

**CITY COUNCIL BUSINESS MEETING AGENDA**  
**BUSINESS MEETING**  
**1705 MAIN STREET, DAPHNE, AL**  
**MAY 21, 2012**  
**6:30 P.M.**

**1. CALL TO ORDER**

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

- 3. APPROVE MINUTES:** Council meeting minutes / May 7, 2012  
Council Work Session minutes / May 14, 2012

**PROCLAMATION:** Public Works Week / May 21-25, 2012

**PRESENTATION:** Relay for Life

**4. REPORT STANDING COMMITTEES:**

**A. FINANCE COMMITTEE / Boulware**

Review minutes / May 14<sup>th</sup>

**1.) Ordinances:**

- a.) Appropriation of Funds: Online Credit Card Donations for Animal Shelter & Library / **Ordinance 2012-37**
- b.) Appropriation of Funds: Library Roof Water Test & Repairs / **Ordinance 2012-38**
- c.) Appropriation of Funds: Douglas Road Resurfacing to Highway 13 / **Ordinance 2012-40**

**2.) Resolutions:**

- a.) Severe Weather Preparedness Tax Holiday / **Resolution 2012-41**
- b.) Declare City Property Surplus / **Resolution 2012-42**
- c.) Bid Award: Sod & Hay – Negotiated / Woerner Turf / **Resolution 2012-44**

**3.) Financial Reports:**

- a.) Treasurers Report / April 30, 2012
- b.) Sales & Use Tax Collections / March 31, 2012
- c.) Lodging Tax Collections / March 31, 2012
- d.) Summary Report: Revenues, Expenditures & Changes in Fund Balance / September 30, 2011
- e.) Summary Report: Revenues, Expenditures & Changes in Fund Balance / March 31, 2012
- f.) Budget Amendments to date
- g.) General Fund Loan to Recreation

**B. BUILDINGS & PROPERTY COMMITTEE - Lake**

**C. PUBLIC SAFETY COMMITTEE – Boulware**

Review minutes / May 9<sup>th</sup>

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

Review minutes May 9<sup>th</sup>

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

Review minutes / April 16<sup>th</sup>

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

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

Review minutes / May 3<sup>rd</sup>

**B. Downtown Redevelopment Authority – Barnette**

**C. Industrial Development Board – Conaway**

**D. Library Board – Lake**

**E. Planning Commission – Barnette**

**F. Recreation Board – Reese**

Review minutes / March 14<sup>th</sup>

Review minutes / May 9<sup>th</sup>

**G. Utility Board - Scott**

**6. REPORTS OF OFFICERS:**

**A. Mayor’s Report**

- a.) Special Events Permit / S.E.E.D.,S. / Mama Mia Cook Off / November 12, 2012
- b.) Parade Permit / S.E.E.D.S. / 9<sup>th</sup> Annual Classic Rock 5K and 1 Mile Fun Run
- c.) ABC License / Dragon City / 040 – Retail Beer (On or Off Premises) &  
060 – Retail Table Wine (On or Off Premises)

**B. City Attorney’s Report**

**C. Department Head Comments**

**7. PUBLIC PARTICIPATION:**

**8. RESOLUTIONS & ORDINANCES:**

**RESOLUTIONS:**

- a.) ALDOT: Construction of Directional Turn Lanes ..... /Resolution 2012-39
- b.) ALDOT: Resurfacing I-10 ..... /Resolution 2012-40
- c.) Approve Participation in the State of Alabama Severe Weather  
Preparedness Tax Holiday for the Year 2012 ..... /Resolution 2012-41
- d.) Declare Certain Personal Property Surplus ..... /Resolution 2012-42
- f.) Bid Award: Sod & Hay / Woerner Turf. .... /Resolution 2012-43

**ORDINANCES:**

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

- a.) Amend Employee Handbook / Holiday Pay. .... /Ordinance 2012-34
- b.) Amend Ordinance 2003-32 / Noise Ordinance. .... /Ordinance 2012-35
- c.) Appropriation of Funds: Personnel & Capital Appropriations. .... /Ordinance 2012-36
- d.) Appropriation of Funds: Website Integration for Animal Shelter &  
Library Donations. .... /Ordinance 2012-37

- e.) Appropriation of Funds: Library Roof Water Test & Repairs. . . . . /Ordinance 2012-38**
- g.) Appropriation of Funds: Douglas Road Resurfacing to Hwy 13. . . . . /Ordinance 2012-39**

- 9. COUNCIL COMMENTS**
- 10. ADJOURN**

**CITY OF DAPHNE  
CITY COUNCIL MEETING**

**ROLL CALL**

**CITY COUNCIL:**

**CALL VOTES**

COUNCILWOMAN CONAWAY	PRESENT__	ABSENT__	__
COUNCILWOMAN BARNETTE	PRESENT__	ABSENT__	
COUNCILMAN LAKE	PRESENT__	ABSENT__	__
COUNCILMAN REESE	PRESENT__	ABSENT__	__
COUNCILMAN SCOTT	PRESENT__	ABSENT__	__
COUNCILMAN BOULWARE	PRESENT__	ABSENT__	__
COUNCILMAN PALUMBO	PRESENT__	ABSENT__	__

**MAYOR**

MAYOR YELDING	PRESENT__	ABSENT__	__
---------------	-----------	----------	----

**CITY CLERK:**

DAVID L. COHEN	PRESENT__	ABSENT__	__
----------------	-----------	----------	----

**CITY ATTORNEY:**

CITY ATTORNEY JAY ROSS	PRESENT__	ABSENT	
------------------------	-----------	--------	--

**MINUTE NOTES:**

**CITY COUNCIL MEETING  
MINUTES**

**NOTES:**

COMMITTEE RECOMMENDATIONS

**MAY 7, 2012  
REGULAR CITY COUNCIL MEETING  
1705 MAIN STREET  
DAPHNE, AL  
6:30 P.M.**

**1. CALL TO ORDER**

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

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

Invocation was given by Councilman Scott.

**ABSENT:** John Lake.

**COUNCIL MEMBERS PRESENT:** Tommie Conaway; Cathy Barnette; Kelly Reese; Ron Scott; Derek Boulware; August Palumbo.

Also present: Mayor Yelding; David Cohen, City Clerk; Rebecca Hayes, Assistant City Clerk; Adrienne Jones, Planning Director; Richard Johnson, Public Works Director; Christine Ciancetta, Deputy Finance Director; James White, Fire Chief; David Carpenter, Police Chief; Margaret Thigpen, Civic Center Director; David McKelroy, Recreation Director; Richard Merchant, Building Official; Vickie Hinman, Human Resources Director; Officer Matt Kilcrease, Police Department; Cpl. Tim Birt, Police Department; Office Phillip Adams, Police Department; Lrt. Ric Yelding, Police Department; Anne Morris, Reference Librarian; Al Guarisco, Village Point Foundation; Willie Robison, BZA.

Absent: Jay Ross, City Attorney; Kim Briley, Finance Director; Tonja Young, Library Director;.

**3. APPROVE MINUTES**

**MOTION BY Councilwoman Conaway to adopt the April 16, 2012 council meeting minutes.  
Seconded by Councilman Palumbo.**

<b>AYE</b>	<b>ALL IN FAVOR</b>	<b>NAY</b>	<b>NONE OPPOSED</b>	<b>MOTION CARRIED</b>
------------	---------------------	------------	---------------------	-----------------------

**PRESENTATION:** March of Dimes / Jennifer Bitner

Ms. Bitner thanked the Mayor and Council for hosting the March of Dimes event. She appreciated all the volunteers that came out to help and is looking forward to next year's event.

**RECOGNIZE:** Bayside Academy Chess Team

Councilwoman Conaway read and presented the proclamation recognizing the Bayside Academy Chess Team for winning the State Championship to the team, Mr. Eric Nager, team coach and Ms. Sally Jane Kalaris, faculty sponsor.

**PRESENTATION:** Huntingdon College / Candi Lake

Mrs. Lake said that they have 21 graduates with Bachelor degrees in business.

**MAY 7, 2012**  
**REGULAR CITY COUNCIL MEETING**  
**1705 MAIN STREET**  
**DAPHNE, AL**  
**6:30 P.M.**

Mrs. Lake called the graduates up as Mayor Yelding presented them with the ceremonial pin.

**PROCLAMATION:** National Police Week / May 13019, 2012

Mayor Yelding read and presented the proclamation to Chief Carpenter, along with Lt. Ric Yelding, Cpl. Tim Birt, Officer Phillip Adams and Officer Matthew Kilcrease.

**PROCLAMATION:** National Corrections Officer Week / May 7-12, 2012

Councilman Palumbo read and presented the proclamation to Chief Carpenter and Lt. Ric Yelding.

#### **4. REPORT OF STANDING COMMITTEES:**

##### **A. FINANCE COMMITTEE – Boulware**

Councilman Boulware reported that ordinances 2012-32 and 2012-33 and resolutions 2012-34 and 2012-35 have been pulled from the agenda upon the recommendation from ALDOT until they hear who the grant recipients are. The announcement should be no later than May 15<sup>th</sup>. The ordinances and resolutions should, hopefully, be back on the agenda May 21<sup>st</sup>. Councilman Boulware also reported that the city received a plaque from the Baldwin County Humane Society for the city's help and support of their cause. He reported that the next meeting will be May 14<sup>th</sup> in the Executive Conference room at 4:00 p.m.

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

The minutes for the April; 9<sup>th</sup> meeting are in the packet.

##### **C. PUBLIC SAFETY COMMITTEE – Boulware**

No report. The next meeting will be May 9<sup>th</sup>.

##### **D. CODE ENFORCEMENT/ORDINANCE COMMITTEE – Boulware**

No report. The next meeting will be May 9<sup>th</sup> after the Public Safety meeting.

##### **E. PUBLIC WORKS COMMITTEE/SOLID WASTE AUTHORITY – Conaway**

The March 19<sup>th</sup> minutes are in the packet along with the April 6<sup>th</sup> Beautification minutes.

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

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

Mrs. Jones said a motion is needed to appoint Mr. Larry Cooke to fill Tony Felts supernumerary position.

**MOTION BY Councilman Scott to appoint Mr. Larry Cooke to the Board of Zoning Adjustments to fill the supernumerary position vacated by Mr. Tony Felts. *Seconded by Councilman Boulware.***

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

She mentioned that Jeri Hargiss had also resigned from the board, and asked council to appoint alternate Jim Moss to her position.

**MOTION BY Councilman Boulware to appoint Mr. Jim Moss to fill the position vacated by Ms. Jeri Hargiss. *Seconded by Councilman Scott.***

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

Mrs. Jones stated that they now need another supernumerary appointment specifically from Hwy. 181 around Dunmore and Oldfield subdivisions.

**B. Downtown Redevelopment Authority – Barnette**  
The minutes for the April 23<sup>rd</sup> meeting are in the packet.

**C. Industrial Development Board – Conaway**  
No report.

**D. Library Board – Lake**  
Councilman Palumbo stated that the board will meet Thursday at 4:00 p.m. Anne Morris, Reference Librarian, stated that they will host a local author, August Palumbo, on May 17<sup>th</sup> at 6:00 p.m. The name of his book is Assassin Hunter. The Summer Reading Program will be starting up for children and adults.

**E. Planning Commission – Barnette**  
Set a Public Hearing date of June 4, 2012 to consider:

- a.) Amendment to the Land Use Ordinance / Landscaping Provisions / 19-8 (b)
- b.) Amendment to the Land Use Ordinance / Communications Tower Provisions / Add Section 32-3(d)(3)(i)

**MOTION BY Councilman Scott to set a Public Hearing for June 4, 2012 to consider:**

- a.) Amendment to the Land Use Ordinance / Landscaping Provisions / 19-8**
- b.) Amendment to the Land Use Ordinance / Communications Tower Provisions / Add Section 32-3(d)(3)(i)**

*Seconded by Councilwoman Conaway.*

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

The Site Preview meeting will be May 16<sup>th</sup> and the regular Planning Commission meeting will be May 21<sup>st</sup>.

**MAY 7, 2012**  
**REGULAR CITY COUNCIL MEETING**  
**1705 MAIN STREET**  
**DAPHNE, AL**  
**6:30 P.M.**

4

**F. Recreation Board - Reese**

The board will meet Wednesday at 6:30 p.m.

**G. Utility Board – Scott**

The minutes for the April 4<sup>th</sup> and April 24<sup>th</sup> meeting are in the packet.

**6. REPORTS OF THE OFFICERS:**

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

No report.

***B. City Attorney Report***

No report.

***C. Department Head Comments:***

***David McKelroy – Recreation Director*** – reported that Brown Bag by the Bay will be Thursday at Mayday Park. Mobile Soccer Club will be at Trione this weekend, and Relay for Life is Friday at Jubilee Stadium.

Councilman Palumbo reported that there were 18 Lacrosse teams at Trione last weekend from five (5) states, and that he heard favorable comments on the facilities. He said that these people stayed at hotels and ate at restaurants.

***Vickie Hinman – Human Resource Director*** – reported that there was an Account Tech position available that will close out tomorrow, and so far they have received 70 applications.

***Christine Ciancetta – Deputy Finance Director*** - reported that she has received pricing for the use of credit cards, and as soon as she presents the information to the Finance Committee then they can move forward with implementing the use of credit cards at the Animal Shelter and Library. She said they are closing out FY11, and will be presenting it to the Mayor.

***Richard Johnson – Public Works Director*** - reported that Wednesday, May 2, 2012 the City of Daphne experienced a significant rain event. The official gauges ranged from 8.28 at HMR Engineers, 8.4 at City Hall and 9.47 at the D'Olive Creek Watershed with the most intense rainfall between approximately the hours of 7:30 - 10:30 p.m. on that Wednesday evening. Probably this will come up to be a two (2) to four (4) percent chance of return rainfall event which is a significant rainfall. At this point in time they have been dealing with 30 plus call in's or city reported flooding related issues, and they have all those under review. Some have been addressed, some of them are in the process of being addressed and some of them are still in the fact finding phase. In most cases the majority of the drainage systems did not experience failures they experienced an overwhelming of the flow that was demanded of them at a particular period of time. Traditionally, most systems are designed to handle a 25 year flow event, and looking that they are trending toward a 50 year event for a portion of that time frame they just could not handle the volume they were presented with, however, a small percentage of the issues were related to either maintenance, debris clogging inlet or a culvert end or an area that has just shown its age, and they are structurally addressing those problems as well. There has been noted

private property damage due the rainfall event, there has been significant residential flooding on Nicole Place and Vista Circle which has, unfortunately, had a history of that. His request to citizens is that citizens are the best scouts in the field, if they see a problem call it in even if it is minor so that they can investigate it, because a small hole can become a very big hole very quickly during a rainfall event. He wanted to give praise where praise is due. He said the Public Works forces were out until 4:00 a.m. Thursday morning on May 3<sup>rd</sup>, and Fire and Police were by their side the whole time giving them support and coverage manning and closing roads until they could get there with barricades, and he cannot say enough about the dedication and professionalism of the city's Fire and Police officers out there in the field, and to have them have your back is a comfortable feeling when it feels like the ground is sinking out from beneath you. He appreciates the Fire and Police and the support that they give. The Public Works folks came out on the evening hours of May 2<sup>nd</sup> and stayed until the early morning hours of May 3<sup>rd</sup> he appreciates what they did as well. One of the biggest issues is that sometimes they have citizens that have suffered damage, and they don't know where to turn, the city does have a process that involves the city clerk, and they will get the information out there. Citizens need to document the damage, and keep track if they spent money to address it or if they have estimates, because the city does have insurance carriers that handle these types of things. The Public Works Department or the City Clerk's office is not claims adjusters, and they do not validate insurance claims, but the city does facilitate that process. In many cases the issue was that the systems just could not handle it, and it was not a failure of the system it was just a lot of rain in a short period of time. He spent the afternoon out in the field investigating, and they have the city engineers involved as well and are getting the issues addressed Mr. Johnson reported that the dedication of Patriots Point will be May 25<sup>th</sup> at 10:30, and would like all the elected officials to attend. He also invited council to Public Works Day Wednesday, May 23<sup>rd</sup> at Lott Park.

Councilman Palumbo asked if council could get an update at the Work Session or at the next council meeting regarding Mr. Olds and May Day Park.

Mr. Johnson said that there is movement in that area right now, and they have been working behind the scenes to accomplish what council has asked them to do.

## **7. PUBLIC PARTICIPATION**

***Mr. Willie Robison*** - spoke regarding the National Day of Prayer celebration at city hall. He reminded everyone of the return flight for the "Honor Flight". The last flight will be in September.

***Mrs. Pauline Ouellette – Madison Place*** – thanked Mr. Johnson, Mayor Yelding and John Lake for having the meeting with the residents regarding the pit.

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

**RESOLUTIONS:**

- a.) Bid Award: Main Street Resurfacing ...../Resolution 2012-34
- b.) Bid Award: Well Road Extension to Hwy 13 ...../Resolution 2012-35
- c.) Set 2<sup>nd</sup> Public Hearing for 2012 International Building Codes. .... /Resolution 2012-36
- d.) Set 2<sup>nd</sup> Public Hearing for 2012 International Fire Code. .... /Resolution 2012-37
- e.) Authorize Application for Recreational Trails Grant /  
Connect Westside of US Hwy 98 to Gator Alley ...../Resolution 2012-38

**Resolutions 2012-34 and 2012-35 were pulled from the agenda earlier in the meeting.**

**MOTION BY Councilman Palumbo to waive the reading of Resolutions 2012-36, 2012-37, and 2012-38. *Seconded by Councilman Scott.***

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

**MOTION BY Councilman Palumbo to adopt Resolution 2012-36 and 2012-37. *Seconded by Councilman Scott.***

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

**MOTION BY Councilman Palumbo to adopt Resolution 2012-38. *Seconded by Councilman Scott.***

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

**ORDINANCES:**

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

- a.) Appropriation of Funds: Assistance to Firefighters Grant Award. .... /Ordinance 2012-30
- b.) Appropriation of Funds: Profit Road Extension & Lake Forest:  
Ridgewood Drive / Phase II: For Design & Engineering. .... /Ordinance 2012-31

**I<sup>ST</sup> READ**

- c.) Appropriation of Funds: Main Street Resurfacing...../Ordinance 2012-32
- d.) Appropriation of Funds: Well Road Extension to Hwy 13...../Ordinance 2012-33

MOTION BY Councilman Boulware to waive the reading of Ordinances 2012-30 and 2012-31. *Seconded by Councilman Scott.*

AYE ALL IN FAVOR            NAY NONE OPPOSED            MOTION CARRIED

MOTION BY Councilman Boulware to adopt Ordinance 2012-30. *Seconded by Councilwoman Conaway.*

AYE ALL IN FAVOR            NAY NONE OPPOSED            MOTION CARRIED

MOTION BY Councilman Boulware to adopt Ordinance 2012-31. *Seconded by Councilman Scott.*

AYE ALL IN FAVOR            NAY NONE OPPOSED            MOTION CARRIED

Ordinances 2012-32 and 2012-33 were pulled from the agenda earlier in the meeting.

**8. COUNCIL COMMENTS**

*Mayor Yelding* thanked those that took part in the Mayor’s Prayer Breakfast at the Grand Hotel. He said that he told those at the breakfast that he had a well-oiled machine that worked tremendously well, and he wanted to reaffirm that tonight.

*Councilwoman Scott* said that he noticed that a lot of people brought tents to the softball tournament, and he feels that they should have some kind of pavilion at Trione, and he hopes the Recreation Board is looking into that and will bring a recommendation in the future, because he feels they need some kind of protection out there. He also complimented the Mayor on his presentation at the Prayer Breakfast saying he did an excellent job and represented the city extremely well to the point that the speaker even used his phrase of a well-oiled machine or well-oiled team as part of his presentation.

*Councilman Palumbo* stated that sometimes the wheel turns slowly, but some time ago council passed a resolution urging Congressman Bonner to support House Resolution 376 in this session of congress which is to recognize Italian Heritage month during October, and his office advised him that he is not only going to support the bill, but this week he is signing on as a co-sponsor, and he will be one (1) of 15 co-sponsors.

**MAY 7, 2012  
REGULAR CITY COUNCIL MEETING  
1705 MAIN STREET  
DAPHNE, AL  
6:30 P.M.**

*Council President Barnette* commended the Mayor and his communication, Mr. Johnson and his team, Police and Fire for the work they did during the rain event Wednesday and early Thursday morning. Eight and a half (8.5) to nine (9) inches is a heck of a rain event no matter how you take it, and if you look at the spread sheet just the way that Mr. Johnson has calculated all the damage and problems and presented that to council so that council would be aware of what happened she thinks it is wonderful professionalism, and she certainly appreciates that kind of information being shared with the council. She reminded folks that the Relay for Life is Friday, and that raffle tickets are still being sold for televisions and Nooks so everyone can still get their tickets for that, and she encouraged everyone to attend.

**9. ADJOURN**

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

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

**There being no further business to discuss the meeting adjourned at 7:29 p.m.**

Respectfully submitted by,

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

Certification by Presiding Officer:

\_\_\_\_\_  
Cathy S. Barnette,  
Council President

**MAY 14, 2012**  
**CITY COUNCIL WORK SESSION**  
**1705 MAIN STREET**  
**DAPHNE, AL**  
**6:30 P.M.**

1

**COUNCIL MEMBERS PRESENT:** Tommie Conaway; Cathy Barnette; John Lake; Kelly Reese; Ron Scott; Derek Boulware; August Palumbo.

Also present: Mayor Yelding; David Cohen, City Clerk Rebecca Hayes, Assistant City Clerk; Jay Ross, City Attorney; Richard Johnson, Public Works Director; Lt. Ric Yelding.

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

**1. PRESENTATION: RETAIL STRATEGIES / ROBERT JOLLY / CHUCK BRANCH**

Mr. Jolly and Mr. Branch gave the presentation. They partner with communities to determine opportunities for new retail businesses to locate in the community. The benefit is that there are 23 brokers that interact with companies all day long. They ask for a three (3) year engagement, because it takes time to compile all the information, at a cost of \$30,000 the first year and the second and third years will be half that cost. They will be submitting a proposal to council in the future.

