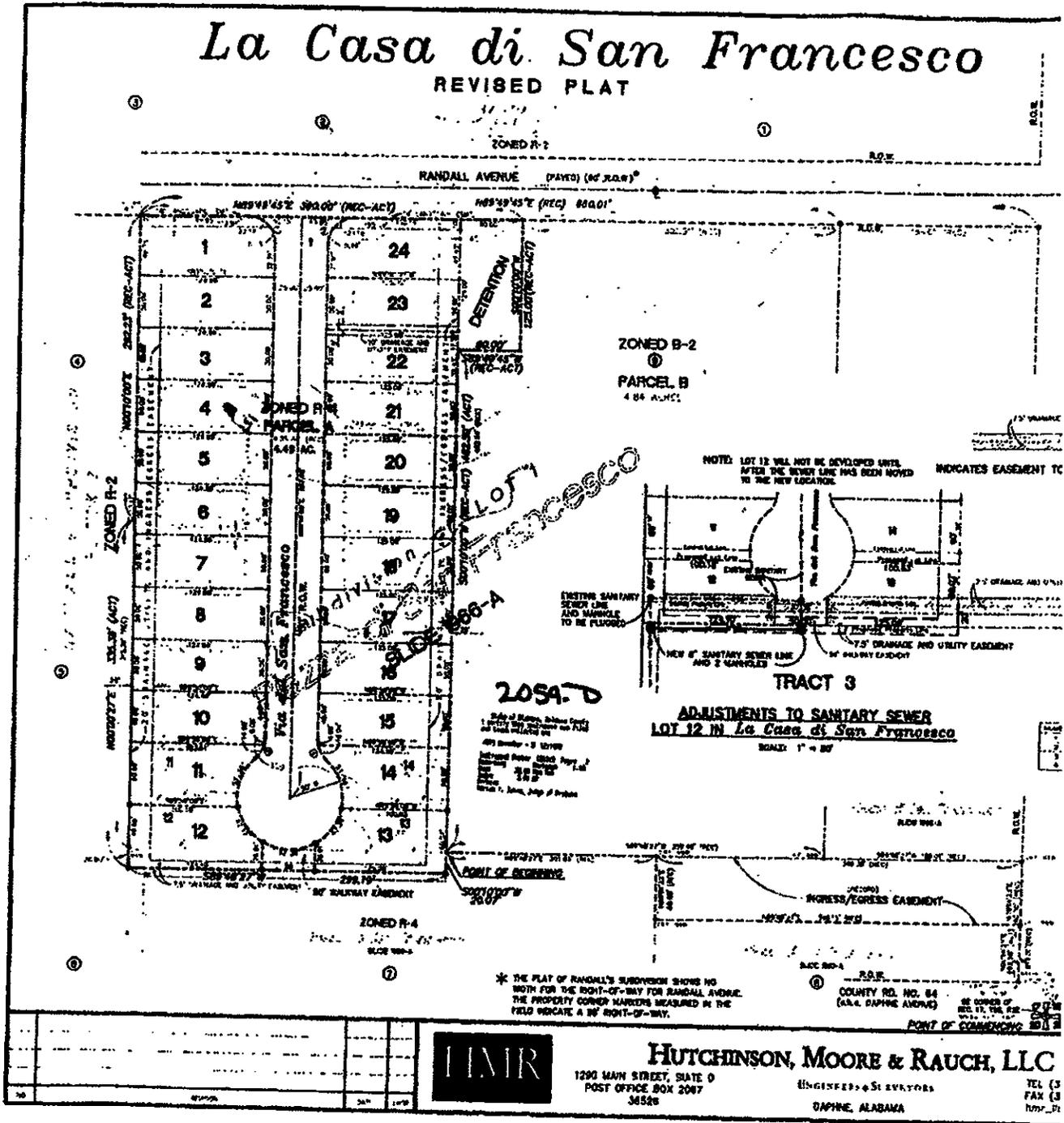
*We, the residents of La Casa Subdivision, are requesting that the City of Daphne replace the "T" design at the end of our street with the "Teardrop Turnaround/Cul de sac" so that it would be safer and more aesthetically pleasing to our neighborhood.*

Name	Address	Phone
JEFF CLINE	26217	644-4121
Scott McCrasy	26207	621-9702
ROY BELL	26208	621-9126
Mrs. & Mr. Robert Thompson	26235	621-7829
Bill & Madeline Smith	26225	621-8387
Mr. & Mrs. Paul Davenport	26148	626-7618
Mr. & Mrs. GLENN ISAACS	26137	626-9793
Mr. & Mrs. Ronald Rufford	26124	625-3587
Kay Flairity	26112	625-3905
Mr. & Mrs. Rosam Sharpless	26156	626-5207
	26162	625-6951
Raja Swain-Jordan	26159	625-1001

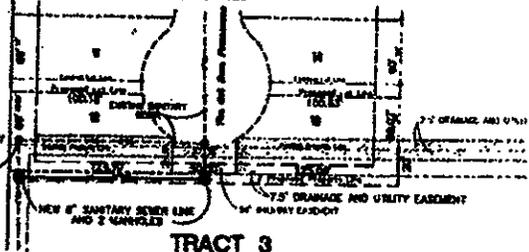


# La Casa di San Francisco

## REVISED PLAT



NOTE: LOT 12 WILL NOT BE DEVELOPED UNTIL AFTER THE SEWER LINE HAS BEEN MOVED TO THE NEW LOCATION. INDICATES EASEMENT TO



**205A-D**  
 State of Alabama, County of Baldwin  
 I, the undersigned, being duly qualified, do hereby certify that the above is a true and correct copy of the original plat on file in my office.  
 My Commission Expires 12/31/2011  
 Notary Public  
 My Comm. No. 12345  
 My Exp. Date 12/31/2011

**TRACT 3**  
**ADJUSTMENTS TO SANITARY SEWER**  
**LOT 12 IN La Casa di San Francisco**  
 SCALE: 1" = 80'

\* THE PLAT OF RANDALL'S SUBDIVISION SHOWS NO WIDTH FOR THE RIGHT-OF-WAY FOR RANDALL AVENUE. THE PROPERTY CORNER MARKERS MEASURED IN THE FIELD INDICATE A 10' RIGHT-OF-WAY.



**HUTCHINSON, MOORE & RAUCH, LLC**

1290 MAIN STREET, SUITE 0  
 POST OFFICE BOX 2007  
 36526

ENGINEERS & SURVEYORS  
 DAPHNE, ALABAMA

TEL (334) 261-1111  
 FAX (334) 261-1112  
 hmr\_llc





HUTCHINSON, MOORE & RAUCH, LLC  
ENGINEERS & SURVEYORS  
LAND PLANNERS

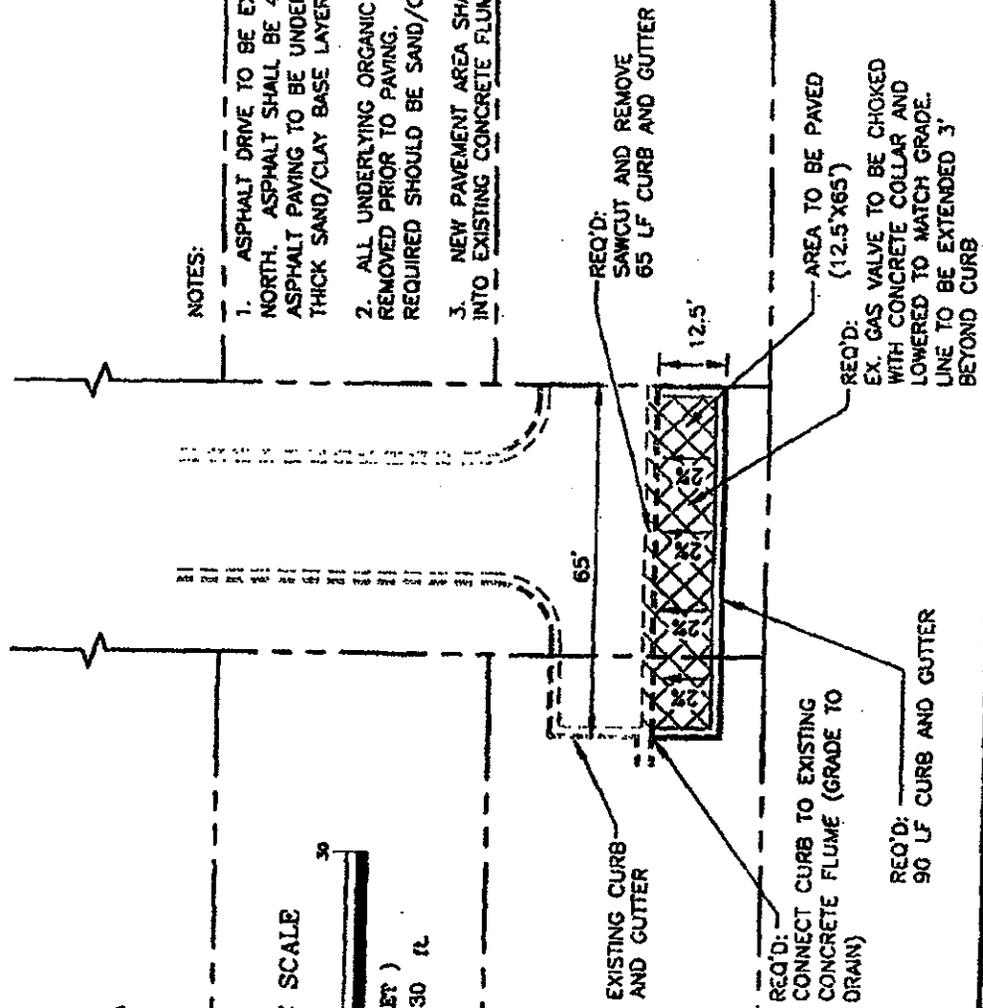
# La Casa di San Francesco

## HAMMERHEAD TURNAROUND REPAIR



GRAPHIC SCALE  
( IN FEET )  
1 inch = 30 ft

- NOTES:
1. ASPHALT DRIVE TO BE EXTENDED 12.5' LF TO NORTH. ASPHALT SHALL BE 429-A, 1.5" THICK. ASPHALT PAVING TO BE UNDERLAIN WITH MINIMUM 8" THICK SAND/CLAY BASE LAYER.
  2. ALL UNDERLYING ORGANIC MATERIAL SHALL BE REMOVED PRIOR TO PAVING. ADDITIONAL BACKFILL, IF REQUIRED SHOULD BE SAND/CLAY.
  3. NEW PAVEMENT AREA SHALL BE GRADED TO DRAIN INTO EXISTING CONCRETE FLUME



**HUTCHINSON, MOORE & RAUCH**  
**ENGINEERS ♦ SURVEYORS ♦ LAND PLANNERS**  
**ENGINEERING COST ESTIMATE**

**LA CASA di SAN FRANCESCO HAMMERHEAD TURN AROUND REPAIR**

**APRIL 2008**

ITEM #	DESCRIPTION	UNIT	QTY.	UNIT PRICE	AMOUNT
1	ASPHALT	SY	95	\$ 15.00	\$ 1,425.00
2	SAND CLAY BASE (8")	SY	95	\$ 4.00	\$ 380.00
3	CONCRETE CURB/GUTTER	LF	90	\$ 15.00	\$ 1,350.00
4	FILL MATERIAL	CY	30	\$ 12.00	\$ 360.00
5	CURB REMOVAL	LF	65	\$ 6.00	\$ 390.00
6	UTILITY WORK	LS	1		\$ 1,000.00
7	MOBILIZATION	LS	1		\$ 2,000.00
<b>TOTAL AMOUNT:</b>					<b>\$ 6,905.00</b>

# TREASURER'S REPORT

As of April 30, 2008

TO: FINANCE COMMITTEE

FROM: KIMBERLY BRILEY, FINANCE DIRECTOR/TREASURER

<u>ACCT TITLE</u>	<u>BANK</u>	<u>BALANCE</u>
<b>GENERAL FUND &amp; ENTERPRISE FUNDS</b>		
MMA ACCT	COMPASS	\$12,423,536.00
OPERATING ACCT	COMPASS	(\$218,429.90)
PAYROLL ACCT	COMPASS	(\$51,724.13)
MUNICIPAL COURT	COMPASS	\$272,108.20
		<u>\$12,425,490.17</u>
<b>SPECIAL REVENUES FUND</b>		
SAIL SITE	FIRST GULF	\$3,973.02
4 CENT GAS TAX	FIRST GULF	\$178,328.23
7 CENT GAS TAX	FIRST GULF	\$265,534.41
		<u>\$447,835.66</u>
<b>CAPITAL PROJECTS FUND</b>		
CAPITAL RESERVE	WACHOVIA	\$4,101,805.32
97 WARRANT CONS	WACHOVIA	\$5,210.27
99 WARRANT CONS	REGIONS	\$19,831.79
2000 CONSTRUCTION	REGIONS	\$61,688.33
2006 CONSTRUCTION	WACHOVIA	\$2,779,145.00
		<u>\$6,967,680.71</u>
<b>DEBT SERVICE FUND</b>		
DEBT SERVICE	WACHOVIA	\$1,508,091.00
2006 DEBT SERVICE	FIRST GULF	\$227,201.54
		<u>\$1,735,292.54</u>
		<u>\$21,576,299.08</u>

# SALES & USE TAXES

## ACTUAL COLLECTIONS

	2002	2003	2004	2005	2006	2007	2008	Actual-2008	Budget	Monthly Variance	YTD Variance	% of Budget
October	671,699.04	636,482.64	697,830.58	833,700.71	932,634.66	944,542.36	867,190.18	867,190.18	953,988	(86,797.82)	(86,797.82)	-9.10%
November	650,308.98	646,534.10	710,788.74	814,866.03	901,512.38	918,837.95	915,890.97	915,890.97	928,026	(12,135.03)	(12,135.03)	-1.31%
December	858,086.66	892,208.68	941,151.87	1,091,073.78	1,168,443.68	1,182,584.39	1,120,005.09	1,120,005.09	1,194,410	(74,404.91)	(74,404.91)	-6.23%
January	639,638.85	590,727.65	697,083.68	771,837.83	887,466.11	914,876.33	822,020.87	822,020.87	924,025	(102,004.13)	(102,004.13)	-11.04%
February	602,215.06	632,654.31	688,421.54	788,825.08	878,123.66	877,975.60	865,625.83	865,625.83	866,755	(21,129.17)	(21,129.17)	-2.38%
March	710,960.77	705,390.20	848,156.86	917,832.17	1,081,774.83	1,071,598.38	998,616.04	998,616.04	1,082,314	(83,697.96)	(83,697.96)	-7.73%
April	629,853.17	692,148.44	752,039.55	863,144.81	988,760.72	960,140.54	-	-	969,742	-	-	-
May	668,867.28	702,692.15	757,610.49	867,446.44	1,000,424.48	1,021,498.14	-	-	1,031,713	-	-	-
June	731,684.73	752,668.04	818,209.20	982,863.46	1,024,091.07	1,066,433.92	-	-	1,061,004	-	-	-
July	679,602.58	721,790.90	803,051.14	908,576.13	941,409.68	993,216.66	-	-	1,005,952	-	-	-
August	657,027.91	739,993.63	745,320.33	869,818.11	950,539.01	954,421.57	-	-	975,079	-	-	-
September	644,827.41	715,641.36	830,260.80	998,476.08	967,616.16	965,107.35	-	-	1,024,647	-	-	-
<b>Totals</b>	<b>8,144,772.44</b>	<b>8,428,932.10</b>	<b>9,289,924.78</b>	<b>10,708,260.63</b>	<b>11,702,796.44</b>	<b>11,871,233.19</b>	<b>5,589,348.98</b>	<b>5,589,348.98</b>	<b>12,037,655</b>	<b>(380,169.02)</b>	<b>(380,169.02)</b>	

