

CITY COUNCIL BUSINESS MEETING AGENDA
1705 MAIN STREET, DAPHNE, AL
OCTOBER 20, 2008
6:30 P.M.

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

- 3. APPROVE MINUTES:** Council minutes meeting held October 6, 2008
Special Called Council meeting minutes meeting held October 10, 2008
Special Called Council meeting minutes meeting held October 14, 2008
Amended Council meeting minutes meeting held September 15, 2008 /
No Action

PRESENTATION: Back to School Bookmark Contest Winners / Tonja Young

MOTION: To increase employee participation for Blue Cross/Blue Shield insurance

MOTION: To approve Sprint as the carrier for Council cell phones

4. REPORT STANDING COMMITTEES:

A. FINANCE COMMITTEE / Scott

Review minutes meeting held October 13th

a.) Appropriations:

- 1.) D'Olive Creek Pedestrian Bridge Crossing / *Ordinance 2008-60*
- 2.) Police Vehicle Replacement / *Ordinance 2008-59*
- 3.) MS4 Storm Water Plan / *Ordinance 2008-61*

b.) Resolution:

- 1.) D'Olive Creek Pedestrian Bridge Crossing / *Resolution 2008-54*

c.) Financial Reports:

- 1.) Treasurers Report / September 30, 2008
- 2.) Sales & Use Tax Collections / August 31, 2008
- 3.) Lodging Tax Collections / August 31, 2008

B. BUILDINGS & PROPERTY - Lake

Review minutes meeting held October 10th

C. PUBLIC SAFETY - Burnam

Review minutes meeting held October 8th

MOTION: Amend October 19, 2005 motion hiring five (5) part-time firefighters to ten (10) firefighters to work overtime shifts

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE - Palumbo

E. PUBLIC WORKS COMMITTEE / SOLID WASTE AUTHORITY - Yelding

Review minutes meeting held September 26th

MOTION: Approve sending survey to citizens on whether to cut services or increase of fees

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments - Eady

B. Downtown Redevelopment Authority - Barnette

C. Industrial Development Board – Yelding

IDB Nominations:

- a.) Tom Byrne
- b.) William Brian Groeschell

D. Library Board - Lake

Library minutes meeting held October 2nd

E. Planning Commission – Barnette

F. Recreation Board - Palumbo

Review minutes meeting held October 8th

G. Utility Board - Scott

6. REPORTS OF OFFICERS:

A. Mayors Report

- a.) *Parade Permit / Mystic Order of Persophene / Mardi Gras Parade / February 20, 2009 / Rain Date February 22, 2009*
- b.) *Parade Permit / Daphne Elementary School / Fun Run / November 1, 2008*
- c.) *Voting Delegate / NLC Conference Orlando, FL*

B. City Attorney’s Report

Executive Session / Pending litigation / Procedure for Special Called Council meeting on October 27th

C. Department Head Comments

7. PUBLIC PARTICIPATION:

8. RESOLUTIONS & ORDINANCES:

RESOLUTIONS:

- a.) **Bid Award: D’Olive Creek Pedestrian Bridge Crossing /Resolution 2008-54**
- b.) **Prepaid Travel / David Cohen. /Resolution 2008-55**

ORDINANCES:

1ST READ

- a.) **Police Vehicle Replacement. /Ordinance 2008-59**
- b.) **Lodging Tax Appropriation: D’Olive Creek Pedestrian Bridge Crossing. /Ordinance 2008-60**
- c.) **MS4 Monitoring Plan. /Ordinance 2008-61**

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

OCTOBER 6, 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

Reverend Jim Filingim gave the invocation.

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

Also present: Mayor Fred Small; David Cohen, City Clerk; Rebecca Hayes, Assistant City Clerk; Jay Ross, City Attorney; Kim Briley, Finance Director; Sharon Cureton, Human Resource Director; Tonja Young, Library Director; James White, Fire Chief; Sandra Morse, Civic Center Director; Melvin McCarley, Interim Public Works Director; David McKelroy, Recreation Director; Jane Robbins, Mayor's Assistant; Tracey Miller, Public Works; Capt. Danny Bell, Police Dpt.; Capt. Scott Taylor, Police Dpt.; Chip Martin, Fire Marshal; Adrienne Jones, City Planner; Bob Segalla, Utility Board; Al Guarisco, Village Point Foundation; Derek Boulware, IDB.

Absent: Bill Eady, Planning Department Director; David Carpenter, Police Chief; Richard Merchant, Building Official.

3. APPROVE MINUTES:

MOTION BY Councilwoman Barnette to adopt Council meeting minutes meeting held September 15, 2008 with the following amendment: Under Utility report: Change the percentage rate for bond to 4.64%. *Seconded by Councilman Scott.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilwoman Barnette to adopt the Council Work Session meeting minutes meeting held September 11, 2008. *Seconded by Councilman Yelding.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

PRESENTATION: Recycle Grant / Tracey Bishop / Jane Robbins

Mrs. Miller entered the City of Daphne into a recycling contest that is sponsored by the US Conference of Mayors to win a \$5,000 recycling grant for recycling education. The city that receives the most cans from October 1 -31 will receive that award. The drop off points will be Daphne Wal-Mart, City Hall, the Recycling Center on Public Works Road and Sams on Hwy 181.

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

2

PROCLAMATION: Fire Prevention Week / October 5-11, 2008

Mayor Small read and presented the proclamation to Chief White and Chip Martin

CERTIFICATE OF APPRECIATION: Reverend Jim Filingim

Mayor Small read and presented the certificate to Reverend Filingim and congratulated him on his retirement.

4. REPORT OF STANDING COMMITTEES:

A. FINANCE COMMITTEE / Scott

The committee met right before the Council meeting to consider a bid award for the city cell phone contract, and the committee recommended the bid be awarded to Nextel/Sprint. This will be considered under resolutions. The next meeting will be a week from today in the Executive Council Chambers.

B. BUILDINGS AND PROPERTY COMMITTEE – Lake

The meeting for October 3rd has been rescheduled for October 10th. The minutes for the September 5th meeting are in the packet.

C. PUBLIC SAFETY COMMITTEE – Burnam

The next meeting will be Wednesday at 4:30 at City Hall.

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE – Palumbo

No report.

E. PUBLIC WORKS COMMITTEE/SOLID WASTE AUTHORITY – Yelding

No report. The next meeting will be October 24th at 8:00 a.m. in the Executive Council Chambers.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments – Eady

No meeting for October or November.

B. Downtown Redevelopment Authority – Barnette

The next meeting will be October 13th at 5:30 p.m. Councilwoman Barnette asked to discuss at the work session where to put the clock that was donated by the Rotary Club four years ago.

C. Industrial Development Board – Yelding

Derek Boulware stated that the board discussed the tax abatement issue for the incentive package that was presented to Council several meetings back. The IDB will be presenting the information at the October 16th work session.

D. Library Board – Lake

The September minutes are in the packet. There was a 22% increase in circulation. Jeff Hudson will be giving an update on the Library expansion this Thursday at the Library.

E. Planning Commission – Barnette

The minutes for the August 28th and September 25th meeting are in the packet. The Planning Commission has requested Council to fund a traffic study at County Road 64 and US Hwy 98 including all entrances to businesses. This is affecting a site approval for a business.

MOTION BY Councilwoman Barnette to set a Public Hearing date for November 17, 2008 to consider the rezoning of Ashley Gates from B-2, General Business to R-4, Multi-Family. Seconded by Councilman Scott.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

F. Recreation Board – Palumbo

The minutes for the September 10th meeting are in the packet. The next meeting will be day after tomorrow at 6:30 p.m. The time has been permanently moved to 6:30 p.m.

G. Utility Board – Scott

The minutes for the February 19th and August 27th meeting are in the packet. There was discussion regarding turning the 19 acres that the board owns into a passive park for the city.

6. REPORTS OF THE OFFICERS:

A. *Mayor's Report*

a.) *Parade Permit / Apollo's Mystic Ladies / Mardi Gras Parade / February 13, 2009 / Rain Date February 19, 2009*

MOTION BY Councilwoman Barnette to approve the parade Permit for Apollo's Mystic Ladies / Mardi Gras Parade / February 13, 2009 / Rain Date February 19, 2009. Seconded by Councilman Yelding.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

b.) AL League Orientation Conference for Elected Officials

There is a conference in Mobile on October 31st, and anyone who wants to go needs to register quickly.

Mayor Small thanked all the Public Works employees for their hard work at the Jubilee Festival to make it successful. There was a great crowd at the festival, and everyone had a good time. The vendors were happy. The Fire Department responded to a couple of health issues this year at the festival.

B. City Attorney's Report

Mr. Ross reported on a question from the last meeting regarding what Roberts Rules of Order says about seconding a motion that has been recommended by a committee where the committee is made up of Council members. He stated that where two or more council members serve on a committee there is no need for Council to second a motion.

C. Department Head Comments

David McKelroy – Recreation Directory – reminded everyone that Brown Bag by the Bay will be through October at May Day Park. Baldwin County Youth Football returns to Daphne tonight, and there is soccer every night.

David Cohen – City Clerk – reminded everyone that tomorrow is the run-off election for Mayor, and polls will be open 7:00 a.m. to 7:00 p.m. The results will be posted on the front door of City Hall.

Jay Ross – City Attorney – stated that Council needs to call an Executive Session at the next Council meeting to discuss pending litigation, and procedure for the Special Called Council meeting on October 27th.

7. PUBLIC PARTICIPATION

No one spoke.

8. RESOLUTIONS, ORDINANCES, ORDERS AND OTHER BUSINESS

RESOLUTIONS:

a.) **ALDOT: Cooperative Maintenance of Public Right-of-Way Roadside Along the South Side of I-10 West of and adjacent To Eastern Shore Toyota Dealership / Attached is the Planning Commission Recommendation. /Resolution 2008-45**

b.) **Bid Award: Cellular Telephones/800 MHZ Equipment /Resolution 2008-52**

MOTION BY Councilman Scott to waive the reading of Resolution 2008-45. *Seconded by Councilwoman Barnette.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Scott to adopt Resolution 2008-45. *Seconded by Councilwoman Barnette.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Scott to waive the reading of Resolution 2008-52. *Seconded by Councilwoman Barnette.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilwoman Barnette to adopt Resolution 2008-52. *No second needed.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

ORDINANCES

2ND READ

a.) Revision to Zoning Map. /Ordinance 2008-56

1ST READ

b.) Extending Fiscal Year 2008 Budget Authority /Ordinance 2008-57

MOTION BY Councilwoman Barnette to waive the reading of Ordinance 2008-56. *Seconded by Councilman Scott.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilwoman Barnette to adopt Ordinance 2008-56. *Seconded by Councilman Yelding.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilwoman Barnette to suspend the rules to consider Ordinance 2008-58. *Seconded by Councilman Lake.*

ROLL CALL VOTE

Yelding	Aye	Nager	Aye
Barnette	Aye	Palumbo	Nay
Lake	Aye	Burnam	Aye
Scott	Aye		

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

MOTION FAILED

ORDINANCE 2008-58 IS A 1ST READ.

8. COUNCIL COMMENTS

Councilwoman Barnette commented on considering the staffing of Fire Station #1 when they discuss the budget.

Councilman Lake commented on the signage issue, and the legality of having advertisement for a business on a vehicle and being parked on private property.

Councilman Scott spoke concerning clarifying the city's debt.

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

7

Councilman Palumbo spoke regarding Mrs. Werner's husband passing away, and that the High School Jamboree has been cancelled due to severe weather. He also asked for clarification on discussion during a motion to suspend the rules.

Mayor Small called on all citizens to pray for both candidates and their families tomorrow. Citizens will select the Mayor for the next four years, and he will support whoever is elected.

10. ADJOURN

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

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 8:26 P.M.

Respectfully submitted by,

David L. Cohen,
City Clerk, MMC

Certification by Presiding Officer:

Greg Burnam
Council President
Date & Time Signed: _____

SEPTEMBER 15, 2008
CITY COUNCIL MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.

Amended minutes from the October 6, 2008
Council meeting under Utility minutes: Changed
3.64% to 4.64%

F. Recreation Board – Palumbo

MOTION BY Councilman Palumbo to suspend the rules to consider a motion to release \$20,000 of dedicated Recreation funds for the purpose of engineering services and to prepare a bid specs for the development of the new acquired property at Trione Park. *Seconded by Councilman Lake.*

ROLL CALL VOTE

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

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Palumbo to release \$20,000 of dedicated Recreation funds for the purpose of engineering services and to prepare a bid package for the development of the new acquired property at Trione Park. *Seconded by Councilman Scott.*

This is just to prepare the bid package not for any approval. The package will come back to Council for approval.

AYE ALL IN FAVOR NONE OPPOSED MOTION CARRIED

G. Utility Board – Scott

The minutes for the June 25th and July 23rd minutes are in the packet. Councilman Scott commented on the refinancing of bonds where they received a much lower interest rate of **4.64%** for 12 years saving the utilities about \$600,000. The next meeting will be the last Wednesday of the month at 5:00 p.m. in the Council Chambers.

6. REPORTS OF THE OFFICERS:

A. *Mayor's Report*

a.) *Parade Permit / Bayside Academy / Homecoming Parade / October 3, 2008*

**OCTOBER 10, 2008
SPECIAL CITY COUNCIL MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.**

1. CALL TO ORDER

Council Vice President Lake called the meeting to order at 9:35 a.m.

2. ROLL CALL

COUNCIL MEMBERS PRESENT: Bailey Yelding; Cathy Barnette; John Lake; Greg Burnam arrived at 9:37 a.m.; Eric Nager; August Palumbo.

ABSENT: Ron Scott.

Also present: Mayor Small; David Cohen, City Clerk; Missty Gray, Attorney; Kim Briley, Finance Director; Suzanne Henson, Senior Accountant; Cornell Smith, Revenue Officer; Jane Robbins, Mayors Assistant.

3. ORDINANCE 2008-58 / EXTENDING FISCAL YEAR 2008 BUDGET AUTHORITY

MOTION BY Councilwoman Barnette to waive the reading of Ordinance 2008-58. Seconded by Councilman Nager.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilwoman Barnette to adopt Ordinance 2008-58.

Council President Burnam stated that no seconded was needed.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

Council President Burnam stated that they need a work session to discuss the budget.

4. 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 9:45 A.M.

Respectfully submitted by,

Certification of Presiding Officer:

David L. Cohen, City Clerk, MMC

John Lake, Council Vice President

Date & Time Signed: _____

**OCTOBER 14, 2008
SPECIAL CALLED CITY COUNCIL MEETING
1705 MAIN STREET
DAPHNE, AL
11:00 A.M.**

1. CALL TO ORDER

Council Vice President Lake called meeting to order at 11:00 a.m.

COUNCIL MEMBERS PRESENT: Bailey Yelding; Cathy Barnette arrived at 11:01; John Lake; Greg Burnam arrived at 11:02; Eric Nager; August Palumbo.