**2. REPORT FROM PUBLIC WORKS DIRECTOR:**

**1.) Land Swap with Dr. Booth**

This was pulled from the agenda in order to have time to look at the storm water issues and watershed implications.

**2.) Update on status, operation & Plans for the City of Daphne Solid Waste Tallent Lane Facility**

Mr. Johnson stated that the Tallent Lane property was vacated April 30, 2012. He said they met with the neighbors, and 37 people attended from the surrounding area. (*Mr. Johnson handed out a packet of information to council, and is spread out upon these minutes*) Mayor Yelding, Councilman Lake and key staff members were present for the meeting. The goal is to fill up the hole, and they will be diverting inert materials to the pit in that effort. Mr. Johnson wants to apply for a Construction and Demolition Permit to allow the city to collect and dispose of construction debris that is generated in the city and dump them at the site. Before the site could be used for that purpose the city would have to come into compliance with ADEM. The cost of taking this debris to the landfill is around \$200,000 a year, so this would save the city money on gas, fees and wear and tear on the trucks. The citizens were concerned about noise of the trucks, but in talking with the land owners right next to the pit that has not been a problem. They are looking at safety issues and have put up some privacy fencing and will be putting up more along with metal fencing with barbed wire, and will be planting trees.

Council President Barnette stated for the record that this will be for city use only.

Mr. Johnson said that he will work on a resolution that will include that clause.

Councilman Palumbo asked how long it would take to fill up the hole.

Mr. Johnson said that if it was just based on vegetative inert material, and he did the math, the expert that Mr. Ross brought in did a volume calculation, and he said there were 1,000,500 cubic yards of air space in the pit, and at the rate they are putting debris in it right now it would take approximately 37 years, but if they get the C&D permit it would cut it in half.

Councilman Palumbo stated that he would like council to consider allowing contractors to put trees that they cut down during preparation for construction of houses in the pit.

Mr. Johnson said that he would not be opposed to entertain that if the council was willing. He thinks the city would have to have some requirements like being a certified operator, have a city business license etc., and be preapproved to have access. He said would you charge them or put that as an objective to fill the hole, those are things council would have to decide.

Mayor Yelding said his only concern about this would be when they initially took over the pit it was because the city had so many complaints about heavy equipment, noise, dust and trucks coming in and out, and the city eventually had to pay money for the pit, and they promised the folks up there to end all this, and to allow anything other than the city to come in and out of there would not be right, they were promised that it would be used strictly by the city, and to allow tree companies to come in and out of there all day long they will be right back where they started. The city owes that to them to try to keep the noise and traffic down, and they do not need to get greedy and try to fill the hole up too fast, and go against what they said that they were going to do.

### **3.) CIAP Grant for Stream Restoration / Proposal for Baldwin County Commission Consideration**

Mr. Johnson gave a brief history on this saying that somewhere in late 2009 Ashley Campbell was requested by the county to submit applications for CIAP funding. CIAP is specifically for environmentally related projects that improve water quality. At that time she had gotten other funding sources for two (2) stream restoration projects, and one of them being off County Road 13 on the utility easement on the east side, and the amount of money she has only allowed for certain segment of the stream to be completed, and there was some additional head cutting further upstream. So she submitted it as a Tier I request, and at that time there was about 500 feet of channel feed of degradation of the stream. Also, they like a number one plan and a backup plan, and the backup plan was a Tier II project which is a head cut on an unnamed tributary of Tiawassee Creek and upstream of the boxwood culverts on Greenwood Court. The headwaters come out of that undeveloped land between the Estates of Tiawassee and Pollard Road and flows to the north and eventually comes under the boxwood culvert on Greenwood. At some point in time the county had some changes in 2010 where they turned their environmental department on its head, and then pretty much eliminated it, and got into some decision making that they were going to pursue some property up at Live Oak Landing, and that they wanted to keep all the CIAP money in reserve for such things, and they put the other projects on ice. In the meanwhile, the state agency, the Alabama Department of Conservation and Natural Resources, basically went through their due diligence process, and basically, determined that both of the submitted projects did meet qualification for CIAP funding, and endorsed the Tier I project. Then the county came back and said listen we have all our deals done and there is money left so go ahead and submit your project again. They went back and visited

both projects, and the Tier I project had gone from about 500 feet to about 1,100 feet, and also advanced to another reach of the tributary. Based upon cost estimates based on what it had cost to do the other stream restoration they came to the conclusion that the project had doubled plus a little bit to about \$525,000 from the original \$250,000 from what was originally estimated. Greenwood Court had advanced a little bit, but not as rapidly, and they felt that project had advanced from about a \$250,000 to about \$300,000 cost of project. They shared the information with the county grant coordinator, and she came back and said that she thinks their best move would be to ask the commission to bump the Tier II to Tier I so that they could get the \$250,000 that is designated, and get on with it. Then she came back and said that they have a little bit more CIAP funds that they thought, and she felt it would be best to ask for the Tier I as it is now, and ask for the full amount which they did. The commission did not quite understand a couple of key components. One is that both of the projects do not lie in the city limits of Daphne, but Daphne is being negatively impacted because of the MS4 permitting requirements. All the streams and sediment are coming into the city's MS4, soon to be a MS2, area, and they have culpability and compliance requirements there. The other thing is, just as they have done on the other stream restorations, the city has historically matched the grant by absorbing the cost of engineering project management which they were pitching at that point in time. They received comments from the commission like this sounds like a Daphne problem why are you up here for a handout again we are tired of it and things of that nature, and it was left unresolved. Basically, they said before they come back the city needs to be able to say firmly what skin Daphne has in the game. He and Ashley do not have that authority to commit the council to anything. The Public Works Committee addressed it and encouraged the Mayor to take an initiative role of facilitating a meeting with Commissioner Dorsey. He said the vote was split two (2) / two (2) Commissioner James was in favor of doing something, and Commissioner Burt feels if it is below I-10 it is not part of his problem. They had a good meeting with Commissioner Dorsey. He took the time to go out and visit the two (2) projects that they view as model projects, and was greatly impressed, and he thinks some positive things will come back. The CIAP money is not really county money it comes from a trust fund generated from oil and gas revenues, but there is no doubt the county controls it. They get to decide how it goes so the city has to have their blessing to move forward. So he and Ashley has worked on it, and they believe that Tier I is the most critical project to be addressed. It is rapidly advancing, and the reality is that most of its head water is in undeveloped property which means that you may want to say that development caused it, but it could be just the fact that one small part of the development of the area such as Eastern Shore Park changed the hydrology just enough that erodible soils just could not handle any more. Mr. Johnson said if council is willing to look into a resolution that they could take with them to the commission for example Option I, he calls the preferred option, is the full stream restoration of the full 1,100 feet of head cut with construction cost of \$437,500, survey, engineering and project management fee \$87,500 with a total cost of \$525,000 with CIAP funds bearing \$425,000 and the city bearing \$100,000. That would be a 81/19 split, basically, with the city bearing 100% engineering plus \$12,500 construction or they could go back and say that the city will do the engineering and the commission do 100% of construction. Option II would be to move the Tier I to Tier II for them to release the \$250,000 that is already designated for a project in the City of Daphne with the city bearing 100% of the engineering and project management cost which would work out to a 83/17 split. He is looking for guidance, and if council is willing to put in resolution form their commitment to a cost sharing, and CIAP has no cost sharing requirement.

Council questioned whether they could expend funds on property outside the city limits.

Council President Barnette asked Mr. Ross to research this issue. She also said that they need to get the state in on the project, and maybe they could help them get the funds released for the already state approved project.

*(Handout is spread out upon these minutes)*

#### **4.) ATRIP Update**

Mr. Johnson said that he got a call from ALDOT Friday morning, and they have a major project that has been submitted to ATRIP that has made it to the tentative final list, and that is the Main Street paving which would be about a \$640,000 savings to the city if they are selected. He is going to ask as soon as his friend at ADLOT get to his office on the 15<sup>th</sup>, because he wants to find out right away. He asked what it means to be on the tentative final list and he said you are in the beauty pageant and they have lined you up.

Council President Barnette said that she spoke to Mr. Johnson about what the viability would be to add a bicycle path on Main Street, and he was going to pull up an alternate for that project which is, basically, just paint.

Mr. Johnson said that the good news is that they have the quantities in the contract for what one (1) foot of five (5) inch white stripe would be, and the only thing they would have to add would be the logo with the bicycle guy that goes with the diamond, and they can do that as an add alternate. The biggest thing is that he has to make sure they do not squeeze any lanes too small, but he thinks the narrowest part of Main Street is 23 feet which means you have 11½ foot lanes, and you would take three (3) feet for a bicycle path, and that would net you nine (9) foot lanes which are not unacceptable in an urban environment.

### **3. UPGRADE TO ANIMAL SHELTER / COUNCILMAN PALUMBO / LT. RIC YELDING**

Councilman Palumbo stated that there have not been any improvements to the Animal Shelter while he has been on the council. The building is in dire need of repairs. He asked Lt. Yelding to work up a summary of repairs that are needed and approximate cost.

Lt. Yelding stated that the shelter has received two (2) \$20,000 grants and so as many improvements as they could including buying a generator for the shelter in case of power outages. *(Summary is spread out upon these minutes)*

**4. INTERNSHIP PROGRAM / COUNCILMAN PALUMBO**

Councilman Palumbo said that his idea is to create a summer or semester internship program for students to give them experience or to earn credits.

Mayor Yelding said that he would have the Human Resources Director to check into job descriptions, and check with local colleges regarding internship programs.

Councilwoman Conaway said that she will check with the college that she is working with regarding the program.

Mayor Yelding asked Councilman Palumbo to come and address the department heads at the staff meeting Wednesday regarding the program.

Councilman Palumbo stated regarding the Animal Shelter that he would like council to put money in the budget to cover the cost of participating in adoption venues away from the city's.

**5. DISCUSS WHATEVER ELSE IS DEEMED NECESSARY**

**1.) Legal Update**

**a.) May Day Park**

The expert witness has agreed to testify for the city, and he talked with the Mayor about it today and he thought it should go to the Public Works Committee first then to the Finance Committee and then to council for approval to hire the expert witness to assist the city's endeavor.

Council President Barnette said that they just had the Finance meeting, and she would hate to see them wait another month.

Mayor Yelding said that they have a problem, because council keeps adding things that they are going to do, and at one time there was \$12 million in reserve, but now it is down to about \$10 million, So they need to talk about where they are going to get the money they are talking about.

Council President Barnette asked if this is covered by the city's insurance.

Mr. Ross said that AMIC will not cover the city to bring that cause of action, but they may defend defend a counter claim.

Mayor Yelding said he is not in opposition of it he told Mr. Ross that if they went through that process for him and Richard to figure out how much the expert is going to cost, and then take it to the Public Works Committee then to Finance look at what it is going to cost the city, and then determine where to go to there.

**MAY 14, 2012  
CITY COUNCIL WORK SESSION  
1705 MAIN STREET  
DAPHNE, AL  
6:30 P.M.**

6

Council President Barnette said that it has taken three (3) to four (4) months to get an expert to come back while residents waiting.

Mr. Ross said that they received his letter Thursday.

Council President Barnette said that they have a non-functioning boat ramp where it cost to continue to maintain it, because they had construction that did not work.

Mr. Ross said that he would get the letter to the Public Works Committee tomorrow.

Council President Barnette asked if they have found out if the state has an issue with the fact that they have a boat ramp that they granted that does not function.

Mr. Cohen said yes they do.

Council President Barnette asked what is the issue?

Mr. Cohen said they want the city to resolve it, to remove it.

Mayor Yelding said that it would be up to council to find the money to pay for the expert witness.

## **6. ADJOURN**

There being no further business to discuss the meeting adjourned at 8:47 p.m.

Respectfully submitted by,

---

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

Certification of Presiding Officer:

---

**Cathy S. Barnette,  
Council President**

City of Daphne, Division of Solid Waste  
Tallent Lane Facility

**Open House and Public Information Meeting**

Revelation Missionary Baptist Church  
Tuesday, May 1, 2012 – 5:30 pm

Welcome & Opening Comments	Bailey Yelding, Jr., Mayor
Introduction of City Staff	Richard D. Johnson
Background & Resolution Of Property Operation & Ownership	Richard D. Johnson
Future Operations Inert Material C & D Landfill Material Storage	Richard D. Johnson
Daily Operations Vegetative Debris (Yard Waste) Mulch Recycling Safety & Security	Tracey Miller
Environmental Monitoring And Compliance	Ashley Campbell
Question and Answer Session	All Staff
Closing and Refreshments	

# MINUTES

## **Tallent Lane Facility Meeting**

*May 1, 2012*

The meeting was called to order by Mayor Bailey Yelding at 5:30 p.m.

### **Meeting Location**

Revelation Missionary Baptist Church, Rev. Clauzell Hollaway, Pastor

### **City of Daphne Representation**

Mayor Bailey Yelding, Councilman John Lake, Richard Johnson, PW Director, Freddie Johnson, Street Supervisor, Tracey Miller, SW Coordinator, Greg White, SW Crew Chief,

### **Welcome & Opening Comments - Mayor Bailey Yelding, Jr.**

Mayor Yelding welcomed all who were in attendance of the meeting. He thanked everyone for showing their concerns regarding the dirt pit. He introduced Councilman John Lake, District 3. He stated that Tallent Lane was paved to prevent the dust problems many experience. The City has now acquired the property and our main objective here is to improve the quality of Life that was disrupted by this pit. Mayor asked that Rev. Clauzell Hollaway come forward and give a prayer as we began this meeting.

### **Introduction of City Staff - Richard D. Johnson, PW. Director**

Richard Johnson introduced city staff that was present: Freddie Johnson, Street Supervisor, Tracey Miller, Solid Waste Coordinator, Greg White, SW. Crew Chief

### **Background & Resolution of Property Operation & Ownership - Richard Johnson, PW Director**

Richard Johnson stated that there was active mining going on in this community that lead to litigation. On March 30, 2012 was the official date that the city took full ownership of the property. The property is currently zoned R3 with is residential and no plans right now to change. No more mining will take place. The city has one object here and that to fill the whole, reclaim the land and turn it into green space. This space can be used for many things, such as ball fields, park, nature trails. No construction of homes or building will be able to be built on this property, due to it being a former pit. We plan to fill the hole with vegetative debris that is collected from our city routes each week. Only inert materials will be used to fill the pit. No Construction Debris.

### **Future Operations: Inert Material, C&D Landfill, Material Storage**

The city is currently exploring the guideline for C & D Permit. Construction and Demolition Permit (C&D) would allow the city put collect construction items, demolition items that is done in the city and put into the site. Before it could be used as this type of facility, we would have to come in compliance with ADEM to operate the site as such.

The city will also use the facility as a site to store our materials, such as sand, pipe, concrete pipe. Materials we use to work around the city.

### **Daily Operations- Tracey Miller**

- Vegetative Debris (Yard Waste) - The city is currently accepting vegetative debris and storing at our facility located out on Public Works Road. The City of Daphne current have four debris trucks two on any given day picking up vegetative debris bringing maybe 4 to 6 loads, cutting down the number of trucks entering into the pit.

Mrs. Annie Washington (wife of Otis Washington) 27698 Jenkins Lane, Daphne, AL - stated that the dust is so bad in the area that she cannot let her windows up. She also stated that she heard a subdivision would be coming on this property. She also stated that the equipment in the park on Park Drive needs to be updated. The new bathrooms are nice but the equipment needs to be upgraded.

Mr. Johnson replied that no construction could be built on the property that has been acquired by the city, but the owner of a piece that is adjacent to the property located behind the church is working on plans for a subdivision.

Mr. Don Ouellette 7720 Elizabeth Drive, stated he was concerned about the Grand Canyon and the sink holes it might present.

Mr. Johnson stated that we should not have sink holes as you pile more and more materials. When the hole is filled at the end of the project you would put a cap on top.

Mr. James Brown, 7679 Avery Lane, Daphne, AL – stated he was concerned about the road coming through Madison Place to the sports field.

Mr. Johnson said that there is 116 acre plot that is going to be used as a sports park. There will be a playground, splash pad, swim complex at the facility. Tallent Lane and Caroline wood would have road

Mrs. Sara Harris stated that she was concerned about the amount of traffic that would be traveling on Tallent Lane and she would not like to see it connect to Tallent Lane.

Mr. A.J. Hallemann 7812 Eagle Creek Drive stated that he does not want the city to put up a chain linked fence. He does not want a fence.

Mr. Johnson stated that we would use the fence that there or put the same type up as the adjacent property owners.

Mrs. A.J. Hallemann asked if we would be taking out trees to put up a fence.

Mr. Johnson stated that if we need to take out trees we would do so.

Mrs. Sara Harris asked how the Park City residents prevent the city from using Tallent Lane as a connecting street to the new sports complex.

Mr. Johnson answered that the City of Daphne has a very strong community development committee who will thoroughly research the project and will not approve the street if they are not up to par.

Mr. Kenneth Day, 7498 Park Drive, Daphne, AL asked if the site still be usable for inert material. Mr. Johnson stated that it may not be feasible for the city to do this.

Mr. Kenneth Day asked about the traffic flow do to the mulch give away and the number of trucks traveling in and out each day.

Mr. James Pittman stated that he thinks the closure of this operating is great. He want to know when could we expect the green space to be built, what was it going to be built out of, will you use dir and clay out of the pit, will you let other neighboring cities bring in their material to help fill the site, will the city consider putting the fence on the pit side of the trees that are already there so that they will not have to take down any tree buffers.

Mr. Johnson stated that we will look into it. He said that he could not speak on behalf of the city council but they stated that this facility would not be out for open disposal. He said that we would not use the pit dirt to fill the pit, we would fill it with our construction dirt.

Ms. Tracie Brown , 7720 Park Drive, Daphne, AL asked if the gate in from of the entrance would be upgraded and would the city place signs to let people know where the facility was.

Mr. Johnson answered that we did not want to advertise to the public because it was not a site for public use.

Section 22-27-5.2

**Solid waste landfill moratorium.**

- (a)(1) Notwithstanding any provision of law, for a period of 24 months after May 31, 2011, neither the department nor any state or local agency may grant any new permits to a new public solid waste landfill facility which is intended to receive waste not generated by the permittee.
- (2) The 24-month moratorium period is necessary in order to allow the department and the Alabama Department of Public Health to review their duties and responsibilities pursuant to the Solid Wastes and Recyclable Materials Management Act. As appropriate, following this review, the department, with input from the Alabama Department of Public Health, shall make recommendations for necessary legislation or undertake rulemaking to implement enhancement identified during the review period.
- (3) For the purpose of evaluating solid waste landfill management issues facing the state and to allow for the update of the state's comprehensive solid waste management plan to identify and provide for the state's solid waste management needs, there is imposed a moratorium on the issuance by the department of any new permits for new public solid waste landfills which are intended to receive wastes not generated by the permittee as further qualified in subsection (b). The moratorium shall not apply to industrial landfills receiving waste generated in-state only by the permittee.
- (b) The moratorium restriction provided in subsection (a) applies only to any proposed public solid waste landfill facility that has not received its final approval within the department solid waste landfill permitting process and shall include proposed facilities which will meet, upon completion, any of the following criteria regarding capacity, site acreage, or location.
- (1) A proposed capacity in excess of 1,500 tons per day.
- (2) A proposed capacity of 2,000 cubic yards per day or more.
- (3) A site consisting of 500 acres or more.
- (4) When combined with existing or proposed public solid waste landfill facilities located within the same county or counties or within 20 miles thereof, a capacity or site which exceeds the minimum amounts set forth in subdivision (1), (2), or (3).
- (5) A proposed capacity by a new public solid waste landfill which will be more than that reasonably anticipated in the foreseeable future as identified in the local solid waste management plan for the communities located within the county in which the facility is to be located or within 20 miles of the facility.
- (c) The director may waive the limitation imposed by this moratorium for a particular facility upon a finding based upon a joint recommendation by the State Health Officer and the respective host government. The request for waiver shall be initiated by resolution of the governing body of

the jurisdiction which recognizes a potential crisis in solid waste management by public solid waste landfills in the jurisdiction. The resolution shall be adopted at a public meeting of the governing body following publication of at least one notice in a newspaper of general circulation in the area at least 10 days prior to the meeting. The resolution shall request the State Health Officer and the respective host government to determine if the situation poses a threat to human health or the environment within the jurisdiction based upon substantive criteria to be established jointly by the department, the State Health Officer, and the respective host government. In the event the State Health Officer and the host government so certify, the moratorium may be waived and the director may issue a permit for the limited purpose of serving the service area or jurisdiction identified.

*(Act 2011-297, §§1-3.)*

1 HB556  
2 139137-3  
3 By Representatives Baker, Shiver, Brown, Faust, Lee, Chesteen,  
4 Drake, Vance, Jones, Merrill, Gaston, Fincher, Collins,  
5 Nordgren, Harper, McMillan, Thomas, Oden, Wren and Beech  
6 RFD: Commerce and Small Business  
7 First Read: 15-MAR-12

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

ENROLLED, An Act,

To amend Act 2011-297, now appearing as Section 22-27-5.2, Code of Alabama 1975, to extend the prohibition against the permitting of certain new solid waste facilities from May 31, 2013, to May 31, 2014.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Act 2011-297, now appearing as Section 22-27-5.2 of the Code of Alabama 1975, is amended to read as follows:

"§22-27-5.2.

"(a) (1) Notwithstanding any provision of law, ~~for a period of 24 months after May 31, 2011~~ until May 31, 2014, neither the department nor any state or local agency may grant any new permits to a new public solid waste landfill facility which is intended to receive waste not generated by the permittee.