54

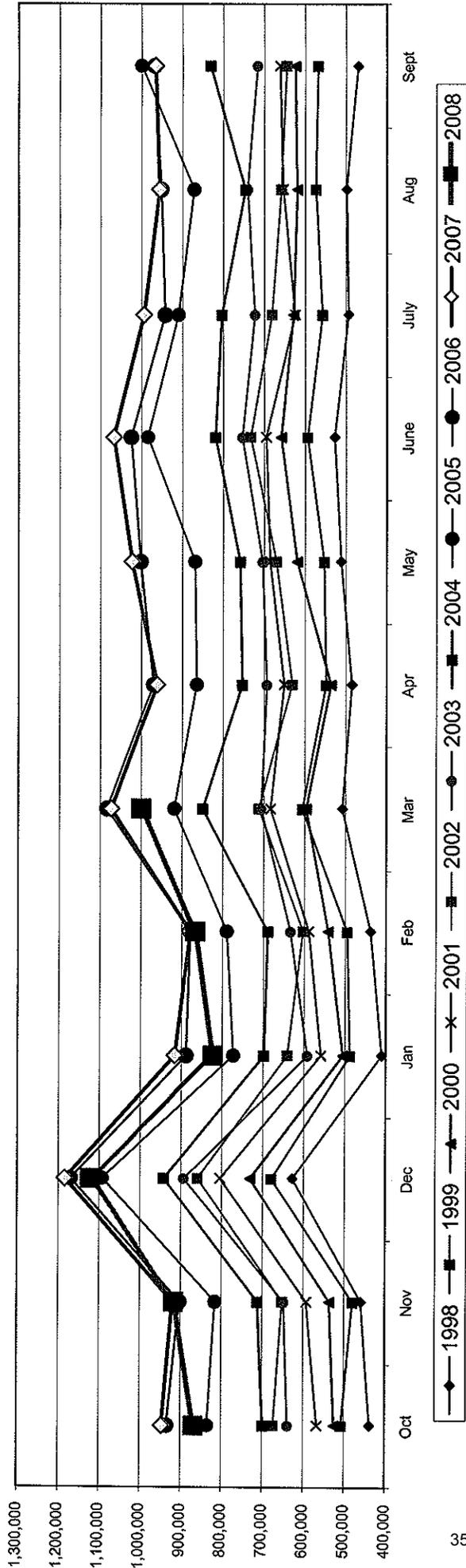
## FISCAL YEAR COMPARISONS

	\$ Change	2003-2004	2004-2005	2005-2006	2006-2007	2007-2008	2002-2003	2003-2004	2004-2005	2005-2006	2006-2007	2007-2008
October	(35,216.40)	61,347.94	135,870.13	98,933.95	11,907.70	(77,352.18)	11,907.70	11,907.70	11,907.70	11,907.70	11,907.70	11,907.70
November	(3,774.88)	64,254.64	103,877.29	86,846.35	17,325.57	(2,946.96)	17,325.57	17,325.57	17,325.57	17,325.57	17,325.57	17,325.57
December	34,122.02	48,943.19	149,921.91	77,369.90	14,140.71	(62,579.30)	14,140.71	14,140.71	14,140.71	14,140.71	14,140.71	14,140.71
January	(48,911.20)	106,356.03	74,754.15	115,630.28	27,408.22	(92,855.46)	27,408.22	27,408.22	27,408.22	27,408.22	27,408.22	27,408.22
February	30,439.25	55,767.23	100,403.54	89,296.58	(148.06)	(12,349.77)	(148.06)	(148.06)	(148.06)	(148.06)	(148.06)	(148.06)
March	(5,570.57)	142,766.66	69,675.31	163,942.66	(10,176.45)	(72,982.34)	(10,176.45)	(10,176.45)	(10,176.45)	(10,176.45)	(10,176.45)	(10,176.45)
April	62,295.27	59,891.11	111,105.26	105,615.91	(8,620.18)	-	(8,620.18)	(8,620.18)	(8,620.18)	(8,620.18)	(8,620.18)	(8,620.18)
May	33,824.87	54,918.34	109,835.95	132,978.04	21,073.66	-	21,073.66	21,073.66	21,073.66	21,073.66	21,073.66	21,073.66
June	20,983.31	65,541.16	164,654.26	41,227.61	42,342.85	-	42,342.85	42,342.85	42,342.85	42,342.85	42,342.85	42,342.85
July	42,188.32	81,260.24	105,524.99	32,831.55	51,808.98	-	51,808.98	51,808.98	51,808.98	51,808.98	51,808.98	51,808.98
August	82,965.72	5,326.70	124,497.78	80,720.90	3,882.56	-	3,882.56	3,882.56	3,882.56	3,882.56	3,882.56	3,882.56
September	70,813.95	114,619.44	168,215.28	(30,859.92)	(2,508.81)	-	(2,508.81)	(2,508.81)	(2,508.81)	(2,508.81)	(2,508.81)	(2,508.81)
<b>Annual \$ Change</b>	<b>284,159.66</b>	<b>860,992.68</b>	<b>1,418,335.85</b>	<b>994,535.81</b>	<b>168,436.75</b>	<b>(321,066.03)</b>	<b>168,436.75</b>	<b>168,436.75</b>	<b>168,436.75</b>	<b>168,436.75</b>	<b>168,436.75</b>	<b>168,436.75</b>
							<b>3.49%</b>	<b>10.21%</b>	<b>15.27%</b>	<b>9.29%</b>	<b>1.44%</b>	<b>-2.70%</b>

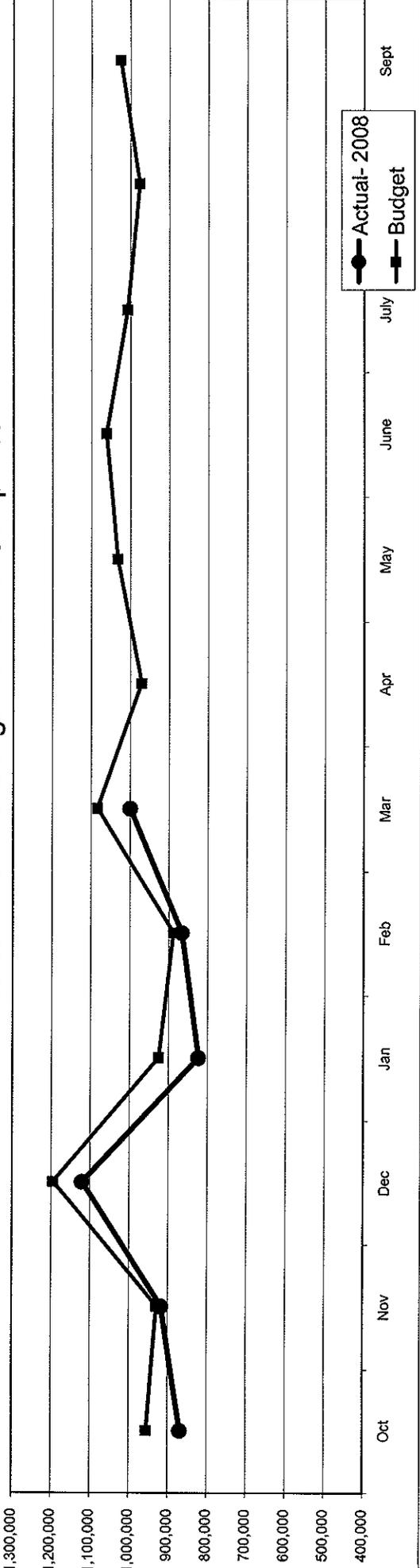
TOTAL collections: FY 07	11,871,233
TOTAL est. bdgt coll: FY 08	12,037,655
Budgeted Dollar Variance 07/08	166,422
Budgeted Percent Variance 07/08	1.40%

TOTAL collections: 3-31-08	5,589,349
Budgeted: 10-1-07 to 3-31-08	5,969,518
Actual Coll: (< Budget, 3-31-08)	(380,169)
% Over/(Under) Budget, 3-31-08	-6.37%

### Sales & Use Tax Comparisons



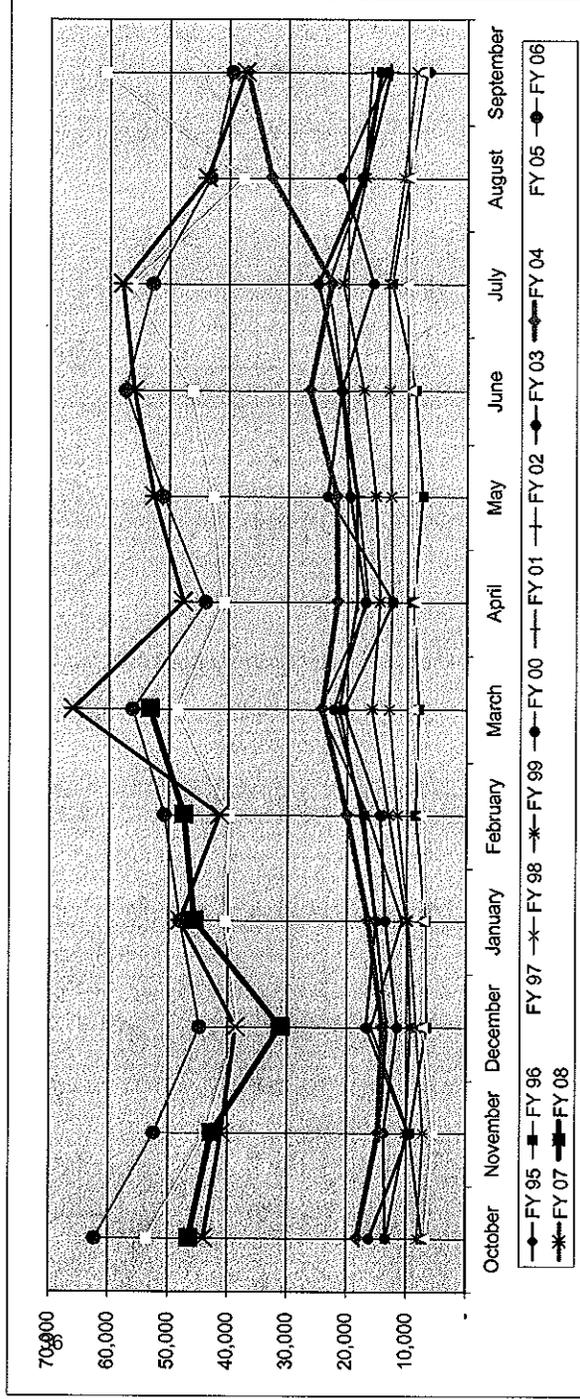
### Fiscal 2008: Sales & Use Tax Budget vs. Actual Comparison



### Monthly Lodging Tax Collections

	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04	FY 05	FY 06	FY 07	FY 08
October	6,371.27	7,228.60	6,701.69	8,042.55	13,241.96	13,344.97	16,021.98	17,757.16	16,103.81	18,110.90	53,490.95	62,191.49	43,874.01	46,360.47
November	6,371.27	9,371.57	5,419.99	7,156.30	9,963.87	13,712.88	9,378.73	14,346.00	9,488.82	14,652.46	43,652.17	52,326.23	41,028.15	42,599.84
December	6,371.27	6,580.10	7,076.44	8,327.51	9,303.23	11,505.34	15,885.37	13,257.40	16,693.64	13,940.92	38,197.96	44,694.55	38,605.47	31,081.14
January	6,371.27	6,765.39	6,990.72	9,704.80	9,934.03	13,517.89	10,802.39	15,150.55	15,089.26	16,416.20	40,334.81	48,014.80	48,012.19	45,607.80
February	6,371.27	8,466.36	7,536.69	11,579.98	13,024.87	14,425.61	16,482.91	17,680.30	17,174.37	19,952.91	39,797.68	50,684.11	41,381.78	47,340.33
March	6,371.27	8,017.74	8,902.63	13,048.18	15,837.90	20,536.51	24,601.77	21,371.61	22,248.25	24,206.01	48,474.92	56,076.62	66,060.49	53,123.15
April	6,371.27	8,802.85	8,533.40	12,559.65	14,513.45	12,327.50	16,532.24	18,354.06	16,974.57	21,626.29	40,666.33	43,813.91	47,594.84	
May	6,371.27	7,427.26	8,958.97	12,786.85	15,280.40	23,309.92	18,386.51	18,526.24	19,610.83	21,785.09	42,479.97	50,871.74	52,564.61	
June	6,371.27	8,672.68	9,359.82	13,101.68	17,379.01	21,073.57	20,948.57	21,322.07	21,031.35	26,336.81	46,037.59	57,338.25	55,924.22	
July	6,371.27	12,568.56	9,975.46	13,200.77	20,840.98	15,680.49	23,389.72	25,013.71	25,026.81	22,654.15	56,266.23	52,752.31	57,842.80	
August	6,371.27	9,721.13	9,549.66	10,730.24	17,009.26	21,117.00	17,432.39	17,223.03	17,749.12	32,788.35	37,501.21	43,139.77	43,701.41	
September	6,371.27	6,806.02	7,400.70	8,586.97	14,397.17	13,393.86	16,116.04	12,997.60	14,563.86	36,847.13	60,635.33	39,398.90	37,180.99	
Total	6,371.27	100,428.26	96,406.17	128,825.48	170,726.13	193,945.54	205,978.62	212,999.73	211,754.69	269,317.22	547,535.15	601,302.68	573,770.96	266,112.73

Ordinance 1997-28 adopted December 8, 1997 increased levy from 3% to 4%.