ABSENT: Ron Scott.

Also present: Mayor Small; David Cohen, City Clerk; Rebecca Hayes, Assistant City Clerk.

2. CANVASS VOTES OF MUNICIPAL ELECTION/ Resolution 2008-53

Mr. Cohen read the tally of the votes for each district and machine, and read the provisional ballot votes. *(Provisional ballot results are spread out upon these minutes.)* The votes were as follows:

<u>MAYOR</u>				
<u>CANDIDATE</u>	<u>DISTRICT</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	
E. HARRY BROWN	#1	#1	292	
		#2	22	
	#2	#1	191	
		#2	52	
	#3	#1	126	
		#2	125	
	#4/5	#1	212	
		#2	133	
	#6/7	#1	236	
		#2	300	
			PROVISIONAL BALLOTS	0
			ABSENTEE VOTES	47
			TOTAL	<u>1,736</u>

OCTOBER 14, 2008
 CITY OF DAPHNE, AL
 SPECIAL CALLED CITY COUNCIL MEETING
 11:00 AM

MAYOR

<u>CANDIDATE</u>	<u>DISTRICT</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	
FRED SMALL	#1	#1	170	
		#2	16	
	#2	#1	417	
		#2	128	
	#3	#1	97	
		#2	84	
	#4/5	#1	310	
		#2	218	
	#6/7	#1	219	
		#2	307	
			PROVISIONAL BALLOTS	2
			ABSENTEE VOTES	51
		TOTAL	<u>2,019</u>	

MAYOR - FRED SMALL

MOTION BY Councilman Greg Burnam to waive the reading of Resolution 2008-53. Seconded by Councilwoman Barnette.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Burnam to adopt Resolution 2008-53. Seconded by Councilwoman Barnette.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

OCTOBER 14, 2008
CITY OF DAPHNE, AL
SPECIAL CALLED CITY COUNCIL MEETING
1705 MAIN STREET
11:00 A.M.

3. ADJOURN

MOTION BY Councilwoman Barnette to adjourn.

Seconded by Councilman Burnam.

AYE ALL IN FAVOR

NAY NONE OPPOSED

MOTION CARRIED

**THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED
AT 11:35 AM.**

Respectfully submitted by:

**David L. Cohen,
City Clerk**

Certified by Presiding Officer:

**John Lake
Council Vice President**

Date & Time Signed: _____

RECAPITULATION SHEET, MUNICIPAL RUN-OFF ELECTION, CITY OF DAPHNE, ALABAMA, OCTOBER 7, 2008

Precinct No.	Box No.	Voting Machine No. <small>(for machine counts only)</small>	Name of Precinct	FOR MAYOR	Guide Line
		1	District #1	E. HARRY BROWN	1 292 170
		2		FRED SMALL	2 22 16
17		1	District #2		3
		2			4 191 417
		1	District #3		5 52 128
		2			6
		1	Districts #4 & #5		7 126 97
		2			8 125 84
		1	Districts #6 & #7		9
		2			10 212 310
		1			11 133 218
		2			12
		1			13 236 219
		2			14 300 307
		1			15
		2			16
		1			17
		2			18
		1			19
		2			20
		1			21
		2			22
		1			23
		2			24
		1	Provisional Ballots		25
		2			
		1	TOTAL ABSENTEE VOTES		47 51
		2	TOTAL VOTES		1736 2019



BOARD OF REGISTRARS

Baldwin County
300 North Hoyle Avenue
P. O. Box 1507

Bay Minette, Alabama 36507-1507
Office: (251) 937-0305
Fax: (251) 580-2522

MEMBERS

DORIS A. HEARN - (251) 937-0229
CHAIRPERSON
EARTHA R. MARTIN - (251) 937-0304
HARRIETTE E. FORD - (251) 937-0349

TOLL FREE NUMBERS

EASTERN SHORE
(251) 928-2074
SOUTH BALDWIN
(251) 972-6877

STATE OF ALABAMA
COUNTY OF BALDWIN

CERTIFICATION

We the undersigned members of the Board of Registrars in and for Baldwin County, Alabama do hereby certify to the Daphne Municipal Election Canvassing Board the receipt of the following voters casting Provisional Ballots in your Municipal Run-Off Election held on Tuesday, October 7, 2008:

SEE ATTACHED COMPUTER PRINT OUT SHEETS

Total number of Provisional ballots cast is four (4).

We do further certify that said list reflects actions taken in regard to Provisional Ballots. Done this the 13th day of October, 2008.

BALDWIN COUNTY BOARD OF REGISTRARS

Doris A. Hearn
Doris A. Hearn, Chairman

Eartha R. Martin
Eartha R. Martin, Member

Harriette E. Ford
Harriette E. Ford, Member

BALDWIN

Processed: 10/10/2008 11:49 AM
Printed: 10/10/2008 11:49 AM

Provisional Ballot Report

2008 DAPHNE RUN-OFF ELECT, 10/07/2008

Registrant ID SSN	Registrant Name Residential Address	Ballot Number PIN	Type Precinct Part	Status	Reason
050071857 --7778	LONGMIRE, ROSIE MAE 1201 JOHNSON RD DAPHNE, AL 36526	RML49	Absentee 0490.10	REJECTED	NO/MISSING IDENTIFICATION
050085399 --8817	SNOWDEN, JAMIE ANNETTE 7231 CYPRESS AVE N DAPHNE, AL 36526	JAM1	Poll Voter 0490.12	REJECTED	VOTED IN WRONG PRECINCT
050033151 --3015	COX, WILLIAM, III 1 SAINT CHARLES PL DAPHNE, AL 36526	WC49	Absentee 0490.31	ACCEPTED	
050013738 --3344	SCOTT, LINDA LOVE 133 LAKE SHORE DR DAPHNE, AL 36526	LLS49	Absentee 0490.34	ACCEPTED	

Provisional Ballot Statistics
2008 DAPHNE RUN-OFF ELECT, 10/07/2008

Status	Reason	Total
ACCEPTED		
	<None>	2
	Total ACCEPTED	2
REJECTED		
	NO/MISSING IDENTIFICATION	1
	VOTED IN WRONG PRECINCT	1
	Total REJECTED	2
	Grand Total	4



BOARD OF REGISTRARS

Baldwin County
300 North Hoyle Avenue
P. O. Box 1507

Bay Minette, Alabama 36507-1507
Office: (251) 937-0305
Fax: (251) 580-2522

TOLL FREE NUMBERS

EASTERN SHORE
(251) 928-2074

SOUTH BALDWIN
(251) 972-6877

MEMBERS

DORIS A. HEARN - (251) 937-0229
CHAIRPERSON

EARTHA R. MARTIN - (251) 937-0304

HARRIETTE E. FORD - (251) 937-0349

STATE OF ALABAMA
COUNTY OF BALDWIN

CERTIFICATION

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BALDWIN COUNTY BOARD OF REGISTRARS

Doris A. Hearn
Doris A. Hearn, Chairman

Eartha R. Martin
Eartha R. Martin, Member

Harriette E. Ford
Harriette E. Ford, Member

BALDWIN

Provisional Ballot Report

2008 DAPHNE RUN-OFF ELECT, 10/07/2008

Registrant ID SSN	Registrant Name Residential Address	Ballot Number PIN	Type Precinct Part	Status	Reason
050071857 --7778	LONGMIRE, ROSIE MAE 1201 JOHNSON RD DAPHNE, AL 36526	RML49	Absentee 0490.10	REJECTED	NO/MISSING IDENTIFICATION
050085399 --8817	SNOWDEN, JAMIE ANNETTE 7231 CYPRESS AVE N DAPHNE, AL 36526	JAM1	Poll Voter 0490.12	REJECTED	VOTED IN WRONG PRECINCT
050033151 --3015	COX, WILLIAM, III 1 SAINT CHARLES PL DAPHNE, AL 36526	WC49	Absentee 0490.31	ACCEPTED	
050013738 --3344	SCOTT, LINDA LOVE 133 LAKE SHORE DR DAPHNE, AL 36526	LLS49	Absentee 0490.34	ACCEPTED	

Provisional Ballot Statistics
2008 DAPHNE RUN-OFF ELECT, 10/07/2008

Status	Reason	Total
ACCEPTED		
	<None>	2
	Total ACCEPTED	2
REJECTED		
	NO/MISSING IDENTIFICATION	1
	VOTED IN WRONG PRECINCT	1
	Total REJECTED	2
	Grand Total	4

**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
October 13, 2008
4:00 P.M.**

I. CALL TO ORDER/ROLL CALL

The meeting was called to order at 4:08 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 4:25 pm.

Also in attendance were Mayor Fred Small, Human Resources Director Sharon Cureton, and Police Captain Danny Bell.

II. PUBLIC PARTICIPATION

Mr. Mike Crabtree with Crabtree Advisory Group discussed the City's investment account. The investment account summary shows the current value of \$831,313 which represents an average of 3.04% net return on investment (earnings less management fees) since 1995. It was discussed that, at the Council's request at the time this account was set-up, the intent was for these funds not to be used for operating requirements; and therefore, this account is not listed on the Treasurer's Report. It is reported as a part of the Fund Balance of the General Fund.

Mr. Crabtree stated that the City can invest, according to state statutes, in US Treasuries or agencies of the US government. The account has held its value through the "crash" of 2008 and today all investments are earning 5% or better. The City did have two FNMA bonds, which are now explicitly guaranteed by the federal government. Mr. Scott inquired about the GNMA, and Mr. Crabtree stated that it, too, is backed by the full faith and credit of the US government. It was noted that of the CDs the City is invested in, the banks have an IDC rating of 260-270; anything over 125 is considered stable. Mr. Scott asked if the \$ 250,000 FDIC insurance includes CDs and Mr. Crabtree indicated that it does. Mr. Scott further noted that based on the statement, there is currently \$ 406,650 in money market accounts. Mr. Crabtree stated that is correct and that these are treasury money markets which are guaranteed by the US government with no limit.

III. HUMAN RESOURCES BUSINESS

Ms. Sharon Cureton reported the following activities are being planned for employees:

- Communication skills training on October 22
- CPR and first aid training by the Fire department in November
- Mandatory drug testing and drug abuse training in early December
- New employee orientation in December

Also, graduation for the Leadership Academy, a program for employees and supervisors that has been meeting once a month, is scheduled for December 3.

Mr. Yelding asked Ms. Cureton to include her information in the meeting packet so that it will be in writing and will become a part of the Council record.

IV. ISSUES REQUIRING ACTION BY CITY COUNCIL

A. Appropriation Request / Bid Lodging Tax: 2009-A-D'OLIVE CREEK PEDESTRAIN BRIDGE CROSSING

Nineteen bid invitations were sent out, with nine sealed bids received. The Mayor presented a drawing of the proposed bridge crossing, and it was discussed that the engineering cost from HMR will be \$9,500. HMR designed the bridge and will oversee its construction. Their recommendation is that the low bid of \$72,820 from East Coast Contracting be accepted. It was discussed that this can be paid from lodging tax and that the engineering fees, including design, will be \$ 9,500.

Motion by Mr. Yelding to recommend to Council to adopt:

- ***an ordinance appropriating \$82,320 from lodging tax for engineering cost and construction of the D'Olive Creek Pedestrian Bridge Crossing and***
- ***a resolution awarding Bid 2009-A-D'OLIVE CREEK PEDESTRIAN BRIDGE CROSSING in the amount of \$72,820 to East Coast Contracting. Seconded by Mr. Nager. All in favor.***

B. Appropriation Request – General Fund

1. Police Replacement Vehicle - \$19,187.12

The City's insurance company considered police car #104, which was wrecked during a pursuit, totaled and has paid the City \$10,994. The additional cost for a replacement car plus equipment will be \$19,187.12. Captain Danny Bell noted that some equipment from the wrecked car can be used on the new vehicle and that delivery for the new vehicle will be approximately three months after it is ordered.

Motion by Mr. Yelding to recommend to Council to adopt an ordinance appropriating \$19,187.12 from the General Fund to purchase a police replacement vehicle. Seconded by Mr. Nager. All in favor.

2. MS4 Monitoring Plan - \$6,250

Ms. Ashley Campbell, Site Containment Inspector, reported by email that the co-permittees (City of Spanish Fort, City of Fairhope, City of Daphne, Baldwin County and ALDOT) of the MS4 Interjurisdictional Agreement for Stormwater Management met with Mobile Group Engineers and finalized the price for the updated MS4 monitoring plan. The City's proportional cost will be \$6,250.

Motion by Mr. Nager to recommend to Council to adopt an ordinance appropriating \$6,250 from the General Fund for the City's portion of the MS4 monitoring plan. Seconded by Mr. Yelding. All in favor.

V. Current Business

A. Nicholson Center Roof Repair - \$1,000

Mayor Small discussed a Buildings and Property Committee request for \$1,000 to repair the roof at the Nicholson Center. He stated that there is capital money remaining in the FY 08 budget for roof repair that can be used for this.

B. FY 08 Excise Tax Paid by Financial Institutions

Ms. Briley presented a State Department of Revenue letter advising that no excise tax would be received this year because of refunds due to banks in Daphne. It was noted that this is collected by the state and then remitted to the City. She noted that \$75,000 revenue had been budgeted for FY 2008.

C. Lodging Tax Comparison for Surrounding Municipalities

As a follow-up to a recent Council meeting, Ms. Briley presented a lodging tax rate comparison for surrounding municipalities.

D. Hurricane Gustav

Ms. Briley stated that the city received a declaration from FEMA and should be receiving approximately \$60,000 reimbursement for expenses relating to Hurricane Gustav preparation and debris removal.

VI. FINANCIAL REPORTS

A. Treasurer's Report: September 30, 2008

The Treasurer's Report totaling \$20,581,673.67 was presented.

Motion by Mr. Yelding to accept the Treasurer's Report as of September 30, 2008, in the amount of \$20,581,673.67. Seconded by Mr. Nager. All in favor.

B. Sales and Use Taxes: August 31, 2008

Sales and Use Tax Collected for August 2008	- \$ 964,626
Sales and Use Tax Budgeted for August 2008	- <u>\$ 975,079</u>
Under Budget (for August)	- \$ (10,453)

YTD Budget Collections Variance - Under Budget - \$(652,209)

C. Lodging Tax Collections, August 31, 2008

The Lodging Tax Collections report shows \$55,792.89 collected for August 2008.

D. Report: New Business Licenses – September 2008

A report showing new businesses licensed and businesses closed in the City was presented.

E. Bills Paid Reports – September 2008

The September Bills Paid Report was included in Packet #2.

VII. ADJOURN

The meeting was adjourned at 4:55 p.m.

CITY OF DAPHNE
FINANCE COMMITTEE MINUTES
October 13, 2008
4:00 P.M.

I. CALL TO ORDER/ROLL CALL

The meeting was called to order at 4:08 pm. Present were Chairman Ron Scott, Councilman Bailey Yelding, Finance Director Kim Briley, Senior Accountant Suz anne Henson and Accountant Donna Page.