"(2) The ~~24-month~~ moratorium period is necessary in order to allow the department and the Alabama Department of Public Health to review their duties and responsibilities pursuant to the Solid Wastes and Recyclable Materials Management Act. As appropriate, following this review, the department, with input from the Alabama Department of Public Health, shall make recommendations for necessary legislation

1 or undertake rulemaking to implement enhancement identified  
2 during the review period.

3 "(3) For the purpose of evaluating solid waste  
4 landfill management issues facing the state and to allow for  
5 the update of the state's comprehensive solid waste management  
6 plan to identify and provide for the state's solid waste  
7 management needs, there is imposed a moratorium on the  
8 issuance by the department of any new permits for new public  
9 solid waste landfills which are intended to receive wastes not  
10 generated by the permittee as further qualified in subsection  
11 (b). The moratorium shall not apply to industrial landfills  
12 receiving waste generated in-state only by the permittee.

13 "(b) The moratorium restriction provided in  
14 subsection (a) applies only to any proposed public solid waste  
15 landfill facility that has not received its final approval  
16 within the department solid waste landfill permitting process  
17 and shall include proposed facilities which will meet, upon  
18 completion, any of the following criteria regarding capacity,  
19 site acreage, or location.

20 "(1) A proposed capacity in excess of 1,500 tons per  
21 day.

22 "(2) A proposed capacity of 2,000 cubic yards per  
23 day or more.

24 "(3) A site consisting of 500 acres or more.

1           "(4) When combined with existing or proposed public  
2 solid waste landfill facilities located within the same county  
3 or counties or within 20 miles thereof, a capacity or site  
4 which exceeds the minimum amounts set forth in subdivision  
5 (1), (2), or (3).

6           "(5) A proposed capacity by a new public solid waste  
7 landfill which will be more than that reasonably anticipated  
8 in the foreseeable future as identified in the local solid  
9 waste management plan for the communities located within the  
10 county in which the facility is to be located or within 20  
11 miles of the facility.

12           "(c) The director may waive the limitation imposed  
13 by this moratorium for a particular facility upon a finding  
14 based upon a joint recommendation by the State Health Officer  
15 and the respective host government. The request for waiver  
16 shall be initiated by resolution of the governing body of the  
17 jurisdiction which recognizes a potential crisis in solid  
18 waste management by public solid waste landfills in the  
19 jurisdiction. The resolution shall be adopted at a public  
20 meeting of the governing body following publication of at  
21 least one notice in a newspaper of general circulation in the  
22 area at least 10 days prior to the meeting. The resolution  
23 shall request the State Health Officer and the respective host  
24 government to determine if the situation poses a threat to  
25 human health or the environment within the jurisdiction based

1 upon substantive criteria to be established jointly by the  
2 department, the State Health Officer, and the respective host  
3 government. In the event the State Health Officer and the host  
4 government so certify, the moratorium may be waived and the  
5 director may issue a permit for the limited purpose of serving  
6 the service area or jurisdiction identified."

7 Section 2. This act shall become effective  
8 immediately following its passage and approval by the  
9 Governor, or its otherwise becoming law.

1

2

3

4

\_\_\_\_\_  
Speaker of the House of Representatives

5

6

\_\_\_\_\_  
President and Presiding Officer of the Senate

7

House of Representatives

8

I hereby certify that the within Act originated in  
9 and was passed by the House 12-APR-12.

10

11

Greg Pappas

12

Clerk

13

14

15

16

Senate

\_\_\_\_\_  
10-MAY-12

Passed

17

Bill Status for HB556

Regular Session 2012

05/14/2012 08:33 AM

1 Instrument

Not Official Information from the Legislative Offices

Instrument	Sponsor	Subject	In Status	Comm Assigned	Comm Recomm	Last Action Date
HB556	Baker	Environment	H Ready to Enroll			05/10/2012
Solid waste landfill, permits, prohibition against issuance by Alabama Department of Environmental Management and local governments of new permits pursuant to Act 2011-297 extended until after May 31, 2014, Act 2011-297, 2011 Reg. Sess., am'd; Sec. 22-27-5.2 am'd						

## State of Alabama Coastal Impact Assistance Program (CIAP)

The Energy Policy Act of 2005 (Public Law 109-58) was signed into law by President Bush on August 8, 2005. Section 384 of the Act establishes the Coastal Impact Assistance Program (CIAP), which authorizes funds to be distributed to Outer Continental Shelf (OCS) oil and gas producing States for the conservation, protection and preservation of coastal areas, including wetlands. The CIAP legislation appropriated \$250 million per year for fiscal years 2007 through 2010 to be distributed among eligible producing States and the coastal political subdivisions. The State of Alabama is one of six states eligible to receive CIAP funding. In addition to Alabama, other CIAP recipient states include: Alaska, California, Mississippi, Louisiana and Texas.

Governor Bob Riley designated the Alabama Department of Conservation and Natural Resources (ADCNR) as the lead agency for development and implementation of the CIAP. The State Lands Division provides primary day-to-day management of the program for the ADCNR and has coordinated closely with the coastal political subdivisions in development of a CIAP Plan. A CIAP Plan must first be approved by the Bureau of Ocean Energy Management, Regulation and Enforcement (BOEMRE) prior to receiving CIAP funding for any specific project identified in the Plan.

In Alabama, the CIAP eligible recipients are the State of Alabama (through the ADCNR), the Baldwin County Commission and the Mobile County Commission. In total, the state will receive \$51,103,214.08 for fiscal years 2007 and 2008. Of this funding amount, \$33,217,089.16 will be available to the State of Alabama, \$7,894,094.64 will be available to the Baldwin County Commission and \$9,902,030.28 will be available to the Mobile County Commission. This funding will be utilized to implement projects outlined in the CIAP Plan. Approved projects must meet the following authorized uses, as established by Congress:

1. Projects and activities for the conservation, protection or restoration of coastal areas, including wetlands;
2. Mitigation of damage to fish, wildlife or natural resources;
3. Planning assistance and the administrative costs of complying with CIAP;
4. Implementation of a federally approved marine, coastal or comprehensive conservation management plan; and
5. Mitigation of the impact of OCS activities through funding of onshore infrastructure projects and public service needs

## City of Daphne's CIAP Requests

### Tier 1 Project (Approved by ADCNR):

Description: Extensive head cut on an unnamed tributary of D'Olive Creek (Upstream on the same branch of the 2010 project east of CR13 on the Utility Easement) – Project limits are not in corporate limits of the City of Daphne

CIAP Grant Request (2010) – Project Scope: Approximately 833 linear feet of stream restoration at a cost of \$250,000.00

CIAP Grant Under consideration by the BCC (Currently) – Project Scope: Approximately 1750 linear feet of stream restoration at a cost of \$525,000.00

### Tier 2 Project (Approved by ADCNR):

Description: Extensive head cut on an unnamed tributary of Tiawasee Creek (Upstream of the box culverts on Greenwood Court – Lake Forest) – Project limits are not in corporate limits of the City of Daphne

Alternate CIAP Grant Under consideration by the BCC (Currently) – Project Scope: Approximately 1000 linear feet of stream restoration at a cost of \$300,000.00

### Notes:

- 1.) BCC feels that this is a “Daphne Problem”
- 2.) BCC is tired of the Municipalities coming in and wanting the Commission to provide a handout to solve their own problems
- 3.) BCC wants Daphne to only come back if we can demonstrate a financial stake in the project(s)

### Options:

- 1.) Do Nothing – walk away and don't seek the Approved CIAP Grant
- 2.) Return and ask for full funding of either Tier1 or Tier 2 Project with the City covering the cost of Engineering and Project Management
  - a. Tier 1 - \$60,000.00 - \$100,000.00 (Cost of Engineering and PM)
  - b. Tier 2 - \$40,000.00 - \$60,000.00 (Cost of Engineering and PM)
- 3.) Return and ask for the \$250,000.00 for partial funding of either Tier1 or Tier 2 Project with the City covering the remaining cost of construction and the full cost of Engineering and Project Management
  - a. Tier 1 - \$335,000.00 - \$375,000.00 (Remaining Cost)
  - b. Tier 2 - \$90,000.00 - \$110,000.00 (Remaining Cost)

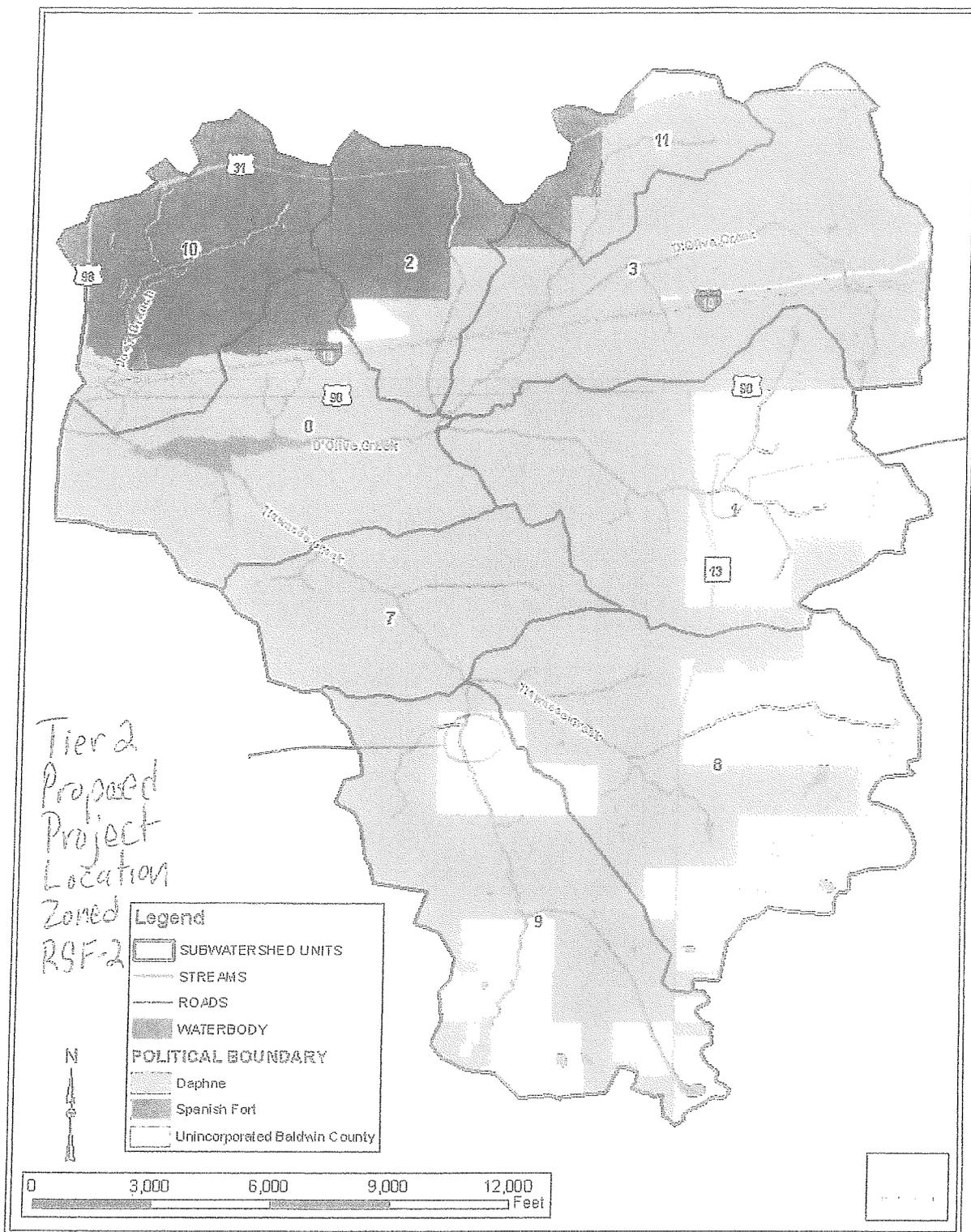


Figure 2-17. Division of Governmental Control of D'Olive Watershed

City of Daphne's CIAP Requests

Tier 1 Project (Approved by ADCNR):

Description: Extensive head cut on an unnamed tributary of D'Olive Creek (Upstream on the same branch of the 2010 project east of CR13 on the Utility Easement) – Project limits are not in corporate limits of the City of Daphne

CIAP Grant Request (2010) – Project Scope: Approximately 833 linear feet of stream restoration at a cost of \$250,000.00

CIAP Grant Under consideration by the BCC (Currently) – Project Scope: Approximately 1750 linear feet of stream restoration at a cost of \$525,000.00

Tier 2 Project (Approved by ADCNR):

Description: Extensive head cut on an unnamed tributary of Tiawasee Creek (Upstream of the box culverts on Greenwood Court – Lake Forest) – Project limits are not in corporate limits of the City of Daphne

Alternate CIAP Grant Under consideration by the BCC (Currently) – Project Scope: Approximately 1000 linear feet of stream restoration at a cost of \$300,000.00

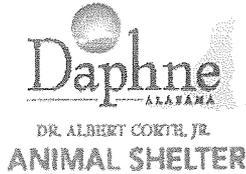
Request: City to pass a resolution of support and commitment stating the City's willingness and ability to share in the cost of either Option 1 or Option 2 for full stream restoration on the below described waterways:

**Option 1 (Preferred)**

<b>Tier 1 Project - Full Stream Restoration</b>						
1100 LF head cut on an unnamed tributary of D'Olive Creek (Upstream on the same branch of the 2010 project east of CR13 on the Utility Easement)						
Construction	Survey/Design/Project Management (Engineering)	Total Project Cost	CIAP (Baldwin County)	City of Daphne	County Portion (Percent)	City Portion (Percent)
\$437,500.00	\$87,500.00	\$525,000.00	\$425,000.00	\$100,000.00	81%	19%

**Option 2 (Will require Baldwin County Commission to move project up to Tier 1)**

<b>Tier 2 Project - Full Stream Restoration</b>						
500 LF head cut on an unnamed tributary of D'Olive Creek (Upstream on the same branch of the 2010 project east of CR13 on the Utility Easement)						
Construction	Survey/Design/Project Management (Engineering)	Total Project Cost	CIAP (Baldwin County)	City of Daphne	County Portion (Percent)	City Portion (Percent)
\$250,000.00	\$50,000.00	\$300,000.00	\$250,000.00	\$50,000.00	83%	17%



# Wish List 2012

## Capital Improvements for Animal Shelter

### Consolidated Fence Company, LLC

Repair damaged chain link mesh wire and 10 posts in existing dog kennel, replace chain link mesh wire on walk gate, reset brackets on wall mount latch and replacement of all panels and fittings.

Fence Repair - **\$3,500**

### Home Depot

Stand alone storage shed to store dog/cat food.

Storage Shed 12x16 - **\$4,491**

Or

12x12 - **\$2,759**

### Sun Flooring

Linoleum/Tile flooring for office area 763 sq.ft or 12x12 tile **\$2.75 ea. ??**

Installation cost  $\$2.69 \times 763$  sq. ft. *Still waiting for this estimate*

**\$4,150.72**

*Paint Contractor: Still waiting for this estimate*

???

### Lowes

5 Gallons of Olympic interior paint

Interior Paint - **\$121.00**

1 Gallon of Olympic trim paint

Trim Paint - **\$26.97**

### Walmart

2 -Fujifilm FinePix S3280 14MP DSLR Cameras w/ Zoom Lens, HD Video Cameras - **\$400.00**

### Hunter Security

Animal Control 4-Close Circuit Cameras/TV Equipment

**\$5,000**

**Approximate Cost:**

**\$20,000**

**City of Daphne**

**PROCLAMATION**

*Public Works Week*

**Whereas**, public works services provided in our community are an integral part of our citizens' everyday lives; and

**Whereas**, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water, sewers, streets and highways, public buildings, and solid waste collection; and

**Whereas**, the health, safety and comfort of this community greatly depends on these facilities and services; and

**Whereas**, the quality and effectiveness of these facilities, as well as their planning, design, and construction, is vitally dependent upon the efforts and skill of public works officials; and

**Whereas**, the efficiency of the qualified and dedicated personnel who staff public works departments is materially influenced by the people's attitude and understanding of the importance of the work they perform,

Now, therefore, I, Mayor Bailey Yelding, Jr., Mayor of the City of Daphne, do here by proclaim the week of May 21 – 25, 2012 as,

**“National Public Works Week”**

in the City of Daphne, and I call upon all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions which public works officials make every day to our health, safety, comfort, and quality of life.

In witness whereof, I have hereunto set my hand and caused the Seal of the City of Daphne, Alabama to be affixed on this 21<sup>st</sup> day of May, 2012.



*Bailey Yelding Jr.*  
Bailey Yelding, Jr., Mayor

Attest:

\_\_\_\_\_  
David Cohen, City Clerk

## Rebecca Hayes

---

**Subject:** FW: Relay for Life Update  
**Attachments:** 2012 City of Daphne Employee's Team.jpg

---

**Subject:** Relay for Life Update

1<sup>st</sup> thing, for those of you on Facebook, please click the link below and “Like” our team page. Please also share this page with your friends and family. We need to build up an audience so that we can post fundraising events online. We have photos of the event on there.

<http://www.facebook.com/#!/pages/Relay-for-Life-City-of-Daphne-Employees-Team/189248987850443>

The grand total of funds raised was **\$4,780.98!** Great job to everyone!!

The awards that we won that night are as follows:

Mission Delivery Award (The team who has the best display of cancer facts at its campsite and any other mission delivery information)

Relay Achievement Award (This award is given to a returning team who has demonstrated dedication and support of the Relay for Life and American Cancer Society)

Overall Team Challenge Award (These awards go to the teams that win the survivor team activities)

1<sup>st</sup> Runner up for Costumes (Happy Days won first place)

2<sup>nd</sup> Runner up for Funds Raised (Providence United Methodist \$8,608, Grand Hotel \$6,326)

Daphne Utilities and their Dirty Jobs site won for Best Campsite.

**CITY COUNCIL MEETING  
STANDING COMMITTEE RECOMMENDATIONS:**

**FINANCE COMMITTEE REPORT**

**BUILDINGS & PROPERTY COMMITTEE REPORT**

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

**PUBLIC SAFETY/ORDINANCE COMMITTEE REPORT**

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

**CITY OF DAPHNE**  
**FINANCE COMMITTEE MINUTES**  
**May 14, 2012**  
**4:00 P.M.**

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

The meeting was called to order at 4:01 pm. Present were Chairman Derek Boulware, Councilman Ron Scott, Councilwoman Tommie Conaway, Deputy Finance Director Christine Ciancetta, Senior Accountant Suz anne Henson, and Accountant Donna Page.

Finance Director Kim Briley was absent.

Also in attendance were Mayor Bailey Yelding, Public Works Director Richard Johnson, Civic Center Director Margaret Thigpen, Revenue Officer Heather Gywnn, Building Maintenance Supervisor Frank Barnett, and Human Resources Payroll/Benefits Coordinator Sherree Hilburn.

**II. PUBLIC PARTICIPATION**

There was no public participation.

**III. HUMAN RESOURCES BUSINESS**

**Update on Human Resources Department Activity**

Ms. Sherree Hilburn presented the Human Resources activity update. A PT Library Aide was hired April 26, 2012 and 106 applications have been received and are being reviewed for the Accounting Technician position.

The Safety Committee meeting was held April 25, 2012, and it was discussed that there will be mock fire drills at various City facilities during the month of May. The next Safety Committee meeting will be May 23, 2012 at 10 a.m.

Ms. Hilburn reported on the following HR department projects:

Benefits Fair scheduled for August 1 – Committee meetings began in April  
Relay for Life – May 11, 2012 (approximately \$4,000 raised)  
Employee training of FMLA, Worker’s Comp, and Short Term Disability in May and June

Market Analysis of Job Classifications / Pay Scale. Ms. Hilburn noted the current pay scale used was established from a 2004 market analysis. A new market analysis of job classifications was presented by Chip King, Regional Director of the Archer Co. Implementation expense of the new pay scale for City employees is estimated at less than 1% of total annual salaries. This includes the salary adjustment for 174 employees and does not affect the Public Safety pay scale, since the analysis showed salaries for Police Officers and Firefighters are above market average. Only the salaries for Police Chief, Fire Chief, and Battalion Chief are below market average. *(The pay scale for Public Safety was established in April 2007 with a 6.04% annual increase.)*

Mr. Scott stated that he would like to see us increase the ranges be established if the study recommends it, but not have any financial implementation until FY 2013. Mr. Scott noted that several employees are at the top of their ranges and even if step increases were implemented these employees would not ever get an increase so re-establishing the pay ranges would address this issue. Ms. Ciancetta discussed she was working on the pay scale information and discussed options that would bring all departments under the same pay scale.

Ms. Hilburn also discussed the requested ordinance amending the City’s Employee Handbook Section 9.3.3 concerning holiday pay *(changing the wording from work day to 8 work hours)* and Section 9.4.4.2 covering bereavement leave.

## **IV. CURRENT BUSINESS**

### **A. Financial Reports**

#### 1. Treasurer's Report: April 30, 2012

The Treasurer's Report totaling \$19,534,218.50 was presented. Ms. Henson noted that the new 2012 Construction warrant in the amount of \$3,008,006.73 is included. It was discussed that the ALDOT reimbursement of \$470,000 has not yet been received.

***Motion by Ms. Conaway to accept the Treasurer's Report as of April 30, 2012, in the amount of \$19,534,218.50. Seconded by Mr. Scott. Motion carried.***

#### 2. Sales and Use Taxes: March 31, 2012

Sales and Use Tax Collected for March 2012	-	\$1,013,135
Sales and Use Tax Budgeted for March 2012	-	<u>\$ 996,615</u>
Over Budget (for March)	-	\$ 16,520

YTD Budget Collections Variance – Over Budget - \$63,493

#### 3. Lodging Tax Collections, March 31, 2012

The Lodging Tax Collections report shows \$70,058.33 collected for March 2012.

#### 4. Summary Report: Revenues, Expenditures, & Changes in Fund Balance - September 30, 2011

The pre-close Statement of Revenues, Expenditures & Changes in Fund Balance at September 30, 2011 was presented showing expenditures over revenues for FY 2011 of (\$758,296), and an unreserved fund balance of \$11,429,899.