**GENERAL FUND**

Summary Statement of Revenues, Expenditures, and  
Changes in Fund Balance- Budgetary Basis  
For the Month Ended March 31, 2008

with comparatives: 3-31-03; 3-31-04; 3-31-05; 3-31-06; and 3-31-07

	3/31/2003	3/31/2004	3/31/2005	3/31/2006	3/31/2007	3/31/2008	Amended Budget	Budgetary Variance Over/(Under)	% Budget
<b>Revenues</b>									
Sales, Use, & Luxury Taxes	3,590,441	3,937,473	4,528,985	5,007,158	5,074,970	4,854,099	12,599,655	(7,745,556)	-61%
Payment in Lieu of Taxes	87,123	140,450	99,015	145,059	214,878	211,419	1,925,000	(1,713,581)	-89%
Ad Valorem Taxes	2,331,274	2,558,590	2,621,184	2,899,445	3,396,596	3,365,729	3,761,000	(395,271)	-11%
Licenses & Permits	1,321,299	1,459,289	1,452,541	1,629,873	1,782,218	1,986,522	2,067,300	(80,778)	-4%
Other Revenues	527,029	565,456	542,244	881,826	766,790	689,136	1,272,577	(583,441)	-46%
<b>Total Revenues</b>	<b>7,857,167</b>	<b>8,661,258</b>	<b>9,243,969</b>	<b>10,563,362</b>	<b>11,235,453</b>	<b>11,106,905</b>	<b>21,625,532</b>	<b>(10,518,627)</b>	<b>-49%</b>
<b>Expenditures</b>									
<b>General Government</b>									
Personnel	600,929	641,354	746,388	717,973	775,756	901,014	1,885,799	(984,785)	-52%
Operating	445,707	418,407	398,985	436,276	572,814	491,417	1,212,072	(720,655)	-59%
Capital	47,924	30,632	6,920	69,750	-	-	5,000	(5,000)	-100%
<b>Public Safety</b>	<b>1,094,580</b>	<b>1,090,393</b>	<b>1,152,293</b>	<b>1,223,999</b>	<b>1,348,570</b>	<b>1,392,431</b>	<b>3,102,871</b>	<b>(1,710,440)</b>	<b>-55%</b>
Personnel	1,774,665	1,839,889	2,061,577	2,135,244	2,499,058	3,368,792	6,712,342	(3,343,550)	-50%
Operating	402,009	406,765	418,813	559,340	622,154	647,054	1,388,465	(741,411)	-53%
Capital	225,077	151,342	-	12,285	85,574	58,851	152,070	(93,219)	-61%
<b>Public Works</b>	<b>2,401,752</b>	<b>2,397,995</b>	<b>2,480,389</b>	<b>2,706,869</b>	<b>3,206,787</b>	<b>4,074,697</b>	<b>8,252,877</b>	<b>(4,178,180)</b>	<b>-51%</b>
Personnel	827,239	831,917	966,148	938,184	1,114,616	1,047,190	2,384,855	(1,337,665)	-56%
Operating	482,828	456,546	480,443	589,035	665,023	585,975	1,377,174	(791,199)	-57%
Capital	48,389	23,406	47,071	186,410	61,759	11,396	259,165	(247,769)	-96%
<b>Parks &amp; Recreation</b>	<b>1,358,456</b>	<b>1,311,868</b>	<b>1,493,662</b>	<b>1,713,630</b>	<b>1,841,397</b>	<b>1,644,561</b>	<b>4,021,194</b>	<b>(2,376,633)</b>	<b>-59%</b>
Personnel	352,732	385,096	461,934	441,799	450,022	595,321	1,292,669	(697,348)	-54%
Operating	249,432	264,190	255,708	240,066	261,728	270,704	706,049	(435,345)	-62%
Capital	22,695	3,938	31,194	10,500	286,357	200,000	200,000	-	0%
<b>Total Departmental</b>	<b>624,859</b>	<b>653,224</b>	<b>748,837</b>	<b>692,364</b>	<b>968,107</b>	<b>1,066,025</b>	<b>2,198,718</b>	<b>(1,132,693)</b>	<b>-52%</b>
Personnel	3,555,565	3,698,266	4,236,046	4,233,200	4,839,452	5,912,317	12,275,665	(6,363,348)	-52%
Operating	1,579,975	1,545,908	1,553,949	1,824,717	2,121,719	1,995,149	4,683,760	(2,688,611)	-57%
Capital	344,085	209,317	85,186	278,945	403,699	270,247	616,235	(345,988)	-56%
<b>Other Financing Sources &amp; Uses</b>	<b>5,479,626</b>	<b>5,453,481</b>	<b>5,875,181</b>	<b>6,336,862</b>	<b>7,364,861</b>	<b>8,177,714</b>	<b>17,575,660</b>	<b>(9,397,946)</b>	<b>-53%</b>
Debt Proceeds	227,347	-	-	-	-	-	-	-	-
Transfers to Debt Service	(1,457,909)	(885,269)	(1,131,756)	(1,068,017)	(1,731,175)	(1,750,893)	(2,640,775)	(889,882)	34%
Other Transfers & Uses	(240,924)	(211,053)	(232,442)	(110,906)	(171,624)	(233,113)	(613,087)	(379,974)	62%
<b>Total Other Financing Sources/Uses</b>	<b>(1,471,485)</b>	<b>(1,096,322)</b>	<b>(1,364,198)</b>	<b>(1,178,923)</b>	<b>(1,902,799)</b>	<b>(1,984,006)</b>	<b>(3,253,862)</b>	<b>(1,269,856)</b>	<b>39%</b>
<b>Total Revenues Over Expenditures</b>	<b>906,056</b>	<b>2,111,455</b>	<b>2,004,590</b>	<b>3,047,577</b>	<b>1,967,793</b>	<b>945,185</b>	<b>796,010</b>	<b>149,175</b>	
Unreserved Fund Balance, 10-01	2,386,488	3,825,172	4,106,801	5,968,130	8,298,621	10,050,583			
Unreserved Fund Balance, 3-31	3,292,543	5,936,627	6,111,390	9,015,707	10,266,414	10,995,768			

# NEW BUSINESSES

April-08

CITY LIMITS	1	CONTRACTORS	1
KOOL-TECK	1	ARCI, LTD	1
BAYSIDE CHIROPRACTIC	1	UNITED FRAMING CONSTRUCTION	1
KEYSTONE RECOVERY LLC	1	ELLIOTT CLEARING & GRADING	1
CONSTANT TRANSITIONS STAFFING LLC	1	YOUR WAY CONCRETE	1
GERSAK, MARINKO	1	T & R MASONRY	1
EUROPA HAIR MANAGEMENT	1	B & D SERVICES LLC	1
LIVING LEAN	1	ALL SOUTH ELECTRICAL CONSTRUCTORS INC	1
BELTONE HEARING CARE CENTER	1	LENTZ ROOFING	1
DON CARLOS DE MALBIS INC	1	ORGANISTA CONSTRUCTION	1
M. L. MANAGEMENT SERVICE	1	CERTIFIED FIRE PROTECTION	1
HOMWOOD SUITES BY HILTON	1	WILSON FOCUS MARKETING LLC	1
FAYE WRAY ENTERPRISES LLC	1	S P INC.	1
<b>TOTAL CITY LIMITS</b>	<b>12</b>	TEXAS CONTRACT CARPET INC.	1
		SACO SYSTEMS, INC.	1
		CARNES CONTRACT FLOORS, INC.	1
<b>OUTSIDE CITY LIMITS</b>		EXCEPTIONAL LAWN SERVICE	1
DIRECT SUPPLY INC.	1	SUPERIOR CONSTRUCTION SERVICES	1
THE CONNAUGHT GROUP LTD	1	WACHTER & COMPANY INC.	1
APPLIED MEDICAL DISTRIBUTION CORP	1	CLASSIC COMMERCIAL EXTERIORS	1
TAYLOR MADE DESIGNS	1	ALFRED BAKER FRAMING	1
STOP & STARE LAWN CARE	1	MORIE KNT, INC	1
CORPORATE DESIGN SYSTEMS	1	MURRAY THAMES CONTRACTOR INC	1
ST LANDRY LUMBER CO. LTD	1	ALPS	1
EASTWOOD & CO LP	1	BMC MILLWORK	1
GEOGRAPHIC SOLUTIONS, INC	1	ECLIPSE FRAMING & SIDING LLC	1
MODULAR SPACE CORPORATION	1	C & C CONSTRUCTION CO.	1
IDAHO PACIFIC LUMBER CO	1	MCKENZIE PLUMBING	1
REYNOLDS REFRIGERATION CO	1	<b>TOTAL CONTRACTORS</b>	<b>32</b>
THE PAMPERED CHEF, LTD.	1		
JACK HENRY & ASSOCIATES INC	1	<b>TOTAL NEW BUSINESSES</b>	<b>68</b>
KIEFFER & CO., INC	1		
PATTISON SIGN LEASE US LLC	1		
JOHNSON BROTHERS WINE	1		
CANON FINANCIAL SERVICES, INC	1		
PRACTICEWORKS SYSTEMS LLC	1		
CHEROKEE BRICK & TILE COMPANY	1		
BERETTA USA CORPORATION	1		
TWO MEN AND A LOOP	1		
TOM BARROW COMPANY	1		
BACKYARD STORAGE SOLUTIONS	1		
<b>TOTAL OUTSIDE CITY LIMITS</b>	<b>24</b>		
		<b>CONTRACTORS</b>	
TEBARCO DOOR & METAL SERVICES INC.	1		
TORY DUTTON CONSTRUCTION LLC	1		
GOODEN HOMES, INC	1		
BLAKE SURFACE SOLUTIONS, INC	1		
CAPITAL BUILDERS LLC	1		

# TREASURER'S REPORT

As of April 30, 2008

TO: FINANCE COMMITTEE

FROM: KIMBERLY BRILEY, FINANCE DIRECTOR/TREASURER

<b>ACCT TITLE</b>	<b>BANK</b>	<b>BALANCE</b>
<b>GENERAL FUND &amp; ENTERPRISE FUNDS</b>		
MMA ACCT	COMPASS	\$12,423,536.00
OPERATING ACCT	COMPASS	(\$218,429.90)
PAYROLL ACCT	COMPASS	(\$51,724.13)
MUNICIPAL COURT	COMPASS	\$272,108.20
		<u>\$12,425,490.17</u>
<b>SPECIAL REVENUES FUND</b>		
SAIL SITE	FIRST GULF	\$3,973.02
4 CENT GAS TAX	FIRST GULF	\$178,328.23
7 CENT GAS TAX	FIRST GULF	\$265,534.41
		<u>\$447,835.66</u>
<b>CAPITAL PROJECTS FUND</b>		
CAPITAL RESERVE	WACHOVIA	\$4,101,805.32
97 WARRANT CONS	WACHOVIA	\$5,210.27
99 WARRANT CONS	REGIONS	\$19,831.79
2000 CONSTRUCTION	REGIONS	\$61,688.33
2006 CONSTRUCTION	WACHOVIA	\$2,779,145.00
		<u>\$6,967,680.71</u>
<b>DEBT SERVICE FUND</b>		
DEBT SERVICE	WACHOVIA	\$1,508,091.00
2006 DEBT SERVICE	FIRST GULF	\$227,201.54
		<u>\$1,735,292.54</u>
		<u>\$21,576,299.08</u>

## **Buildings and Property Committee Minutes**

**May 2, 2008  
10:00 a.m.  
City of Daphne  
Council Chambers**

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

Sandra Morse, Director Daphne Civic Center  
Richard Merchant, Buildings Inspector-Absent

### **Minutes**

The Mayor discussed with the Committee that he had received information with reference to the City of Daphne purchasing the Gibson Property on Well Road. The Committee discussed that at this time due to budget restraints this would not be a good time for the City of purchase this property. **Motion** by Councilman Palumbo for the Mayor to send a letter to the property owner informing that the City will reconsider the purchase next year and have an appraisal done on the property which consists of five (5) acres). **Seconded** by Chairman Lake. **Motion Approved.**

Ms. Valley O'Neal presented a Memorandum of Understanding to the Committee between the Rivers Art Guild and the City of Daphne with reference to the Nicholson Center. The proposal is for BRAG to lease the building for 99 years at an annual rental fee of \$10 dollars whereby they would provide cultural opportunities for the City of Daphne. Councilman Palumbo discussed the fact that the City of Daphne owns the land but does not own the Nicholson Center building. Currently the State of Alabama owns the building. Mayor Small stated that the city attorney is currently working to resolve this issue.

Ms. Ashley Campbell of the Building Department presented a report on the landscaping for City Hall. Bids went out for the landscaping project however only one bid was received for straw for the project. The Committee discussed the need to remove the three (3) plants that are in question for the project and rebid the project.

Ms. Sandra Morse, Director, Daphne Civic Center presented a proposal from the Church of His Presence to allow them to add additional lighting to the Civic Center so that they can properly video tape their services. The proposal also included leaving the added lighting at the Civic Center for ownership by the City of Daphne, Daphne Civic Center when they move to their new facility. Request was made in the

proposal for installation to begin June 2, 2008. **Motion** by Chairman Lake for the Mayor to contact the city attorney for a contract between the City of Daphne and the Church of His Presence for the lighting proposal at the Daphne Civic Center. **Seconded** by Councilman Palumbo. **Motion Approved.**

A refund request for Bayfront Park from Ms. Donna Summerlin was presented to the Committee by Ms. Morse. Ms. Summerlin requested the other half of the monies paid for her event based on the fact that she had not returned the application for the event. **Motion** by Mayor Small to refund requested \$155.00 based on the fact that there was not a signed copy of the application on file. **Seconded** by Councilman Palumbo. **Motion Approved.**

Mayor Small presented a request for Spanish Fort Schools for fee waived usage of the Daphne Civic Center. After discussion the Committee requested that Ms. Morse forward to the Committee the current schools Civic Center usage documentation. **Motion** by Mayor Small to provide to Spanish Fort Schools one (1) weekday and one (1) weekend day with the Spanish Fort Schools deciding which schools use the days. **Seconded** by Councilman Palumbo. **Motion Approved.**

Councilman Palumbo discussed the fact that there is @\$700,000.00 available for renovation of the Richard Scardamelia Pavilion. The Committee discussed the need to the facility to be renovated and how that renovation could benefit the citizens. Mayor Small discussed other areas that the money could be used. Request was made for Ms. Morse to bring to the next meeting all information that she had compiled with reference to renovation the facility.

Mr. Forrest McCaughn of Hatch-Mott and MacDonald presented Daphne City Hall building project updates.

Meeting adjourned at 11:15 a.m.