Councilman Eric Nager arrived at 4:25 pm.

Also in attendance were Mayor Fred Small, Human Resources Director Sharon Cureton, and Police Captain Danny Bell.

II. PUBLIC PARTICIPATION

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City of Daphne
Investment Acct Summary

	<u>Investment</u>	<u>Income/(Loss)</u>	<u>Valuation</u>	<u>Management Fees</u>	<u>Net Return on Investment</u>
FY 95	100,000	6,778	106,778	(650)	5.74%
FY 96	100,000	1,755	208,533	(1,039)	0.34%
FY 97	300,000	22,268	530,801	(2,580)	3.71%
FY 98	-	41,477	572,279	(4,607)	6.44%
FY 99	-	(22,767)	549,511	(5,700)	-5.18%
FY 00	-	39,464	588,976	(5,590)	5.75%
FY 01	-	63,874	652,850	(6,195)	8.84%
FY 02	-	41,829	694,679	(6,577)	5.07%
FY 03	-	3,784	698,463	(6,993)	-0.46%
FY 04	-	15,110	713,573	(6,975)	1.14%
FY 05	-	16,485	730,058	(7,247)	1.27%
FY 06	-	25,033	755,091	(6,597)	2.44%
FY 07	-	39,129	794,220	(7,628)	3.97%
FY 08	-	37,093	831,313	(8,118)	3.49%
Total	500,000	331,313		(76,496)	Avg: 3.04%

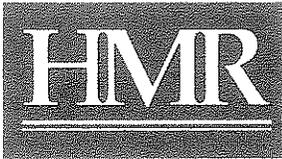
Crabtree Advisory Group, Inc.

Ref: 05AG-6MP1 (334) 621-9000
Monthly Review City of Daphne
 August 2008 63-0478139
 Page 2 of 5

Holdings

	<u>Shares</u>	<u>Price</u>	<u>Value</u>	<u>Dividends</u>
Federal Home Loan Mortgage 4% 12/13	10,000.000	0.9838	\$ 9,837.70	-
GNMA 30-YR SINGLE FA #063809 10% 4/13	300,000.000	1.1000	\$ 1,365.90	10.50
GNMA 30-YR PLATINUM #780410 7.5% 8/26	345,000.000	1.0789	\$ 7,558.11	44.26
Capmark Bank Midvale Utah 4.05% 11	50,000.000	0.9845	\$ 49,222.50	-
iShares Leh 1-3 Year Treasury	-	-	\$ -	-
Rydex Government Bond	-	-	\$ -	-
iShares Leh 20+ Year Treasury	-	-	\$ -	-
Southwest Bank St Louis MO Step Up 23	100,000.000	0.9762	\$ 97,622.00	424.66
Federal Natl Mtg Assn 5%	50,000.000	0.9788	\$ 48,937.50	1,250.00
Federal Natl Mtg Assn 6% 100625	50,000.000	0.9863	\$ 49,312.50	-
Republic Bank CD 4.65/09	40,000.000	1.0068	\$ 40,272.00	157.97
Federal Home Loan Bnk 5.125% 19	50,000.000	0.9756	\$ 48,781.50	-
Federal Home Loan Mortgage 051518	25,000.000	0.9839	\$ 24,598.25	-
Federal Home Loan Mortgage 5% 091525	50,000.000	0.9431	\$ 47,155.00	216.67
Money Market	406,650.000	1.0000	\$406,650.00	681.96
Other Income	-	-	\$ -	-
Options	-	-	\$ -	-
Total			\$ 831,312.96	\$ 2,786.02
				4.02%

Priced from sources believed reliable but are not guaranteed.



HUTCHINSON, MOORE & RAUCH, LLC

Post Office Box 1127
Daphne, Alabama 36526

Telephone: (251) 626-2626
Fax: (251) 626-6934

October 8, 2008

Mayor Fred Small
City of Daphne
Post Office Box 400
Daphne, Alabama 36526

RE: Bid Document No. 2009
D'Olive Creek Pedestrian Bridge Crossing

Dear Mayor Small:

Enclosed is the Tabulation of Bids received October 7, 2008 for the subject project.

We recommend that you award the Contract to East Coast Contracting, Inc. at their submitted lowest bid of \$72,820.00.

Also enclosed are the original bid packages received, these are for your files.

Sincerely,

HUTCHINSON, MOORE & RAUCH, LLC

A handwritten signature in black ink, appearing to read 'Stephen J. Delahunty'.

Stephen J. Delahunty, P.E.
Project Manager

/mlp
02500/3277/08.367

Enclosures

CITY OF DAPHNE
2009 -A- D'OLIVE CREEK PEDESTRIAN BRIDGE CROSSING
OCTOBER 7, 2008

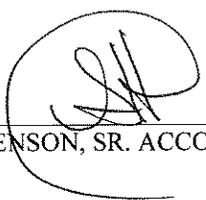
PRESENT WERE:

MS. SUZANNE HENSON	SR ACCOUNTANT
MIRANDA POWELL	HMR
STEVE DELAHUNTY	HMR
MELVIN MCCARLEY	PW

19 INVITATIONS TO BID WERE MAILED, PICKED-UP, E-MAILED, OR FAXED, 9 SEALED BIDS WERE RECEIVED.

THE PRESENTED BIDS WERE OPENED AND THE BIDS WERE READ ALOUD AS FOLLOWS:

<u>VENDER</u>	<u>BID BOND</u>	<u>AMOUNT</u>
TAYLOR WOENER	X	219,825.00
ASPHALT SERVICES	X	89,967.50
BAYSOUTH	X	76,710.00
JOHN G. WALTON	X	115,620.25
GULF EQUIPMENT	X	117,920.00
EAST COAST CONST.	X	72,820.00
WATERFRONT CONST.	X	124,120.00
PEAVY	X	104,376.70
CONTACT MAINTENANCE INC.	X	97,418.75



SUZANNE HENSON, SR. ACCOUNTANT

CITY OF DAPHNE
 BID DOCUMENT NO. 2009-D'OLIVE CREEK PEDESTRIAN BRIDGE CROSSING
 OCTOBER 7, 2008



Hutchinson, Moore & Rauch, LLC
 Engineers ♦ Surveyors ♦ Land Planners

ITEM#	DESCRIPTION	UNIT	QTY	BIDDER #1 EAST COAST CONTRACTING		BIDDER #2 BAY SOUTH, LTD.		BIDDER #3 ASPHALT SERVICES, INC.	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	CLEARING & GRUBBING (201-A)	LS	1	\$ 6,500.00	\$ 6,500.00	\$ 3,900.00	\$ 3,900.00	\$ 3,000.00	\$ 3,000.00
2	CONCRETE SIDEWALK, 4" THICK (618-A)	SY	130	\$ 38.00	\$ 4,940.00	\$ 38.00	\$ 4,940.00	\$ 43.25	\$ 5,622.50
3	TIMBER BRIDGE SECTION (INCLUDING PILING)	LF	240	\$ 217.00	\$ 52,080.00	\$ 240.00	\$ 57,600.00	\$ 288.00	\$ 69,120.00
4	EROSION CONTROL (INCLUDING GRASSING)	LS	1	\$ 3,000.00	\$ 3,000.00	\$ 3,900.00	\$ 3,900.00	\$ 1,700.00	\$ 1,700.00
5	TIMBER HANDRAIL (SINGLE SIDE)	LF	65	\$ 20.00	\$ 1,300.00	\$ 38.00	\$ 2,470.00	\$ 85.00	\$ 5,525.00
6	TRAFFIC CONTROL	LS	1	\$ 5,000.00	\$ 5,000.00	\$ 3,900.00	\$ 3,900.00	\$ 5,000.00	\$ 5,000.00
TOTAL BID AMOUNT				\$ 72,820.00	\$ 72,820.00	** \$ 76,710.00	\$ 76,710.00	\$ 89,967.50	\$ 89,967.50

CITY OF DAPHNE
 BID DOCUMENT NO. 2009-D'OLIVE CREEK PEDESTRIAN BRIDGE CROSSING
 OCTOBER 7, 2008



Hutchinson, Moore & Rauch, LLC
 Engineers ♦ Surveyors ♦ Land Planners

ITEM#	DESCRIPTION	UNIT	QTY	BIDDER #4 CONTRACT MAINTENANCE, INC.		BIDDER #5 PEAVY CONSTRUCTION CO.		BIDDER #6 JOHN G. WALTON CONSTRUCTION CO.	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	CLEARING & GRUBBING (201-A)	LS	1	\$ 3,400.80	\$ 3,400.80	\$ 6,500.00	\$ 6,500.00	\$ 39,881.00	\$ 39,881.00
2	CONCRETE SIDEWALK, 4" THICK (618-A)	SY	130	\$ 49.05	\$ 6,376.50	\$ 35.38	\$ 4,599.40	\$ 50.71	\$ 6,592.30
3	TIMBER BRIDGE SECTION (INCLUDING PILING)	LF	240	\$ 350.98	\$ 84,235.20	\$ 360.52	\$ 86,524.80	\$ 236.03	\$ 56,647.20
4	EROSION CONTROL (INCLUDING GRASSING)	LS	1	\$ 1,090.00	\$ 1,090.00	\$ 1,750.00	\$ 1,750.00	\$ 4,194.00	\$ 4,194.00
5	TIMBER HANDRAIL (SINGLE SIDE)	LF	65	\$ 27.25	\$ 1,771.25	\$ 38.50	\$ 2,502.50	\$ 36.55	\$ 2,375.75
6	TRAFFIC CONTROL	LS	1	\$ 545.00	\$ 545.00	\$ 2,500.00	\$ 2,500.00	\$ 5,930.00	\$ 5,930.00
TOTAL BID AMOUNT				\$ 97,418.75	\$ 97,418.75	\$ 104,376.70	\$ 104,376.70	\$ 115,620.25	\$ 115,620.25

CITY OF DAPHNE
 BID DOCUMENT NO. 2009-D'OLIVE CREEK PEDESTRIAN BRIDGE CROSSING
 OCTOBER 7, 2008

ITEM#	DESCRIPTION	UNIT	QTY	BIDDER #7 GULF EQUIPMENT CORP.		BIDDER #8 WATERFRONT CONSTRUCTION		BIDDER #9 TAYLOR-WOERNER, INC.	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	CLEARING & GRUBBING (201-A)	LS	1	\$ 9,000.00	\$ 9,000.00	\$ 20,000.00	\$ 20,000.00	\$ 12,000.00	\$ 12,000.00
2	CONCRETE SIDEWALK, 4" THICK (618-A)	SY	130	\$ 55.00	\$ 7,150.00	\$ 36.00	\$ 4,680.00	\$ 35.00	\$ 4,550.00
3	TIMBER BRIDGE SECTION (INCLUDING PILING)	LF	240	\$ 248.00	\$ 59,520.00	\$ 238.00	\$ 57,120.00	\$ 775.00	\$ 186,000.00
4	EROSION CONTROL (INCLUDING GRASSING)	LS	1	\$ 8,400.00	\$ 8,400.00	\$ 16,000.00	\$ 16,000.00	\$	\$ NO BID
5	TIMBER HANDRAIL (SINGLE SIDE)	LF	65	\$ 40.00	\$ 2,600.00	\$ 128.00	\$ 8,320.00	\$ 35.00	\$ 2,275.00
6	TRAFFIC CONTROL	LS	1	\$ 31,250.00	\$ 31,250.00	\$ 18,000.00	\$ 18,000.00	\$	\$ 15,000.00
TOTAL BID AMOUNT				\$	\$ 117,920.00	\$	\$ 124,120.00	\$	\$ 219,825.00



Hutchinson, Moore & Rauch, LLC
 Engineers ♦ Surveyors ♦ Land Planners

We hereby certify this to be a true and correct tabulation on the above named project.

Stephen J. Delahanty
 Stephen J. Delahanty, P.E.
 Hutchinson, Moore & Rauch, LLC

**Bidder #2 had a \$5,000.00 add on item #3, however that item is not a LS bid item. This add on was disqualified and does not change the results of the bid tabulation.

Suzanne

From: Captain Daniel Bell [dbell@daphnepolice.org]
Sent: Friday, October 10, 2008 10:21 AM
To: Suzanne Henson
Subject: Finance Committee: Replacement patrol car

Suzanne

Per our conversation I have attached the letter detailing the cost for the replacement patrol car. Public Safety Committee met on October 8th and made a motion for the purchase of a replacement patrol car to go to the finance committee. The minutes for the public safety committee meeting are not finished as of yet and I understood the finance committee is meeting on Monday Night. Please include this e-mail and the attached letter for the finance committee meeting. I will be attending this meeting Monday night to discuss this and answer any questions the committee may have.

Thanks again for your help with this.

*Daniel Bell
Captain
Field Operations
Daphne Police Department
1502 U.S. Highway 98 Daphne Al.36526
Phone: 251-621-2834
Fax: 251-621-3597*

Went to Public Safety on 10-8-08. Public Safety made a motion for this to go to finance. *DB*

**Daphne Police
Department**



Internal Letter

To: Chief David Carpenter

From: Captain Daniel Bell *DB*

Date: October 2, 2008

Subject: Replacement Vehicle
needed for totaled Police
Car #104

On August 28, 2008 a Daphne Police Car was damaged while pursuing an escaped felon who had just burglarized and stolen a vehicle from Daphne Mazda. The damage occurred when the officer followed the stolen car into a parking lot that had a steel cable barricading the entrance. The stolen car was smaller than the police car and this small size allowed the stolen car to pass under the steel cable. The larger police car struck the cable causing significant damage to the car and equipment. This career criminal was apprehended and the stolen vehicle was returned. The video from the police car was reviewed and this accident was investigated. The officer could not have seen the steel cable nor could this accident have been prevented.

The damaged police car was a 2004 Ford Crown Victoria fleet number 104. The city insurance company considered the police car totaled. The cost to repair vehicle 104 was estimated at \$9,574.39 by Cockrell's Body Shop and \$9,272.15 by Jubilee Paint and Body. The option of fixing this vehicle was explored but ruled out by the insurance company. Once a vehicle is considered totaled it can not be fixed unless specific title changes take place. Police car 401 is considered totaled and no longer useable by the city.

The police car equipment from 104 that was not damaged will be removed and can be used to equip the replacement car. The replacement cost has been reduced by using this older existing equipment from vehicle 104. An additional cost for the digital camera system, push bumper, and prisoner transport seat is recommended. The analog camera system in the damaged police car is outdated, unreliable and no longer purchased by this department. All the new police cars have been outfitted with the requested equipment listed on following page.

**Daphne Police
Department**



Internal Letter

The cost associated with the replacing vehicle 104 is outlined below.