#### 5. Summary Report: Revenues, Expenditures, & Changes in Fund Balance – March 31, 2012

The Summary Statement of Revenues, Expenditures, & Changes in Fund Balance at March 31, 2012 was presented showing expenditures over revenues of (\$1,148,127), and an unreserved fund balance of \$10,281,772. It was discussed that with the approved budget adjustments not yet spent, the unreserved fund balance will be reduced to \$8,793,978.

Ms. Ciancetta noted that Ms. Briley does not recommend allowing the unreserved fund balance get below \$8,000,000. Mr. Scott stated that he prefers a balance of \$9,000,000. Mayor Yelding handed out his recommendations to the Committee members for their review for capital expenditures while maintaining an \$8,000,000 balance.

#### 6. Schedule of FY 12 Budget Adjustments

A schedule of General Fund FY 12 budget adjustments made to date totaling \$2,679,923 was presented.

#### 7. Report: New Business Licenses – April 2012

The list of new businesses, and businesses closed, in April was presented.

#### 8. Bills Paid Reports – April 2012

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

### **B. Appropriation Request**

1. Lodging Tax Fund – Recreation Loan

➤ Daphne Sports Complex – Entrance Road, Phase 1 - \$831,207 (including eng/testing \$104,900)

Discussion was made that Recreation should complete repayment of the previous loan they received from Lodging tax this fiscal year. They want to use another \$831,207 from Lodging Tax for development of the FY 2012 Capital Parks & Recreation Improvement Project – Daphne Sports Complex, Phase 1, and repay it from their Lodging Tax monthly allocations in the same manner. This covers the construction cost for Phase 1 of \$726,307, construction engineering inspection & testing of \$90,900, and material testing of \$14,000. Ms. Henson noted that Mr. McKelroy provided Recreation Board minutes showing a favorable recommendation for the project. Mr. Johnson noted that engineering estimates were over \$1,000,000, but the competitive bidding resulted in a low bid for construction cost of \$726,307. He discussed that engineering costs are high because this is turning woodlands into a developed site, including streets, sewer, water, etc. He thinks that once this project is started, there may be potential for grant applications under the Restore Act.

Three bids were received for this project, with HMR and staff recommending the low bid of \$726,307 from SJ&L be accepted.

***Motion by Mr. Scott to recommend Council adopt an ordinance appropriating \$831,207 Loan from Lodging Tax to be used for FY 2012 Capital Parks & Recreation Improvement Project – Daphne Sports Complex, Phase 1, to be repaid from Recreation’s monthly allocation of Lodging Tax funds, and adopt a resolution awarding bid 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD to SJ&L in the amount of \$726,307. Seconded by Ms. Conaway. Motion carried.***

2. Seven Cent Gas Tax

➤ Douglas Road Resurfacing - \$20,430

It was discussed that this is a qualified expense from the Seven Cent Gas Tax fund. Costs include \$7,172 construction cost, \$12,631.25 cost of asphalt from bid, and \$627 material testing. Five bids were received, with the low quote of \$7,172 from American Asphalt recommended.

***Motion by Mr. Scott to recommend Council adopt an ordinance appropriating \$20,430 from Seven Cent Gas Tax for Douglas Road Resurfacing, and accept the quote from American Asphalt in the amount of \$7,172. Seconded by Ms. Conaway. Motion carried.***

3. General Fund

➤ Honoring Alabama Wounded Warriors, Disabled Veterans, & Families - \$250 - \$2,000

The request from Perry Hooper Sr. for a donation to the Alabama Wounded Warriors, Disabled Veterans, and the families of Fallen Service Members was discussed. Mayor Yelding noted that all FY 12 contribution funds have been used. Ms. Ciancetta will check the Council member’s budget balances so they can consider donating from their funds.

➤ Search & Rescue – (2) Skiffs – \$50,000 - Discuss Ownership

Mr. David Webb with Daphne Search & Rescue presented their request for help with the purchase of two Carolina skiffs. Mr. Boulware asked if BP Oil Spill monies could be used for this. Mayor Yelding requested Mr. Webb provide a list of prioritized equipment they need and he will get with Mr. Chip Martin to submit a re-appropriation request to use BP monies for these purchases. Ms. Henson noted that there may be a stipulation that the City owns the equipment, and the City will provide insurance coverage on it.

- Library Roof Water Test & Repairs - \$2,400

Mr. Frank Barnett noted that this repair is needed to stop leaks and address the current problems, but it doesn't make the 14 year old roof whole.

***Motion by Ms. Conaway to recommend Council adopt an ordinance appropriating \$2,400 for Library roof water test and repairs. Seconded by Mr. Scott. Motion carried.***

### **C. Negotiate Bid: Sod & Hay – Woerner Turf**

No bids were received for the Sod & Hay bid, so three vendors were contacted to negotiate pricing. Only one, Woerner Turf, gave a price. (1.45 /yd) Mr. Johnson noted that we would not want to go outside the County because we pick up our own sod to save on delivery costs.

***Motion by Ms. Conaway to recommend Council adopt a resolution accepting the negotiated bid from Woerner Turf for sod at \$1.45 /yd. Seconded by Mr. Scott. Motion carried.***

### **D. State of Alabama: 2012 Severe Weather Preparedness Tax Holiday – July 6– 8, 2012**

The Severe Weather Preparedness Tax Holiday scheduled in the State for July 6 – 8, 2012, was discussed. Ms. Heather Gywnn noted that items covered include plywood, batteries, etc., and that individual items cannot cost over \$1,000.

***Motion by Ms. Conaway to recommend Council adopt a resolution approving the City's participation in the State of Alabama Severe Weather Preparedness tax holiday scheduled for July 6 – 8, 2012. Seconded by Mr. Scott. Motion carried.***

### **E. Discuss Accepting Online Credit Card Donations for Animal Shelter & Libraries**

Mr. Mike Allen with Alpha & Omega Processing presented their proposal to give the Animal Shelter and the Library the ability to accept on-line credit card donations. The initial set-up costs would be \$985 for each (total \$1,970) and then monthly fees based on number of transactions, estimated at \$45.63 annually for the Animal Shelter, and \$109.50 annually for the Library. There is also a \$35 monthly service fee for each, which will be waived by Alpha & Omega Processing since this is a donation process.

It was discussed that donations should increase if the ability to donate on-line is provided. Ms. Ciancetta discussed that this would be the beginning of the City accepting credit cards, and will provide a base which can be built upon to develop further credit card usage.

***Motion by Mr. Boulware to recommend Council adopt an ordinance appropriating \$1,970 for set-up costs for the Animal Shelter and Library to accept on-line credit card donations. Seconded by Ms. Conaway. Motion carried.***

### **F. Declare City Property Surplus:**

- Metal from Old PW/CD Building behind City Hall
- Vicon Spreader PS203

***Motion by Ms. Conaway to recommend Council adopt a resolution declaring the listed property surplus and authorizing the Mayor to dispose of such property. Seconded by Mr. Scott. Motion carried.***

## **G. FYI: 1972 GM General Military Surplus Vehicle Returned to the Military**

Ms. Henson reported that Military Surplus requested their 1972 GM 2.5 ton truck (*vehicle #172*) that was being used by the Police department be returned. It was returned to Eglin AFB by Captain Danny Bell on April 23, 2012.

## **V. Old Business**

## **VI. ADJOURN**

The meeting was adjourned at 5:24 p.m.

Bailey Yelding, Jr.  
Mayor

Vickie Hinman  
Human Resources Director



*The Jubilee City*

Sherree Hilburn  
Payroll and Benefits Coordinator

Michele Hanson  
Human Resources Assistant

May 9, 2012

**HUMAN RESOURCES DEPARTMENT**  
**ACTIVITY REPORT**

**Positions**

**Status**

*PT Library Aide*

*Date of Hire: 4/26/2012*

*Accounting Technician*

*106 Applications - Reviewing*

**Safety Committee Meeting** was held on April 25, 2012:

There will be mock fire drills held at various City facilities within the month of May.

*Next safety committee meeting will be May 23, 2012 at 10:00 a.m.*

Human Resources Project:

- Policy Revisions- (Holiday Pay and Bereavement Leave policies)
- Benefits Fair scheduled for August 1 - Committee meetings began in April
- Relay for Life – May 11, 2012
- Employee training on FMLA, Worker's Comp., and Short Term Disability in May and June
- The pay scale currently being used by City employees' was established from a 2004 market analysis. A new market analysis of job classifications was presented by Chip King, Regional Director of The Archer Co. at the work session on April 9, 2012. The implementation expense of the new pay scale for City employees is estimated at less than 1% of total annual salaries. This amount includes the salary adjustments for 174 employees and does not affect the Public Safety pay scale. The market analysis presented on April 9, 2012 showed salaries for Police Officers and Firefighters are above market average. Whereas, the market analysis data showed the salaries for Police Chief, Fire Chief, and Battalion Chief are below market average. The Finance Department is still working on the analysis and comparison of pay scales to include Public Safety. *\*(The pay scale for Public Safety was established in April 2007 (Ordinance 2007-12). The implemented expense to fund the Public Safety pay scale for April- September of 2007 was \$361,235(6.04% annual increase) and affected (78) Public Safety employees from the Police and Fire department.)*

Human Resources Department  
P.O. Box 400 Daphne, Alabama 36526  
Phone: (251) 621-3075 <sup>46</sup> Fax: (251) 621-4506

CITY OF DAPHNE  
ORDINANCE NO.: 2012-\_\_\_\_

---

AN ORDINANCE TO AMEND SECTIONS 9.3.3 AND 9.4.4.2 OF THE CITY'S  
EMPLOYEE HANDBOOK

---

**WHEREAS**, the City Council of the City of Daphne, after due consideration believes that certain revisions to the City of Daphne Employee Handbook are necessary for the proper administration of said Handbook and the policies contained therein; and

**WHEREAS**, said revisions to the Employee Handbook will enable the City to more easily facilitate and administer provisions of the Employee Handbook in order to benefit the health, safety, and welfare of its employees;

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

**SECTION I: REVISION TO SECTION 9.3.3**

That Section 9.3.3 of the Employee Handbook, be and is hereby deleted in its entirety and is replaced as follows:

9.3.3 Holiday Pay. All eligible employees will receive holiday pay in lieu of their regular pay for all city holidays. The amount of holiday pay paid to each employee will be based upon an eight (8) hour work day. If an employee is a twelve (12) or twenty four (24) hours shift employee and takes the holiday off, the employee will be paid eight (8) hour holiday with the remaining hours as vacation, sick, or leave without pay, whichever is applicable. If a non-exempt employee is required to work the holiday, he will receive both holiday pay and pay for the hours he actually works. The pay that he receives for the hours worked will be calculated at his regular rate of pay. An exempt employee will not be paid for the hours he works on a holiday, since he is paid a salary for accomplishing his assigned job. However, he may take time off at a later date, with the concurrence of his supervisor.

**SECTION II: REVISION TO SECTION 9.4.4.2**

That Section 9.4.4.2 of the Employee Handbook, be and is hereby deleted in its

entirety and is replaced as follows:

9.4.4.2. Bereavement. Bereavement leave is intended to provide an eligible employee time off with pay for purposes of attending to personal matters associated with the death of a close family member and/or for attending a family member's funeral. Up to twenty four (24) hours of bereavement leave will be granted an employee who has a death in his immediate family. Immediate family is defined as follows: Spouse, children, parents, grandparents, grandchildren, brothers, sisters, or the equivalent relations of the employee's spouse. Included within the definition of family are those persons who live with the family as a member of the family whether related or not. If additional time off is required beyond the bereavement leave days authorized, an employee may request vacation leave or leave without pay.

### **SECTION III: REPEALER**

That any Ordinance, or parts thereof, heretofore adopted by the City Council of Daphne, Alabama, which is in conflict with this Ordinance be and is hereby repealed to the extent of such conflict.

### **SECTION IV: SEVERABILITY**

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

### **SECTION V: EFFECTIVE DATE.**

This Ordinance shall take effect and be in force from and after the date of its approval by the City Council of the City of Daphne and publication as required by law.

**ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2012.**

\_\_\_\_\_  
**CATHY BARNETTE,  
CITY COUNCIL PRESIDENT**

\_\_\_\_\_  
BAILEY YELDING, JR.,  
MAYOR

ATTEST:

\_\_\_\_\_  
DAVID COHEN,  
CITY CLERK, MMC

# TREASURER'S REPORT

As of April 30, 2012

TO: FINANCE COMMITTEE

FROM: KIMBERLY BRILEY, FINANCE DIRECTOR/TREASURER

ACCT TITLE	BANK	BALANCE
<b>GENERAL FUND &amp; ENTERPRISE FUNDS</b>		
MMA ACCT	COMPASS	\$6,785,037.54
OPERATING ACCT	COMPASS	(\$274,407.94)
PAYROLL ACCT	COMPASS	\$0.00
		\$6,510,629.60
<b>INVESTMENT FUND</b>	RAYMOND JAMES	\$5,128,981.74
	(investment \$4,828,875.15)	
 <b>AGENCY FUNDS</b>		
MUNICIPAL COURT	COMPASS	\$395,700.05
 <b>SPECIAL REVENUE FUNDS</b>		
SAIL SITE	PNC BANK	\$8,545.04
4 CENT GAS TAX	PNC BANK	\$387,055.39
7 CENT GAS TAX	PNC BANK	\$340,734.82
		\$736,335.25
 <b>CAPITAL PROJECT FUNDS</b>		
CAPITAL RESERVE	WELLS FARGO	\$1,369,845.13
2006 CONSTRUCTION	WELLS FARGO	\$715,264.38
2012 CONSTRUCTION	REGIONS	\$3,008,006.73
		\$5,093,116.24
 <b>DEBT SERVICE FUNDS</b>		
DEBT SERVICE	WELLS FARGO	\$1,431,199.25
2006 DEBT SERVICE	PNC	\$238,256.37
		\$1,669,455.62
		\$19,534,218.50

PRIOR YEAR BALANCE

April 30, 2011

50

\$21,272,169.63

# SALES & USE TAXES

## ACTUAL COLLECTIONS

	2004	2005	2006	2007	2008	2009	2010	2011	2012	Actual-2012	Budget	Monthly Variance	YTD Variance	% of Budget
October	697,830.58	833,700.71	932,634.66	944,542.36	867,190.18	806,503.85	764,641.13	800,512.03	864,730.85	864,730.85	817,268	47,462.71	47,462.71	5.81%
November	710,788.74	814,666.03	901,512.38	918,837.95	915,890.97	801,075.91	761,955.37	819,834.09	845,163.53	845,163.53	836,995	8,168.89	55,631.60	0.98%
December	941,151.87	1,091,073.78	1,168,443.68	1,182,584.39	1,120,005.09	1,078,330.45	1,004,037.20	1,121,383.45	1,168,626.69	1,168,626.69	1,144,856	23,770.74	79,402.34	2.08%
January	687,083.68	771,837.83	887,468.11	914,876.33	822,020.87	755,541.41	723,504.28	817,230.14	809,785.59	809,785.59	834,336	(24,550.60)	54,851.74	-2.94%
February	688,421.54	788,825.08	878,123.66	877,975.60	865,625.83	748,620.87	733,335.60	840,768.01	850,487.86	850,487.86	858,367	(7,878.89)	46,972.85	-0.92%
March	848,156.86	917,832.17	1,081,774.83	1,071,598.38	988,616.04	863,535.78	916,657.55	976,181.39	1,013,134.91	1,013,134.91	996,615	16,520.35	63,493.20	1.66%
April	752,039.55	863,144.81	968,760.72	960,140.54	963,691.85	823,173.33	809,588.73	916,536.59			935,721			
May	757,610.49	867,446.44	1,000,424.48	1,021,498.14	957,167.20	829,099.81	862,254.54	889,945.33			908,573			
June	818,209.20	982,863.46	1,024,091.07	1,066,433.92	997,274.15	868,309.52	887,262.68	946,355.76			966,165			
July	803,051.14	908,576.13	941,407.68	993,216.66	888,690.34	808,113.93	839,192.33	901,772.80			897,527			
August	745,320.33	869,818.11	950,539.01	954,421.57	964,626.26	831,984.35	790,713.80	888,624.95			848,627			
September	830,260.80	998,476.08	967,616.16	965,107.35	918,551.15	825,257.74	841,035.40	863,510.67			899,386			
<b>Totals</b>	<b>9,289,924.78</b>	<b>10,708,260.63</b>	<b>11,702,796.44</b>	<b>11,871,233.19</b>	<b>11,279,349.93</b>	<b>10,039,546.95</b>	<b>9,934,178.61</b>	<b>10,782,655.21</b>	<b>5,551,929.43</b>	<b>5,551,929.43</b>	<b>10,944,435</b>	<b>63,493.20</b>		

## FY 2012 BUDGET/ACTUAL COMPARISONS

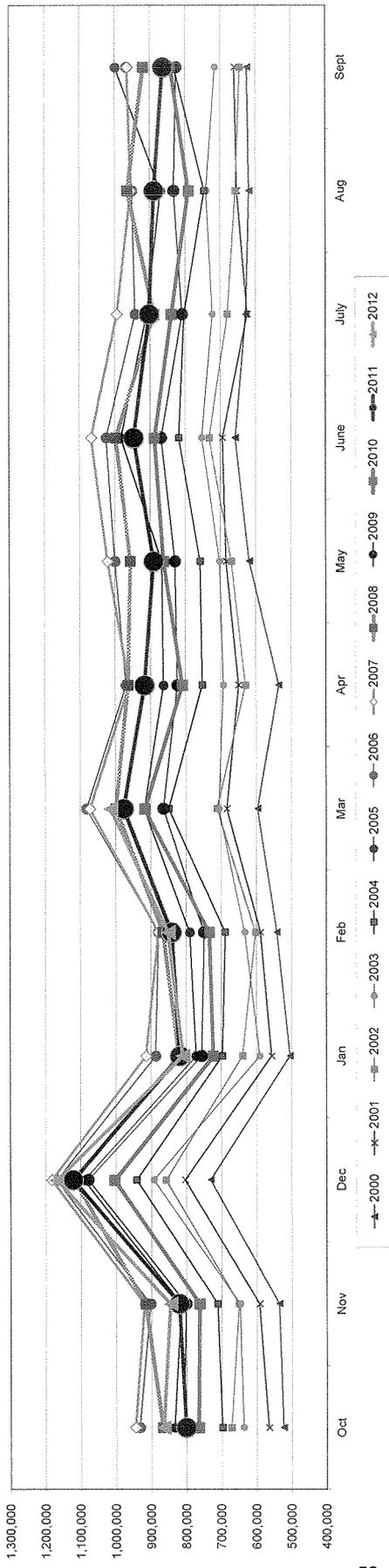
## FISCAL YEAR COMPARISONS

	2004-2005	2005-2006	2006-2007	2007-2008	2008-2009	2009-2010	2010-2011	2011-2012	2012-2013	2013-2014	2014-2015	2015-2016	2016-2017	2017-2018	2018-2019	2019-2020	2020-2021
October	135,870.13	98,933.95	11,907.70	(77,352.18)	(60,686.33)	(41,862.72)	35,870.90	64,218.82	October	11.87%	11.87%	11.87%	11.87%	11.87%	11.87%	11.87%	11.87%
November	103,877.29	86,846.35	17,325.57	(2,946.98)	(114,815.06)	(39,120.54)	57,878.72	25,329.44	November	10.66%	10.66%	10.66%	10.66%	10.66%	10.66%	10.66%	10.66%
December	149,921.91	77,369.90	14,140.71	(62,579.30)	(41,674.64)	(74,293.25)	117,346.25	47,243.24	December	7.05%	7.05%	7.05%	7.05%	7.05%	7.05%	7.05%	7.05%
January	74,754.15	115,630.28	27,408.22	(92,855.46)	(66,479.46)	(32,037.13)	93,725.86	(7,444.55)	January	14.98%	14.98%	14.98%	14.98%	14.98%	14.98%	14.98%	14.98%
February	100,403.54	89,298.58	(148.06)	(12,349.77)	(17,004.96)	(15,285.27)	107,432.41	9,719.85	February	11.32%	11.32%	11.32%	11.32%	11.32%	11.32%	11.32%	11.32%
March	69,675.31	163,942.66	(10,176.45)	(72,982.34)	(135,080.26)	53,121.77	59,523.84	36,953.52	March	17.86%	17.86%	17.86%	17.86%	17.86%	17.86%	17.86%	17.86%
April	111,105.26	105,615.91	(8,620.18)	3,551.31	(140,518.52)	(13,584.60)	106,947.86	-	April	12.24%	12.24%	12.24%	12.24%	12.24%	12.24%	12.24%	12.24%
May	109,835.95	132,978.04	21,073.66	(64,330.94)	(128,067.39)	33,154.73	27,690.79	-	May	15.33%	15.33%	15.33%	15.33%	15.33%	15.33%	15.33%	15.33%
June	164,654.26	41,227.61	42,342.85	(69,159.77)	(128,964.63)	18,953.16	59,093.08	-	June	4.13%	4.13%	4.13%	4.13%	4.13%	4.13%	4.13%	4.13%
July	105,524.99	32,831.55	51,808.98	(104,526.32)	(80,576.41)	31,078.40	62,580.47	-	July	3.61%	3.61%	3.61%	3.61%	3.61%	3.61%	3.61%	3.61%
August	124,497.78	80,720.90	3,882.56	10,204.69	(132,641.91)	(41,270.55)	97,911.15	-	August	9.25%	9.25%	9.25%	9.25%	9.25%	9.25%	9.25%	9.25%
September	168,215.28	(30,859.92)	(2,508.81)	(46,566.20)	(93,293.41)	15,777.66	-	-	September	-3.09%	-3.09%	-3.09%	-3.09%	-3.09%	-3.09%	-3.09%	-3.09%
<b>Annual \$ Change</b>	<b>1,418,335.85</b>	<b>994,535.81</b>	<b>168,436.75</b>	<b>(591,883.26)</b>	<b>(1,239,802.98)</b>	<b>(105,368.34)</b>	<b>826,001.33</b>	<b>176,020.32</b>	<b>Annual % Change</b>	<b>9.25%</b>	<b>-4.99%</b>	<b>-10.99%</b>	<b>-1.05%</b>	<b>8.31%</b>			