**2008-G - City Hall Landscaping: Shrubbery & Plants**  
**AREA 3, 4, 5, & 6**

<b>GROUND COVER-PERINNEALS</b>	<b>Botanical Name Genus, species</b>	<b>Common Name</b>	<b>Species and Specifications</b>	<b>Size</b>	<b>Quantity Total</b>	<b>UNIT COST</b>	<b>EXTENDED COST</b>	<b>YES / NO</b>
	Agapanthus africanus	Agapanthus	Regular Lily of the Nile' 'Blue' *Planting Placement- Fifteen (15) inches on centers	One (1) gallon	220* Two- Hundred Twenty			COMPLY
	Alpinia Zerumbet	Ginger	'Dwarf Shell'	Three (3) gallon	5* Five			
	Remove Invasive Exotic Colocasia esculenta <i>Potential substitute</i> <b>Catadium</b>	Elephant Ears Elephant Ears	'Black Magic'	One (1) gallon	15* Fifteen			
	Remove Invasive Exotic Cyperus alternifolius	Cyperus /Umbrella Plant	None	Three (3) gallon	2* Two			
	Potential substitute Muhlenbergia capillaris	Pink Muhly Grass Mist Grass						
	Dietes iridioides Potential substitute Iris x sp. Or Iris Virginia	African Iris Native Iris, Louisiana Iris S. Virginia Iris or Blue Flag	'White' * Planting Placement - Fifteen (15) inches on centers	One (1) gallon	180* One Hundred Eighty			
	Liriope muscari	Liriope	'Cleopatra' *Planting Placement-Nine (9) inches on centers	Four (4) inch pots	1452* One Thousand Four hundred And Fifty Two			

**2008-G - City Hall Landscaping: Shrubbery & Plants**  
**AREA 3, 4, 5, & 6**

Plumbago auriculata	Plumbago	'Imperial Blue'	Three (3) gallon	12* Twelve		
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**2008-G - City Hall Landscaping: Shrubbery & Plants**  
**AREA 3, 4, 5, & 6**

<b>GROUND COVER-PERINNEALS</b>	<b>Botanical Name Genus, species</b>	<b>Common Name</b>	<b>Species and Specifications</b>	<b>Size</b>	<b>Quantity Total</b>	<b>UNIT COST</b>	<b>EXTENDED COST</b>	<b>COMPLY</b>
	<i>Thelypteris kunthii</i>	Fern	'Southern Shield' *Planting Placement- Eighteen (18) inches on centers	One (1) gallon	21* Twenty- One			
	<i>Trachelospermum asiaticum</i> Maintenance Issue; jasmine can smother shrubs; consider mulch or Potential substitute <i>Verbena Canadensis</i> , various annuals, variety of perennial wildflowers, <i>Stokesia laevis</i> <i>Penstemon</i> sp. <i>Thelypteris kunthii</i> <i>Hypericum reductum</i>	Asiatic Jasmine  "Homestead"  Stoke' aster Obedient plant Southern shield fern VA or LA Iris St. John's Wort	*Planting Placement- Twelve (12) inches on centers	Four (4) inch pots	2950* Two Thousand Nine hundred And Fifty			

**2008-G - City Hall Landscaping: Shrubbery & Plants**  
**AREA 3, 4, 5, & 6**

SHRUBS	Common Name	Species and Specifications	Size	Quantity	UNIT COST	EXTENDED COST	COMPLY
Azalea x 'Conleb' Rhododendron Hybrid	Encore Azalea	'Autumn Embers'	Three (3) gallon	122* One Hundred Twenty-two			
Buxus microphylla Potential Substitute	Japanese Boxwood	'Japanese' Planting Placement Fifteen (15) inches on centers	Three (3) gallon	477* Four hundred Seventy- seven			
<i>Ilex vomitoria</i> 'Bordeaux'	Dwarf Yaupon Holly	Plant Specification :Height, Fifteen (15) inches x Width, Twenty (20) inches					
Camellia japonica	Camellia	'Professor Charles S. Sargent'	Twenty-five (25) gallon	4* Four			
Camellia Sasanqua	Sasanqua	'Yuletide' *Planting Placement, Fifty four (54) inches on centers	Seven (7) gallon	12 Twelve			
Clerya japonica	Clerya	'Bronze Beauty'	Seven (7) gallon	51* Fifty- one			
Ilex glabra	Holly	'Inkberry'	Three (3) gallon	4* Four			

2008-G - City Hall Landscaping: Shrubbery & Plants  
 AREA 3, 4, 5, & 6

SHRUBS	Botanical Name Genus, species	Common Name	Species and Specifications	Size	Quantity	UNIT COST	EXTENDED COST	COMPLY
	Remove Invasive Exotic <i>Ligustrum japonicum</i>	Green Waxleaf <i>Ligustrum</i> Dahoon Holly	Tree Form Multi-Trunks, Minimum four (4) canes	Height Nine (9) feet	0			
	Potential Substitute <i>Ilex Cassine</i>							
	<i>Mahonia Fortunei</i>	Chinese Mahonia	None	Three (3) gallon	9* Nine			
	<i>Nerium Oleander</i>	Oleander	'White'	Seven (7) gallon	3* Three			
	<i>Osmanthus fragrans</i>	Sweet Olive	Specimen	Seven (7) gallon	1* One			
	<i>Osmanthus fragrans</i>	Sweet Olive	Matching and Full Height- four (4) feet	Height-Four (4) feet	26* Twenty-Six			
	<i>Raphiolepis indica</i>	Indian Hawthorn	'Olivia'	Three (3) gallon	76* Seventy- Six			
	<i>Thuja occidentalis</i> Potential substitute <i>Chamaecyparis thyoides</i>	Arborvitea Atlantic White Cedar	'Emerald Green' Matching Height- Ten (10) feet	Height- Ten (10) feet	5* Five			

**2008-G - City Hall Landscaping: Shrubbery & Plants**  
**AREA 3, 4, 5, & 6**

Botanical Name Genus, species	Common Name	Specifications	Size	Quantity	UNIT COST	EXTENDED COST	COMPLY
Thuja occidentalis Potential substitute <i>Chamaecyparis thyoides</i>	Arborvitea Atlantic White Cedar	'Emerald Green' Full to Ground Height- Six to Seven (6-7) feet	Height- Six to Seven (6 to 7) feet	24* Twenty- Four			
<b>TREES</b>							
Acer palmatum	Japanese Red Maple	'Greenleaf Seedling' Height eight (8) feet	Height eight (8) feet	1* One			
Lagerstroemia indica	Crape Myrtle	'Natchez' Multi-trunks minimum, 4 canes	Forty-five (45) gallon	4* Four			
Quercus virginiana	Live Oak	'Cathedral' Caliper-three and one-half (3.5) to four (4.0) inches Matching	Sixty-five (65) gallon	7* Seven			
Quercus virginiana	Live Oak	'Cathedral' Caliper-three and one-half (3.5) to four (4.0) inches	Sixty-five (65) gallon	0			

**2008-G - City Hall Landscaping: Shrubbery & Plants**  
**AREA 3, 4, 5, & 6**

Botanical Name Genus, species	Common Name	Specifications	Size	Quantity	UNIT COST	EXTENDED COST	COMPLY
Quercus virginiana	Live Oak	'Southern' Caliper- six (6) inches	Two hundred (200) gallon	1* One			
Taxodium distichum	Bald Cypress	Central Leader Caliper- 4 inches	Forty-five (45) gallon	3* Three			
<b>Palms</b>							
Sabal Palm	Sable Palm	Fully Booted	Twelve (12) ft CT	25* Twenty- five			
Cycas revoluta	Sago Palm	'King Sago' Specimens	15 gallon	20* Twenty			
<b>MATERIALS</b>							
Pine Straw	Pine Straw	Baled	standard	1000* one thousand			

**2008-G - City Hall Landscaping: Shrubbery & Plants**  
**AREA 3, 4, 5, & 6**

<b>ANNUALS</b>	<b>Common Name</b>	<b>Specifications</b>	<b>Size</b>	<b>Quantity</b>	<b>UNIT COST</b>	<b>EXTENDED COST</b>	<b>COMPLY</b>
<b>Botanical Name</b> <b>Genus, species</b>							
	Annuals		1 gallon				
Lantana x 'New Gold'	Lantana	'New Gold'	1 gal	300			
Allamanda schottii	Allamanda	Compact, dwarf	1 gal	150			
Lantana montevidensis	Lantana	Lavender trailing	1 gal	150			
Hibiscus rosa-sinensis	Hibiscus	Yellow, dwarf	1 gal	50			
Evolvulus glomeratus	Blue daze	Blue	1 gal	250			
Asparagus densiflorus	Asparagus fern	Sprengeri	1 gal	150			
Neomarica gracilis	Walking iris	Blue	1 gal	50			
Hibiscus rosa-sinensis	Hibiscus	Orange, dwarf	1 gal	50			
Ixora coccinea	Ixora	Sunset, dwarf	1 gal	50			
Caladium	Caladium	White Christmas	1 gal	200			
Catharanthus roseus	Vinca	White	1 gal	250			
Catharanthus roseus	Vinca	Lilac	1 gal	200			

**2008-G - City Hall Landscaping: Shrubbery & Plants  
AREA 3, 4, 5, & 6**



**TOTAL**

**THE BIDDER ACKNOWLEDGES WITH THE SUBMISSION OF A BID THAT HE/SHE HAS REVIEWED THE TERMS AND CONDITIONS OF THIS BID AND ACCEPTS THEM.**

THIS BID MUST BE NOTARIZED

COMPANY: \_\_\_\_\_

Sworn to and subscribed  
before me this \_\_\_\_ day  
of \_\_\_\_\_, 20\_\_.

BY: \_\_\_\_\_  
Owner or Authorized Signature  
\_\_\_\_\_  
(Please print name)

Mailing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_

Phone: \_\_\_\_\_ Zip: \_\_\_\_\_

Fax: \_\_\_\_\_ Fed Ident # \_\_\_\_\_

E-Mail: \_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC

BIDS MADE OUT IN PENCIL WILL NOT BE ACCEPTED.

This bid must be returned in sealed envelope (by stated date/time) to:

**THE BID MUST BE RETURNED IN PERSON TO:**

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

**BY MAIL TO:  
CITY OF DAPHNE  
ATTENTION: SUZANNE HENSON  
P.O. BOX 400  
DAPHNE, ALABAMA 36526**

**(FAXED BIDS WILL NOT BE ACCEPTED)**

# City of Daphne

## Permit Activity Report

2008-05-01

### Permit Code: BL BUILDING PERMIT

#### Residential - NEW - R3 BL Permits

Txpld - Loc#	Contractor Name / Location Name	Permit # / Project #	Master Permit #	Job Location Address	Paid	Status	Issue Date	App Date	Job Value/Cost	Permit Fee	
5391-1	METROPOL ONE LLC	08-326		116 MONTCLAIR PLACE	Yes	A	04/16/2008	04/16/2008	\$132,690.00	\$680.00	
	METROPOL ONE LLC	08-FA		DAPHNE, AL 36526			Sub Division: LAKE FOREST				
3047-1	MDH CONSTRUCTION SERVICES, I	08-361		27626 OAKACHOY LOOP	Yes	A	04/28/2008	04/28/2008	\$164,550.00	\$840.00	
	MDH CONSTRUCTION SERVICES, I			DAPHNE, AL 36526			Sub Division: SEHOY				
3047-1	MDH CONSTRUCTION SERVICES, I	08-360		27634 OAKACHOY LOOP	Yes	A	04/28/2008	04/28/2008	\$167,940.00	\$855.00	
	MDH CONSTRUCTION SERVICES, I	08-FE		DAPHNE, AL 36526			Sub Division: SEHOY				
84-1	ADAMS HOMES, LLC	08-358		8022 BROOKSIDE DRIVE	Yes	A	04/25/2008	04/25/2008	\$96,120.00	\$500.00	
	ADAMS HOMES, LLC	08-FD		DAPHNE, AL 36526			Sub Division: BROOKSIDE				
84-1	ADAMS HOMES, LLC	08-357		9012 BROOKSIDE DRIVE	Yes	A	04/25/2008	04/25/2008	\$101,520.00	\$525.00	
	ADAMS HOMES, LLC	08-FC		DAPHNE, AL 36526			Sub Division: BROOKSIDE				
5373-1	COLONY HOMES	08-345		9807 BELLATON AVE	Yes	A	04/22/2008	04/22/2008	\$214,080.00	\$1,090.00	
	COLONY HOMES			DAPHNE, AL 36526			Sub Division: BELLATON				
5316-1	TRI-MARK DEVELOPMENT OF AL	08-337		9569 BELLA DR	Yes	A	04/21/2008	04/21/2008	\$216,030.00	\$1,100.00	
	TRI-MARK DEVELOPMENT OF AL			DAPHNE, AL 36526			Sub Division: BELLATON				
1718-1	G.E. HOMES	08-335		9533 MARCHAND AVE	Yes	A	04/21/2008	04/21/2008	\$188,430.00	\$960.00	
	G.E. HOMES			DAPHNE, AL 36526			Sub Division: SEHOY				
5373-1	COLONY HOMES	08-376		9837 EVANSTON ST	Yes	A	04/30/2008	04/30/2008	\$198,480.00	\$1,110.00	
	COLONY HOMES	08-FG		DAPHNE, AL 36526			Sub Division: BELLETON				
5115-1	FRIDAY CONSTRUCTION	08-276		119 EAGLE DRIVE	Yes	A	04/01/2008	04/01/2008	\$116,880.00	\$600.00	
	FRIDAY CONSTRUCTION	08-EV		DAPHNE, AL 36526			Sub Division: LAKE FOREST				
5115-1	FRIDAY CONSTRUCTION	08-368		131 EAGLE DR	Yes	A	04/29/2008	04/29/2008	\$97,260.00	\$505.00	
	FRIDAY CONSTRUCTION			DAPHNE, AL 36526			Sub Division: LAKE FOREST				
4912-1	OWNER	08-298		28041 OAKACHOY LOOP	Yes	A	04/09/2008	04/09/2008	\$222,120.00	\$1,130.00	
	OWNER	08-EX		DAPHNE, AL 36526			Sub Division: SEHOY				
Total Residential - NEW - R3 BL Permit(s)									12	\$1,916,100.00	\$9,895.00

#### Residential - NEW - R4 - HIGH DENSITY RESIDENTIAL BL Permits

Txpld - Loc#	Contractor Name / Location Name	Permit # / Project #	Master Permit #	Job Location Address	Paid	Status	Issue Date	App Date	Job Value/Cost	Permit Fee
4059-1	SNOW CONSTRUCTION	08-292		30910 PINE CT	Yes	A	04/08/2008	04/08/2008	\$269,820.00	\$1,365.00
	SNOW CONSTRUCTION			DAPHNE, AL 36526			Sub Division: TIMBERCREEK			

# City of Daphne

## Permit Activity Report

2008-05-01

482-1	BENCHMARK HOMES, INC.	08-320	7359 FRANKLIN SQ. DR.	Yes	A	04/15/2008	04/15/2008	\$100,560.00	\$520.00
	BENCHMARK HOMES, INC.		DAHPNE, AL 36526				Sub Division: FRANKLIN SQUARE		
482-1	BENCHMARK HOMES, INC.	08-366	7363 FRANKLIN SQUARE	Yes	A	04/29/2008	04/28/2008	\$100,770.00	\$520.00
	BENCHMARK HOMES, INC.	08-FF	DAHPNE, AL 36526				Sub Division: FRANKLIN SQUARE		
4912-1	OWNER	08-313	1 YACHT CLUB DR	Yes	A	04/14/2008	04/14/2008	\$282,300.00	\$1,430.00
	OWNER	08-EZ	DAHPNE, AL 36526				Sub Division:		

Total Residential - NEW - R4 - HIGH DENSITY RESIDENTIAL BL Permit(s) 4 \$753,450.00 \$3,835.00