\$22,415.00	<i>New Police Car</i>
\$0.00	Existing Police Car Equipment from Vehicle 104
\$585.00	Painting and Striping New Police Car
\$4,825.00	Digital Camera System
\$1,129.00	Light Bar (damaged beyond repair. Included in insurance claim)
\$179.90	Push Bumper
\$368.50	Prisoner Transport Rear Seat – Biohazard
\$178.72	Console
<u>\$500.00</u>	Shop Supplies, Cables, Connectors, etc.
\$30,181.12	
\$10,994.00	Amount from the insurance company for the totaled police car and damaged equipment
<u>\$19,187.12</u>	Remaining balance to purchase and equip a new police car

Suzanne

From: Ashley [agcampbell@bellsouth.net]
Sent: Thursday, September 25, 2008 11:19 AM
To: hensonsm@bellsouth.net
Subject: Finance Committee Meeting

Suzanne,
 I would like be placed on the next finance committees' meeting to request appropriations for the new MS4 Monitoring Plan. The paragraph below that I sent to the council explains the purpose.

I have attached the final copy of the MS4 *Interjurisdictional Agreement for Stormwater Management Final* that the council approved in the attached minutes (*Interjurisdictional.pdf(55KB)*). All the co-permittees (City of Spanish Fort, City of Fairhope, City of Daphne, Baldwin County and ALDOT) will have to sign the agreement. The group met with VJ Ready (Mobile Group Engineers) and finalized the price for the updated MS4 monitoring plan. The agreement stated that each co-permittee would not spend more than \$20,000. each to hire a consultant to design a new plan. The MS4 co-permittees negotiated with Mobile Group and the final cost will be \$6250 for the new monitoring plan.

I will need to request that the finance committee appropriates the funds \$6250 for the new plan.

I have attached the agreement and the minutes from the council meeting. If you need anything else, let me know.

I

Thanks,

Ashley Grace Campbell, CPESC

*City of Daphne
 Site Containment Inspector
 Office 251-621-3080
 Cell 251-234-7122*

From: Ashley [mailto:agcampbell@bellsouth.net]
Sent: Wednesday, September 24, 2008 12:21 PM
To: 'Bailey Yelding'; 'Cathy Barnette'; 'Eric Nager'; 'Greg Burnam'; 'Gus Palumbo'; 'John Lake'; 'Ron Scott'
Cc: 'Mayor Small'; Jane Robbins
Subject: FW: Interjurisdictional.pdf - Adobe Reader

Hello Everyone,

I have attached the final copy of the MS4 *Interjurisdictional Agreement for Stormwater Management Final* that the council approved in the attached minutes (*Interjurisdictional.pdf(55KB)*). All the co-permittees (City of Spanish Fort, City of Fairhope, City of Daphne, Baldwin County and ALDOT) will have to sign the agreement. The group met with VJ Ready (Mobile Group Engineers) and finalized the price for the updated MS4 monitoring plan. The agreement stated that each co-permittee would not spend more than \$20,000. each to hire a consultant to design a new plan. The MS4 co-permittees negotiated with Mobile Group and the final cost will be \$6250 for the new monitoring plan. If you have any questions, you may contact me at 251-234-7122 or just email them to me.

JULY 21, 2008
CITY COUNCIL MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.

d.) **MOTION:** *Re-appoint Thomas Doyle as City Judge*

MOTION BY Councilman Yelding to re-appoint Thomas Doyle as City Judge for one - two year term. *Seconded by Councilman Lake.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

C. Department Head Comments

No comments.

B. City Attorney's Report

a.) **MOTION:** *Authorize Mayor to sign MS4 Storm Water Monitoring Plan Inter-Jurisdictional Agreement*

Mrs. Ashley Campbell, Erosion Control Officer, stated that this was just to open the door that there will probably be changes that will come back to Council for approval. This is a requirement from ADEM and we have to be compliant.

MOTION BY Councilwoman Barnette to authorize Mayor to sign the MS4 Storm Water Monitoring Plan Inter-Jurisdictional Agreement. *Seconded by Councilman Yelding.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

b.) *Discuss: Bay Rivers Art Guild MOU for lease of the Nicholson Center*

This was considered under Buildings & Property.

7. PUBLIC PARTICIPATION

Mr. Kevin Spriggs – 23 Signal Hill, Spanish Fort – Owner of Eastern Shore Motel – stated that he would strongly fight against taking any lodging tax funds from the Bay Front area and using them for the old town area.

8. RESOLUTIONS, ORDINANCES, ORDERS AND OTHER BUSINESS

RESOLUTIONS:

a.) **Recreational Trails Grant / Lake Forest Lake Sidewalk. /Resolution 2008-30**

b.) **ALDOT Agreement: Installation and Operation of a New Traffic Signal at the Intersection of U.S. Hwy 90 at Renaissance Blvd. /Resolution 2008-31**

LODGING TAX RATES

LODGING TAX COMPARISON FOR SURROUNDING MUNICIPALITIES

		CITY RATE	STATE RATE	COUNTY RATE*	TOTAL
DAPHNE		4%	4%		8%
MOBILE		8%	4%	2%	14%
FOLEY		4%	4%		8%
GULF SHORES *		5%	4%	2%	11%
ORANGE BEACH*		5%	4%	2%	11%
PENSACOLA		4%	7.50%		11.5%

* The Alabama Convention and Visitors Bureau receives the 2% under the County Rate for Gulf Shores and Orange Beach. It is collected by the Alabama Department of Revenue.

TREASURER'S REPORT

As of September 30, 2008

TO: FINANCE COMMITTEE

FROM: KIMBERLY BRILEY, FINANCE DIRECTOR/TREASURER

<u>ACCT TITLE</u>	<u>BANK</u>	<u>BALANCE</u>
GENERAL FUND & ENTERPRISE FUNDS		
MMA ACCT	COMPASS	\$12,758,815.84
OPERATING ACCT	COMPASS	(\$556,683.99)
PAYROLL ACCT	COMPASS	(\$1,177.67)
MUNICIPAL COURT	COMPASS	\$333,724.53
		<u>\$12,534,678.71</u>
 SPECIAL REVENUES FUND		
SAIL SITE	RBC BANK	\$4,426.28
4 CENT GAS TAX	RBC BANK	\$200,759.76
7 CENT GAS TAX	RBC BANK	\$288,851.36
		<u>\$494,037.40</u>
 CAPITAL PROJECTS FUND		
CAPITAL RESERVE	WACHOVIA	\$4,128,530.63
97 WARRANT CONS	WACHOVIA	\$0.00
99 WARRANT CONS	REGIONS	\$20,006.49
2000 CONSTRUCTION	REGIONS	\$0.00
2006 CONSTRUCTION	WACHOVIA	\$2,058,188.70
		<u>\$6,206,725.82</u>
 DEBT SERVICE FUND		
DEBT SERVICE	WACHOVIA	\$1,228,187.62
2006 DEBT SERVICE	RBC BANK	\$118,044.12
		<u>\$1,346,231.74</u>
		 <u>\$20,581,673.67</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	814,666.03	901,512.38	918,837.95	915,890.97	915,890.97	928,026	(12,135.03)	(86,932.85)	-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)	(173,337.78)	-6.23%
January	639,638.85	690,727.65	697,083.68	771,837.83	887,468.11	914,876.33	822,020.87	822,020.87	924,025	(102,004.13)	(275,341.89)	-11.04%
February	602,215.06	632,664.31	688,421.54	788,825.08	878,123.66	877,975.60	865,625.83	865,625.83	886,755	(21,129.17)	(296,471.06)	-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)	(380,169.02)	-7.73%
April	629,853.17	692,148.44	752,039.55	863,144.81	968,760.72	960,140.54	963,691.85	963,691.85	969,742	(6,050.15)	(386,219.17)	-0.62%
May	668,867.28	702,692.15	757,610.49	867,446.44	1,000,424.48	1,021,498.14	957,167.20	957,167.20	1,031,713	(74,545.80)	(460,764.97)	-7.23%
June	731,684.73	752,688.04	818,209.20	982,863.46	1,024,091.07	1,066,433.92	997,274.15	997,274.15	1,061,004	(63,729.85)	(524,494.82)	-6.01%
July	679,602.58	721,790.90	803,051.14	908,576.13	941,407.68	993,216.66	888,690.34	888,690.34	1,005,952	(117,261.66)	(641,756.48)	-11.66%
August	657,027.91	739,993.63	745,320.33	869,818.11	950,539.01	954,421.57	964,626.26	964,626.26	975,079	(10,452.74)	(652,209.22)	-1.07%
September	644,827.41	715,641.36	830,250.80	998,476.08	967,616.16	965,107.35	-	1,024,647	-	-	-	-
Totals	8,144,772.44	8,428,932.10	9,289,924.78	10,708,260.63	11,702,796.44	11,871,233.19	10,360,798.78	10,360,798.78	12,037,655	(652,209.22)	(652,209.22)	

FY 2007 BUDGET/ACTUAL COMPARISONS

	2002-2003	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)	-5.24%	9.64%	19.47%	11.87%	1.28%	-8.19%
November	(3,774.88)	64,254.64	103,877.29	86,846.35	17,325.57	(2,946.98)	-0.58%	9.94%	14.61%	10.66%	1.92%	-0.32%
December	34,122.02	48,943.19	149,921.91	77,369.90	14,140.71	(62,579.30)	3.98%	5.49%	15.93%	7.09%	1.21%	-5.29%
January	(48,911.20)	106,356.03	74,754.15	115,630.28	27,408.22	(92,855.46)	-7.65%	18.00%	10.72%	14.98%	3.09%	-10.15%
February	30,439.25	55,767.23	100,403.54	89,298.58	(148.06)	(12,349.77)	5.05%	8.81%	14.58%	11.32%	-0.02%	-1.41%
March	(5,570.57)	142,766.66	69,675.31	163,942.66	(10,178.45)	(72,982.34)	-0.78%	20.24%	8.21%	17.86%	-0.84%	-6.81%
April	62,295.27	59,891.11	111,105.26	105,615.91	(8,620.18)	3,551.31	9.89%	7.82%	14.77%	12.24%	-0.89%	0.37%
May	33,824.87	54,918.34	109,835.95	132,978.04	21,073.66	(64,330.94)	5.06%	7.82%	14.50%	15.33%	2.11%	-6.30%
June	20,983.31	65,541.16	164,654.26	41,227.61	42,342.85	(69,159.77)	2.87%	8.71%	20.12%	4.19%	4.13%	-6.49%
July	42,188.32	81,260.24	105,524.99	32,831.55	51,808.98	(104,526.32)	6.21%	11.26%	13.14%	3.61%	5.50%	-10.52%
August	82,968.72	5,326.70	124,497.78	80,720.90	3,882.56	10,204.69	12.63%	0.72%	16.70%	9.28%	0.41%	1.07%
September	70,813.95	114,619.44	168,215.28	(30,859.92)	(2,508.81)	-	10.98%	16.02%	20.26%	-3.09%	-0.26%	0.00%
Annual \$ Change	284,159.66	860,992.68	1,418,335.85	994,535.81	168,436.75	(645,327.06)	3.49%	10.21%	15.27%	9.29%	1.44%	-4.59%

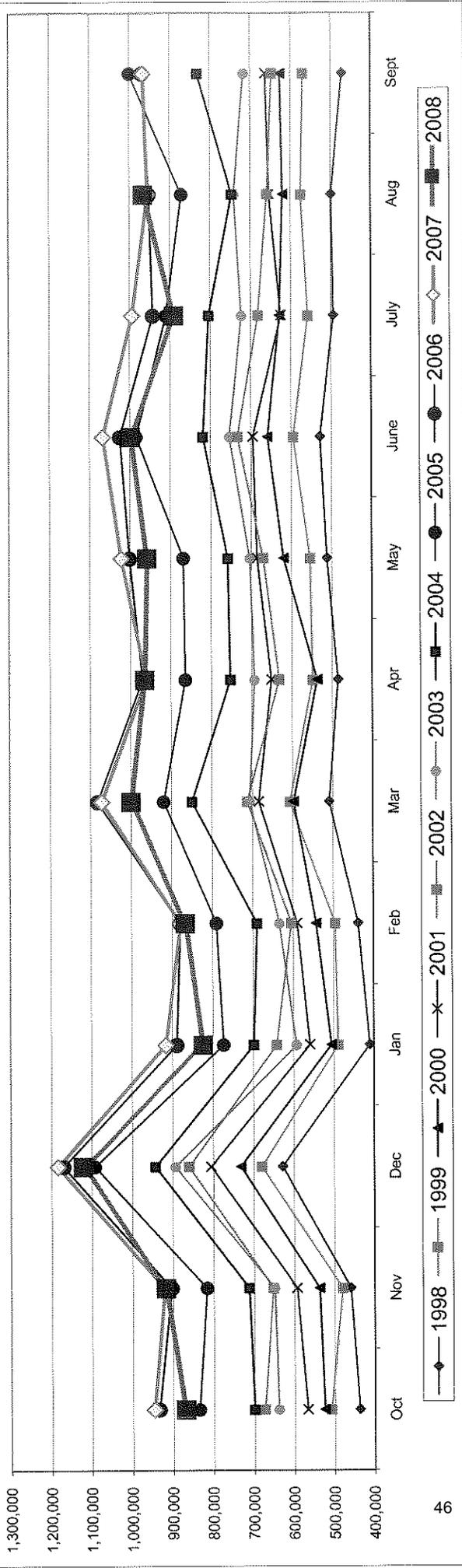
FISCAL YEAR COMPARISONS

	2006-2007	2007-2008	2008-2009	2009-2010	2010-2011	2011-2012	2012-2013	2013-2014	2014-2015	2015-2016	2016-2017	2017-2018
October	11,907.70	(77,352.18)	11,907.70	98,933.95	11,907.70	(77,352.18)	11,907.70	98,933.95	11,907.70	98,933.95	11,907.70	98,933.95
November	17,325.57	(2,946.98)	17,325.57	86,846.35	17,325.57	(2,946.98)	17,325.57	86,846.35	17,325.57	86,846.35	17,325.57	86,846.35
December	14,140.71	(62,579.30)	14,140.71	77,369.90	14,140.71	(62,579.30)	14,140.71	77,369.90	14,140.71	77,369.90	14,140.71	77,369.90
January	27,408.22	(92,855.46)	27,408.22	115,630.28	27,408.22	(92,855.46)	27,408.22	115,630.28	27,408.22	115,630.28	27,408.22	115,630.28
February	(148.06)	(12,349.77)	(148.06)	89,298.58	(148.06)	(12,349.77)	(148.06)	89,298.58	(148.06)	(12,349.77)	(148.06)	(12,349.77)
March	(10,178.45)	(72,982.34)	(10,178.45)	163,942.66	(10,178.45)	(72,982.34)	(10,178.45)	163,942.66	(10,178.45)	(72,982.34)	(10,178.45)	(72,982.34)
April	(8,620.18)	3,551.31	(8,620.18)	105,615.91	(8,620.18)	3,551.31	(8,620.18)	105,615.91	(8,620.18)	3,551.31	(8,620.18)	105,615.91
May	21,073.66	(64,330.94)	21,073.66	132,978.04	21,073.66	(64,330.94)	21,073.66	132,978.04	21,073.66	(64,330.94)	21,073.66	132,978.04
June	42,342.85	(69,159.77)	42,342.85	41,227.61	42,342.85	(69,159.77)	42,342.85	41,227.61	42,342.85	(69,159.77)	42,342.85	41,227.61
July	51,808.98	(104,526.32)	51,808.98	32,831.55	51,808.98	(104,526.32)	51,808.98	32,831.55	51,808.98	(104,526.32)	51,808.98	32,831.55
August	3,882.56	10,204.69	3,882.56	80,720.90	3,882.56	10,204.69	3,882.56	80,720.90	3,882.56	10,204.69	3,882.56	80,720.90
September	(2,508.81)	-	(2,508.81)	(30,859.92)	(2,508.81)	-	(2,508.81)	(30,859.92)	(2,508.81)	-	(2,508.81)	(30,859.92)
Annual \$ Change	168,436.75	(645,327.06)	168,436.75	994,535.81	168,436.75	(645,327.06)	168,436.75	994,535.81	168,436.75	(645,327.06)	168,436.75	994,535.81