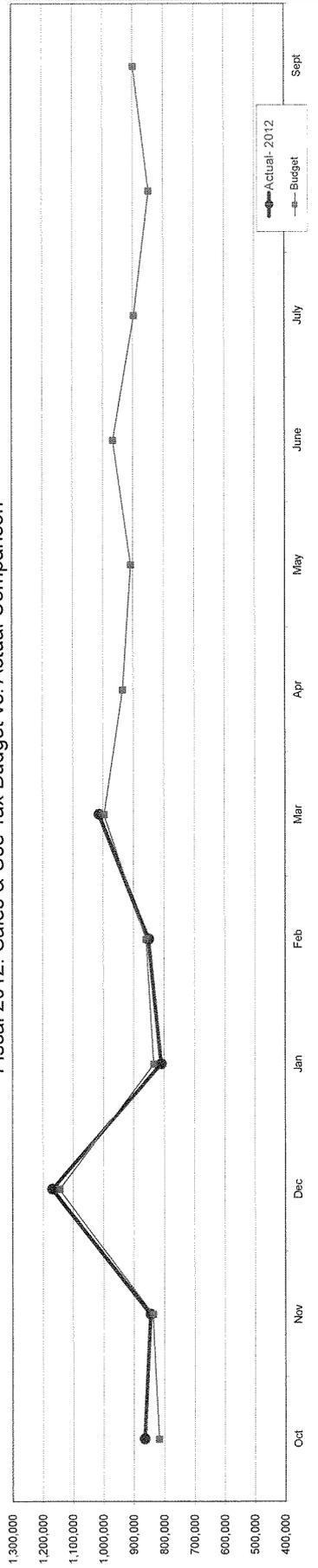
TOTAL collections: FY 11	10,782,655
TOTAL est. bdgt colli: FY 12	10,944,435
Budgeted Dollar Variance 11 & 12	161,780
Budgeted Percent Variance 11 & 12	1.50%

TOTAL collections thru: 3-31-12	5,551,929
Budgeted thru: 2-29-12	5,488,436
Actual Colli-(s) Budget: 9-30-12	63,493
% Over/(Under) Budget: 9-30-12	1.16%

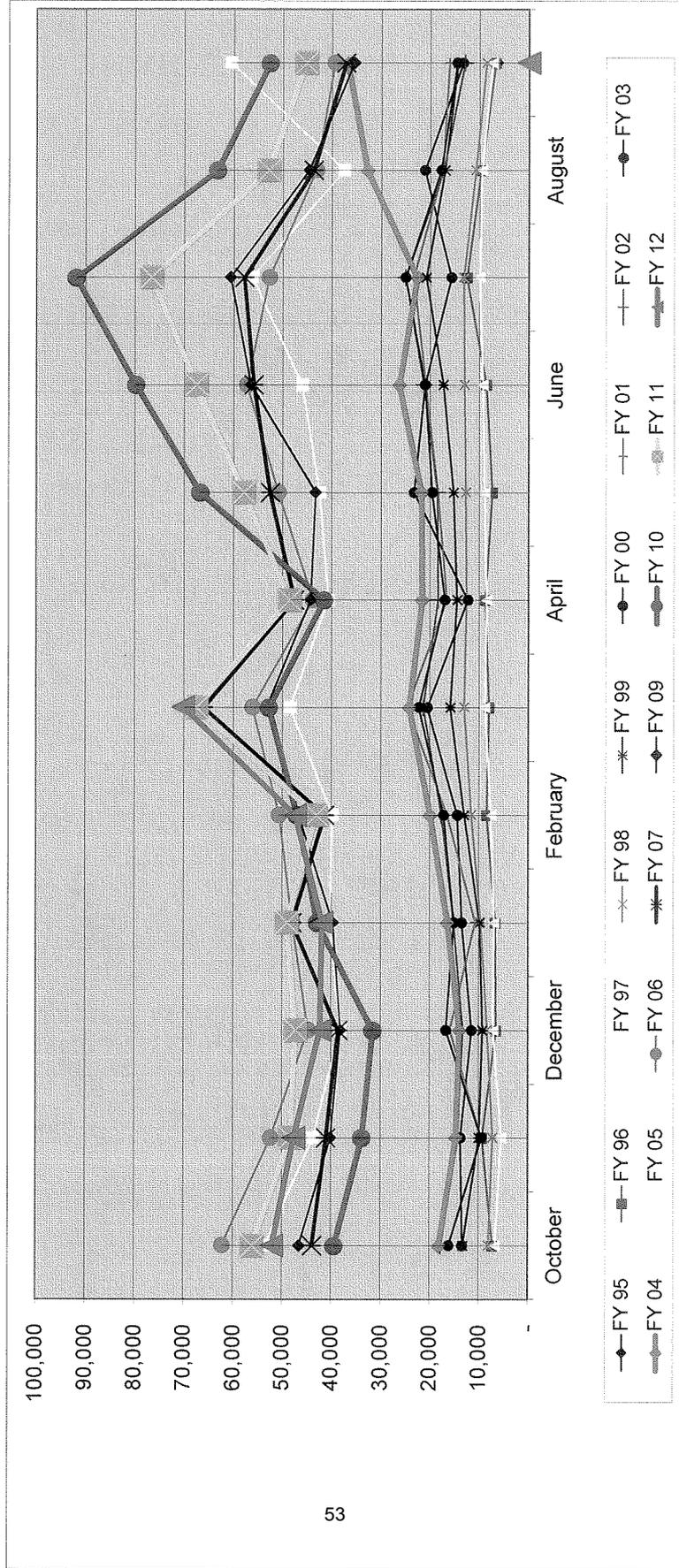
### Sales & Use Tax Comparisons



### Fiscal 2012: Sales & Use Tax Budget vs. Actual Comparison



### Monthly Lodging Tax Collections



**TO:** Mayor Yelding  
Finance Committee

**FROM:** Kim Briley, Finance Director



**DATE:** May 10, 2012

**RE:** Preliminary Financial Results

September 30, 2011

March 31, 2012

Schedule of General Fund Budget Amendments

Attached are the above three reports for your use. The close is still a few weeks out, but these statements are correct in all material respects.

**GENERAL FUND**

Summary Statement of Revenues and Expenditures  
For the Month Ended September 30, 2011

with comparatives: 9-30-2005; 9-30-2006; 9-30-2007; 9-30-2008; 9-30-2009; and 9-30-2010

Preclose

	9/30/2005	9/30/2006	9/30/2007	9/30/2008	9/30/2009	9/30/2010	9/30/2011	Adopted Budget	Amended Budget	Budgetary Variance Over/(Under)	% Budget
<b>Revenues</b>											
Sales, Use, & Luxury Taxes	11,277,480	12,288,352	12,465,597	11,905,876	10,696,734	10,613,491	11,440,013	10,463,000	10,463,000	977,013	9%
Payment in Lieu of Taxes	1,239,320	1,475,563	1,716,258	1,861,149	2,046,309	1,952,460	2,269,687	2,000,000	2,000,000	269,687	13%
Ad Valorem Taxes	3,015,895	3,496,126	3,703,278	4,322,745	5,539,305	5,603,130	5,048,884	4,864,000	4,864,000	184,884	4%
Licenses & Permits	1,811,698	2,015,129	2,434,848	2,348,757	1,913,500	1,733,817	1,832,739	1,581,725	1,587,975	244,764	15%
Other Revenues	1,225,379	1,881,621	1,733,464	1,619,095	1,608,088	1,787,048	2,084,718	1,564,117	1,895,943	188,775	12%
<b>Total Revenues</b>	<b>18,569,772</b>	<b>21,156,792</b>	<b>22,053,444</b>	<b>22,057,622</b>	<b>21,803,936</b>	<b>21,689,946</b>	<b>22,676,041</b>	<b>20,472,842</b>	<b>20,810,918</b>	<b>1,865,123</b>	<b>9%</b>
<b>Expenditures</b>											
<b>General Government</b>											
Personnel	1,478,445	1,591,656	1,743,498	1,882,365	1,918,785	1,843,561	1,791,624	1,863,500	1,890,760	(99,136)	-5%
Operating	901,943	1,016,114	1,084,191	1,242,472	1,380,362	1,104,620	1,242,523	1,238,597	1,267,471	(24,948)	-2%
Capital	47,287	385,151	289,663	38,979	70,862	-	22,424	-	22,389	35	#DIV/0!
	2,427,676	2,992,922	3,117,352	3,163,815	3,370,010	2,948,180	3,056,572	3,102,097	3,180,620	(124,048)	-4%
Public Safety	4,319,641	4,797,314	5,739,443	6,812,672	7,221,736	7,396,224	7,317,862	7,550,256	7,531,992	(214,130)	-3%
Operating	946,007	1,257,227	1,343,623	1,380,301	1,299,083	1,020,103	1,105,799	977,921	1,100,572	5,227	1%
Capital	316,302	382,399	497,153	402,122	133,120	168,939	507,512	-	503,675	3,837	#DIV/0!
	5,581,949	6,436,940	7,580,219	8,595,095	8,653,939	8,585,266	8,931,173	8,528,177	9,136,239	(205,066)	-2%
Public Works	2,016,411	2,085,262	2,263,382	2,113,505	2,270,754	2,208,728	2,220,588	2,354,542	2,356,635	(136,047)	-6%
Operating	1,219,722	1,219,925	1,326,219	1,394,966	1,218,529	1,008,791	1,162,020	1,346,257	1,335,241	(173,221)	-13%
Capital	514,648	1,474,150	628,614	337,263	238,530	1,084,373	345,513	-	208,469	137,044	#DIV/0!
	3,750,781	4,779,337	4,218,216	3,845,735	3,727,812	4,301,892	3,728,121	3,700,799	3,900,345	(172,224)	-5%
Parks & Recreation	974,289	1,004,205	1,083,545	1,252,573	1,266,536	1,198,270	1,162,539	1,251,207	1,251,207	(88,668)	-7%
Operating	742,554	702,286	616,264	690,660	601,899	589,364	694,032	623,993	728,679	(34,647)	-6%
Capital	90,809	121,234	256,357	234,388	260,541	478,179	425,739	176,000	375,487	50,252	29%
	1,807,653	1,827,725	1,956,166	2,177,620	2,128,976	2,265,813	2,282,310	2,051,200	2,355,373	(73,063)	-4%
<b>Total Departmental</b>	<b>8,786,786</b>	<b>9,478,437</b>	<b>10,829,868</b>	<b>12,061,115</b>	<b>12,677,811</b>	<b>12,646,782</b>	<b>12,492,613</b>	<b>13,019,505</b>	<b>13,030,594</b>	<b>(537,981)</b>	<b>-4%</b>
Operating	3,810,226	4,195,552	4,370,297	4,708,399	4,499,873	3,722,878	4,204,374	4,186,768	4,431,963	(227,589)	-5%
Capital	969,046	2,362,934	1,671,788	1,012,752	703,052	1,731,491	1,301,188	176,000	1,110,020	191,168	109%
	13,568,059	16,036,924	16,871,953	17,782,265	17,880,737	18,101,151	17,998,175	17,382,273	18,572,577	(574,402)	-3%
<b>Other Financing Sources &amp; Uses</b>											
Debt Proceeds	-	-	-	-	146,678	506,969	-	-	-	-	-
Transfers to Debt Service	(1,962,965)	(2,483,006)	(2,668,795)	(2,640,775)	(2,610,186)	(2,892,612)	(2,808,244)	(2,808,244)	(2,808,244)	-	0%
Other Transfers & Uses	(1,044,618)	(165,796)	(1,375,997)	(672,825)	(913,585)	(815,584)	(2,627,918)	(889,413)	(2,505,803)	122,115	-14%
<b>Total Other Financing Sources/Uses</b>	<b>(3,007,583)</b>	<b>(2,648,802)</b>	<b>(4,044,792)</b>	<b>(3,313,600)</b>	<b>(3,377,094)</b>	<b>(3,201,227)</b>	<b>(5,436,162)</b>	<b>(3,697,657)</b>	<b>(5,314,047)</b>	<b>122,115</b>	<b>-3%</b>
<b>Total Revenues Over Expenditures</b>	<b>1,994,130</b>	<b>2,471,065</b>	<b>1,136,699</b>	<b>961,756</b>	<b>546,105</b>	<b>387,568</b>	<b>(758,296)</b>	<b>(607,088)</b>	<b>(3,075,706)</b>	<b>2,317,410</b>	
Unreserved Fund Balance, 10-01	4,106,801	5,968,130	8,795,401	10,050,583	10,510,392	11,226,993	12,087,465				
Unreserved Fund Balance, 9-30	5,968,130	8,795,401	10,050,583	10,510,392	11,226,993	12,087,465	11,429,899				

**GENERAL FUND**

Summary Statement of Revenues and Expenditures  
For the Month Ended March 31, 2012  
with comparatives: 3-31-2006; 3-31-2007; 3-31-2008; 3-31-2009; 3-31-2010; and 3-31-2011

	3/31/2006	3/31/2007	3/31/2008	3/31/2009	3/31/2010	3/31/2011	3/31/2012	Amended Budget	Budgetary Variance Over/(Under)	% Budget
<b>Revenues</b>										
Sales, Use, & Luxury Taxes	5,007,158	5,074,970	4,854,099	4,448,651	4,259,282	4,669,786	4,814,741	11,603,435	(6,788,694)	-59%
Payment in Lieu of Taxes	145,059	214,878	211,419	210,359	208,852	199,298	176,401	2,250,000	(2,073,599)	-92%
Ad Valorem Taxes	2,899,445	3,396,596	3,365,729	4,042,088	4,251,648	3,906,416	3,775,199	4,581,000	(805,801)	-18%
Licenses & Permits	1,629,873	1,782,218	1,983,530	1,647,821	1,494,110	1,531,767	1,497,427	1,831,975	(334,548)	-18%
Other Revenues	881,826	766,790	692,128	685,563	794,227	676,749	1,517,593	1,397,467	120,126	9%
<b>Total Revenues</b>	<b>10,563,362</b>	<b>11,235,453</b>	<b>11,106,905</b>	<b>11,034,482</b>	<b>11,008,120</b>	<b>10,984,016</b>	<b>11,781,361</b>	<b>21,663,877</b>	<b>(9,882,516)</b>	<b>-46%</b>
<b>Expenditures</b>										
<b>General Government</b>										
Personnel Operating Capital	717,973	775,756	901,014	959,748	890,890	870,982	853,314	1,946,847	(1,093,533)	-56%
	436,276	572,814	491,417	594,639	558,052	462,951	1,235,726	2,089,220	(853,494)	-41%
	69,750	-	-	-	-	-	-	-	-	#DIV/0!
	1,223,999	1,348,570	1,392,431	1,554,387	1,448,942	1,333,933	2,089,040	4,036,067	(1,947,027)	-48%
Personnel Operating Capital	2,135,244	2,499,058	3,368,792	3,498,450	3,663,435	3,662,403	3,667,723	7,620,542	(3,952,819)	-52%
	559,340	622,154	702,975	541,651	473,568	405,034	552,161	1,121,991	(569,830)	-51%
	12,285	85,574	2,930	70,840	121,179	-	554,270	748,583	(194,313)	-26%
	2,706,869	3,206,787	4,074,697	4,110,941	4,258,182	4,067,438	4,774,154	9,491,116	(4,716,962)	-50%
Personnel Operating Capital	938,184	1,114,616	1,047,190	1,124,962	1,075,290	1,098,177	1,138,032	2,402,891	(1,264,859)	-53%
	589,036	665,023	585,905	575,168	447,397	448,723	588,704	1,649,936	(1,061,232)	-64%
	186,410	61,759	11,062	-	378,747	39,010	140,913	945,336	(804,423)	-85%
	1,713,630	1,841,397	1,644,157	1,700,129	1,901,433	1,585,910	1,867,649	4,998,163	(3,130,514)	-63%
Personnel Operating Capital	441,799	450,022	595,321	588,415	587,130	554,708	569,675	1,223,404	(653,729)	-53%
	240,066	261,728	270,704	255,902	241,139	254,502	250,207	703,828	(453,621)	-64%
	10,500	256,357	200,000	192,000	201,700	176,000	-	-	-	#DIV/0!
	692,364	968,107	1,066,025	1,036,317	1,029,969	985,210	819,882	1,927,232	(1,107,350)	-57%
<b>Total Departmental</b>	<b>4,233,200</b>	<b>4,839,452</b>	<b>5,912,317</b>	<b>6,171,574</b>	<b>6,216,744</b>	<b>6,186,271</b>	<b>6,228,744</b>	<b>13,193,684</b>	<b>(6,964,940)</b>	<b>-53%</b>
Personnel Operating Capital	1,824,717	2,121,719	2,051,001	1,967,359	1,720,156	1,571,210	2,626,799	5,564,975	(2,938,176)	-53%
	278,945	403,689	213,992	262,840	701,626	215,010	695,183	1,693,919	(998,736)	-59%
	6,336,863	7,364,861	8,177,310	8,401,774	8,638,526	7,972,491	9,550,726	20,452,578	(10,901,852)	-53%
<b>Other Financing Sources &amp; Uses</b>										
Debt Proceeds	-	-	-	-	353,700	-	-	-	-	-
Transfers to Debt Service	(1,068,017)	(1,731,175)	(1,750,893)	(1,767,709)	(1,964,408)	(1,929,926)	(1,919,623)	(2,875,483)	(955,860)	33%
Other Transfers & Uses	(110,906)	(171,624)	(233,113)	(228,055)	(360,608)	(2,285,668)	(1,459,139)	(1,015,739)	443,400	-44%
<b>Total Other Financing Sources/Uses</b>	<b>(1,178,923)</b>	<b>(1,902,799)</b>	<b>(1,984,006)</b>	<b>(1,995,764)</b>	<b>(1,971,316)</b>	<b>(4,215,593)</b>	<b>(3,378,762)</b>	<b>(3,891,222)</b>	<b>(512,460)</b>	<b>13%</b>
<b>Total Revenues Over Expenditures</b>	<b>3,047,577</b>	<b>1,967,793</b>	<b>945,589</b>	<b>636,944</b>	<b>398,278</b>	<b>(1,204,069)</b>	<b>(1,148,127)</b>	<b>(2,679,923)</b>	<b>1,531,796</b>	
Unreserved Fund Balance, 10-01	5,968,130	8,298,621	10,050,583	10,510,392	11,226,993	12,087,465	11,429,899	-	-	-
Release of Encumbrances	-	-	-	-	-	173,100	-	-	-	-
Unreserved Fund Balance, 3-31	9,015,707	10,266,414	10,996,173	11,147,336	11,625,271	11,056,496	10,281,772	-	-	-

General Fund  
Schedule of FY 12 Budget Amendments

Adopted Appropriations> Est Revenues	(354,130)
Budget Amendments:	
Ord 11-69: Randall Ave Sidewalks	(60,386)
Ord 11-74: Timber Creek Drainage	(23,400)
Ord 11-75: Garbage Transfer Station	(11,500)
Ord 11-76: Justice Center Roof	(590,000)
Ord 11-77: Public Works Trucks	(44,424)
Ord 11-78: Fuel Mgt System	(31,994)
Ord 11-83: Settlement (Sand Pit)	(500,000)
Ord 11-89: Museum Security System	(4,490)
Ord 12-02: EMA Grant	(25,677)
Ord 12-03: Fire Engine #3 Repairs	(10,000)
Ord 12-04: City Hall Fire Alarm System	(5,700)
Ord 12-12: Building Maintenance Personnel	(43,791)
Ord 12-13: Audit Services	(4,000)
Ord 12-14: Bonding Deputy Director	(1,750)
Ord 12-15: BARC	(2,500)
Ord 12-16: US 98/Whispering Pines	(785,132)
Ord 12-18: 4 Police Vehicles	(158,583)
Ord 12-22: City Hall Roof	(1,500)
Ord 12-23: Civic Center Fire Suppression	(2,859)
Ord 12-24: City Clerk Internet	(1,000)
Ord 12-25: Spring Soccer	(9,750)
Ord 12-29: Building/Fire Code Books	(1,777)
Ord 12-30: Firefighter Asst Grant	(5,580)
	(2,325,793)

Revised Appropriations> Est Revenues	(2,679,923)
--------------------------------------	-------------

# NEW BUSINESSES

## April-12

CITY LIMITS		CONTRACTORS	
<b>RETAILERS</b>		PLAN-IT-GREEN	1
CATS JUNK JOINT	1	BILL PATTON PLUMBING	1
<b>ALL OTHER</b>		WALKER HOME & YARD SERVICE	1
TWO MEN AND A TRUCK	1	STEVEN RIEHL INC	1
OLDE MAIN ST. GROOMING	1	OLIVE ELECTRIC SERVICE	1
DRIVE HARD COMPUTER PROFESSIONALS	1	EAST BAY ELECTRIC	1
LADY REBELLE	1	L J C	1
BACK TO NORMAL	1	CAR TREATMENT CENTER	1
GRACE OF GOD CHRISTIAN OUTREACH	1	DAVIS LAWN CARE	1
THE CRAZY CRAB	1	PACE PLUMBING	1
BIG DADDY SALES & SERVICE	1	COUNTRYMAN DEVELOPMENT	1
WELLS FARGO	1	SMITH ROOFING	1
MO JAZZ MO SOUL	1	STEVEN BOYINGTON	1
CHIAVARI CHAIR RENTALS OF MOBILE	1	HARPER ELECTRIC CONSTRUCTION CO	1
SQUIRREL ENTERTAINMENT	1	FRITH'S LAWN CARE PLUS	1
CATTPRINTS	1	CHARLES C VIRCIGLIO	1
CHELLES SNAK SHAK	1	PRESTO FLOORING LLC	1
MERCY N MOTION	1	WHATLEYS AIR DESIGN LLC	1
<b>TOTAL CITY LIMITS</b>	<b>16</b>	RANDY STRENGTH	1
		SANKS LANDSCAPING	1
<b>OUTSIDE CITY LIMITS</b>		<b>TOTAL CONTRACTORS</b>	<b>20</b>
BENCHMARK TECHNOLOGY	1	<b>INSURANCE</b>	
LANDMARK REAL ESTATE	1	INVESTORS TITLE INS CO	1
MACQUIRE EUIPMENT FINANCE	1	HAULERS INSURANCE	1
BIOVENTUS	1	HUDSON INS CO	1
DEX IMAGING	1	<b>TOTAL INSURANCE</b>	<b>3</b>
GUARDIAN FUELING TECHNOLOGY	1	<b>TOTAL NEW BUSINESSES IN DAPHNE</b>	
ARDYSS INTERNATIONAL	1	<b>52</b>	
GREENLEAF AUTO RECYCLER	1	<b>CLOSED BUSINESSES IN DAPHNE</b>	
LPHH LLC	1	<b>TOTAL CLOSED BUSINESSES IN DAPHNE</b>	
BARBARA GARNER	1	<b>0</b>	
MORGAN JOY PHOTOGRAPHY	1		
NIRVANA CATERING SERVICE	1		
GATEKEEPER SYSTEMS INC	1		
<b>TOTAL OUTSIDE CITY LIMITS</b>	<b>13</b>		

To: Mayor Yelding  
Finance Committee

From: Kim Briley, Finance Director

Date: May 15, 2012



## General Fund "Loan" to Recreation April 30, 2012

Ordinances appropriating funds for "loan":

Ord 2010-09	822,500	Lighting, Restrooms, Concessions, Bleachers
Ord 2011-04	6,350	Fence & Netting Replacement
Ord 2011-14	<u>48,501</u>	Concession & Bleachers Repair & Replacement
Total Available for Loan	877,351	

Expended to date:

Lighting	(449,084)
Restroom/Concessions	(297,943)
Bleachers	<u>(50,000)</u>
	(797,027)

Revenues collected to Repay Loan:

FY 2010	206,226
FY 2011	<u>213,753</u>
	419,979

Net Loan Due to Gen Fund (377,048)

Loan Approved	877,351
Expenditures	<u>(797,027)</u>
Loan Not Expended	80,324

Balance due on Loan	377,048
Estimated Annual Collections to be applied to Loan:	
FY 12	(210,000)
FY 13	<u>(167,048)</u>
	(377,048)

## Suzanne Henson

---

**From:** David McKelroy <recdir@bellsouth.net>  
**Sent:** Monday, May 14, 2012 10:18 AM  
**To:** Suzanne Henson  
**Cc:** directorpw@daphneal.com  
**Subject:** Sports Complex Road bid  
**Attachments:** REC BOARD AGENDA - MAY 9, 2012.doc

Suzanne,

I will probably not be at the Finance Comm. meeting today. Attached is a copy of the Recreation Board agenda of May 9. The road bid received a favorable recommendation from all members present (4 members, coach Vickery and councilman Reese). The only questions was the \$ amount for HMR.