### Residential - NEW - R4 - MULTI-FAMILY BL Permits

Txpld - Loc#	Contractor Name / Location Name	Permit # / Project #	Master Permit #	Job Location Address	Paid	Status	Issue Date	App Date	Job Value/Cost	Permit Fee
5323-1	TRUSTMARK SOUTH CONSTRUCTI	08-301		25806 POLLARD RD UN 118-119	Yes	A	04/09/2008	04/09/2008	\$134,100.00	\$690.00
	TRUSTMARK SOUTH CONSTRUCTI	08-EY		DAHPNE, AL 36526			Sub Division:			
5323-1	TRUSTMARK SOUTH CONSTRUCTI	08-302		25806 POLLARD RD UTS. 116 & 117	Yes	A	04/09/2008	04/09/2008	\$134,100.00	\$690.00
	TRUSTMARK SOUTH CONSTRUCTI			DAHPNE, AL 36526			Sub Division: ST. CHARLES VILLAGE			
5323-1	TRUSTMARK SOUTH CONSTRUCTI	08-375		25806 POLLARD RD. - CLUB HOUSE	Yes	A	04/30/2008	04/30/2008	\$143,000.00	\$858.00
	TRUSTMARK SOUTH CONSTRUCTI			DAHPNE, AL 36526			Sub Division: ST. CHARLES VILLAGE			

Total Residential - NEW - R4 - MULTI-FAMILY BL Permit(s) 3 \$411,200.00 \$2,238.00

Total Residential - NEW BL Permit(s) 19 \$3,080,750.00 \$15,968.00

Total Residential BL Permit(s) 19 \$3,080,750.00 \$15,968.00

### Non Residential - NEW - B2 BL Permits

Txpld - Loc#	Contractor Name / Location Name	Permit # / Project #	Master Permit #	Job Location Address	Paid	Status	Issue Date	App Date	Job Value/Cost	Permit Fee
3672-1	REED CONSTRUCTION LLC	08-291		29710 URGENT CARE DRIVE	Yes	A	04/08/2008	04/08/2008	\$806,000.00	\$4,836.00
	REED CONSTRUCTION CO., INC.	08-EW		DAHPNE, AL 36526			Sub Division: COMMERCIAL			
5431-1	ZEUNE CONSTRUCTION & DEV. IN	08-327		7165 HWY 90 E	Yes	A	04/16/2008	04/16/2008	\$1,259,000.00	\$7,654.60
	ZEUNE CONSTRUCTION & DEV. IN	08-FB		DAHPNE, AL 36226			Sub Division:			

Total Non Residential - NEW - B2 BL Permit(s) 2 \$2,065,000.00 \$12,490.60

Total Non Residential - NEW BL Permit(s) 2 \$2,065,000.00 \$12,490.60

Total Non Residential BL Permit(s) 2 \$2,065,000.00 \$12,490.60

Total BL Permit(s) 21 \$5,145,750.00 \$28,458.60

Grand Totals 21 \$5,145,750.00 \$28,458.60

# Revenue Summary Report By Type and Code

2008-05-01

Transaction Date Between: 04/01/2008 And 04/30/2008

Type	Code	Code Description	Gross Revenue	Remitted Disc.	Net Revenue
Permit	BL	BUILDING PERMIT	\$33,904.10	\$0.00	\$33,904.10
	BL	ELECTRICAL PERMIT	\$20.00	\$0.00	\$20.00
	EL	ELECTRICAL PERMIT	\$8,605.25	\$0.00	\$8,605.25
	ME	MECHANICAL PERMIT	\$7,560.41	\$0.00	\$7,560.41
	PL	PLUMBING PERMIT	\$1,534.00	\$0.00	\$1,534.00
<b>Total For Permit(s)</b>			<b>\$51,623.76</b>	<b>\$0.00</b>	<b>\$51,623.76</b>
<b>Grand Total</b>			<b>\$51,623.76</b>	<b>\$0.00</b>	<b>\$51,623.76</b>

City of Daphne

Periodic Report of Permits Issued by Improvement

05/01/2008

	Code	Permit Count	# Of Units	Valuation	Permit Fee
<b>BUILDING PERMIT</b>					
<b>Residential</b>					
REINSPECTION FEE	R3 BL	1		\$0.00	\$50.00
SITE	R3 BL	1			\$50.00
NEW	R3 BL	12		\$1,916,100.00	\$9,895.00
	R4 - HIGH DENSITY R BL	4		\$753,450.00	\$3,835.00
	R4 - MULTI-FAMILY BL	3		\$411,200.00	\$2,238.00
REMODEL	R3 BL	1		\$20,000.00	\$115.00
RE-ROOF	R3 BL	7		\$26,675.00	\$255.00
ADDITION	R4 - HIGH DENSITY R BL	1		\$30,000.00	\$190.00
POOL	R3 BL	4		\$87,275.00	\$500.00
	R4 - MULTI-FAMILY BL	1		\$105,500.00	\$633.00
SUNROOM	R3 BL	1		\$25,000.00	\$140.00
CARPORT	R2 BL	1		\$5,000.00	\$40.00
STORAGE BUILDING	R3 BL	1		\$10,456.00	\$70.00
MISCELLANEOUS	R3 BL	1		\$8,542.00	\$60.00
<b>Non-Residential</b>					
NEW	B2 BL	2		\$2,065,000.00	\$12,490.60
REPAIR	B2 BL	2		\$25,777.00	\$156.00
RE-ROOF	B2 BL	1		\$13,980.00	\$84.00
POOL	B2 BL	1		\$39,750.00	\$238.50
SUNROOM	B2 BL	1		\$35,000.00	\$190.00
MISCELLANEOUS	B2 BL	2		\$37,123.00	\$235.00
<b>Total - BUILDING PERMIT</b>		<b>48</b>		<b>\$5,615,828.00</b>	<b>\$31,465.10</b>
<b>ELECTRICAL PERMIT</b>					
<b>Residential</b>					
POOL	R3 EL	1		\$300.00	\$20.00
<b>Total - ELECTRICAL PERMIT</b>		<b>1</b>		<b>\$300.00</b>	<b>\$20.00</b>
<b>Grand Total</b>		<b>49</b>	<b>0.00</b>	<b>\$5,616,128.00</b>	<b>\$31,485.10</b>

# CERTIFICATE OF OCCUPANCY

APRIL 2008

<u>OWNER</u>	<u>ADDRESS</u>	<u>SUBDIVISION</u>	<u>PERMIT</u>	<u>DATE CLOSED</u>
HYMAN HOMES	29976 D'OLIVE RIDGE	TIMBERCREEK	07-862	4/1/2008
TEAK HOUSE	1703 HWY 98	COMMERCIAL	07-689	4/3/2008
JOE & DIANE JENNINGS	7221 CYPRESS AVE W		03-1338	4/2/2008
J A MACLAY, JR	8214 PINE RUN	TIMBERCREEK	06-1067	4/8/2008
STEVEN BURFORD	9476 PULPWOOD CIRCLE	TIMBERCREEK	07-150	4/8/2008
MITCHELL HOMES	10189 ESTIA ST	HISTORIC MALBIS	07-1293	4/8/2008
STEVEN SCHNEIDER	8851 NORTH COURT	TIMBERCREEK	07-269	4/8/2008
G E HOMES	9575 OTTAWA DR	OTTAWA SPRINGS	07-1129	4/15/2008
G E HOMES	9585 OTTAWA DR	OTTAWA SPRINGS	07-1127	4/15/2008
G E HOMES	9615 OTTAWA DR	OTTAWA SPRINGS	07-1128	4/15/2008
THE SOURCE	113 TIMBERLINE CT	LAKE FOREST	07-846	4/21/2008
THE SOURCE	109 TIMBERLINE CT	LAKE FOREST	07-847	4/18/2008

# CERTIFICATE OF OCCUPANCY

APRIL    2008

<u>OWNER</u>	<u>ADDRESS</u>	<u>SUBDIVISION</u>	<u>PERMIT</u>	<u>DATE CLOSED</u>
JOHN ECKENSTALER	8173 SOLDIERS CT	CREEKSIDE	07-642	4/22/2008
BENCHMARK HOMES	8118 PECAN CT	PECAN TRACE	08-0070	4/22/2008
DR. LESLIE BRYAN	30941 MILLS LANE	COMMERCIAL	08-0212	4/22/2008
LEGACY CONSTRUCTION	114 LAWSON	LAKE FOREST	07-1285	4/24/2008
G E HOMES	9272 OTTAWA DR	OTTAWA SPRINGS	06-0142	4/25/2008
WOODLANDS BANK	807 WILSON AVE	COMMERCIAL	07-1224	4/28/2008

# PLANNING/ZONING/BUILDING DEVELOPMENT OUTLINE FOR APRIL 2008

SUBDIVISIONS CORPORATE LIMITS	NUMBER OF LOTS	NO. RESIDENTIAL AND COMMERCIAL PERMITS ISSUED
ASHLEY PLACE, PHASE ONE	20	
AUSTIN PLACE, PHASE ONE	14	
AUSTIN PLACE, PHASE TWO	9	
BELLATON, PHASE ONE	59	1
BELLATON, PHASE TWO	56	2
BLACKSHER PLACE, PHASE ONE	8	
BRISTOL CREEK, PHASE ONE	40	
BROOKHAVEN, PHASE ONE	52	
BROOKSIDE, PHASE ONE		2
CANTERBURY PLACE, PHASE ONE	36	
CANTERBURY PLACE, PHASE TWO	34	
CANTERBURY PLACE, PHASE THREE	40	
CANTERBURY PLACE, PHASE FOUR	13	
CHARLESTON OAKS, PHASE ONE	24	
CHATEAUGUAY SQUARE, PHASE ONE	12	
CREEKSIDE, PHASE ONE	37	
CREEKSIDE, PHASE TWO	50	
CREEKSIDE, PHASE THREE	5	
DAPHNE COMMERCIAL PARK, PHASE ONE	25	
DELACHASE SQUARE, PHASE ONE	6	
DEERWOOD SQUARE	26	
EAGLE CREEK, PHASE ONE	32	
EAGLE CREEK, PHASE TWO	42	
FRANKLIN SQUARE, PHASE ONE	17	2
FRENCH SETTLEMENT, PHASE ONE	31	
HARBOR PLACE, PHASE ONE	25	
HIDDEN CREEK, PHASE ONE	9	
HISTORIC MALBIS, PHASE ONE	122	
HISTORIC MALBIS, PHASE TWO, PART A	101	
HISTORIC MALBIS, PHASE TWO, PART B	69	
HISTORIC MALBIS, PHASE THREE, PART A	8	
HWY 64 COMMERCIAL PARK, PHASE ONE	15	
JACKSON SQUARE, PHASE ONE	29	
KAYLAR PLACE		
KRYSTAL RIDGE, PHASE ONE	10	

## PLANNING/ZONING/BUILDING DEVELOPMENT OUTLINE FOR APRIL 2008

LACASA DI SAN FRANCESCO, PHASE ONE	24	
LACASA DI SAN FRANCESCO, PHASE TWO	13	
LAKE FOREST		3
LAUREL PLACE, PHASE ONE	15	
MADISON PLACE, PHASE ONE	67	
MADISON PLACE, PHASE TWO		
OAK CREEK, PHASE ONE	34	
OAKSTONE, PHASE ONE	12	
OLD FIELD, PHASE ONE		
OTTAWA SPRINGS, PHASE ONE	64	
PECAN TRACE, PHASE ONE	29	
POLO TRACE, PHASE ONE	18	
POTTERS MILL, PHASE THREE	24	
SAINT CHARLES PLACE, PHASE ONE	22	
SAINT CHARLES VILLAGE		3
SEHOY, PHASE ONE	75	
SEHOY, PHASE TWO	32	1
SEHOY, PHASE THREE	57	
SEHOY, PHASE FOUR	53	1
SEHOY, PHASE FIVE	29	3
STRATFORD GLEN, PHASE ONE	34	
STRATFORD GLEN, PHASE ONE B	17	
STRATFORD GLEN, PHASE TWO	29	
STRATFORD GLEN, PHASE THREE	47	
SUNSET BAY VILLAS		
TIAWASEE TRACE, PHASE ONE	51	
TIMBERCREEK, PHASE ONE	191	
TIMBERCREEK, PHASE TWO	81	1
TIMBERCREEK, PHASE THREE	54	
TIMBERCREEK, PHASE FOUR	55	
TIMBERCREEK, PHASE FIVE	26	
TIMBERCREEK, PHASE SIX	85	
TIMBERCREEK, PHASE SEVEN	72	
TIMBERCREEK, PHASE EIGHT	52	
TIMBERCREEK, PHASE NINE	93	
TIMBERCREEK, PHASE TEN	31	

## PLANNING/ZONING/BUILDING DEVELOPMENT OUTLINE FOR APRIL 2008

TRACE CROSSING, PHASE ONE	14	
VAN AVENUE, PHASE ONE	8	
VICTORIA SQUARE, PHASE ONE		
WOOD FOREST, PHASE ONE	26	
YANCEY BRANCH, PHASE ONE	28	

## Public Safety Committee

*Wednesday, May 7, 2008*

Councilman Greg Burnam, Chairman  
Councilman Gus Palumbo  
Councilman Eric Nager  
Fire Chief James White  
PW Sup. Melvin McCarley

Police Chief David Carpenter  
Captain Scott Taylor  
Captain Daniel Bell  
Tracy Bishop - Secretary

### **Committee Members Attending:**

Councilman Greg Burnam, Councilman Eric Nager, Councilman Gus Palumbo, Chief Carpenter, Fire Chief James White, Lt. Jud Beedy, PW Sup. Melvin McCarley.

### **CALL TO ORDER**

Councilman Burnam **convened** the meeting at 4:30 p.m.

### **PUBLIC PARTICIPATION –**

Victoria Phelps from Lake Forest Subdivision followed up from last month's meeting on the hazardous and diseased trees in Lake Forest. She had a letter from LFPOA asking the city to remove these trees as soon as possible. It listed the hazardous trees and where they are located. The speed limit issue was also addressed at the Lake Forest Improvement Committee Meeting the previous night to drop the speed limit in Lake Forest from 30 to 25 mph. They will submit their request to the Lake Forest Board and then report back to the Public Safety Committee as to their decision. Councilman Palumbo asked that we not piecemeal the speed limit in Lake Forest, but make the entire subdivision the same. There is also an ordinance that states that if there is no posted speed limit, the proposed speed limit is 30 mph. If it is decided to decrease the speed limit, then the ordinance will have to be re-written so that the main thoroughfare is not 25 mph with the back streets staying 30 mph. Speed limit signs will have to be replaced throughout the entire subdivision.

Councilwoman Barnette was in attendance representing District 2 with speeding concerns on Old County Road near Bayhill Dr. She was most concerned about the sharp curve and visibility by the Daphne Baptist Cemetery. Other concerns were on Sixth, Fifth, and Fourth Streets with speeding also. Melvin agreed to put traffic counters out. Many D-runs were conducted last month on Old County Road and were given to Barnette for her review. Chief said that maybe the council will need to revise the speed limits for all neighborhood streets to 25 mph if Lake Forest votes to decrease theirs.