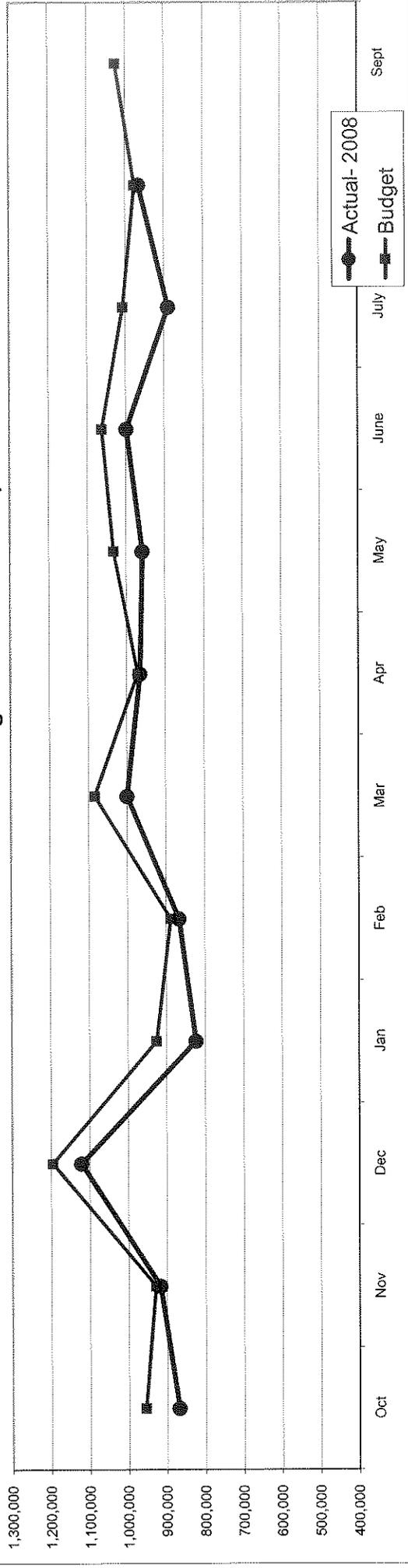
TOTAL collections: 8-31-08	10,360,799
Budgeted: 10-1-07 to 8-31-08	11,013,008
Actual Coll < Budget, 8-31-08	(652,209)
% Over/(Under) Budget, 8-31-08	-5.92%

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%

Sales & Use Tax Comparisons



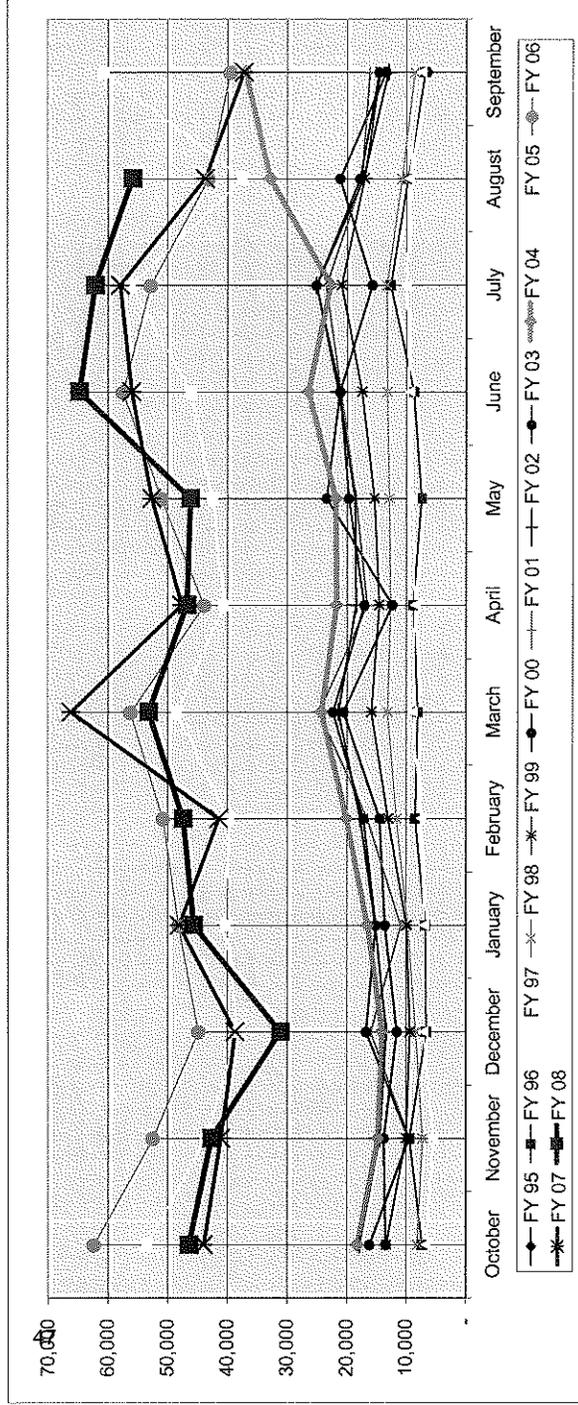
Fiscal 2008: Sales & Use Tax Budget vs. Actual Comparison



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	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	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	6,580.10	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	6,765.39	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	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	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	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	46,736.02	
May	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	46,145.12	
June	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	64,626.19	
July	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	62,035.23	
August	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	55,792.89	
September	6,371.27	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	289,317.22	547,535.15	601,302.68	573,770.96	541,448.18

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



NEW BUSINESSES

September-08

CITY LIMITS		CONTRACTORS	
THE PUPPY DEN	1	IDEA'S UNLIMITED	1
GULF COAST ADJUSTING	1	SOUTHERN APPEAL LANDSCAPE	1
GOODWILL EASTER SEALS	1	STEWART PERRY	1
COMPENSATION LLC	1	BILES CONSTRUCTION INC	1
STORAGE ADVANTAGE	1	JOHNNY'S VINYL SIDING	1
CHEM CLEAN LLC	1	JOINER CONSTRUCTION	1
COMMUNITY BANK	1	DOBBINS CUSTOM HOMES LLC	1
GULF COAST SHELTER	1	BOB EVANS HOMES LLC	1
GULF COAST DRAINAGE	1	AUDUBON DREAMS	1
LISA P MCMANUS MS, LPC	1	YELDING SEACOATING AND STRIPING	1
GREGORY M SWEENEY JR., DMD	1	MAS ROOFING	1
WILLIAM C HIXSON MD	1	ABSOLUTE PLUMBING INC.	1
WILLIAM MICHAEL ASHER MD	1	CHARTER FIRE SYSTEMS INC	1
TENNIS PRO SHOP	1	A&T EURO STUCCO INC	1
TOTAL CITY LIMITS	14	TOTAL CONTRACTORS	20

OUTSIDE CITY LIMITS		INSURANCE	
IVESCO HOLDINGS LLC	1	LEXON INSURANCE CO	1
LEON SHOOTS	1	STERLING INVESTORS LIFE INSURANCE CO	1
AARON RENTS	1	ACCESS INSURANCE CO	1
SYNTHES(USA)	1	AMERICAN MEDICAL AND LIFE INS CO	1
PAMELA'S CLEANING	1	ASSOCIATION INSURANCE CO	1
SPACENET INC	1	EMC NATIONAL LIFE CO	1
SPRINT	1	EULER HERMES AMERICAN CREDIT INDEMNITY	1
OVERTON'S INC	1	IMERICA LIFE AND HEALTH INSURANCE CO	1
GLS SUPPLY LLC	1	LIBERTY INSURANCE UNDERWRITERS	1
CAPITAL FILMWORKS INC	1	LIFE INSURANCE CO OF ALABAMA	1
GULF COAST LIMOUSINE	1	MEDOTA INSURANCE CO	1
SUPPLY NETWORK INC	1	NAVIGATORS INSURANCE CO	1
RESTORATION HARDWARE, INC	1	PHYSICIANS LIFE INSURANCE CO	1
BALDOR ELECTRIC COMPANY	1	PHYSICIANS MUTUAL INSURANCE CO	1
NORTHCRAFT COMPANIES LLC	1	SOMPRO JAPAN INSURANCE CO OF AMERICA	1
DOCTOR D	1	SOUTHERN PIONEER PROPERTY AND CAS INS CO	1
SIGNS NOW #5	1	TOTAL INSURANCE	16
VIKING SUPPLYNET	1		
TOTAL OUTSIDE CITY LIMITS	18	TOTAL NEW BUSINESSES	68

CONTRACTORS		CLOSED BUSINESSES IN DAPHNE	
PRECISION 1 BUILT HOMES INC	1	D'OLIVE BAY WOODFIRED GRILL	1
COMMERCIAL CONTRACTING CORP	1	TOTAL CLOSED IN DAPHNE	1
KOORSEN FIRE & SECURITY INC	1		
QUINTANAR CONSTRUCTION	1		
BROTHERS CUSTOM REMODELING	1		
CARGLE BROTHERS CONSTRUCTION	1		

Buildings and Property Committee Minutes

October 10, 2008

10:00 a.m.

City of Daphne
Conference Room

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

Sandra Morse, Director Daphne Civic Center
Ragan Lambert, Buildings Inspection Department

Minutes

The meeting opened at 10:04 a.m.

Ms. Mickie Boykin of The Daphne United Methodist Church/Restoration Society for Old Daphne Church or the Museum discussed giving the City the matching bookcase to the one in the foyer of City Hall. The Committee discussed providing funding to the museum to purchase a replacement display case. **Motion** by Councilman Lake to increase the museum's budget by \$2,000.00 for the purchase of a new display case. **Seconded** by Councilman Palumbo. **Motion Approved**. The Committee also discussed what items should be placed in the display cases at City Hall. Ms. Boykin stated that she will contact the committee to let them know what will be on display at City Hall. Ms. Boykin and the Committee discussed the lease arrangement and that it will soon expire in December of 2008. The Committee requested that the City attorney's office have the new agreement ready at the next Committee meeting.

The museum representatives discussed the need for a full time Director of the museum. Mayor Small stated that his office will work on securing additional assistance for the museum.

Mr. Al Guarisco presented a proposal by Mr. William Caswell of proposed rest room facilities at the Bayfront Park. The Committee requested a final proposal to include a lift be presented to the Committee.

The Committee discussed the need to have the roof repaired at the Nicholson Center. **Motion** by Councilman Lake to recommend sending to the Finance Committee and Full Council a request for \$1,000.00 to repair the roof at the Nicholson Center. **Seconded** by Councilman Palumbo. **Motion Approved**

The Committee discussed a request from the Church of His Presence for reimbursement of fees due their cancellation. The Committee agreed to refund \$547.50 of paid rental fees for the Daphne Civic Center. **Motion** by Councilman Lake. **Seconded** by Councilman Palumbo. **Motion Approved**.

The Committee discussed a land for sale proposal at 1618 6th Street, Daphne, Alabama. The Committee recommended reviewing an appraisal of the land.

Councilman Lake discussed the need for the City to review property that is owned by the City of Daphne which has been leased and the lease is in default. The Committee will review the attorney's recommendation at the next meeting. **Motion** by Mayor Small for the Mayor to send a letter to the lessee to inquire as to the possible default of the lease payments. **Seconded** by Councilman Palumbo. **Motion Approved.**

The Committee discussed the Civic Center Ordinance and provisions concerning additional insurance. The Committee requested that the ordinance be revisited at the next Buildings and Property Committee meeting.

The Committee reviewed the Taste of the Eastern Shore fundraiser.

Ragan Lambert presented the Building Department Report monthly report.

Ms. Morse discussed the need to include a section in the ordinance to insure that parents always attend their children when at events that are held at the Civic Center.

Mr. Al Guarisco discussed 19 acres of land that the Village Point organization would like to have possession of. The property belongs to Daphne Utilities and will be discussed at the next Village Point Committee meeting. This land can be used for future mitigation and as a possible passage-way to the bay.

The meeting adjourned at 11:50 a.m.

Public Safety Committee

Wednesday, October 8, 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 Gus Palumbo, Councilman Eric Nager, Councilman Greg Burnam, Chief James White, Capt. Daniel Bell, and Melvin McCarley

CALL TO ORDER

Councilman Palumbo **convened** the meeting at 4:40 p.m.

PUBLIC PARTICIPATION –

Mr. Jim Ellis, Jennifer Immel, Sharon Craig, and Patty Gipson voicing their concerns about the intersection of Country Club Drive and Lake Forest Blvd. They asked for speed bumps to be placed on Lake Forest Blvd. Drivers have been running the Stop Signs and causing accidents. Jennifer Immel passed around photos of her mother's car that was hit by someone running the Stop Sign. Her mother was transported to the hospital when this happened 5 weeks ago and is still recovering at Mercy Medical. Captain Bell advised that he pulled the accident reports for the past four years at this intersection and there had been a total of four, one accident per year at this same intersection. On all four of the accidents it was notated that the drivers were not paying attention. Captain Bell stated that he did not feel that a speed bump would correct the problem. He asked Melvin McCarley to replace the existing Stop Sign with a larger if he could find one, and also to stick flags on the pole to gain a drivers attention. Also to add a "Stop Ahead" sign before you get to the Stop Sign. Captain Bell also guaranteed to have officers conduct D-runs at this location and invited the four above mentioned persons that they were welcome to attend next months' meeting for the results.