David McKelroy  
Parks & Recreation Director

**CITY OF DAPHNE RECREATION BOARD  
2605 HWY 98  
DAPHNE, AL. 36526**

Regular Meeting Agenda  
May 9, 2012  
6:30PM

Rick Cleveland  
Matt Cunningham  
Doug Dugat  
Jan Mitemeyer  
Lisa O'hara  
Frank Pierce  
Kit Smith

Councilman Kelly Reese  
Glenn Vickery

**CALL TO ORDER**

**REVIEW AND APPROVAL OF MINUTES FROM March 14, 2012**

**PUBLIC PARTICIPATION**

**PROGRAM REPORTS**

**OLD / NEW BUSINESS**

1. Tennis Court Repair
2. Bocce Courts
3. New Park Entrance – New Sports Complex
  - a. approval of bid
  - b. design change
  - c. grants

**COMMENTS FROM DIRECTOR**

**COMMENTS FROM ADVISORS**

**ADJOURN**

Bailey Yelding, Jr.  
Mayor  
  
David Cohen  
City Clerk  
  
Kimberly Briley  
Finance Director/Treasurer  
  
Richard D. Johnson, P.E.  
Director of Public Works



Tommie Conaway  
District 1  
  
Cathy Barnette  
District 2  
  
John L. Lake  
District 3  
  
Kelly D. Reese  
District 4  
  
Ronald Scott  
District 5  
  
Derek Boulware  
District 6  
  
August Palumbo  
District 7

## Memorandum

**To:** Councilman Derek Boulware; Chairman, Finance Committee  
**Thru:** The Honorable Mayor Bailey Yelding, Jr.  
**From:** Richard D. Johnson, P.E.; Public Works Director   
**CC:** Finance; HMR – Tim Lawley, PE; David McKelroy, P&R Director; File  
**Date:** May 8, 2012  
**Re:** FY2012 – Capital Parks & Recreation Improvement Project – Daphne Sports Complex, Phase 1

Mr. Mayor:

Based upon the bid tabulations provided by our City Engineer, HMR Engineers, on May 8, 2012, it is my recommendation to award the Contract to SJ&L, Inc. for the proposed Phase 1 of the Daphne Sports Complex off of Park Drive. They are the qualifying low bidder.

In consultation with Mr. McKelroy and the support of the Parks and Recreation Board we are further recommending the following appropriations from the Lodging Tax Fund be made:

• 100% of the construction cost of Phase 1 (SJ&L):	\$726,307.00
• Construction Engineering Inspection & Testing (HMR):	\$ 90,900.00
• Material Testing (To be subcontracted)	\$ 14,000.00
Total:	\$831,207.00

Yours,

RDJ



# HUTCHINSON, MOORE & RAUCH, LLC

Post Office Box 1127  
Daphne, Alabama 36526

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

May 8, 2012

Mayor Bailey Yelding, Jr.  
City of Daphne  
Post Office 400  
Daphne, Alabama 36526

RE: Bid Document No. 2012-K-Daphne Sports Complex Entrance Road

Dear Mayor Yelding:

Enclosed is the Tabulation of Bids received May 7, 2012 for the subject project. We recommend that you award the Contract to SJ&L, Inc. at their submitted lowest bid of \$726,307.00.

If you have any questions or need additional information, please contact me at 626-2626.

Sincerely,

HUTCHINSON, MOORE & RAUCH, LLC

A handwritten signature in cursive script that reads 'Tim Lawley'.

Timothy D. Lawley, P.E.  
Project Manager

vblg  
D2500\3738\12.105

CITY OF DAPHNE  
 BID DOCUMENT NO.: 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD  
 MAY 7, 2012

ITEM#	DESCRIPTION	BIDDER #1 S,J&L			BIDDER #2 HOSEA WEAVER			BIDDER #3 ASPHALT SERVICES		
		UNIT	QTY	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	
1	CLEARING AND GRUBBING (201-A)	LS	1		22,826.00		11,874.62		19,000.00	
2	UNCLASSIFIED EXCAVATION (210-A)	CYIP	18,000	\$ 3.40	61,200.00	2.97	53,460.00	1.80	32,400.00	
3	BORROW EXCAVATION, SELECT FILL, 18" SAND CLAY (A-2-4 OR BETTER) (210-D)	CYIP	5,650	\$ 8.30	46,895.00	9.93	56,104.50	5.50	31,075.00	
4	FOUNDATION BACKFILL, COMMERCIAL 5" THICK (#67 STONE) (214-B)	CY	250	\$ 55.60	13,900.00	49.52	12,380.00	45.00	11,250.00	
5	ROADBED PROCESSING (230-A)	SY	10,675	\$ 0.85	9,073.75	1.00	10,675.00	0.85	9,073.75	
6	GRANULAR SOIL BASE, COURSE, UPPER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SYCIP	7,120	\$ 1.12	7,974.40	1.64	11,676.80	1.90	13,528.00	
7	GRANULAR SOIL BASE, COURSE, LOWER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SYCIP	6,535	\$ 2.30	15,030.50	1.64	10,717.40	1.80	11,763.00	
8	4" COMPACTED THICKNESS (301-A)	SYCIP	4,535	\$ 11.05	50,126.75	10.98	50,892.30	9.65	44,727.75	
9	CRUSHED AGGREGATE, PLANT MIXED, 6" THICK, TYPE B (301-A)	SY	6,000	\$ 1.00	6,000.00	0.95	5,700.00	0.95	5,700.00	
10	TACK COAT (0.05 GAL/SY) (405-A)	GAL	250	\$ 6.35	1,587.50	3.50	875.00	4.00	1,000.00	
11	BITUMINOUS CONCRETE WEARING SURFACE LAYER, 1.5" COMPACTED THICKNESS, 185 #/SY (PARKING LOT) (424-A)	TON	540	\$ 77.35	41,789.00	85.00	45,900.00	82.00	44,280.00	
12	BITUMINOUS CONCRETE WEARING SURFACE LAYER, 1.0" COMPACTED THICKNESS, 110 #/SY (ENTRANCE ROAD & TURN LANE) (424-A)	TON	230	\$ 88.30	20,309.00	85.00	19,550.00	87.00	20,010.00	
13	BITUMINOUS CONCRETE BINDER LAYER, 2.0" COMPACTED THICKNESS, 220 #/SY (ENTRANCE ROAD & TURN LANE) (424-B)	TON	455	\$ 76.15	34,648.25	78.00	35,490.00	82.00	37,310.00	
14	18" ROADWAY PIPE, CLASS 3 (630-A)	LF	784	\$ 23.75	18,620.00	23.79	18,651.36	28.00	21,952.00	
15	24" ROADWAY PIPE, CLASS 3 (630-A)	LF	518	\$ 30.35	15,721.30	31.70	16,420.60	37.35	19,347.30	
16	30" ROADWAY PIPE, CLASS 3 (630-A)	LF	232	\$ 46.25	10,730.00	42.82	9,934.24	51.00	11,892.00	
17	42" ROADWAY PIPE, CLASS 3 (630-A)	LF	56	\$ 80.90	4,530.40	78.00	4,368.00	87.00	4,872.00	
18	MOBILIZATION (600-A)	LS	1		4,568.00		34,056.79		22,000.00	
19	6" UNDERDRAIN PIPE, TYPE 10 (606-A)	LF	250	\$ 15.20	3,800.00	11.90	2,975.00	12.00	3,000.00	
20	LOOSE RIPRAP, CLASS 2, 18" THICK (610-C)	TON	150	\$ 56.85	8,527.50	51.18	7,677.00	75.00	11,250.00	
21	FILTER BLANKET, NON-WOVEN (610-D)	SY	180	\$ 4.24	763.20	4.24	763.20	2.00	360.00	
22	CONCRETE SLOPE PAVING (614-A)	CY	5	\$ 317.30	1,586.50	240.59	1,202.95	300.00	1,500.00	
23	CONCRETE SIDEWALK, 4" THICK, 6" WIDE (618-A)	SY	585	\$ 23.80	13,923.00	28.75	16,818.75	32.00	18,720.00	
24	18" PIPE END TREATMENT (619-A)	EA	1	\$ 317.00	317.00	449.06	449.06	250.00	250.00	
25	24" PIPE END TREATMENT (619-A)	EA	1	\$ 486.37	486.37	486.37	486.37	300.00	300.00	
26	42" PIPE END TREATMENT (619-A)	EA	1	\$ 745.33	745.33	745.33	745.33	375.00	375.00	
27	INLETS, TYPE "S3", ONE WING (621-C)	EA	6	\$ 3,229.15	19,608.00	3,229.15	19,374.90	2,400.00	14,400.00	
28	INLETS, TYPE "S4", ONE WING (621-C)	EA	2	\$ 2,655.00	5,310.00	3,620.30	7,240.60	2,400.00	4,800.00	
29	INLETS, TYPE "S3", TWO WING (621-C)	EA	3	\$ 2,857.00	8,601.00	3,387.27	10,191.81	3,100.00	9,300.00	

CITY OF DAPHNE  
 BID DOCUMENT NO.: 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD  
 MAY 7, 2012

ITEM #	DESCRIPTION	BIDDER #1 S,J&L			BIDDER #2 HOSEA WEAVER			BIDDER #3 ASPHALT SERVICES		
		UNIT	QTY	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	
30	GRATE INLET (621-C)	EA	3	\$ 2,353.00	7,059.00	2,704.24	8,112.72	2,650.00	7,950.00	
31	INLETS, WEIR TOP (621-C)	EA	1	\$ 1,766.00	1,766.00	2,636.40	2,636.40	3,500.00	3,500.00	
32	JUNCTION BOX (621-C)	EA	1	\$ 1,901.00	1,901.00	2,249.10	2,249.10	2,800.00	2,800.00	
33	OUTFALL STRUCTURE	EA	1	\$ 6,261.00	6,261.00	4,117.80	4,117.80	6,800.00	6,800.00	
34	CONCRETE CURB, TYPE "N" (623-B)	LF	250	\$ 14.80	3,700.00	13.71	3,427.50	16.00	4,000.00	
35	COMBINATION CURB & GUTTER, TYPE M-2, 24" WIDE (623-C)	LF	4,220	\$ 9.55	40,301.00	10.71	45,196.20	12.00	50,640.00	
36	6" WATER PIPE/MAIN LAID C-900 (641-A)	LF	80	\$ 12.25	980.00	11.05	884.00	18.00	1,440.00	
37	8" WATER PIPE/MAIN LAID, C-900 (641-A)	LF	1,100	\$ 13.15	14,465.00	14.38	15,816.00	17.75	19,525.00	
38	4" PVC SLEEVES (641-A)	LF	300	\$ 5.40	1,620.00	7.11	2,133.00	14.00	4,200.00	
39	2" PVC WATER PIPE, CLASS 200 (641-A)	LF	215	\$ 9.90	2,128.50	7.78	1,688.40	9.75	2,096.25	
40	1.5" PVC WATER PIPE, CLASS 200 (641-A)	LF	445	\$ 5.60	2,492.00	6.56	2,919.20	5.75	2,558.75	
41	DUCTILE IRON OR CAST IRON WATER FITTINGS (641-C)	LBS	250	\$ 3.80	950.00	7.11	1,777.50	4.00	1,000.00	
42	CONCRETE FOR WATER LINES (641-C)	CY	5	\$ 131.00	655.00	236.21	1,181.05	300.00	1,500.00	
43	FIRE HYDRANTS (641-D)	EA	2	\$ 2,770.00	5,540.00	3,136.99	6,272.78	3,150.00	6,300.00	
44	8" GATE VALVE, WATER (641-J)	EA	1	\$ 938.00	938.00	1,069.52	1,069.52	1,200.00	1,200.00	
45	8" RETAINER GLAND (641-M)	EA	11	\$ 78.30	861.30	61.24	673.64	80.00	1,078.00	
46	TAPPING VALVE AND SLEEVE (8" X 6") (641-O)	EA	1	\$ 3,080.00	3,080.00	2,902.36	2,902.36	2,200.00	2,200.00	
47	8" MASTER WATER METER WITH BACKFLOW (IN VAULT) (641-O)	EA	1	\$ 27,087.00	27,087.00	22,406.39	22,406.39	31,750.00	31,750.00	
48	4" PVC FORCEMAIN, CLASS 200 (645-A)	LF	1,150	\$ 6.05	6,957.50	7.44	8,556.00	11.85	13,627.50	
49	2" PVC FORCEMAIN, CLASS 200 (645-A)	LF	1,225	\$ 4.00	4,900.00	6.01	7,362.25	11.75	14,388.75	
50	DUCTILE IRON OR CAST IRON FITTINGS FOR SEWERS / FORCEMAINS (645-C)	LBS	350	\$ 6.25	2,187.50	6.67	2,334.50	5.45	1,907.50	
51	MANHOLES (DOG HOUSE) (645-H)	EA	1	\$ 3,970.00	3,970.00	4,594.14	4,594.14	3,200.00	3,200.00	
52	4" GATE VALVE, SEWER (645-I)	EA	2	\$ 545.00	1,090.00	690.05	1,380.10	800.00	1,600.00	
53	DIRECTIONAL BORE, 4" SDR 11	LF	60	\$ 32.30	1,938.00	35.65	2,139.00	125.00	7,500.00	
54	CONCRETE FOR SEWER CONSTRUCTION (SS-10)	CY	3	\$ 131.00	393.00	224.18	672.54	150.00	450.00	
55	END OF LINE CLEANOUT	EA	1	\$ 639.00	639.00	1,002.82	1,002.82	600.00	600.00	
56	TOPSOIL FROM STOCKPILES, 5" THICK (650-B)	CY/TIP	850	\$ 9.55	8,117.50	6.45	5,482.50	10.00	8,500.00	
57	SEEDING (652-A)	AC	2.5	\$ 1,427.00	3,567.50	874.06	2,187.15	1,800.00	4,500.00	
58	TEMPORARY SEEDING (654-A)	AC	2.5	\$ 431.00	1,077.50	437.43	1,093.58	900.00	2,250.00	
59	SOLID SODDING (654-A)	AC	2.5	\$ 3.55	8.88	3.28	8.15	3.50	8.75	
60	MULCHING (656-A)	LS	2.5	\$ 525.00	1,312.50	656.15	1,640.38	1,200.00	3,000.00	
61	STONE PAD CONSTRUCTION ENTRANCE (#4 STONE)	LS	1	\$ 2,679.00	2,679.00	2,144.25	2,144.25	1,150.00	1,150.00	
62	POLYETHYLENE SHEETING (665-E)	EA	1,000	\$ 1.80	1,800.00	1.15	1,150.00	1.00	1,000.00	
63	SAND BAGS (665-G)	EA	500	\$ 2.35	1,175.00	3.39	1,695.00	8.00	4,000.00	
64	SILT FENCE, TYPE A (666-J)	LF	2,500	\$ 4.50	11,500.00	2.13	5,325.00	5.00	12,500.00	

CITY OF DAPHNE  
 BID DOCUMENT NO.: 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD  
 MAY 7, 2012

ITEM#	DESCRIPTION	BIDDER #1 SJ&L			BIDDER #2 HOSEA WEAVER			BIDDER #3 ASPHALT SERVICES		
		UNIT	QTY	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	
65	WATTLES (665-O)	LF	600	\$ 4.40	2,640.00	6.35	3,810.00	6.00	3,600.00	
66	SOLID WHITE CLASS 2, TYPE A TRAFFIC STRIPE, 4" WIDE (0.09" THICK) (701-A)	MILE	0.06	\$ 9,220.00	553.20	9,527.33	571.64	3,000.00	180.00	
67	DOTTED WHITE CLASS 2, TYPE A TRAFFIC STRIPE, 4" WIDE (0.09" THICK) (701-B)	LF	300	\$ 1.60	480.00	1.64	492.00	2.50	750.00	
68	TRAFFIC SIGNS	LS	1		4,919.00		2,032.53		2,000.00	
69	HANDICAP STRIPING	LS	1		686.00		708.64		400.00	
70	SOLID WHITE STRIPE, CLASS 1, TYPE A, 4" WIDE (701-G)	LF	2,220	\$ 0.90	1,998.00	0.93	2,064.60	0.48	1,065.60	
71	TRAFFIC CONTROL MARKINGS, CLASS 2, TYPE A, 24" WIDE, STOP BAR (0.09" THICK) (703-A)	SF	120	\$ 4.25	510.00	4.37	524.40	5.50	660.00	
72	TRAFFIC CONTROL MARKINGS, CLASS 2, TYPE A, CHANNEL LINE, 8" WIDE (0.09" THICK) (703-A)	SF	200	\$ 2.85	570.00	2.95	590.00	5.50	1,100.00	
73	TRAFFIC CONTROL MARKINGS, CLASS 2, TYPE A (0.09" THICK) (ARROW) (703-A)	SF	50	\$ 4.50	225.00	4.65	232.50	6.00	300.00	
74	TRAFFIC CONTROL LEGENDS, CLASS 2, TYPE A (0.09" THICK) (703-B)	SF	75	\$ 6.05	453.75	6.23	467.25	6.00	450.00	
75	4" SEWER METER	EA	0	\$ 0.00	0.00	0.00	0.00	0.00	0.00	
76	TRAFFIC CONTROL	LS	1		2,950.00		1,300.82		4,000.00	
77	ENGINEERING CONTROLS	LS	1		6,453.00		2,461.94		12,000.00	
78	PERFORMANCE BOND	LS	1		16,714.40		0.00		9,000.00	
79	LANDSCAPING & IRRIGATION	LS	1		40,828.00		41,009.33		36,457.00	
	TOTAL AMOUNT				\$ 726,307.00		\$ 728,802.00		\$ 749,855.15	
									\$ 749,855.15	

CITY OF DAPHNE  
 BID DOCUMENT NO.: 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD  
 MAY 7, 2012