A resident of Lake Forest, Larry Cook, was in attendance complaining about burn permits. He wants to ban the issuance of burn permits inside of Lake Forest boundaries. He says people burn 4 or 5 times a year and this fills his house with smoke. He suggested that instead of issuing burn permits, let Public Works pick up the rubbish instead of letting residents burn it. Chief White is checking to see if we can ban burning just in Lake Forest, or if it will have to be citywide. Chief White said they do issue burn permits but there are stipulations the home owner must abide by or the fire department will come and extinguish the fire on site. No permits will be issued from May through October, that is a state ban that we must follow.

Victoria Phelps from Lake Forest also requested that the pedestrian striping be redone on the roadway on 500 block of Ridgewood Dr.

### **APPROVAL OF MINUTES FROM PREVIOUS MEETING**

## Minutes from March 2008 Meeting

*Motion by Mr. Palumbo* to adopt the minutes. *Seconded by Mr. Burnam.* The minutes were adopted.  
**Motion carried.**

### FIRE DEPARTMENT

#### A. New Business

##### 1. Statistics for March 2008

Chief White went over his department stats. One of his firefighters has just completed his CPR Teacher Certification and will begin teaching CPR classes. State Farm will be presenting the fire department with a check for smoke detector purchases next week and Chief White encouraged any of the council members present to attend the presentation of the check. Chief was asked by Palumbo that on the 171 rescue calls, were any of them fire calls. He responded that there were no structure fires during the month of March and that they were all medical emergencies or traffic accidents. On all traffic accidents our fire department always sends the rescue truck and a pumper. Every city surrounding Daphne sends pumpers with the rescue trucks. All of the pumpers are ALS equipped. Burnam asked him how the fire department goes about responding to traffic accidents. White explained that they get the call from 911, then they get enroute. If the police get on scene first and do not need assistance from the fire department they can cancel them. They don't know if there are any injuries until they get on scene due to it being called in by a citizen, so they roll on every call. Chief Carpenter added that we do request them to help out with traffic, busted glass cleanup, gas in street, etc. Cathy Barnette asked if we keep up with mutual aid requests between us and other departments. She said she didn't see it on the report, and Chief White explained that it is in the Firehouse software program at Station 2.

Councilman Nager wants to float a scenario to see if it's possible to help with the fire staffing situation. We've added three firefighters, and don't have much money left to hire any more this year, we did not get the safer grant, yet we're still understaffed. What if we use six of the trained actively participating volunteers to fill in the gaps on the short shifts? Let's use our volunteers in a predictable way. After much discussion, it was determined that being volunteers and working full time jobs, with some of them working two jobs that it would be hard to schedule these volunteers to fill in with the full time firefighters. Palumbo suggested that the volunteers be given a pre arranged shift well ahead of time so they could prepare to be at work. Chief Carpenter suggested we look at the insurance coverage for volunteers to make sure they would be covered. Melvin reiterated to those in attendance that the volunteers are not certified firefighters. Burnam said that if we started a program like this with the volunteers we might be able to get a few more volunteers hop on board. Chief White questioned why a volunteer would not go work a second job to volunteer at the fire station? It's tough. Nager said we need to get creative to cover our fire shifts.

#### B. Old Business

**POLICE DEPARTMENT**

**A. New Business**

**1. Statistics for March 2008**

Chief went over the stats. Burnam asked about the drug dog. Chief stated he is officially retired. We've adopted Jago out to one of our detectives since his retirement. We're awaiting the signed ordinance to move forward with the purchase of the new dog. Captain Bell and Jeff Sulzmann went to Louisiana and picked out a new dog and they are holding it until we get the purchase order complete. Palumbo complimented the animal shelter on the low euthanasia stats for the month of March.

**B. Old Business**

Palumbo brought up speeding on Pine Run on the back side by Mistletoe.

**OTHER BUSINESS**

**ADJOURN**

There being no further business to discuss, Mr. Burnam adjourned the meeting at 5:45 p.m., after a motion by Councilman Nager. The next meeting will be Wednesday, June 4, 2008 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:      March 2008

	Current:	FY to Date:
<b>Suppression:</b>		
<b>1-Fire/Explosion:</b>		
10-Fire, Other	0	0
11-Structure Fire/Commercial	0	1
11-Structure Fire/Residential	0	9
12-Fire in Mobile Property used as fixed structure	0	0
13-Mobile Property (vehicle) Fire	3	14
14-Natural Vegetation Fire	5	9
15-Outside Rubbish Fire	0	4
16-Special Outside Fire	0	1
17-Cultivated Vegetable Crop Fire	0	0
<b>2-Overpressure Rupture:</b>	0	0
<b>3-Rescue Call and Emergency Medical Service Incidents:</b>	120	742
<b>4-Hazardous Conditions (No fire):</b>	2	39
<b>5-Service Call:</b>	8	60
<b>6-Good Intent Call:</b>	20	81
<b>7-False Alarm &amp; False Call:</b>	13	84
<b>8-Severe Weather &amp; Natural Disaster:</b>	0	1
<b>9-Other Situation:</b>	0	1
<b>Total Emergency Calls:</b>	<b>145</b>	<b>895</b>
<b>Monthly Total Calls:</b>	<b>171</b>	<b>1,046</b>
<b>Response Time:</b>		
<b>Highest:</b>	13	13
<b>Lowest:</b>	<1	<1
<b>Average (Minutes/Seconds) :</b>	4/14	4/11
<b>Miscellaneous Reports:</b>		
<b>Training Hours</b>	90.5	691.67
<b>Property Loss - \$</b>	\$4,100	\$1,455,605
<b>Fire Personnel Injuries by Fire/Civilian Injuries by Fire</b>	0/0	1/0
<b>Advance Life Support Rescues</b>	67	346
<b>Number of Patients Treated</b>	129	740
<b>Child Passenger Safety Seat Inspections/Installations</b>	13	66
<b>Fire Prevention Awareness/Education:</b>		
<b>Classes</b>	4	61
<b>Persons Attending</b>	93	2,065
<b>Bureau of Fire Prevention:</b>		
<b>Plan Reviews</b>	6	32
<b>Final/Certificate of Occupancy</b>	0	2
<b>General/Annual Inspections</b>	98	655
<b>General/Re-Inspections (Violation Follow-up - Annual)</b>	19	110
<b>Business Licenses</b>	4	47
<b>Consultations-</b>	0	43
<b>All Other/Misc. Activities</b>	1	7
<b>Total Activities:</b>	<b>128</b>	<b>896</b>

Authorized by:

*James White*

Chief James White

Daphne Police Department			Monthly Report				MARCH 2008			
Patrol Division		Detective Division:		JAIL:		Animal Control		Crimes Reported This Month:		
(Capt. Bell/Lt. Hempfleng)		(Capt. Bell/Lt. Beedy )		(Capt. Taylor/Lt. Yelding)		(Capt. Taylor/ Lt. Yelding)				
						YTD				
# Complaints	1,053	# New Cases Received:	64	Total Arrestees Received & Processed:	155	898		Arson	0	
# Misd. Arrests	70	# Previous Unsolved Cases:	116	Arrestees by Agency:			#Complaints	68	Burglary – Commercial	4
# Felony Arrests	6	# Cases Solved:	23	Daphne PD	125	715	#Follow-ups	100	Burglary – Residence	1
DUI Arrests	13	Resulting in Total Arrests:	13	BCSO	9	58	#Citations	10	Burglary - Vehicle	1
Alias Warrant Arrests	28	Felonies:	6	Spanish Fort PD	18	103	#Warnings	7	Criminal Mischief	4
Citations	463	Misdemeanors:	7	Troopers	3	17	#Felines Captured	17	Disorderly Conduct	5
Close Patrols	699	Houses Searched	0	INS	0	0	#Canines Captured	43	Domestic Disturbance	9
Warnings	258			US Marshalls Office	0	0	#Other Captured	6	False Info to Police	1
Motorist Assists	259			Other Agencies	0	5	#Returned to Owner	14	Felony Assault	1
Roadway Accidents	57	<b>Warrants:</b>					#Adopted Out	19	Felony Theft	16
Private Property Accidents	16	Bettner Served	48				#Euthanized	3	Harassment	11
Traffic Homicide	0	Agency Assists	23	Highest	32				Identity Theft	0
		Recalls (Pd Fines)	20	Lowest	25				Indecent Exposure	0
<b>DRUG REPORT</b>		Total Warrants Served	91						Kidnapping	0
<b>ROUTINE PATROL/SPECIAL OPS</b>				Meals Served	2,229	14,792			Menacing	0
		<b>Sex Offender:</b>		Medical Cost	1,924.96	\$9,317.65			Misdemeanor Assault	9
# Misd. Marijuana Arrest	2	New Registration:	0	Worker Inmate Hours	541	3,624			Misdemeanor Theft	19
# Felony Marijuana Arrest	0	Contact Verification	1						Murder	0
# Controlled Substance Arrest:	2	Total # registered in Daphne	3						Other Death Investigations	2
# Drug Paraphernalia Arrest	0	<b>DARE:</b>							Public Intoxication	3
Vehicles Searched	64	# Hours Report Writing:	7						Public Lewdness	0
		# Students Instructed SRO	50						Receiving Stolen Property	0
Drugs Seized:	2	# Students Instructed DARE	100						Reckless Endangerment	0
Money Seized	1	# Police Reports by SRO	4						Resisting Arrest	1
Vehicles Seized	0	# Arrest by SRO	3						Robbery	1
									Sex Crime Investigations	3
		<b>CODE ENFORCEMENT:</b>							Suicide	0
		Warnings:	1						Suicide, attempted	0
		Citations	1						Theft of Services	4
		Warning Compliance	3						Unauthorized Use of Services	0
		Follow – Up	4						Weapon Offenses	2
									White Collar Crimes	4
<b>Approved by:</b>				David Carpenter, Chief of Police						

**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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**DOWNTOWN REDEVELOPMENT AUTHORITY  
DAPHNE, AL  
1705 MAIN STREET  
MAY 12, 2008  
5:30 P.M.**

**1. CALL TO ORDER/ROLLCALL**

Starke Irvine called the meeting to order without a quorum present at 5:37 p.m.

**Members Present:** Starke Irvine, Jackie Ward arrived at 5:43; Kit Smith; Ceann Wachter arrived at 5:45; Chris Donald.

**ABSENT:** Lad Drago; Glenn Glass.

**Board Members Present:** Councilwoman Cathy Barnette.

Board Members Absent: Jeff Hudson; Andy Citrin; Mayor Small; Robert Lloyd; Mary Lloyd.

Also present: Rebecca Hayes, Recording Secretary; Kim Briley, Finance Director; Karen Nady, Olde Towne Daphne West; Selena Vaughn, Village Point Foundation; Mary Riser.

Since there was not a quorum at this point of the meeting Starke considered the Streetscape design.

**2. Landscape Design**

Ms. Camilla Latady from Kent H. Broom Landscape Architect Consultant presented a conceptual design from Van Avenue to Magnolia Avenue. The plan is spread out upon these minutes.

**NOTE:** Jackie Ward arrived at 5:43 p.m.

**NOTE:** Ceann Wachter arrived at 5:45 p.m.

A quorum of members was now present.

**3. Approve Minutes / January 14, 2008 and April 9, 2008**

**MOTION BY Kit Smith to approve the meeting minutes held January 14, 2008 and April 9, 2008. *Seconded by Jackie Ward.***

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

**4. OLD BUSINESS**

**a.) Lodging Tax**

Discussion was held regarding the current bond on bay front property. The Authority discussed how they could get a bond, and Councilwoman Cathy Barnett stated that she and Kit met with Mr. Bob Young with Frazier Lanier Company, and he said that you could not get a bond based upon receiving a percentage of the lodging tax. He said it would be better

to have an annual appropriation agreement with the city. The money would be coming from the General Fund, and would not show up against the city debt service.

Starke asked Mrs. Briley what would happen if there were not enough lodging tax collected to cover the appropriation.

Mrs. Briley stated that the city would still be obligated to give the appropriation.

This will be presented at the work session on Thursday highlighting some of the projects:

- Streetscape / Van to Magnolia / Bay Front Drive
- Renovation of Scardamalia Pavilion and improved parking and landscape.
- Amphitheater at Bay Front Park
- Upgrade Bay Front Park Drive by widening and with utilities which meet code and provide fire protection.
- Build new road on the bluff north from Bay Front Park Drive for the amphitheater.

**5. NEW BUSINESS**

**a.) Structure of Members**

Next month Starke will be resigning as a member of the Authority due to a perceived conflict of interest. Also, Starke stated that he would like to see the division between the Board and Authority members dissolved. This was a division which was created by the Authority in its by-laws when the Authority was reorganized in 2001. The Authority must have a minimum of 3 members, and has established a limit of 15. At the next meeting members of the Authority will submit nominations for replacement of members who are leaving due to terms expiring. The Authority approved the nomination of Mary Riser as a member of the Board. Her appointment must be ratified by the Council.

**MOTION BY Kit Smith to recommend to Council to appoint Mary Riser as a member of the Authority term 2008 - 2014. *Seconded by Ceann Wachter.***

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

**5. NEXT MEETING**

The next meeting will be June 9, 2008

**6. ADJOURN**

The meeting adjourned at 6:55 p.m.



# Daphne Downtown Redevelopment

## Conceptual Master Plan

We have developed (2) Design scenarios: Both designs shall incorporate the following:

- A. In all cases all the utilities will be underground.
- B. All edges of pavement from Van Avenue to Lea Street should have curb and gutter.
- C. All walks, entrances to buildings, parks, lots etc. will use **brick pavers**. Walks will be on both sides of Main Street.
  - Main walkways on each side of Main Street will be 6'-0" wide.
- D. All roadway materials will be brick pavers for major intersections including:
  - Main Street and Magnolia Avenue
  - Main Street and Daphne Avenue all the way to cross walk just North of Daphne City Hall
  - Main Street and Dryer Avenue
  - Main Street and parking area in front of Christ The King Catholic Church
  - Main Street and College Avenue
  - Main Street and Van Avenue.

Brick pavers will also be used for accent and cross walks.