Mr. Bill Eady and Mr. Ed Kirby were present concerning the traffic light at Highway 98 and County Road 64. He stated that the Planning Commission requested a traffic study. Mr. Eady presented photos that he took at the intersection on Wednesday around 2:30 pm and saw no problem with traffic backing up at that time. Melvin is going to see what a traffic count would cost, but he stated that they were very costly. Melvin stated that it would probably take an engineering firm. Maybe we could get the County or ALDOT to do the roadwork to extend the lanes at the eastbound light. Mr. Kirby, representing the planning commission voiced his concerns about the right in, right out lanes at Discount Auto Parts. He thinks that will create a big problem with the existing traffic. There was a lady at public participation that wants to open a restaurant on County Rd 64. The Planning Commission is holding up the site plan approval pending a traffic study. Captain Bell and Chief White stated that they had no problem with the restaurant being at that location and that it would not put large amounts of traffic onto County Road 64, and they also think a traffic study by an engineer is not necessary at this time. There are only places to park 15 vehicles at this location. Mr. Eady's concern was that if this restaurant is not approved, it will affect the growth of businesses all the way down County Road 64 if they account for how many vehicles will be going in and out of it spilling onto County Road 64. Mr. Eady stated the problem is at the intersection, not at the future restaurant location. Councilman Burnam stated that as a committee they don't see how this restaurant would have much, if any negative impact on the traffic that is already there on County Rd 64.

Michael Rife, president of the homeowners association of Stratford Glen Subdivision was present and submitted 38 signatures requesting that speed bumps be placed in the subdivision. He advised that they were still having problems with speeding. He stated that he has seen police officers working traffic in there, but that they needed more than that. Melvin stated that it would cost the city from \$20,000 - \$30,000 to install the speed humps. After much discussion, Melvin stated that he would make a 4-way stop at Bit and Spur and Stratford Glen with warning flags on the pole. Also Melvin would place a Stop Ahead sign before the intersection. Captain Bell also advised that he would have patrol officers concentrate in this subdivision and conducting D-runs to prohibit speeding. Also we would place the speed trailer in the subdivision to slow down the vehicles.

Larry Cook was present to voice his concerns about people burning near his house on 143 Kingswood Dr. in Lake Forest. He was present in May 2008 with the same concern. He asked if the city could ban burning year around. Chief White said that would be up to the city, but Councilman Burnam told him that he thought it would be a LFPOA issue. Mr. Cook was asked to call the fire department when he sees or smells the smoke and they will come and put the fire out and issue a citation.

APPROVAL OF MINUTES FROM PREVIOUS MEETING
Minutes from September 2008 Meeting

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

FIRE DEPARTMENT

A. New Business

1. Statistics for August 2008

Chief White went over stats. He also requested to increase the amount of part-time firefighters from 5 to 10 so he would have a larger pool to select from to help cut down on overtime. Councilman Palumbo made a motion to recommend to the council to amend the Ordinance to change the number on the part time firefighters from 5 to 10. Councilman Nager seconded the motion.

B. Old Business

POLICE DEPARTMENT

A. New Business

1. Statistics for August 2008 were reviewed. Captain Bell advised that we totaled out a 2004 Ford Crown Victoria during a pursuit of a burglar and a car thief. The insurance company gave us \$10, 994.00 to total out this car. We are asking for \$19,187.12 to replace this vehicle and equipment. The replacement car is not part of our budget this year. We don't have any cars to replace this one. Councilman Palumbo made a motion to recommend to the council to appropriate \$19,187.12 to replace the vehicle and equipment. Councilman Nager seconded. Councilman Palumbo made the motion to take this before the Finance Committee

B. Old Business

OTHER BUSINESS

ADJOURN

There being no further business to discuss, Mr. Nager adjourned the meeting at 6:45 p.m., after a motion by Councilman Nager. The next meeting will be Wednesday, November 5, 2008 at 4:30 p.m. at City Hall Council Chambers.

Respectfully submitted,

Daphne Public Safety Committee

OCTOBER 17, 2005
CITY COUNCIL MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.

Mr. Palumbo stated the Committee recommends naming the North Precinct after Melvin Johnson, the first black police officer.

MOTION BY Mr. Palumbo to name the North Police Precinct after Melvin Johnson. Seconded by Mrs. Barnette.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

The Public Safety Committee recommended hiring five (5) part-time firefighters.

MOTION BY Mrs. Landry to approve hiring five (5) part-time firefighters, to work overtime shifts. Seconded by Mr. Palumbo.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

Mrs. Barnette recommended putting a stop sign at 6th and McAdams.

E. CODE ENFORCEMENT/ORDINANCE COMMITTEE – Landry

The minutes for the October 4th meeting are in the packet. The Committee discussed several Ordinances including a MOT Ordinance that cleans up window fines. The Sign Ordinance Committee will meet October 12th, and Mrs. Landry stated that she handed out the September 26th minutes. The Sign Committee will meet October 27th at 4:30 p.m., and the Ordinance Committee will meet November 8th at 5:30 p.m.

F. PUBLIC WORKS COMMITTEE/SOLID WASTE AUTHORITY – Yelding

The next meeting will be October 28th 8:00 a.m. in the Council Chambers.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments – Eady

No meeting in November.

B. Downtown Redevelopment Authority – Barnette

The Authority will meet tomorrow at 5:15 p.m.

C. Industrial Development Board – Yelding

The Board will meet tomorrow at 6:00 p.m.

CITY OF DAPHNE
FIRE DEPARTMENT MONTHLY REPORT
Report Period: August 2008

	Current:	FY to Date:
Suppression:		
1-Fire/Explosion:		
10-Fire, Other	0	4
11-Structure Fire/Commercial	0	2
11-Structure Fire/Residential	2	16
12-Fire in Mobile Property used as fixed structure	0	0
13-Mobile Property (vehicle) Fire	1	15
14-Natural Vegetation Fire	0	16
15-Outside Rubbish Fire	0	5
16-Special Outside Fire	0	1
17-Cultivated Vegetable Crop Fire	0	0
2-Overpressure Rupture:	0	0
3-Rescue Call and Emergency Medical Service Incidents:	128	1275
4-Hazardous Conditions (No fire):	5	62
5-Service Call:	13	107
6-Good Intent Call:	14	131
7-False Alarm & False Call:	18	138
8-Severe Weather & Natural Disaster:	4	5
9-Other Situation:	0	2
Total Emergency Calls:	149	1521
Monthly Total Calls:	185	1780
Response Time:		
Highest:	9	13
Lowest:	<1	<1
Average (Minutes/Seconds) :	1/9	4/11
Miscellaneous Reports:		
Training Hours	62	1373.67
Property Loss - \$	95,100	1,628,355.00
Fire Personnel Injuries by Fire/Civilian Injuries by Fire	0/0	1/0
Advance Life Support Rescues	83	594
Number of Patients Treated	128	1157
Total Mutual Aid Given	3	24
Total Mutual Aid Received	0	1
Child Passenger Safety Seat Inspections/Installations	15	106
Fire Prevention Awareness/Education:		
Classes	3	79
Persons Attending	50	3665
Bureau of Fire Prevention:		
Plan Reviews	2	47
Final/Certificate of Occupancy	3	11
General/Annual Inspections	57	987
General/Re-Inspections (Violation Follow-up - Annual)	13	147
Business Licenses	8	74
Consultations-	1	44
All Other/Misc. Activities	3	13
Total Activities:	87	1323

Authorized by:

James White

Chief James White

CITY OF DAPHNE
FIRE DEPARTMENT MONTHLY REPORT
Report Period: August 2008

Daphne Police Department		Monthly Report					AUGUST 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	1,163	# New Cases Received:	58	Total Arrestees Received & Processed:	142	1,529		Arson	0	
# Misd. Arrests	85	# Previous Unsolved Cases:	104	Arrestees by Agency:			#Complaints	64	Burglary – Commercial	5
# Felony Arrests	7	# Cases Solved:	162	Daphne PD	146	1,228	#Follow-ups	93	Burglary – Residence	3
DUI Arrests	30	Resulting in Total Arrests:	7	BCSO	3	87	#Citations	11	Burglary - Vehicle	0
Alias Warrant Arrests	31	Felonies:	4	Silverhill PD	0	0	#Warnings	5	Criminal Mischief	11
Citations	580	Misdemeanors:	3	Troopers	1	24	#Felines Captured	24	Disorderly Conduct	0
Close Patrols	433	Houses Searched	0	Spanish Fort PD	36	183	#Canines Captured	42	Domestic Disturbance	22
Warnings	199			INS	0	0	#Other Captured	14	False Info to Police	0
Motorist Assists	238			Other Agencies	0	5	#Returned to Owner	15	Felony Assault	0
Roadway Accidents	51	Warrants:					#Adopted Out	18	Felony Theft	18
Private Property Accidents	19	Bettner Served	56				#Euthanized	39	Harassment	7
Traffic Homicide	0	Agency Assists	27	Highest	26				Identity Theft	3
		Recalls (Pd Fines)	24	Lowest	17				Indecent Exposure	0
DRUG REPORT		Total Warrants Served	107						Kidnapping	0
ROUTINE PATROL/SPECIAL OPS				Meals Served	2,071	24,132			Menacing	0
		Sex Offender:		Medical Cost	3,456.00	\$18,288.00			Misdemeanor Assault	0
# Misd. Marijuana Arrest	1	New Registration:	0	Worker Inmate Hours	582	6,170			Misdemeanor Theft	20
# Felony Marijuana Arrest	1	Contact Verification	1						Murder	0
# Controlled Substance Arrest:	1	Total # registered in Daphne	2						Other Death Investigations	4
# Drug Paraphernalia Arrest	2	DARE:							Public Intoxication	0
Vehicles Searched	62	# Hours Report Writing:	2						Public Lewdness	0
		# Students Instructed SRO	0						Receiving Stolen Property	3
Drugs Seized:	2	# Students Instructed DARE	0						Reckless Endangerment	0
Type: marijuana and cocaine		# Police Reports by SRO	2						Resisting Arrest	0
Money Seized	0	# Arrest by SRO	0						Robbery	3
Vehicles Seized	0								Sex Crime Investigations	0
		CODE ENFORCEMENT:							Suicide	0
Commercial Vehicle Inspections	8	Warnings:	12						Suicide, attempted	2
		Citations	1						Theft of Services	0
		Warning Compliance	4						Unauthorized Use of Services	0
		Follow – Up	0						Weapon Offenses	0
									White Collar Crimes	4
<i>Approved by:</i>		<i>David Carpenter, Chief of Police</i>								

CITY OF DAPHNE
PUBLIC WORKS COMMITTEE MEETING
Time: 8:00 AM on September 26, 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 8:00 a.m.

Present: Councilman Bailey Yelding, Councilwoman Cathy Barnette, Melvin McCarley, Nancy Henderson-DBC, Selena Vaughn-DBC, Dorothy Morrison-DBC, Mayor Small, Denis Penry-PW Accountant/EMA, David McElroy-Director Parks/Recreation, Scott Hutchinson-HMR,

Public Participation: Jeri Hargiss-ES Motel, Kevin Spriggs-Owner ES Motel, Chuck Caff-General Manager Homewood Suites, Lee Gayle-Hilton Garden Inn

II. PUBLIC PARTICIPATION & CORRESPONDENCE

- A. Work Request Report – August 2008: Mechanical and Maintenance are high because of getting things up and going at City Hall. Frank should be freed up soon to work on the bids for the restrooms at the parks. Councilman Yelding questioned whether drawings have been established. Mayor Small and Melvin stated that they had and that we are prepared to move forward with bid process.
- B. Correspondence – None
- C. Public Participation – Lodging tax needs to be used for upkeep of Bay Front Park to Jubilee Square. Areas that promote tourism. Hotels have four areas that need to be concentrated on:
1. Bay Front Park
 2. Tie all walking trails together – Jubilee Square to Bay Front Park.
 3. Trailblazer signage – we are competing now with hotels in Spanish Fort. Current signage doesn't encourage potential customers to come to Daphne vs. Spanish Fort.
 4. Parking along 98 and along Main Street. Have arrows or signage to direct people to parks and walkways.
- D. Councilman Yelding told the hotels to get with the Daphne Beautification Committee (DBC) and Councilwoman Barnette added that they should also get with the Downtown Redevelopment Board (DRB). Councilwoman Barnette stated that this would put together a working group that could come up with workable solution for all parties involved. The hotel groups feel that the monies generated by hotels is being hijacked by the DRB for Downtown development, when more should be spend in the areas of the hotels to continue to pull customers into Daphne.
- E. Need to come up with a percentage of appropriation to be allocated. Hotels do not want to see the lodging tax increased. Councilwoman stated that monies should not be used for billboards on I-10. She added that it would be nice to have a hotel downtown.
- F. Councilwoman Barnette recommended a motion be made to form a committee with the DBC, DRB and Hotels and Village Point Foundation. Motion Seconded by Councilman Yelding. Mayor Small commented that the Hotel owners should get together and hash out the details before meeting with the committee and bringing it before council for review.

III. OLD BUSINESS

- A. Minutes – August 22, 2008 meeting. Motion to accept minutes
- B. Mosquito Reports –
- C. Garbage Service – Update: Melvin stated that this was supposed have been discussed at the work session but was removed from the agenda by Greg. Councilwoman suggested that we put before the council and move forward with it. Sandi to send information to Becky to have added to council agenda.

The City of Daphne is conducting a feasibility study to determine whether citizens would prefer to keep twice weekly garbage service or be subject to a rate increase of a minimum of one dollar due to increased fuel and maintenance costs.

- Once Weekly Garbage Service
- Twice Weekly Service With Rate Increase

- D. Mayor Small stated that we need to start looking into a transfer station for our Solid Waste Department. Then the trucks we buy in the future can be single axle, less expensive and drive less distance. This would allow fewer trips to the landfill. We currently have very heavy trucks, which break down the streets and have higher maintenance costs. We are just wearing them out running them back and forth to the landfill. Scott Hutchinson concurred that there would be adequate cost savings to warrant moving forward with a transfer station. Councilman Yelding stated that we need to develop a plan as to what we want to do, how we plan to do it and how we plan to accomplish it. Mayor Small stated that the County is going to start burning some garbage and separate out recycling.
- E. Landscaping Plan for Public Works – Melvin presented plans to the Committee. The plans will be taken to the Marshall Parsons and the DBC to discuss and will bring back with cost estimates. Marshall has some trees from his grant. Melvin stated that the plans are not in concrete, that it is open for suggestions/recommendations. Will present at DBC meeting and bring back to the committee with costs estimates.
- F. Draft for resurfacing roads passed out. Mayor Small asked everyone to review and bring discussions to next meeting.

IV. NEW BUSINESS

- A. None

V. DIRECTOR'S REPORT

- A. HHW Program – Councilwoman Barnette said that she suggested to Sandi that we partner with Baldwin County Solid Waste to share the costs. She feels that this is an important event, but would be an expensive one. She stated that it could easily run \$75,000. Melvin will contact Jim with the County to see if they are interested.
- B. McMillan Bluff stairs need repairing.
- C. Captain O'Neal sidewalks – maneuvering/obstruction.
- D.

VI. SOLID WASTE AUTHORITY

- A.

VII. MUSEUM COMMITTEE

- A. Minutes – July 14, 2008: Mayor Small mentioned that the City donated a display case to the Museum Committee.