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

ITEM #	DESCRIPTION	UNIT	QTY	BIDDER #4 JOHN G. WALTON			BIDDER #5 GULF EQUIPMENT			BIDDER #6 JAMES BROTHERS		
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	
1	CLEARING AND GRUBBING (201-A)	LS	1		9,523.00				24,235.12			28,800.00
2	UNCLASSIFIED EXCAVATION (210-A)	CYIP	18,000	\$ 3.46	62,280.00	3.49	62,820.00	3.75	67,500.00			67,500.00
3	BORROW EXCAVATION, SELECT FILL, 18" SAND CLAY (A-2-4 OR BETTER) (210-D)	CYIP	5,650	\$ 10.13	57,234.50	9.13	51,584.50	7.60	44,070.00			44,070.00
4	FOUNDATION BACKFILL, COMMERCIAL 5" THICK (#57 STONE) (214-B)	CY	250	\$ 85.28	21,320.00	69.95	17,487.50	56.00	14,000.00			14,000.00
5	ROADBED PROCESSING (230-A)	SY	10,675	\$ 1.01	10,781.75	1.25	13,343.75	1.00	10,675.00			10,675.00
6	GRANULAR SOIL BASE, COURSE, UPPER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SYCIP	7,120	\$ 1.76	12,531.20	2.23	15,877.60	1.45	10,324.00			10,324.00
7	GRANULAR SOIL BASE, COURSE, LOWER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SYCIP	6,535	\$ 2.01	13,135.35	2.29	14,965.15	1.20	7,842.00			7,842.00
8	CRUSHED AGGREGATE, PLANT MIXED, 6" THICK, TYPE B (301-A)	SYCIP	4,635	\$ 12.12	56,176.20	13.07	60,578.45	11.20	51,912.00			51,912.00
9	BITUMINOUS TREATMENT, TYPE A (401-A)	SY	6,000	\$ 1.04	6,240.00	1.04	6,240.00	1.10	6,600.00			6,600.00
10	TACK COAT (0.05 GAL/SY) (405-A)	GAL	250	\$ 6.08	1,520.00	3.93	957.50	5.00	1,250.00			1,250.00
11	BITUMINOUS CONCRETE WEARING SURFACE LAYER, 1.5" COMPACTED THICKNESS, 165 #/SY (PARKING LOT) (424-A)	TON	540	\$ 75.20	40,608.00	84.63	45,700.20	92.00	49,680.00			49,680.00
12	BITUMINOUS CONCRETE WEARING SURFACE LAYER, 1.0" COMPACTED THICKNESS, 110 #/SY (ENTRANCE ROAD & TURN LANE) (424-A)	TON	230	\$ 75.20	17,296.00	88.24	20,295.20	92.00	21,160.00			21,160.00
13	BITUMINOUS CONCRETE BINDER LAYER, 2.0" COMPACTED THICKNESS, 220 #/SY (ENTRANCE ROAD & TURN LANE) (424-B)	TON	455	\$ 70.12	31,904.60	80.29	36,531.95	87.00	39,585.00			39,585.00
14	18" ROADWAY PIPE, CLASS 3 (530-A)	LF	784	\$ 22.93	17,977.12	22.60	17,718.40	23.50	18,424.00			18,424.00
15	24" ROADWAY PIPE, CLASS 3 (530-A)	LF	518	\$ 32.82	17,000.76	32.24	16,700.32	30.50	15,799.00			15,799.00
16	30" ROADWAY PIPE, CLASS 3 (530-A)	LF	232	\$ 43.60	10,115.20	44.12	10,235.84	43.50	10,092.00			10,092.00
17	42" ROADWAY PIPE, CLASS 3 (530-A)	LF	56	\$ 72.45	4,057.20	69.14	3,871.84	60.00	3,360.00			3,360.00
18	MOBILIZATION (600-A)	LS	1	\$ 22,440.00	22,440.00		50,365.85		44,500.00			44,500.00
19	6" UNDERDRAIN PIPE, TYPE 10 (606-A)	LF	250	\$ 12.04	3,010.00	3.22	805.00	9.50	2,375.00			2,375.00
20	LOOSE RIPRAP, CLASS 2, 18" THICK (610-C)	TON	150	\$ 56.70	8,505.00	56.87	8,530.50	47.00	7,050.00			7,050.00
21	FILTER BLANKET, NON-WOVEN (610-D)	SY	180	\$ 2.91	523.80	1.38	248.40	2.50	450.00			450.00
22	CONCRETE SLOPE PAVING (614-A)	CY	5	\$ 323.95	1,619.75	240.51	1,202.55	350.00	1,750.00			1,750.00
23	CONCRETE SIDEWALK, 4" THICK, 6' WIDE (618-A)	SY	505	\$ 27.17	15,894.45	28.74	16,812.90	32.00	18,720.00			18,720.00
24	18" PIPE END TREATMENT (619-A)	EA	1	\$ 438.90	438.90	448.91	448.91	350.00	350.00			350.00
25	24" PIPE END TREATMENT (619-A)	EA	1	\$ 585.20	585.20	486.21	486.21	350.00	350.00			350.00
26	42" PIPE END TREATMENT (619-A)	EA	1	\$ 888.25	888.25	745.08	745.08	550.00	550.00			550.00
27	INLETS, TYPE "S3", ONE WING (621-C)	EA	6	\$ 2,888.28	17,329.68	3,310.60	19,863.60	1,707.00	10,242.00			10,242.00
28	INLETS, TYPE "S4", ONE WING (621-C)	EA	2	\$ 3,123.41	6,246.82	3,364.44	6,728.88	4,000.00	8,000.00			8,000.00
29	INLETS, TYPE "S3", TWO WING (621-C)	EA	3	\$ 3,234.58	9,703.74	3,441.29	10,323.87	1,957.00	5,871.00			5,871.00
30	GRATE INLET (621-C)	EA	3	\$ 1,528.69	4,586.07	2,713.96	8,141.89	2,800.00	8,400.00			8,400.00

028003748

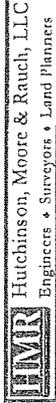
CITY OF DAPHNE  
 BID DOCUMENT NO.: 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD  
 MAY 7, 2012

ITEM#	DESCRIPTION	HUTCHINSON, MOORE & RAUCH, LLC Engineers & Surveyors & Land Planners			BIDDER #4 JOHN G. WALTON			BIDDER #5 GULF EQUIPMENT			BIDDER #6 JAMES BROTHERS		
		UNIT	QTY	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT		
31	INLETS, WEIR TOP (621-C)	EA	1	\$ 2,290.56	2,290.56	1,984.03	1,984.03	2,346.00	2,346.00	2,346.00			
32	JUNCTION BOX (621-C)	EA	1	1,999.71	1,999.71	2,022.84	2,022.84	2,107.00	2,107.00	2,107.00			
33	OUTFALL STRUCTURE	EA	1	4,180.00	4,180.00	4,116.42	4,116.42	5,525.00	5,525.00	5,525.00			
34	CONCRETE CURB, TYPE "N" (623-B)	LF	250	14.63	3,657.50	13.71	3,427.50	15.00	3,750.00	3,750.00			
35	COMBINATION CURB & GUTTER, TYPE M-2, 24" WIDE (623-C)	LF	4,220	11.50	48,530.00	10.70	45,154.00	12.50	52,750.00	52,750.00			
36	6" WATER PIPE/ MAIN LAID C-900 (641-A)	LF	80	15.10	1,208.00	11.50	920.00	14.00	1,120.00	1,120.00			
37	8" WATER PIPE/ MAIN LAID, C-900 (641-A)	LF	1,100	16.04	17,644.00	10.71	11,781.00	19.25	21,175.00	21,175.00			
38	4" PVC SLEEVES (641-A)	LF	300	7.32	2,196.00	5.54	1,662.00	8.00	2,400.00	2,400.00			
39	2" PVC WATER PIPE, CLASS 200 (641-A)	LF	215	11.91	2,560.65	5.08	1,072.20	6.00	1,290.00	1,290.00			
40	1.5" PVC WATER PIPE, CLASS 200 (641-A)	LF	445	7.00	3,115.00	2.30	1,023.50	6.50	2,892.50	2,892.50			
41	DUCTILE IRON OR CAST IRON WATER FITTINGS (641-C)	LBS	250	4.34	1,085.00	5.51	1,377.50	4.00	1,000.00	1,000.00			
42	CONCRETE FOR WATER LINES (641-C)	CY	5	155.71	778.55	205.27	1,026.35	175.00	875.00	875.00			
43	FIRE HYDRANTS (641-D)	EA	2	3,014.83	6,029.66	2,599.22	5,198.44	2,500.00	5,000.00	5,000.00			
44	8" GATE VALVE, WATER (641-J)	EA	1	1,087.85	1,087.85	829.41	829.41	950.00	950.00	950.00			
45	8" RETAINER GLAND (641-M)	EA	11	76.29	839.19	68.77	756.47	75.00	825.00	825.00			
46	TAPPING VALVE AND SLEEVE (8" X 6") (641-O)	EA	1	3,892.63	3,892.63	1,834.78	1,834.78	2,850.00	2,850.00	2,850.00			
47	8" MASTER WATER METER WITH BACKFLOW (IN VAULT) (641-Q)	EA	1	30,037.48	30,037.48	33,618.59	33,618.59	36,500.00	36,500.00	36,500.00			
48	4" PVC FORCEMAIN, CLASS 200 (645-A)	LF	1,150	7.04	8,096.00	5.34	6,141.00	7.50	8,625.00	8,625.00			
49	2" PVC FORCEMAIN, CLASS 200 (645-A)	LF	1,225	5.38	6,590.50	2.40	2,940.00	6.00	7,350.00	7,350.00			
50	DUCTILE IRON OR CAST IRON FITTINGS FOR SEWERS / FORCEMAINS (645-C)	LBS	350	4.18	1,463.00	5.45	1,907.50	4.00	1,400.00	1,400.00			
51	MANHOLES (DOG HOUSE) (645-H)	EA	1	5,194.70	5,194.70	3,697.54	3,697.54	2,950.00	2,950.00	2,950.00			
52	4" GATE VALVE, SEWER (645-J)	EA	2	680.75	1,361.50	567.26	1,134.52	575.00	1,150.00	1,150.00			
53	DIRECTIONAL BORE, 4" SDR 11	LF	60	37.62	2,257.20	34.02	2,041.20	50.00	3,000.00	3,000.00			
54	CONCRETE FOR SEWER CONSTRUCTION (SS-10)	CY	3	155.71	467.13	230.74	692.22	175.00	525.00	525.00			
55	END OF LINE CLEANOUT	EA	1	798.64	798.64	865.59	865.59	250.00	250.00	250.00			
56	TOPSOIL FROM STOCKPILES, 5" THICK (650-B)	CYIP	850	6.52	5,542.00	10.05	8,542.50	4.00	3,400.00	3,400.00			
57	SEEDING (652-A)	AC	2.5	1,015.76	2,539.40	1,527.34	3,816.35	1,500.00	3,750.00	3,750.00			
58	TEMPORARY SEEDING (654-A)	AC	2.5	712.46	1,781.15	867.27	2,168.18	1,200.00	3,000.00	3,000.00			
59	SOLID SODDING (654-A)	SY	6,000	5.23	31,380.00	3.76	22,560.00	5.25	31,500.00	31,500.00			
60	MULCHING (656-A)	AC	2.5	842.13	2,105.33	833.70	2,084.25	1,000.00	2,500.00	2,500.00			
61	STONE PAD CONSTRUCTION ENTRANCE (#4 STONE)	LS	1	3,375.91	3,375.91	2,491.71	2,491.71	3,500.00	3,500.00	3,500.00			
62	POLYETHYLENE SHEETING (665-E)	SY	1,000	1.81	1,810.00	1.54	1,540.00	1.00	1,000.00	1,000.00			
63	SAND BAGS (665-G)	EA	500	6.56	3,280.00	1.88	940.00	4.00	2,000.00	2,000.00			
64	SILT FENCE, TYPE A (665-J)	LF	2,500	3.50	8,750.00	3.88	9,700.00	4.50	11,250.00	11,250.00			
65	WATTLES (665-Q)	LF	600	8.18	4,908.00	5.36	3,216.00	5.50	3,300.00	3,300.00			

CITY OF DAPHNE  
 BID DOCUMENT NO.: 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD  
 MAY 7, 2012

ITEM#	DESCRIPTION	UNIT	QTY	BIDDER #4 JOHN G. WALTON		BIDDER #5 GULF EQUIPMENT		BIDDER #6 JAMES BROTHERS	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
66	SOLID WHITE CLASS 2, TYPE A TRAFFIC STRIPE, 4" WIDE (0.09" THICK) (701-A)	MILE	0.06	\$ 9,104.00	546.24	5,466.17	327.97	5,500.00	330.00
67	DOTTED WHITE CLASS 2, TYPE A TRAFFIC STRIPE, 4" WIDE (0.09" THICK) (701-B)	LF	300	\$ 1.57	471.00	2.19	657.00	2.50	750.00
68	TRAFFIC SIGNS	LS	1		2,895.70		3,247.24		3,100.00
69	HANDICAP STRIPING	LS	1		677.16		546.61		550.00
70	SOLID WHITE STRIPE, CLASS 1, TYPE A, 4" WIDE (701-G)	LF	2,220	\$ 0.89	1,975.80	0.77	1,709.40	0.80	1,776.00
71	TRAFFIC CONTROL MARKINGS, CLASS 2, TYPE A, 24" WIDE, STOP BAR (0.09" THICK) (703-A)	SF	120	\$ 4.18	501.60	5.47	656.40	5.50	660.00
72	TRAFFIC CONTROL MARKINGS, CLASS 2, TYPE A, CHANNEL LINE, 8" WIDE (0.09" THICK) (703-A)	SF	200	\$ 2.02	564.00	5.47	1,094.00	5.50	1,100.00
73	TRAFFIC CONTROL MARKINGS, CLASS 2, TYPE A (0.09" THICK) (ARROW) (703-A)	SF	50	\$ 4.44	222.00	5.47	273.50	5.50	275.00
74	TRAFFIC CONTROL LEGENDS, CLASS 2, TYPE A (0.09" THICK) (703-B)	SF	75	\$ 5.96	447.00	5.47	410.25	5.50	412.50
75	4" SEWER METER	EA	0	\$ -	0.00	6,646.51	0.00	0.00	0.00
76	TRAFFIC CONTROL	LS	1		2,312.79		2,722.14		7,500.00
77	ENGINEERING CONTROLS	LS	1		11,200.00		6,768.25		15,000.00
78	PERFORMANCE BOND	LS	1		8,583.00		5,000.00		25,000.00
79	LANDSCAPING & IRRIGATION	LS	1		39,187.50		41,001.09		45,650.00
	TOTAL AMOUNT				\$ 774,798.59		\$ 802,682.40		\$ 845,690.00
							\$800,328.00		

CITY OF DAPHNE  
 BID DOCUMENT NO.: 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD  
 MAY 7, 2012



ITEM#	DESCRIPTION	BIDDER #7 WR MITCHELL			BIDDER #8 R&S PAVING			BIDDER #9 GULF ATLANTIC		
		UNIT	QTY	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	
1	CLEARING AND GRUBBING (201-A)	LS	1		26,000.00		56,750.00		25,000.00	
2	UNCLASSIFIED EXCAVATION (210-A)	CYIP	18,000	\$ 4.00	72,000.00		81,900.00	5.00	90,000.00	
3	BORROW EXCAVATION, SELECT FILL, 18" SAND CLAY (A-2-4 OR BETTER) (210-D)	CYIP	5,650	\$ 9.00	50,850.00		50,850.00	13.50	76,275.00	
4	FOUNDATION BACKFILL, COMMERCIAL 5" THICK (#57 STONE) (214-B)	CY	250	\$ 67.00	16,750.00		10,000.00	70.00	17,500.00	
5	ROADBED PROCESSING (230-A)	SY	10,675	\$ 0.80	8,540.00		13,343.75	1.25	13,343.75	
6	GRANULAR SOIL BASE, COURSE, UPPER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SYCIP	7,120	\$ 2.20	15,664.00		11,392.00	3.00	21,360.00	
7	GRANULAR SOIL BASE, COURSE, LOWER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SYCIP	6,535	\$ 2.20	14,377.00		10,458.00	3.00	19,605.00	
8	CRUSHED AGGREGATE, PLANT MIXED, 6" THICK, TYPE B (301-A)	SYCIP	4,635	\$ 12.00	55,620.00		59,302.50	13.25	61,413.75	
9	BITUMINOUS TREATMENT, TYPE A (401-A)	SY	6,000	\$ 1.00	6,000.00		5,400.00	0.75	4,500.00	
10	TACK COAT (0.05 GAL/SY) (405-A)	GAL	250	\$ 3.80	950.00		1,000.00	7.00	1,750.00	
11	BITUMINOUS CONCRETE WEARING SURFACE LAYER, 1.5" COMPACTED THICKNESS, 165 #/SY (PARKING LOT) (424-A)	TON	540	\$ 90.00	48,600.00		48,600.00	95.00	51,300.00	
12	BITUMINOUS CONCRETE WEARING SURFACE LAYER, 1.0" COMPACTED THICKNESS, 110 #/SY (ENTRANCE ROAD & TURN LANE) (424-A)	TON	230	\$ 90.00	20,700.00		21,850.00	95.00	21,850.00	
13	BITUMINOUS CONCRETE BINDER LAYER, 2.0" COMPACTED THICKNESS, 220 #/SY (ENTRANCE ROAD & TURN LANE) (424-B)	TON	455	\$ 83.00	37,765.00		38,675.00	95.00	43,225.00	
14	18" ROADWAY PIPE, CLASS 3 (530-A)	LF	784	\$ 23.40	18,345.60		25,088.00	38.70	30,340.80	
15	24" ROADWAY PIPE, CLASS 3 (530-A)	LF	518	\$ 31.60	16,368.80		22,274.00	40.25	20,849.50	
16	30" ROADWAY PIPE, CLASS 3 (530-A)	LF	232	\$ 45.80	10,625.60		13,920.00	58.80	13,873.60	
17	42" ROADWAY PIPE, CLASS 3 (530-A)	LF	55	\$ 77.20	4,323.20		5,208.00	140.50	7,868.00	
18	MOBILIZATION (600-A)	LS	1		40,000.00		25,000.00		22,175.00	
19	6" UNDERDRAIN PIPE, TYPE 10 (606-A)	LF	250	\$ 12.00	3,000.00		3,000.00	30.50	7,625.00	
20	LOOSE RIPRAP, CLASS 2, 18" THICK (610-C)	TON	150	\$ 73.00	10,950.00		9,600.00	85.00	12,750.00	
21	FILTER BLANKET, NON-WOVEN (610-D)	SY	180	\$ 3.30	594.00		225.00	4.50	810.00	
22	CONCRETE SLOPE PAVING (614-A)	CY	5	\$ 252.00	1,260.00		425.00	840.00	4,200.00	
23	CONCRETE SIDEWALK, 4" THICK, 6' WIDE (616-A)	SY	585	\$ 24.00	14,040.00		15,795.00	36.00	21,060.00	
24	18" PIPE END TREATMENT (619-A)	EA	1	\$ 450.00	450.00		500.00	380.00	390.00	
25	24" PIPE END TREATMENT (619-A)	EA	1	\$ 540.00	540.00		525.00	435.00	435.00	
26	42" PIPE END TREATMENT (619-A)	EA	1	\$ 900.00	900.00		700.00	1,200.00	1,200.00	
27	INLET'S, TYPE "S3", ONE WING (621-C)	EA	6	\$ 2,250.00	13,500.00		15,000.00	4,600.00	27,600.00	
28	INLET'S, TYPE "S4", ONE WING (621-C)	EA	2	\$ 2,250.00	4,500.00		2,900.00	4,900.00	9,800.00	
29	INLET'S, TYPE "S3", TWO WING (621-C)	EA	3	\$ 4,860.00	14,580.00		10,500.00	5,100.00	15,300.00	

CITY OF DAPHNE  
 BID DOCUMENT NO.: 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD  
 MAY 7, 2012

**Hatchinson, Moore & Rauch, LLC**  
 Engineers & Surveyors & Land Planners

ITEM#	DESCRIPTION	BIDDER #7 WR MITCHELL			BIDDER #8 R&S PAVING			BIDDER #9 GULF ATLANTIC		
		UNIT	QTY	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	
30	GRATE INLET (621-C)	EA	3	\$ 2,403.00	7,209.00	2,900.00	8,700.00	3,100.00	9,300.00	
31	INLETS, WEIR TOP (621-C)	EA	1	\$ 2,007.00	2,007.00	2,900.00	2,900.00	2,050.00	2,050.00	
32	JUNCTION BOX (621-C)	EA	1	\$ 1,800.00	1,800.00	2,400.00	2,400.00	2,350.00	2,350.00	
33	OUTFALL STRUCTURE	EA	1	\$ 5,130.00	5,130.00	4,000.00	4,000.00	8,750.00	8,750.00	
34	CONCRETE CURB, TYPE "N" (623-B)	LF	250	\$ 12.00	3,000.00	12.00	3,000.00	20.00	5,000.00	
35	COMBINATION CURB & GUTTER, TYPE M-2, 24" WIDE (623-C)	LF	4,220	\$ 14.00	59,080.00	12.00	50,640.00	11.50	48,530.00	
36	6" WATER PIPE/MAIN LAID C-900 (641-A)	LF	80	\$ 15.30	1,224.00	12.00	960.00	13.00	1,040.00	
37	8" WATER PIPE/MAIN LAID, C-900 (641-A)	LF	1,100	\$ 17.00	18,700.00	15.25	16,775.00	14.10	15,510.00	
38	4" PVC SLEEVES (641-A)	LF	300	\$ 10.00	3,000.00	3.50	1,050.00	6.00	1,800.00	
39	2" PVC WATER PIPE, CLASS 200 (641-A)	LF	215	\$ 10.80	2,322.00	7.00	1,505.00	8.00	1,720.00	
40	1.5" PVC WATER PIPE, CLASS 200 (641-A)	LF	445	\$ 6.50	2,892.50	5.95	2,647.75	6.50	2,892.50	
41	DUCTILE IRON OR CAST IRON WATER FITTINGS (641-C)	LBS	250	\$ 7.40	1,850.00	9.50	2,375.00	5.50	1,375.00	
42	CONCRETE FOR WATER LINES (641-C)	CY	5	\$ 160.00	800.00	150.00	750.00	235.00	1,175.00	
43	FIRE HYDRANTS (641-D)	EA	2	\$ 3,430.00	6,860.00	3,100.00	6,200.00	2,500.00	5,000.00	
44	8" GATE VALVE, WATER (641-J)	EA	1	\$ 1,200.00	1,200.00	1,100.00	1,100.00	905.00	905.00	
45	8" RETAINER GLAND (641-M)	EA	11	\$ 106.00	1,166.00	110.00	1,210.00	80.00	880.00	
46	TAPPING VALVE AND SLEEVE (8" X 6") (641-O)	EA	1	\$ 2,360.00	2,360.00	3,200.00	3,200.00	2,560.00	2,560.00	
47	8" MASTER WATER METER WITH BACKFLOW (IN VAULT) (641-Q)	EA	1	\$ 30,600.00	30,600.00	25,000.00	25,000.00	24,500.00	24,500.00	
48	4" PVC FORCEMAIN, CLASS 200 (645-A)	LF	1,150	\$ 9.90	11,385.00	8.25	9,487.50	7.00	8,050.00	
49	2" PVC FORCEMAIN, CLASS 200 (645-A)	LF	1,225	\$ 6.40	7,840.00	5.00	6,125.00	5.30	6,492.50	
50	DUCTILE IRON OR CAST IRON FITTINGS FOR SEWERS / FORCEMANS (645-C)	LBS	350	\$ 7.70	2,695.00	7.00	2,450.00	4.80	1,680.00	
51	MANHOLES (DOG HOUSE) (645-H)	EA	1	\$ 3,340.00	3,340.00	3,500.00	3,500.00	5,100.00	5,100.00	
52	4" GATE VALVE, SEWER (645-J)	EA	2	\$ 670.00	1,340.00	775.00	1,550.00	510.00	1,020.00	
53	DIRECTIONAL BORE, 4" SDR 11	LF	60	\$ 56.00	3,360.00	50.00	3,000.00	55.00	3,300.00	
54	CONCRETE FOR SEWER CONSTRUCTION (SS-10)	CY	3	\$ 160.00	480.00	150.00	450.00	235.00	705.00	
55	END OF LINE CLEANOUT	EA	1	\$ 647.00	647.00	2,900.00	2,900.00	750.00	750.00	
56	TOPSOIL FROM STOCKPILES, 5" THICK (650-B)	CYIP	850	\$ 4.50	3,825.00	7.00	5,950.00	3.00	2,550.00	
57	SEEDING (652-A)	AC	2.5	\$ 1,100.00	2,750.00	1,500.00	3,750.00	2,850.00	7,125.00	
58	TEMPORARY SEEDING (654-A)	AC	2.5	\$ 900.00	2,250.00	1,000.00	2,500.00	2,300.00	5,750.00	
59	SOLID SODDING (654-A)	SY	6,000	\$ 4.50	27,000.00	3.50	21,000.00	2.75	16,500.00	
60	MULCHING (656-A)	AC	2.5	\$ 1,000.00	2,500.00	1,200.00	3,000.00	1,000.00	2,500.00	
61	STONE PAD CONSTRUCTION ENTRANCE (#4 STONE)	LS	1	\$ 2,000.00	2,000.00	1,500.00	1,500.00	2,950.00	2,950.00	
62	POLYETHYLENE SHEETING (665-E)	SY	1,000	\$ 2.30	2,300.00	0.80	800.00	1.25	1,250.00	