- E. Create a Utility and Green Space easement beyond the existing 50' ROW for:
  - Utility boxes and access
  - Light Poles
    - Hanging baskets with seasonal color
    - Flag arms
    - Holiday decorations
  - Tree , Shrub and Color Planting

- F. Major Intersections at the following will have Decorative Poles, Traffic Signal Poles, and or planting areas for seasonal color:
- Main Street and Magnolia Avenue
  - Main Street and Daphne Avenue
  - Main Street and Belrose Avenue
  - Main Street and Dryer Avenue
  - Main Street and Christ the King
  - Main Street and Van Avenue
- G. Areas North of Magnolia Avenue and South of Van Avenue have a larger R.O.W. and will include the following:
- Areas North of Magnolia Avenue will have Street plantings etc. along both sides of the road due to Mardi Gras, Christmas parades etc.
  - Areas South of Van Avenue will have both Street Trees Plantings in a Median Island as well as along both sides of Main Street.
- H. Accommodate seating and pockets of color planting all along historic downtown Daphne.
- I. Note: Main Street at Christ the King to Van Avenue needs to remain 3 lanes due to traffic at Christ the King both morning and afternoon. This also helps people going to Bayside Academy and May Day Park.
- J. Parking areas and access from parking areas to downtown streetscape needs to improve: Parking should be expanded and created off Mancie Avenue, Trione Avenue, Daphne Avenue, behind City Hall and at Lott Park.
- K. Lott Park: Lott Park should become a multi-use green space for all the residents of Daphne as well as off street parking area for downtown Daphne. This park should include a kiosk, walking paths, picnic areas, playground with nice equipment, a pavilion with bathroom facilities for medium size events, small water park with music and water jets. Green spaces for gathering and throwing a frisbee or throwing a baseball or football with a friend. This park should also have a min. of (4) Tennis Courts, (2) basketball courts, decorative night lighting and room to set up tents for special events. This park needs to become more of a neighborhood park. A new park that is owned by the City of Daphne should be developed to accommodate all ages of baseball, football, soccer, softball, tennis, as well as a multi-use park with picnic areas, water park, playground areas and open green spaces with walk paths.
- L. Beautification Board Park (south of Will Hughes): We recommend removing a few panels of existing metal fencing at the front of park to open up views and access to streetscape and adjacent buildings.

- M. Streetscape Lighting should be in keeping with the historic character Downtown Daphne. A more appropriate style would be a carriage style fixture on a decorative post that can receive hanging baskets, flags arms or seasonal decorations. Lights should also have 100% cut off capability to eliminate light pollution. The existing lights could be relocated to the New Daphne Municipal Park.

### Scheme 'A':

- Road way surface 26' wide from back of curb to back of curb.
- Sidewalks will start at the back curb leaving a 6' wide green belt for trees, grass and other plantings away from vehicular traffic and closer to businesses, churches and restaurants. Cut outs could be placed near and around restaurants for trees and create outside dining areas in and around ROW.

This scheme creates a strong image of Natural Green Plantings of trees, shrubs, color and grass. With this scheme pedestrians and gathering areas can still be created in front of restaurants, churches, and small businesses, etc and the green plantings will be a little more protected from vehicular traffic. This scheme is more conducive to the development of seating and gathering areas along Main Street. Scheme 'A' will also cost less to maintain than Scheme 'B'.

### Scheme 'B':

- Road way surface 26' wide from back of curb to back of curb.
- Sidewalks will start 6' from of curb creating a 6' wide green belt for trees, grass and other plantings

This scheme creates a strong image of Green Street Tree Plantings and a green belt closer to vehicular traffic. This protects pedestrians and gathering areas in front of restaurants, churches and small businesses etc.

## Becky

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**From:** Mary Riser [msquaredr@gmail.com]  
**Sent:** Tuesday, May 13, 2008 4:16 PM  
**To:** Becky  
**Subject:** here is my resume

Mary Riser Resume

**Education:**

BA in anthropology at UA

MA in sociology at UAB

MA in fiction writing at USA

currently completing work on PhD in creative writing at USM

**Non-profit Work:**

Co-director and founder of Fairhope Film Series Alabama Writers Forum, board member Sybil Smith Charitable Trust, board member M. W. Smith, Jr. Foundation, secretary and board member

**Work:**

White Smith Land Company, vice president and board member Arnold School, English teacher Bayside Academy, English teacher USA, adjunct professor, English USABC, adjunct professor, writing Spring Hill College, adjunct professor, English Currently producing documentary films

**Published work:**

Forming Habits

Literary Mobile

Mobile Bay Tales

THE CITY OF DAPHNE  
PLANNING COMMISSION MINUTES  
REGULAR MEETING OF APRIL 24, 2008  
COUNCIL CHAMBERS, CITY HALL - 6:00 P.M.

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**SUMMARIZATION OF MINUTES:**

THIS DOCUMENT IS A SUMMARIZATION OF THE MINUTES OF CITY OF DAPHNE PLANNING COMMISSION MEETING AND IS TO BE USED FOR REVIEW PURPOSES ONLY. THE OFFICIAL MINUTES OF THIS MEETING MAY BE OBTAINED IN THE CITY CLERK'S OFFICE UPON APPROVAL.

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**CALL TO ORDER:**

The number of members present constitutes a quorum and the regular meeting of the City of Daphne Planning Commission was called to order at 6:00 p.m.

**CALL OF ROLL:**

**Members Present:**

Fred Small, Mayor  
Victoria Phelps, Secretary  
Don Terry  
DeLeon Thomas  
Jeff Carrico, Chairman  
Larry Chason, Vice Chairman  
Cathy Barnette, Councilwoman  
Ed Kirby

**Staff Present:**

William H. Eady, Sr., Director of Community Development  
Jan Dickson, Planning Coordinator  
Nancy Anderson, GIS Technician  
Adrienne Jones, Planner  
Jay Ross, Attorney  
Ashley Campbell, Site Containment Officer

**Staff Absent:**

Missty Gray, Attorney

The first order of business is the call to order. Please let the record reflect that all members are present. The next order of business is approval of the minutes.

**APPROVAL OF MINUTES:**

The minutes of March 27, 2008 regular meeting were considered for approval. A copy of the minutes was furnished to us previously. Do any of the Commissioners have any questions or comments?

Chairman: If there are no further additions, deletions, or corrections at this time, the Chair will entertain a motion.

THE CITY OF DAPHNE  
PLANNING COMMISSION MINUTES  
REGULAR MEETING OF APRIL 24, 2008  
COUNCIL CHAMBERS, CITY HALL - 6:00 P.M.

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A **Motion** was made by Ms. Barnette and **Seconded** by Mr. Kirby **to approve the minutes of the regular meeting. The Motion carried unanimously.**

A **Motion** was made by Ms. Barnette and **Seconded** by Mr. Kirby **to approve the revised minutes for the work session of March 19, 2008. The Motion carried unanimously.**

The first order of business is under old business is site plan review for the Daphne Sports Complex.

**OLD BUSINESS:**

**SITE PLAN REVIEW:**

**File S08-05:**

**Site:** Daphne Sports Complex

**Location:** One-half mile East of the intersection of North Main Street and Park Drive

**Area:** 122.10 Acres +

**Owner:** The City of Daphne - Mayor Small

**Engineer:** Hutchinson, Moore & Rauch - Scott Hutchinson

An introductory presentation was given by Mr. Scott Hutchinson, representing Hutchinson, Moore & Rauch, requesting site plan review for the construction of a no boundary playground, skate park and roadway located one-half mile East of the intersection of North Main Street and Park Drive. The site layout was designed in order to get a cost estimate so the City Clerk could apply for a grant for construction. We have provided to staff the revisions as requested by the Fire Marshal, Code Enforcement Officer, and the Site Containment Officer. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any questions or comments? If there is no objection, the Chair will entertain a motion.

A **Motion** was made by Ms. Barnette and **Seconded** by Mr. Kirby **to approve the site plan for Daphne Sports Complex. The Motion carried unanimously.**

The first order of business under new business is preliminary/final review for Family Security Credit Union.

**NEW BUSINESS:**

THE CITY OF DAPHNE

PLANNING COMMISSION MINUTES

REGULAR MEETING OF APRIL 24, 2008

COUNCIL CHAMBERS, CITY HALL - 6:00 P.M.

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PRELIMINARY/FINAL PLAT REVIEW:

File SDPF08-05:

Subdivision: Family Security Credit Union

Location: On the West side of U. S. Highway 98, North of the former Ruby Tuesday building

Area: 1.36 Acres +, (1) lots

Owner: Family Security Credit Union - Cole Sharp

Engineer: Engineering Development Services - John Pickens

An introductory presentation was given by Mr. John Pickens, representing Engineering Development Services, requesting preliminary/final review of a one point three six acre subdivision consisting of one lot located on the West side of U. S. Highway 98. The owner of this development is requesting to combine the existing two lots into one for the construction of a credit union. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any questions or comments? He opened the floor to public participation. With no adjacent property owners present, he closed public participation. If there is no objection, the Chair will entertain a motion.

A Motion was made by Mr. Kirby and **Seconded** by Ms. Barnette **to approve the preliminary/final plat for Family Security Credit Union Subdivision. The Motion carried unanimously.**

The next order of business is master plan review for St. Charles Village Subdivision, Phases I & II.

An introductory presentation was given by Mr. Clements, representing St. Charles Development Group, requesting master plan review for St. Charles Village Subdivision, Phases I & II located Southeast of the intersection of County Road 64 and Pollard Road.

Chairman: Do any of the Commissioners have any questions or comments? If there is no objection, the Chair will entertain a motion.

A Motion was made by Ms. Barnette and **Seconded** by Mr. Kirby **to approve the master plan for St. Charles Village Subdivision, Phases I & II. The Motion carried unanimously.**

THE CITY OF DAPHNE  
PLANNING COMMISSION MINUTES  
REGULAR MEETING OF APRIL 24, 2008  
~~COUNCIL CHAMBERS, CITY HALL - 6:00 P.M.~~

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The next order of business is preliminary/final review for St. Charles Village Subdivision, Phases I & II.

**File SDPF08-06:**

**Subdivision:** St. Charles Village, Phases I & II

**Location:** Southeast of the intersection of County Road 64 and Pollard Road

**Area:** 11.3 Acres +, (1) lots

**Owner:** St. Charles Village Development - Justin Clements

**Engineer:** Borden Engineering - Richard Borden

An introductory presentation was given by Mr. Clements, representing St. Charles Development Group, requesting preliminary/final plat review of an eleven-point three-acre subdivision consisting of one lot located Southeast of the intersection of County Road 64 and Pollard Road. The owner of this development is requesting to combine the existing two lots into one for the construction of a club house and a swimming pool for the development. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any her questions or comments? He opened the floor to public participation.

The adjacent property owners addressed the Commission to express their concerns regarding the proposed development and how it would impact their property. The main concerns were the buffering being provided for the residential neighborhood and storm water drainage.

Mr. Clements: The developer has constructed a privacy fence with phase one of the development as a buffer to the adjacent property owners. The addition of the second phase of the development consists of the construction of additional units, a club house and a swimming pool and will have no impact of the neighborhood.

The Commission addressed the concerns of the adjacent property owner and discussed at length its possible effect on the adjacent property.

Chairman: Do any of the Commissioners have any further questions or comments? He closed public participation. If there is no objection, the Chair will entertain a motion.

A **Motion** was made by Mr. Barnette and **Seconded** by Mayor Small to **approve the preliminary/final plat for St. Charles Village Subdivision, Phases I & II. The Motion carried unanimously.**

The next order of business is final review for the Renaissance Center

THE CITY OF DAPHNE  
PLANNING COMMISSION MINUTES  
REGULAR MEETING OF APRIL 24, 2008  
~~COUNCIL CHAMBERS, CITY HALL - 6:00 P.M.~~

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Subdivision, Phase 3.

**File SDF08-01:**

**Subdivision: The Renaissance Center, Phase III**

Location: On the North side of U. S. Highway 90 and Alabama Highway 181  
Area: 42.13 Acres +, (14) lots  
Owner: Renaissance, L.L.C.  
Engineer: Jinright & Associates - Trey Jinright

An introductory presentation was given by Mr. Jinright, representing Jinright & Associates, requesting final plat review of a forty-two point one three acre subdivision consisting of fourteen lots located on the North side of U. S. Highway 90 and Alabama Highway 181. The owner has posted a letter of credit and a revised cost estimate for the proposed development and is requesting final approval. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any her questions or comments?

Mr. Kirby: In a case where a developer has just begun construction of a subdivision and is posting a performance bond, I would like to see the subdivision given another final review and a report to be given to the Planning Commission upon completion.

Mr. Eady: Each development is given a final inspection prior to acceptance, but if you would like to have a report I will make one.

Chairman: Do any of the Commissioners have any further questions or comments? If there is no objection, the Chair will entertain a motion.

**A Motion was made by Mr. Kirby and *Seconded* by Mayor Small *to approve the final plat for the Renaissance Center Subdivision, Phases III. The Motion carried unanimously.***

The next order of business is site plan review for the Family Security Credit Union.

**SITE PLAN REVIEW:**

**File S08-07:**

**Site: Family Security Credit Union**

Location: On the West side of U. S. Highway 98, North of the

THE CITY OF DAPHNE  
PLANNING COMMISSION MINUTES  
REGULAR MEETING OF APRIL 24, 2008  
~~COUNCIL CHAMBERS, CITY HALL - 6:00 P.M.~~

**SUMMARIZATION OF MINUTES:**

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Area: former Ruby Tuesday building  
1.36 Acres +, (1) lots  
Owner: Family Security Credit Union - Cole Sharp  
Engineer: Engineering Development Services - John Pickens  
An introductory presentation was given by Mr. John Pickens, representing Engineering Development Services, requesting site plan review of a banking facility to be located on the West side of U. S. Highway 98, North of the former Ruby Tuesday building. The comments from the Site Containment Officer have been addressed. The erosion control design has been revised, and the outfall structure has been relocated inside the boundaries of the property line. The proposed sign has been changed to a monument sign. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any questions or comments?

Mr. Kirby: At the time you demolished all of the buildings on the site did you remove the existing nonconforming signs?

Mr. Pickens: I am not sure.

Mr. Kirby: The nonconforming signs will have to be removed prior to the issuance of a building permit.

Chairman: Do any of the Commissioners have any further questions or comments? If there is no objection, the Chair will entertain a motion.

A **Motion** was made by Mr. Kirby and **Seconded** by Mayor Small **to approve the site plan for Family Security Credit Union. The Motion carried unanimously.**

The next order of business is site plan review for Johnson Road and U.S. Highway 98 - Drainage Request.

**File S08-08: (Drainage Request Only)**

**Site: Johnson Road and U. S. Highway 98**

Location: Southwest of the intersection of U. S. Highway 98 and Johnson Road  
Area: 8.61 Acres  
Owner: Matthew Walker, Jr.  
Engineer: Engineering Development Services - Joe Bullock

An introductory presentation was given by Mr. Joe Bullock, representing Engineering Development Services, requesting site plan review of a request to construct a drainage facility to be located

THE CITY OF DAPHNE  
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Southwest of the intersection of U. S. Highway 98 and Johnson Road. The proposal consists of the removal of trees, with the exception of the remaining ones observed in the one hundred foot tree protection U. S. Highway 98 and fifty-foot on Johnson Road. There will be a thirty-foot buffer on the West and South side of the property adjacent to the residential districts and the construction of a fence.

Mr. Bullock: This is the correction of an erosion problem is in the interest of the public. The owners' interest is to seek an economic return on an investment property he cannot market because of the existing drainage/erosion control problem which exists on the site. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any questions or comments?