VIII. BEAUTIFICATION COMMITTEE

- A. Gator Alley – A concrete Gator has been ordered. The DBC discussed their desire to have Gator Alley back under Public Works, but Mayor Small wants it to remain under Parks. Mayor Small wants a crew from the Parks/Recreation Department dedicated to maintain those parks everyday. He stated that he wants to allocate funds from lodging taxes to ensure that the parks are maintained.
- B. A Beautification Award was present to Malbis Pediatric.
- C. Selena discussed planting wild flowers on Hwy 98 and North Main Street. She stated that the State would not do it, but we can.
- D. Mayor Small asked about the plans for the Medians. The DBC is working on that and are looking at how Bay Minette implemented theirs as a guideline.
- E. Tree Grants are being used at schools.

IX. ENGINEER REPORT

- A. NRCS Update – Got with NRCS about miscellaneous projects
- B. Whiting Court – Needs a study – A lot is happening on top that is affecting the bottom – looking at NRCS. We need to make this a priority project.

V. FUTURE BUSINESS

- A. Next Meeting – October 24, 2008, 8:00 a.m.

XI. ADJOURNMENT

Councilman Yelding motioned to adjourn. The meeting adjourned at 9:25 AM.

**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:

RESUME FOR IDB

Tom Byrne
178 Fairway Drive
Daphne, AL 36526

Education:

USA - Bachelor of Science Degree in Civil Engineering
USA - Professional Engineering Degree / 1988

Work Experience:

Riviera Utilities – 26 years

Other Experience:

Serve on the S.E.E.D.S. Board
Member of the Rotary Club
Honorary member of the United Way Board

RESUME FOR IDB

William Brian Groeschell
29775 Saint Basil Street
Daphne, Alabama 36526
(205) 886-0532
brian.groeschell@wachovia.com

Objective:

To build on my valuable experience as a sales leader, where my aggressive work ethic, detailed coaching and great communication and leadership skills can be used to build and grow a quality team of engaged employees that is focused on outstanding customer service, strong revenue growth and increased market share.

Education:

1991-1995 Christian Brothers High School Memphis, TN

1996-2002 The University of Alabama Tuscaloosa, AL
B.S. Commerce and Business Administration
Financial Management

Work Experience:

01/2007-Present Wachovia Bank (Memphis, TN & Daphne, AL) Financial Sales Leader

- Manage 7 Financial Centers in the Baldwin County area to ensure customer satisfaction, employee retention and balance sheet growth
- Organize and conduct consistent coaching sessions with Financial Specialists to help build on their strengths and develop any areas for improvement.
- Find opportunities for more business from every FS transaction as well as train the FS to find the same opportunity the next time around.
- Partner with Service Leader, Market President, Wholesale team, FA and Mortgage reps to develop a plan that will build business in all phases of Wachovia.
- Continually seek out diverse and qualified candidates for the FS position while aiding the current FS population in growing their career path.
- Learn about and understand the surrounding market economy and businesses to know how we can better serve our current and future clients.

2005-2006 Wachovia Bank Tuscaloosa, AL Financial Specialist

- Prospect and attract new consumer and commercial clients to aid in large dollar growth and income for the bank.
- Achieving set sales goals by averaging over 1.3mm in loan and deposit production every month through set appointments and 4 loan applications per week.
- Have expert knowledge on all bank products, as well as the ability to sell the benefit of each product based on the individual need of the client or business.
- Serve as a chosen backup whenever the Tuscaloosa Retail Market Leader has to be out of the market.

RESUME FOR IDB

2002-2005 SouthTrust/Wachovia Bank Tuscaloosa, AL

Retail Management Trainee/Asst Branch Mgr.

- Worked as a Merger Ambassador for my market to help ensure a smooth transition from SouthTrust to Wachovia Bank.
- Responsible for learning and filling all possible positions within the bank.
- Coordinate and facilitate new business by designing effective call plans.
- Have enough flexibility to work at any of five office locations on any given day with up to 75 different people, and maintain success.

2000-2006 The University of Alabama Tuscaloosa, AL Division 1-A Varsity Coach

- Four years experience in balancing both a career with Wachovia/SouthTrust and a 20 hour/week job and being successful with both jobs.
- Six years experience in managing 15-30 people and knowledge of how to cater my management style to each individual person to gain the desired results.
- Responsible for individual coaching and directing all practices, appearances, and performances for 15-30 student-athletes.
- Act as an ambassador to the university through attending local and national business and alumni events.
- Coached the team to 6 straight top three finishes in the Collegiate National Championships.

Other Experience/Hobbies:

I have always been chosen to serve and/or glad to be the chairman for various charity events such as:

American Heart Assoc-Heart Walk

Relay for Life

Loaned Executive for United Way

Allocations Committee for United Way

Spring Fever Chase

Eastern Shore Chamber of Commerce

Adopt-A-School/Junior Achievement Ambassador

Board of University of Alabama Tuscaloosa Alumni Association

Eagle Scout

**Daphne Public Library Board
October 2, 2008
Meeting Minutes**

In Attendance:

Library Director Tonja Young; Library Board Members Windrela Longmire and Jan Blankenhorn; Board Chairman Ron Allen; Cassandra Day, and Architect Jeff Hudson.

1) Call to Order:

After a quorum was established, Library Board Chairman Ron Allen called the meeting to order at 4:00 pm.

2) Reading and Approval of the Minutes:

The minutes of the September 4, 2008 meeting were reviewed and approved. Motion made by Jan, second by Windrela. Motion passed.

3) Update on Library Addition:

Still waiting on the contract to be signed.

4) Discussion of Prospective Foundation Board Members:

Ron discussed the selection and interview process for prospective Foundation Board Members.

5) Library Director's Report

Tonja reported that she has been updating the Library Policies with the help of Reference Librarian Deborah Norris. Most of the changes involved housekeeping issues or simple changes in procedures due to new equipment, etc. The new Policies will be ready at the next meeting.

Tonja also reported that Deborah Norris is retiring and her last day is October 17. The new Reference Librarian will be Anne Morris who has an MLS and was previously employed at the Fairhope Library. Cathy Chandler has also turned in her resignation and her last day is Oct. 30.

The Friends Book Sale and Teen Fall into Reading Celebration events (both sponsored by the Friends of the Library) were discussed. Each brought in approximately \$1,000. The Teens plan to purchase furnishings and other items for their area of the library with their funds.

The FY2009 budget cuts required by the city were discussed.

The monthly report for September, 2008 was reviewed. September showed an overall increase of 14.59 % in circulation, and a increase of 13.05 % in patronage. Other statistics include:

Interlibrary Holds Loaned to Daphne = 1741
Interlibrary Holds Loaned from Daphne = 1487
New Patrons = 180
Volunteer Hours = 140101.45
Book Shop Volunteer Hours = 257
Total Volunteer Hours = 358.45
Exams Proctored = 5
Reference Questions: 601
Children's Programs Attendance = 646
Teen Programs Attendance = 170
Adult Programs Attendance = 118
Meeting Room Use = 668
New Items Cataloged = 530
Computer Users = 1399

7) Public Participation

None.

8) Other Business

None.

9) Adjourned

There was a motion to end the meeting by Jan. The meeting was adjourned by Ron at 5:00 pm.

Respectfully submitted by T. Young, October 16, 2008

City of Daphne Recreation Board Minutes
2605 Hwy 98
Daphne, Al. 36526
October 8, 2008
6:30 pm

Members Present: Chairman Ed Nelson, John Peterson, Rick Cleveland, Matt Cunningham, Lynne Thompson-Yates, Kit Smith Eric Smith

Advisory Staff Present: David McKelroy, Parks and Recreation Director, Councilman Gus Palumbo, Councilman Greg Burnam and Coach Glenn Vickery

Call to Order

The meeting was called to order by Chairman Ed Nelson at 6:30 pm.

Review and Approval of Minutes

Motion was made by Rick Cleveland and seconded by Matt Cunningham to approve the September 10, 2008 meeting minutes. Motion passed.

Public Participation

Selena Vaughn and Al Guarisco presented preliminary plans for a new passive/wetland park. The property is 119 acres located near Bay Bluff Dr and is currently owned by Daphne Utilities.

Jenny Ross and Hank Ewing from Lower Alabama Youth Lacrosse made a presentation for bringing lacrosse to the Eastern Shore. The board suggested they meet with the director to work out details for possible field usage.

Programs Reports

Athletics Charlie McDavid reported on existing and future programs. 790 children are involved in youth soccer, football and cheerleading. Adult Men's Open softball, adult co-ed softball and adult 7v7 soccer are scheduled to start in late October and early November.

Community Activities Brown Bag by the Bay will continue until the end of October every Thursday from 11:30am to 1:30pm at May Day Park. Celtic Celebration is scheduled for November 2 from 2 to 5 pm at the Recreation Plaza. Daphne's first Veteran's Day parade is scheduled for November 11 at 10:00am. The annual Christmas Parade and Tree Lighting is scheduled for December 4, starting at 6:00pm.

Senior Adults Mary Jensen provided participation information and a monthly calendar for senior adult activities.

Old / New Business

1. Update Trione Park Project

Plans have been submitted to the Daphne Planning Commission for their consideration. Planning Commission work session is Wednesday, October 15 at 8:00am. Planning Commission meeting is Thursday, October 23 at 6:30 pm. The bid package for the project is scheduled to go out the week of October 13.

2. New Sports Complex

No report

3. 2009 Budget Information

Information was provided by Parks and Recreation Director David McKelroy about the FY2009 budget and the reductions. Discussion was held about the need for a revenue based budget for new programs and contributions to programs increasing the programs budget. The director will discuss these issues with

4. Bathrooms at Park City and Joe Patrick Lewis Parks

Plans were presented to the board for restroom facilities. The project is currently being advertised and bids will be opened Wednesday, October 29 and awarded November 17.

5. Park Signs

Information was provided by the Beautification Committee and Village Point about signs and posting park rules at certain passive parks.

Adjourn

The meeting was adjourned at 8:15pm.

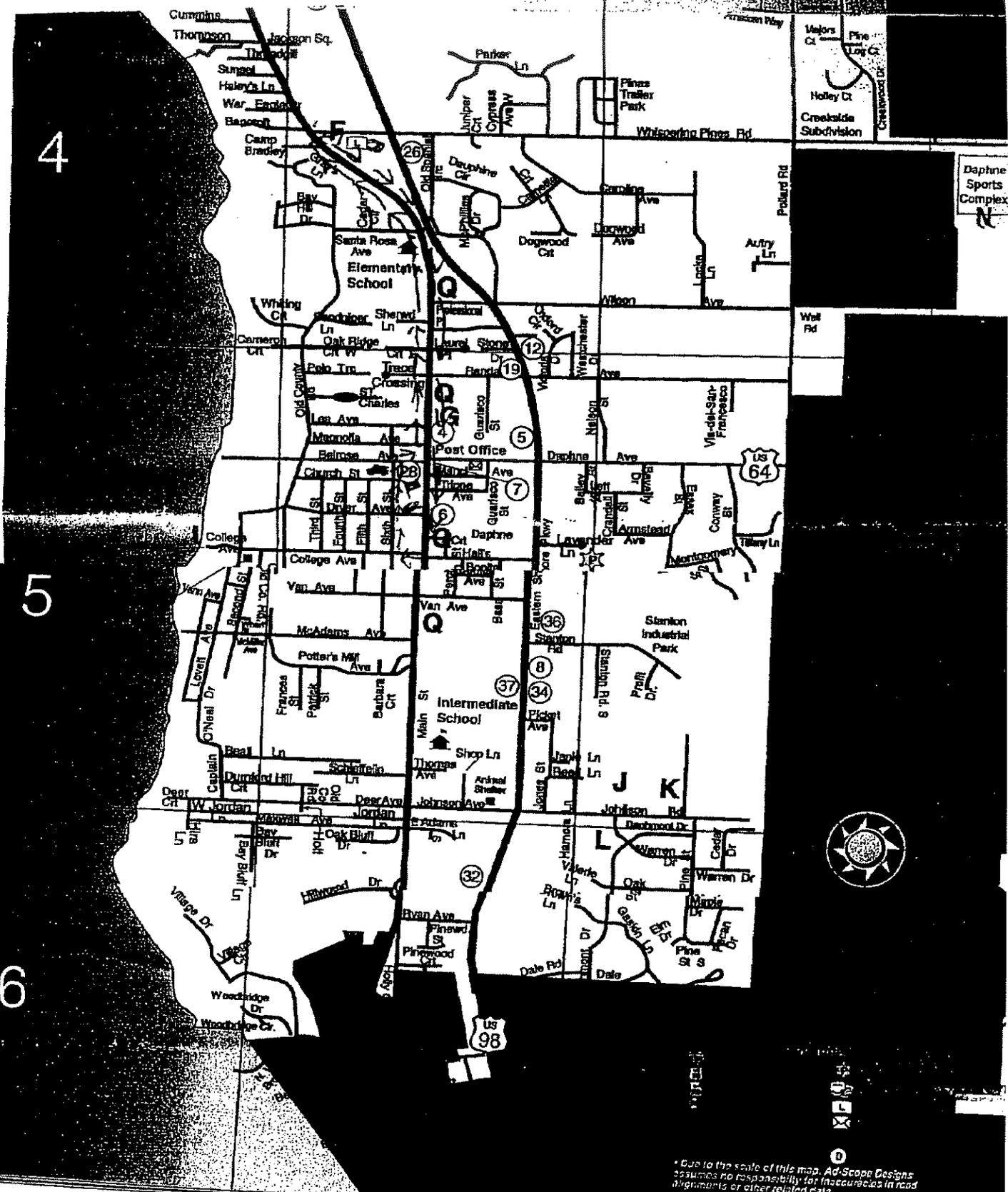
**CITY COUNCIL MEETING
MAYOR'S REPORT**

NOTES:

CITY OF DAPHNE PARADE PERMIT

ORGANIZATION:	<i>Mystic Order of Persephone</i>
CONTACT PERSON:	<i>Huntley Huckle</i>
ADDRESS:	<i>112 Pemberton Loop Fairhope, AL 36532</i>
PHONE NUMBER (HOME): PHONE NUMBER (BUSINESS):	<i>928-1262 767-3207</i>
TYPE OF PARADE:	<i>Mardi Gras</i>
DATE OF PARADE:	<i>February 20, 2009</i>
ROUTE TO BE TRAVELED:	<i>See attached map</i>
APPROXIMATE # OF PEOPLE & CARS:	<i>25 Units - 700 people include band members</i>
START TIME:	<i>6:45 p.m.</i>
STOP TIME:	<i>8:35 p.m.</i>
ASSEMBLY AREA/STREET:	<i>Civic Center</i>
ASSEMBLY TIME:	<i>5:00 p.m.</i>
APPROVAL	
POLICE: Chief David Carpenter	<i>David Carpenter</i>
FIRE: Chief James White	<i>James White</i>
PUBLIC WORKS: Melvin McCarley	<i>Melvin McCarley</i>
CITY COUNCIL:	
SPECIAL INSTRUCTIONS:	
DATE ROUTED:	<i>October 7, 2008</i>
NOTIFICATION:	

Received Proof of Insurance:
Received Parade Permit Fee:



Daphne Sports Complex
N



* Due to the scale of this map, Ad-Scope Designs assumes no responsibility for inaccuracies in road alignments or other related data.

FAUSAK
SALES & SERVICE

Daphne



CITY OF DAPHNE PARADE PERMIT

ORGANIZATION:	<i>Daphne Elementary School</i>
CONTACT PERSON:	<i>Becky Parke / Kristy Weir</i>
ADDRESS:	<i>2905 Main Street Daphne, AL 36526</i>
PHONE NUMBER (HOME): PHONE NUMBER (BUSINESS): CELL NUMBER:	<i>623-5815 626-2656</i>
TYPE OF PARADE:	<i>Fun Run</i>
DATE OF PARADE:	<i>November 1, 2008</i>
ROUTE TO BE TRAVELED:	<i>See Attached Map</i>
APPROXIMATE # OF PEOPLE & CARS:	<i>150</i>
START TIME:	<i>8:30 a.m.</i>
STOP TIME:	<i>9:00 a.m.</i>
ASSEMBLY AREA/STREET:	<i>Santa Rosa Between Daphne Elementary School and Daphne United Methodist Church</i>
ASSEMBLY TIME:	<i>8:00 a.m.</i>
SPECIAL INSTRUCTIONS:	<i>Block Streets</i>
DATE APPLIED:	<i>October 15, 2008</i>
APPROVAL	
POLICE: Chief David Carpenter:	<i>David Carpenter</i>
FIRE: Chief James White	<i>James White</i>
PUBLIC WORKS: Melvin McCarley	<i>Melvin McCarley</i>
CITY COUNCIL APPROVAL:	
SPECIAL INSTRUCTIONS:	
DATE ROUTED:	
NOTIFICATION:	

at person, with a family limit of \$20. Registration fee includes a t-shirt for each participant. Please pre-register as shirts are limited.



For further information contact Neil Beasley regarding the Run/Walk or Marg Perelli regarding the Easter Celebration & Egg Hunt at 626-2287 .

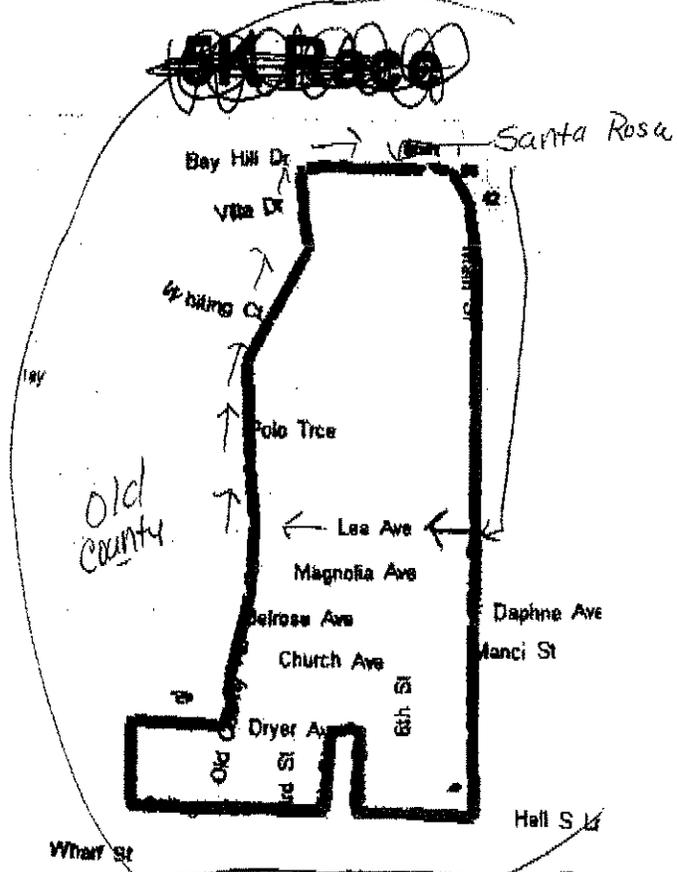
FORM

shirt size (circle one):

outh 10-12 14-16

dult S M L XL

of 18)



* The Fun Run/Walk route will turn on Lea Ave. and then head back on Old County Rd.

To strengthen
and promote
cities as centers
of opportunity,
leadership, and
governance.



**National League
of Cities**

1301 Pennsylvania Ave., N.W.
Washington, D.C. 20004-1763
202-626-3000
Fax: 202-626-3043
www.nlc.org

2008 Officers

President
Cynthia McCollum
Council Member
Madison, Alabama

First Vice President
Kathleen M. Novak
Mayor
Northglenn, Colorado

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Ronald O. Loveridge
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Riverside, California

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James C. Hunt
Councilmember
Clarksburg, West Virginia

Executive Director
Donald J. Borut

September 23, 2008

MEMORANDUM

TO: Direct Member Cities
FROM: Donald J. Borut, Executive Director
SUBJECT: Congress of Cities Voting Delegates

The National League of Cities Annual Business Meeting will be held on Saturday, November 15, 2008, at the conclusion of the Congress of Cities and Exposition in Orlando. As a direct member city, your city is entitled to vote at this meeting. Based on population as of the 2000 Census, each member city casts between one and twenty votes. The number of votes for each population range can be found on the table on the reverse of this memorandum.

To be eligible to cast a city's vote, a voting delegate and alternate must be officially designated by the city using the enclosed credentials form. This form will be forwarded to NLC's Credentials Committee. NLC bylaws expressly prohibit voting by proxy. City elected officials should be made aware of this request so that decisions can be made as to who will be the voting delegate and alternate(s).

At the Congress of Cities, the voting delegate must pick up the city's voting card at the Credentials Booth before the Annual Business Meeting and must be present at the Annual Business Meeting to cast the city's vote. Alternates should also visit the credentials booth before the meeting to pick up their stickers which identify them as alternate voting delegates. The Credentials Booth will be open throughout the Congress of Cities.

Please return the completed form to NLC by fax at 202-626-3043 on or before October 31, 2008, and keep the original for your own files. If you have any questions or concerns, contact Ken Rosenfeld, NLC policy manager, at rosenfeld@nlc.org or 202-626-3027.

Thank you.

Past Presidents: Clarence E. Anthony, Mayor, South Bay, Florida • John DeStefano, Jr., Mayor, New Haven, Connecticut • Brian J. O'Neill, Councilman, Philadelphia, Pennsylvania *Directors:* John S. Brenner, Mayor, York, Pennsylvania • Carl Brawer, Mayor, Wichita, Kansas • Susan Burgess, Mayor Pro Tem, Charlotte, North Carolina • Susan J. Cave, Executive Director, Ohio Municipal League • Malcolm Chapman, Alderman, Rapid City, South Dakota • Miguel M. Chavez, Councilor/Mayor Pro Tem, Santa Fe, New Mexico • Marshand K. Crisler, Councilmember, Jackson, Mississippi • Joseph A. Curtatone, Mayor, Somerville, Massachusetts • Deborah Denard Delgado, Councilwoman, Hattiesburg, Mississippi • Doug Echols, Mayor, Rock Hill, South Carolina • Pat Eklund, Mayor Pro Tem, Novato, California • James J. Finley, Jr., Executive Director and CEO, Connecticut Conference of Municipalities • John P. Franklin, Councilmember, Chattanooga, Tennessee • J. David Fraser, Executive Director, Nevada League of Cities and Municipalities • Donald A. Groesser, Mayor, Ralston, Nebraska • Jeanne Harris, Councilmember, Vancouver, Washington • Daun S. Hester, Councilwoman, Norfolk, Virginia • Deborah A. Hill, Council Member, Warrensville Heights, Ohio • Michael E. Johnson, Councilmember, Phoenix, Arizona • Bobby G. Kilgore, Mayor, Monroe, North Carolina • Jennifer L. Kim, Councilmember, Austin, Texas • Sylvia L. Lovely, Executive Director, Kentucky League of Cities, Inc. • Robin Lowe, Council Member, Hemet, California • Daisy W. Lynum, Commissioner, Orlando, Florida • Margaret H. Mahery, Executive Director, Tennessee Municipal League • Sam Mamet, Executive Director, Colorado Municipal League • Henry F. Marraffa, Jr., Councilmember, Gaithersburg, Maryland • Tom Ed McHugh, Executive Director, Louisiana Municipal Association • Frank C. Ortis, Mayor, Pembroke Pines, Florida • Tzeitel Paras-Caracci, Council Member, Duarte, California • Elizabeth C. Paterson, Mayor, Mansfield, Connecticut • Daniel S. Pocek, Mayor, Bedford, Ohio • Debbie W. Quinn, Councilmember, Fairhope, Alabama • Sonja Reece, Mayor Pro Tem, Normal, Illinois • L. Lynn Rex, Executive Director, League of Nebraska Municipalities • Sergio Rodriguez, Alderman, New Haven, Connecticut • Steve Salazar, Councilmember, Dallas, Texas • Audwin M. Samuel, Councilmember/Mayor Pro Tem, Beaumont, Texas • James Taylor, Councilman, Littleton, Colorado • Dennis P. Zine, Councilman, Los Angeles, California

CREDENTIALS FORM
NATIONAL LEAGUE OF CITIES · 2008 CONGRESS OF CITIES · ORLANDO, FLORIDA

At the Annual Business Meeting on Saturday, November 15, 2008, each direct member city of NLC is entitled to cast from one to 20 votes based upon the city's population per the 2000 census, through its designated voting delegate. Please indicate below your city and state, voting delegate and alternate(s), and sign and date the form. The form should be faxed to NLC at 202-626-3043, by the October 31, 2008 deadline.

The official voting delegate and alternate(s) for the city/town of:

_____ *(type or print the name of your city/town and state)*

VOTING DELEGATE:

1. NAME _____

TITLE _____

ALTERNATE VOTING DELEGATE(S):

2. NAME _____ TITLE _____

3. NAME _____ TITLE _____

FOR OFFICE USE ONLY (DO NOT WRITE IN THIS SPACE)
Voting card issued to:
_____ <i>(signature)</i>
Votes: _____
1 _____ 2 _____ 3 _____

PLEASE SIGN AND FAX THIS FORM TO NLC BY OCTOBER 31, 2008
ATTENTION: WILL MCGAHAN, POLICY ASSISTANT
FAX: 202-626-3043

Signature (city representative): _____

Title: _____ Date: _____

CITY ATTORNEY'S REPORT

NOTES:

DEPARTMENT HEAD'S COMMENTS

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

NOTES:

RECOMMENDATIONS

COUNCIL COMMENTS:

RESOLUTION 2008- 54

**2009 - A - D'OLIVE CREEK
PEDESTRIAN BRIDGE CROSSING**

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

WHEREAS, the City of Daphne did advertise for bids for the construction of a D'OLIVE CREEK PEDESTRIAN BRIDGE CROSSING in The Bulletin and in the Mobile Register on September 17, 2008 and did open bids for construction on October 7, 2008 at the Daphne City Hall in Daphne, Alabama and;

WHEREAS, the City of Daphne did receive and review bids for the D'OLIVE CREEK PEDESTRIAN BRIDGE CROSSING and has determined that the bid as presented is reasonable; and

WHEREAS, staff recommends the bid for D'OLIVE CREEK PEDESTRIAN BRIDGE CROSSING be awarded to East Coast Contracting, Inc..

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, hereby accept the bid from East Coast Contracting, Inc. in the amount of \$72,820 as specified in BID SPECIFICATION NO. 2009-A-D'OLIVE CREEK PEDESTRIAN BRIDGE CROSSING.

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

**RESOLUTION 2008-55
PREPAID TRAVEL**

**BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA
HEREBY AUTHORIZES THE FOLLOWING:**

prepaid travel expenses are approved for the purpose and amount indicated below for the following:

***David L. Cohen / Certification Training Institute for Municipal Clerks and
Administrators & Master Municipal Clerk Academy / Tuscaloosa, AL / October 28
-31, 2008/ \$140***

A complete expense summary with receipts will be submitted and approved by the Mayor upon return from the above.

**APPROVED AND ADOPTED BY THE CITY COUNCIL, CITY OF DAPHNE, ALABAMA on
this _____ day of _____, 2007.**

Greg Burnam,
Council President
Date & Time Signed:_____

Fred Small,
Mayor
Date & Time Signed:_____

ATTEST:

David L. Cohen,
City Clerk, MMC

ORDINANCE 2008 - 59

Police Vehicle Replacement

WHEREAS, the Fiscal Year 2009 budget is being considered; and

WHEREAS, on August 28, 2008, police vehicle #104 was damaged while pursuing an escaped felon; and

WHEREAS, the City’s insurance carrier has deemed the 2004 Ford Crown Victoria vehicle to be “totaled” as a result of such damages; and

WHEREAS, insurance proceeds in the amount of \$ 10,994 have been received by the City and an additional \$ 19,187 is required in order to replace the vehicle; and

WHEREAS, prior to the adoption of the Fiscal Year 2009 budget, the City Council wishes to approve an appropriation for the replacement of such “totaled” police vehicle in order to meet public safety requirements.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that an appropriation from the General Fund in the amount of \$ 19,187 is hereby approved for the replacement of the damaged and “totaled” Ford Crown Victoria vehicle # 104 and such appropriation shall be made a part of the Fiscal Year 2009 budget upon the adoption thereof.

APPROVED AND ADOPTED by the 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 - 60

**Lodging Tax Appropriation:
D'Olive Creek Pedestrian Bridge Crossing**

WHEREAS, the Fiscal Year 2009 budget is being considered; and

WHEREAS, the City Council wishes to consider a Lodging Tax appropriation prior to the adoption of the Fiscal Year 2009 budget;

WHEREAS, pursuant to Ordinance 2000-34, Lodging Tax funds may be used for the purchase, development, and maintenance of beachfront property; and

WHEREAS, certain improvements are necessary at D'Olive Creek.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that Lodging Tax funds in the amount of \$ 82,320 for the D'Olive Creek Pedestrian Bridge Crossing are hereby appropriated and shall be made a part of the Fiscal Year 2009 Budget upon the adoption thereof.

APPROVED AND ADOPTED by the 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 - 61

MS4 Monitoring Plan

WHEREAS, the Fiscal Year 2009 budget is being considered; and

WHEREAS, the City Council wishes to consider a General Fund appropriation prior to the adoption of the Fiscal Year 2009 budget;

WHEREAS, on July 21, 2008, the City Council did authorize the Mayor to sign a MS4 Storm Water Monitoring Plan Inter-Jurisdictional Agreement with the Cities of Spanish Fort and Fairhope; and

WHEREAS, such Agreement requires each co-permittee to participate in the hiring of a consultant to design a plan.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that a General Fund appropriation in the amount of \$ 6,250 is hereby approved for the City of Daphne’s participation in the hiring of a design consultant for the MS4 Monitoring Plan and such appropriation shall be made a part of the Fiscal Year 2009 Budget upon the adoption thereof.

APPROVED AND ADOPTED by the 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