Ms. Barnette expressed concern about approving the site plan with the removal of the significant trees on the site without the benefit of a tree survey. She asked if a permit would be required for the site.

Mr. Bullock: A meeting was held on the site, and it was decided that a jurisdictional permit would be required from the Corps of Engineers.

Mr. Campbell: We met on the site and discussed the necessity of the construction of a detention facility and the issuance of the permit. I agree that this is a sensitive area, but a solution needs to be addressed.

Ms. Burnett questioned whether or not a fifty-foot buffer could be considered by the owner instead of the thirty feet.

Mr. Bullock: The thirty-foot buffer is a requirement outlined in the City of Daphne Land Use and Development Ordinance when a business district abuts a residential district. The owner would do an additional fifty-foot buffer conditional upon it placement being relinquished at the time of the approval and development of the property.

Ms. Barnette: That still does not address the issue of the tree survey.

Mr. Bullock: Based on the topography and number of trees on this property it would be virtually impossible to do a tree survey until removal. Your requirement is replacement with a two-to-one ratio which sometimes cannot be accomplished with the installation of a building, parking, drainage, landscaping, etc. The owner would request an allowance to remove the trees on the site with the condition that an agreement be reached regarding the replacement of the significant trees at the time of development of the site. I would be impossible to determine the number at this time and due to the size of the

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~~Temporary detention facility the trees would only be located on the exterior or boundary of the property. This would serve no purpose.~~

Ms. Phelps expressed support for the project, but also concerned about the removal of the significant trees on the site without a tree survey or a landscape plan which outlined replacement of the ones to be removed. Possibly, you could do like Sportman's Marine and donate the ones you can save to the City of Daphne for relocation.

Mr. Bullock: The City of Daphne has contributed to the drainage problem in this area. I have spoken to the State and tentatively they have approved the project. Most of you are unaware that a proposal similar to this one was presented to and approved by the City of Daphne in 1997 for this property.

Mr. Kirby: On the drawing it shows the outfall structure in the tree protection zone.

Mr. Eady: That is in order to direct the storm water onto the state right-of-way. An easement could not be obtained from the adjacent property owner.

Mr. Bullock: To date we are still in discussions with the adjacent property owner to obtain that easement.

Mr. Kirby: There is an existing billboard that will have to be removed if the project is approved.

Mr. Bullock: I have spoken to the owner's representative and that is fine. He would like the billboard to come down.

Chairman: Do any of the Commissioners have any further questions or comments? If there is no objection, the Chair will entertain a motion.

**A Motion was made by Ms. Barnette and Seconded by Mr. Kirby to approve the site plan for Johnson Road and U.S. Highway 98 - Drainage Request, contingent upon fifty-foot buffer in addition to the thirty-foot buffer required by the City of Daphne Land Use and Development Ordinance - Buffer Requirements and obtaining the jurisdictional permit from the Corps of Engineer prior to construction of the detention facility. The Motion carried unanimously.**

The next order of business is site plan review for Malbis Place Commercial Shopping Center.

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**File S08-09:**

**Site:** Malbis Place Commercial Shopping Center

**Location:** Northwest of the intersection of U. S. Highway 90 and Alabama Highway 181, Lot 12 of Eastern Shore Park Subdivision

**Area:** 2.98 Acres

**Owner:** Malbis Properties - Frank Johnston

**Agent:** The Cirrus Group - Ray Hix

**Engineer:** Jinright & Associates - Trey Jinright

An introductory presentation was given by Mr. Jinright, representing Jinright & Associates, requesting site plan review of a retail business shopping center located Northwest of the intersection of U. S. Highway 90 and Alabama Highway 181 on Lot 12 of Eastern Shore Park Subdivision. The plans have been revised to reflect the placement of sidewalks along U. S. Highway 90. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any questions or comments? If there is no objection, the Chair will entertain a motion.

A **Motion** was made by Ms. Barnette and **Seconded** by Mr. Kirby **to approve the site plan for the Malbis Place Commercial Shopping Center. The Motion carried unanimously.**

The next order of business is site plan review for the Eastern Shore Baptist Church Youth Building.

**File S08-10:**

**Site:** Eastern Shore Baptist Church Youth Building

**Location:** Northeast of the intersection of U. S. Highway 98 and Park Drive

**Area:** 1.90 Acres

**Owner:** Eastern Shore Baptist Church - Grant Barber

**Engineer:** Forrest Daniell & Associates - Chris Riggins

An introductory presentation was given by Mr. Riggins, representing Forrest Daniell & Associates, requesting site plan review of an addition to the existing church facility for the use of a youth building located Northeast of the intersection of U. S. Highway 98 and Park Drive. The plans have been revised to address the comments of staff and the Code Enforcement Officer. A copy of the architectural renderings with the brick outline, landscape and irrigation have been provided. I have also provided a copy of the approval letter from the

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Park City Water Authority. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any questions or comments?

Mr. Terry: For the record, I will abstain from the discussion and voting on this project.

Chairman: Do any of the Commissioners have any questions or comments? If there is no objection, the Chair will entertain a motion.

A **Motion** was made by Mayor Small and **Seconded** by Ms. Barnette **to approve the site plan for the Eastern Shore Baptist Church Youth Building. The Motion carried. Mr. Terry abstained.**

The next order of business is an administrative presentation for the acceptance of the right-of-way located from County Road 64 - County Road 13 South to Milton Jones Road.

**ADMINISTRATIVE PRESENTATION:**

An introductory presentation was given by Mr. Eady, Director of Community Development, requesting acceptance of a quit claim deed from Baldwin County of the Southern portion of the County Road 13 right-of-way from County Road 64 South to a point one hundred feet beyond the intersection of Milton Jones Road. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any questions or comments? If there is no objection, the Chair will entertain a motion to recommend acceptance to the City Council.

A **Motion** was made by Mayor Small and **Seconded** by Mr. Kirby **for the affirmative recommendation by the Planning Commission to the City Council of Daphne requesting acceptance of a quit claim deed from Baldwin County to the City of Daphne of the Southern portion of County Road 13 right-of-way from County Road 64 South to a point one hundred feet beyond the intersection of Milton Jones Road. The Motion carried unanimously.**

The next order of business is an administrative presentation for permission to clear a portion of Old County right-of-way.

An introductory presentation was given by Mr. Eady, Director of Community Development, requesting permission for Mr. Sonny Nichols, owner of Prudential Nichols Real Estate to clear an undeveloped portion of Old County right-of-way for access to a residence on

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unimproved Old County Road. The owner has requested to clear from Beall Lane North along the Old County Road right-of-way approximately five hundred and eighty-five feet for access to a residence. I will be happy to answer any questions you may have.

Chairman: Do any of the Commissioners have any questions or comments? If there is no objection, the Chair will entertain a motion.

A **Motion** was made by Ms. Barnette and **Seconded** by Mr. Kirby **to approve the request to clear a portion of the unimproved Old County right-of-way from Beall Lane five hundred and eighty-five feet to the North, contingent upon conducting a survey of the site, providing a copy of said survey to the City, and adhering to the City of Daphne Land Use and Development Ordinance with regard to tree protection. The Motion carried unanimously.**

The next order of business is review of the Public Works Committee minutes with regard to the revised plat for La Casa Subdivision, Phase Two.

An introductory presentation was given by Mr. Eady, Director of Community Development, of the previously phase two of La Casa Subdivision which was approved by the City of Daphne with two common areas. One of these common areas was presented to the City of Daphne Planning Commission in the form a revised plat and reverted from a common area to a lot, lot number nine. The owner of lot nine has constructed a structure in place of a portion of the "t" or turnaround for this subdivision making it difficult for someone to easily maneuver within the subdivision. The area is not large enough to construct a tear drop, but there is sufficient area to extend the area twelve and a half feet to the South and create an area twenty-two by sixty-five feet for a turn around. This would replace the area which was removed by the owner of lot nine.

Ms. Barnette: The property owners approached the Public Works Committee in an effort to find a solution. We thought since it had to do with the revision of the plat for La Casa Subdivision that the Planning Commission would be the proper body to advise the City on a solution for this matter or an explanation for the change to the plat.

Mayor Small: The drawings provided show the change from the final plat to the revised final plat, but the preliminary plat is the one that shows lot number nine as one of the common areas. After the preliminary was approved by the Planning Commission, the final was revised prior to approval to show only one common area and the other common area is lot 9.

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Mr. Irvine: I am Starke Irvine, the developer of La Casa Subdivision. There were discussions about the liability and responsibility involved in a common area which is not used for detention. At that time it was discussed and decided that the property owners' association would not accept liability, and it was changed to a buildable lot. Ms. Croft has received correspondence from the City regarding this matter, but has chosen not to respond because she had obtained permission from the City of Daphne to build the structure which is not on a portion of the City right-of-way, but on a portion of her lot.

Mr. Ross: I have been working on this, and I think she should replace the portion of the "t" that she had removed. I am written her several times with no response.

Mr. Irvine: I think this is a situation that would be better served if all parties involved were here to discuss it. She needs to be present to be part of the discussion.

Ms. Oberholtzer, property owners' association: We do not wish to cause a problem for the owner of lot nine. The property owners of the subdivision simply want a resolution to a turnaround at the end of the city street contained within our subdivision. There is no where to turnaround and we have neighbors which are getting their mailboxes knocked down.

Mr. Eady: In your packet, I have given you a copy of a proposal from Hutchinson, Moore & Rauch of a possible solution. It contains a diagram of the proposal along with a cost estimate. The question is what is the solution and who must incur the cost.

The consensus of the discussion of the Planning Commission was the plat was approved by the Commission, recorded, revised and rerecorded; therefore, the Commission would not have any jurisdiction over this matter. The parties involved must decide who is responsible and they should incur the cost of rectifying the matter.

Chairman: Do any of the Commissioners have any further questions or comments? If there is no objection, the Chair will entertain a motion.

**A Motion was made by Mr. Kirby and Seconded by Ms. Phelps to forward the proposal presented by Hutchinson, Moore & Rauch to the City Council for review with regard to a solution to the replacement of the turnaround in La Casa Subdivision, Phase Two. The Motion carried unanimously.**

The next order of business is the attorney's report.

THE CITY OF DAPHNE  
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**ATTORNEY'S REPORT:**

Mr. Ross, Attorney: No report.

**ADJOURNMENT:**

Chairman: Do any of the Commissioners have any questions or comments? If there is no objection, the Chair will entertain a motion to adjourn.

A **Motion** was made and **Seconded to adjourn. The Motion carried unanimously.**

***There being no further business, the meeting was adjourned at 7:35 p.m.***

*Respectfully submitted by:*

\_\_\_\_\_  
Jan Dickson, Planning Coordinator

**APPROVED:** May 22, 2008

\_\_\_\_\_  
Jeff Carrico, Chairman

THE CITY OF DAPHNE  
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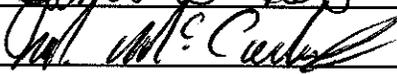
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**CITY COUNCIL MEETING  
MAYOR'S REPORT**

**NOTES:**

# CITY OF DAPHNE PARADE PERMIT

<b>ORGANIZATION:</b>	<i>Christ the King Respect for Life Committee</i>
<b>CONTACT PERSON:</b>	<i>Kathryn White</i>
<b>ADDRESS:</b>	<i>Main Street</i>
<b>PHONE NUMBER (HOME):</b> <b>PHONE NUMBER (BUSINESS):</b> <b>CELL NUMBER:</b>	<i>625-4554</i> <i>626-2343</i>
<b>TYPE OF PARADE:</b>	<i>Pilgrimage</i>
<b>DATE OF PARADE:</b>	<i>June 7, 2008</i>
<b>ROUTE TO BE TRAVELED:</b>	<i>Sidewalk from Christ the King Church to Shrine of the Holy Cross Church</i>
<b>APPROXIMATE # OF PEOPLE &amp; CARS:</b>	<i>50</i>
<b>START TIME:</b>	<i>8:30 A.M.</i>
<b>STOP TIME:</b>	<i>9:30 A.M.</i>
<b>ASSEMBLY AREA/STREET:</b>	<i>In front of Christ the King Church</i>
<b>ASSEMBLY TIME:</b>	<i>8:30 A.M. - 9:30 A.M.</i>
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE APPLIED:</b>	<i>April 29, 2008</i>
<b>APPROVAL</b>	
<b>POLICE: Chief David Carpenter:</b>	
<b>FIRE: Chief James White</b>	
<b>PUBLIC WORKS: Melvin McCarley</b>	
<b>CITY COUNCIL APPROVAL: 5/20/2008</b>	
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE ROUTED:</b>	<i>May 2, 2008</i>
<b>NOTIFICATION:</b>	

**CITY ATTORNEY'S REPORT**

**NOTES:**

**DEPARTMENT HEAD'S COMMENTS**

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

**NOTES:**

RECOMMENDATIONS

**COUNCIL COMMENTS:**

**ORDINANCE 2008 - 36**

**FY 2008 Fire Personnel**

**WHEREAS**, Ordinance 2007-47 approved and adopted the Fiscal Year 2008 Budget on October 15, 2007; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2008 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2008 budget; and

**WHEREAS**, such appropriations totaling \$ 165,195 are needed for certain new fire department personnel and the related operating requirements.

**NOW, THEREFORE**, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that the Fiscal Year 2008 Budget is hereby amended to include appropriations in the amount of \$ 165,195 as follows for certain new fire department personnel and the related operating requirements:

119,995	6 Firefighters (Annual cost 287,988)
14,000	Training
1,500	Immunizations
700	Wellness Program
7,000	Uniforms
22,000	Turnout Gear, Radios

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
**Greg Burnam, Council President**  
Date & Time Signed: \_\_\_\_\_

\_\_\_\_\_  
**Fred Small, Mayor**  
Date & Time Signed: \_\_\_\_\_

**ATTEST:**

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

**ORDINANCE 2008 - 38**

**Appropriation of Funds:  
La Casa Subdivision**

**WHEREAS**, Ordinance 2007-47 approved and adopted the Fiscal Year 2008 Budget on October 15 , 2007; and

**WHEREAS**, the City of Daphne approved Phase Two of the La Casa subdivision with two common areas; and

**WHEREAS**, subsequent to such approval, a revised plat was submitted and approved whereby one of the common areas reverted from a common area to a lot; and

**WHEREAS**, the owner of such lot constructed a structure making it difficult to easily maneuver within the subdivision; and

**WHEREAS**, there is sufficient area to extend the common area twelve and a half feet to the south and create an area twenty-two by sixty-five feet wide to provide for a "turn around".

**NOW, THEREFORE**, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that the Fiscal Year 2008 Budget is hereby amended to include a General Fund appropriation in the amount of \$ 7,000 in order to correct the "turn around" problems in La Casa Subdivision.

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_ , 2008.

\_\_\_\_\_  
**Greg Burnam, Council President**  
Date & Time Signed:\_\_\_\_\_

\_\_\_\_\_  
**Fred Small, Mayor**  
Date & Time Signed:\_\_\_\_\_

**ATTEST:**

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