CITY OF DAPHNE  
 BID DOCUMENT NO.: 2012-K-DAPHNE SPORTS COMPLEX ENTRANCE ROAD  
 MAY 7, 2012

ITEM#	DESCRIPTION	UNIT	QTY	BIDDER #7 WR MITCHELL		BIDDER #8 R&S PAVING		BIDDER #9 GULF ATLANTIC	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
63	SAND BAGS (665-G)	EA	500	3.90	1,950.00	1.25	625.00	11.00	5,500.00
64	SILT FENCE, TYPE A (665-J)	LF	2,500	3.30	8,250.00	2.25	5,625.00	1.50	3,750.00
65	WATTLES (665-O)	LF	600	4.00	2,400.00	4.75	2,850.00	7.50	4,500.00
66	SOLID WHITE CLASS 2, TYPE A TRAFFIC STRIPE, 4" WIDE (0.09" THICK) (701-A)	MILE	0.06	9,690.00	581.40	10,018.83	601.13	8,715.00	522.90
67	DOTTED WHITE CLASS 2, TYPE A TRAFFIC STRIPE, 4" WIDE (0.09" THICK) (701-B)	LF	300	1.70	510.00	1.73	519.00	1.50	450.00
68	TRAFFIC SIGNS	LS	1		6,000.00		3,186.65		2,775.00
69	HANDICAP STRIPING	LS	1		720.00		745.20		650.00
70	SOLID WHITE STRIPE, CLASS 1, TYPE A, 4" WIDE (701-G)	LF	2,220	1.00	2,220.00	0.98	2,175.60	0.85	1,887.00
71	TRAFFIC CONTROL MARKINGS, CLASS 2, TYPE A, 24" WIDE, STOP BAR (0.09" THICK) (703-A)	SF	120	4.50	540.00	4.60	552.00	4.00	480.00
72	TRAFFIC CONTROL MARKINGS, CLASS 2, TYPE A, CHANNEL LINE, 8" WIDE (0.09" THICK) (703-A)	SF	200	3.00	600.00	3.11	622.00	2.75	550.00
73	TRAFFIC CONTROL MARKINGS, CLASS 2, TYPE A (0.09" THICK) (ARROW) (703-A)	SF	50	4.80	240.00	4.89	244.50	4.25	212.50
74	TRAFFIC CONTROL LEGENDS, CLASS 2, TYPE A (0.09" THICK) (703-B)	SF	75	6.40	480.00	6.56	492.00	5.75	431.25
75	4" SEWER METER	EA	0		0.00	0.00	0.00	0.00	0.00
76	TRAFFIC CONTROL	LS	1		4,000.00		3,000.00		2,500.00
77	ENGINEERING CONTROLS	LS	1		12,000.00		4,000.00		23,500.00
78	PERFORMANCE BOND	LS	1		14,000.00		18,000.00		11,250.00
79	LANDSCAPING & IRRIGATION	LS	1		40,000.00		55,000.00		44,150.00
	TOTAL AMOUNT				\$ 847,899.10		\$ 850,787.59		\$ 947,568.05
							<b>\$ 873,647.58</b>		

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

*Timothy D. Lawley*  
 Timothy D. Lawley, P.E.  
 Project Manager  
 Hutchinson, Moore & Rauch, LLC

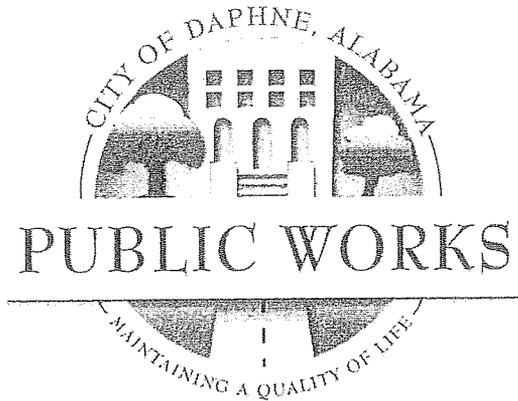
Note: Bold/italicized indicates an error in bid; error does not change bidder standings.

Bailey Yelding, Jr.  
Mayor

David Cohen  
City Clerk

Kimberly Briley  
Finance Director/Treasurer

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



Tommie Conaway  
District 1

Cathy Barnette  
District 2

John L. Lake  
District 3

Kelly D. Reese  
District 4

Ronald Scott  
District 5

Derek Boulware  
District 6

August Palumbo  
District 7

## Memorandum

**To:** Councilman Derek Boulware; Chairman, Finance Committee  
**Thru:** The Honorable Mayor Bailey Yelding, Jr.  
**From:** Richard D. Johnson, P.E.; Public Works Director   
**CC:** Finance; File  
**Date:** May 8, 2012  
**Re:** FY2012 – Capital Road Improvement Projects – PWP 2012-2 DOUGLAS ROAD RESURFACING

Mr. Mayor:

Based upon the quote tabulations from May 8, 2012, it is my recommendation to award the contract to American Asphalt, Inc. for the resurfacing of Douglas Road. They submitted the qualifying low price quote.

It is my further recommending the following appropriations from Capital Funds is made:

- |  |              |
|--|--------------|
| • 100% of the construction cost of resurfacing (American Asphalt): | \$ 7,172.00  |
| • Cost of asphalt by City under bid price (M.A.C.):                | \$ 12,631.25 |
| • Material Testing (To be subcontracted)                           | \$ 627.00    |

Total: \$ 20,430.00

Yours,

RDJ

**PWP 2012-2 DOUGLAS ROAD RESURFACING  
QUOTE TALLY SHEET**

**Project Details:**

1. Bituminous Concrete Wearing Surface, 1" (110#/SY) Compacted Thickness (424A) -215 T
2. Asphalt Laydown- Bituminous Concrete Wearing Surface, 1.25" (135#/SY) Compacted Thickness (424A) -2900 SY
3. Tack Coat- (405-A) 0.06 Gal/SY -1.74 Gal
4. Edge of Pavement/Shoulder Preparation (blade/clip/grade/fill)- 2600 Linear Feet -1 LS
5. Asphalt Milling at Tie In- 1" depth maximum- less than 10 SY -1 LS
6. Solid White, Class 1, Type A, Traffic Stripe, 5" Wide (701-A) -5 MI
7. Solid Yellow (Double), Class 1, Type A, Traffic Stripe, 5" Wide (701-A) -5 MI
8. Mobilization/Demobilization. 1 LS

Vendor	1	2	3	4	5	6	7	8
James Brothers Excavating Inc	Unit Price	\$1.40	\$5.00	\$1,900.00	\$900.00	\$3,770.00	\$3,770.00	\$1,200.00
	Quote	\$4,060.00	\$870.00	\$1,900.00	\$900.00	\$1,885.00	\$1,885.00	\$12,700.00
American Asphalt	Unit Price	\$1.00	\$3.00	\$500.00	\$500.00	\$1,500.00	\$3,000.00	\$500.00
	Quote	\$2,900.00	\$522.00	\$500.00	\$500.00	\$750.00	\$1,500.00	\$500.00
R & S Paving and Grading Inc	Unit Price	\$1.25	\$4.25	\$2,000.00	\$300.00	\$1,056.00	\$1,056.00	\$3,256.00
	Quote	\$3,625.00	\$739.50	\$2,000.00	\$300.00	\$528.00	\$528.00	\$10,976.50
Ammons and Blackmon	Unit Price	\$1.50	\$6.00	\$2,000.00	\$500.00	\$2,500.00	\$2,500.00	\$2,000.00
	Quote	\$4,350.00	\$1,044.00	\$2,000.00	\$500.00	\$1,250.00	\$1,250.00	\$12,394.00
Summit Industries	Unit Price	\$5.00	\$6.65	\$3,528.00	\$1,200.00	\$3,340.00	\$4,676.00	\$5,000.00
	Quote	\$14,500.00	\$1,157.10	\$3,528.00	\$1,200.00	\$1,670.00	\$2,338.00	\$5,000.00
								\$29,393.10

Proposed City of Daphne Street Improvements - Fiscal Year 2012 Summary

Order	Project	Mileage	Construction	Engineering			Total
				Survey & Design	Testing	CE&I	
1	Project 2012-A - Intersection of Whispering Pines Rd and US Hwy 98 (Additional Turn Lanes and Signalization Upgrade)	0.37	\$400,000.00	\$0.00	\$24,000.00	\$40,000.00	\$464,000.00
2	Project 2012-B - Main Street - Holy Cross to Bayfront (18,247 L.F. - 3.45 miles) - Mill and Overlay (1500 L.F. Base Repairs)	3.45	\$598,889.56	\$25,814.21	\$20,651.36	\$30,977.05	\$676,332.18
3	Project 2012-C - Well Road Extension - Public Works Road to CR13 (1,400 L.F. - 0.265 miles) - New Road & Drainage	0.265	\$144,267.00	\$21,930.00	\$3,600.00	\$26,800.00	\$196,597.00
4	Proposed Project: Profit Drive Extension - Profit Drive to Johnson Road	0.275	\$251,923.63	\$20,153.89	\$7,557.71	\$15,115.42	\$294,750.65
5	Proposed Project: Lake Forest - 1.1 Miles (Ridgewood Drive - North Route connecting 2a & 2b) Project includes base repairs, drainage, asphalt resurfacing, concrete valley gutter, median curbing & landscaping	1.1	\$1,130,000.00	\$79,100.00	\$22,600.00	\$79,100.00	\$1,310,800.00
6	Proposed Project: Resurfacing of Pinehill Road - 7th Street to south of Roper Ln	0.475	\$84,302.00	\$0.00	\$2,530.00	\$0.00	\$86,832.00
7	Proposed Project: Resurfacing of Douglas Road - US Hwy 90 to End of Pavement	0.25	\$20,882.00	\$0.00	\$627.00	\$0.00	\$21,509.00
<b>Totals:</b>		<b>6.19</b>	<b>Miles</b>				<b>\$3,050,820.83</b>

Cost per Mile: \$493,261.25

Note: Project #1 has started





PUBLIC WORKS DEPARTMENT

REQUEST FOR PRICE

QUOTATION FOR CAPITAL

IMPROVEMENT PROJECTS

rec'd 5/8/12 @  
3:50 pm  
-JM

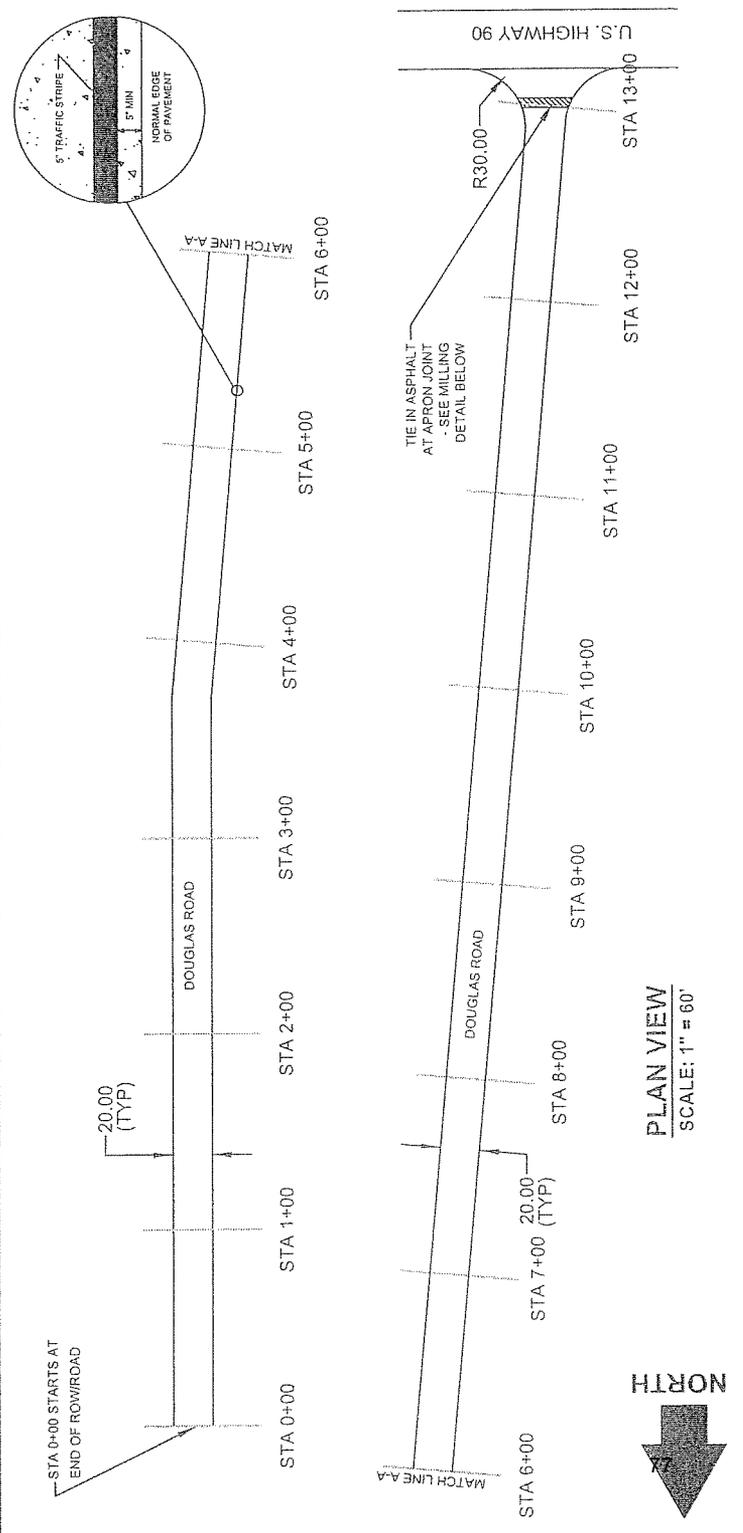
Project: PWP 2012-2 DOUGLAS ROAD RESURFACING

ITEM #	DESCRIPTION	UNIT	QTY	UNIT PRICE	QUOTE
1	Bituminous Concrete Wearing Surface, 1" (110#/SY) Compacted Thickness (424A)	Ton	215	Provided by the City (Do Not Quote)	
2	Asphalt Laydown - Bituminous Concrete Wearing Surface, 1.25" (135#/SY) Compacted Thickness (424A)	SY	2900	1.00	2900 ✓
3	Tack Coat - (405-A) 0.06 Gal/SY	GAL	174	3.00	522 ✓
4	Edge of Pavement/Shoulder Preparation (blade/clip/grade/fill) - 2600 Linear Feet	LS	1	500.00	500.00 ✓
5	Asphalt Milling at Tie In - 1" depth maximum - less than 10 SY	LS	1	500.00	500.00 ✓
6	Solid White, Class 1, Type A, Traffic Stripe, 5" Wide (701-A)	MI	0.5	1500.00	750.00 ✓
7	Solid Yellow (Double), Class 1, Type A, Traffic Stripe, 5" Wide (701-A)	MI	0.5	3000.00	1500.00 ✓
8	Mobilization/Demobilization	LS	1	500.00	500.00 ✓
				Quote Total: \$7172.00	

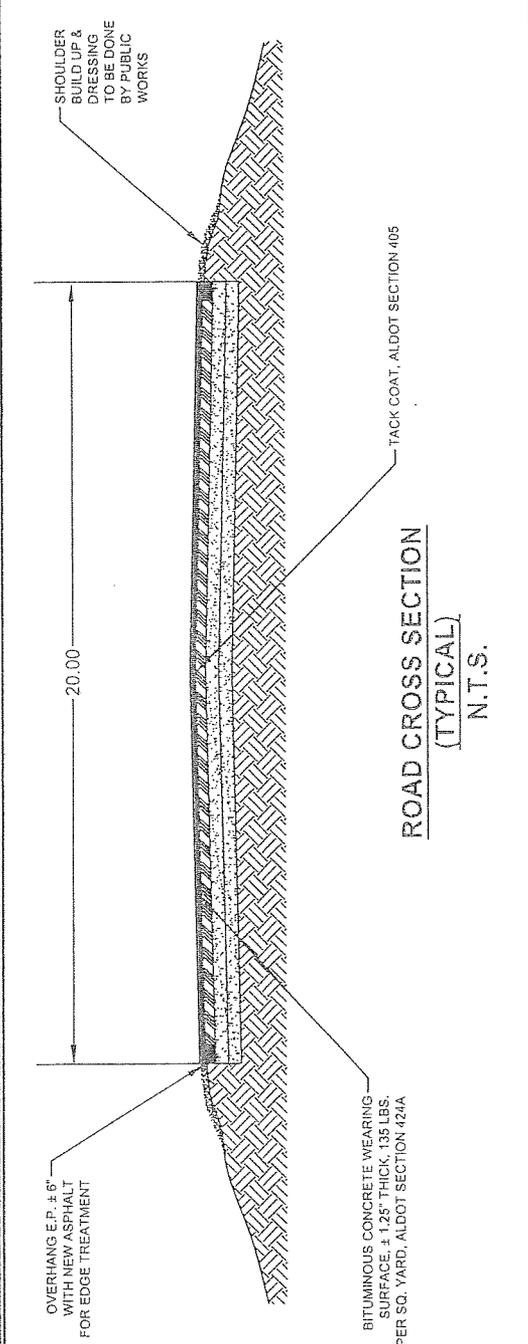
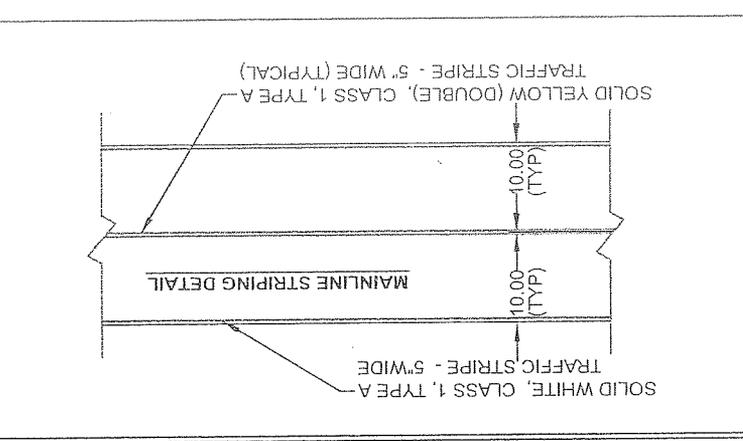
Notes:

- Contractor will be required to be Licensed, Bonded, and Insured. Documents will be required at time of quote acceptance.
- Work must be completed 21 calendar days from the "Notice to Proceed" date.
- Enclosed plans and quantities are "good faith" estimates only. Prior to submitting quotations contractor should field measure and verify all quantities.
- Quotes will be treated and considered as "lump sum" bids for all described work.
- Only one pay request will be accepted and processed upon final acceptance of work.
- Job quoted are subject to the *GENERAL CONDITIONS, SPECIAL PROVISIONS and SUPPLEMENTAL SPECIFICATIONS* as attached.
- Questions, inquiries and requests for clarification should be directed to Richard D. Johnson, PE; Director of Public Works: Phone - (251) 621-3182; Fax (251) 621-3189; Email [directorpw@daphneal.com](mailto:directorpw@daphneal.com)
- Quotes must be received by 4:00 PM - Tuesday, May 8, 2012, at the Department of Public Works; 26435 Public Works Road; Daphne, AL 36526

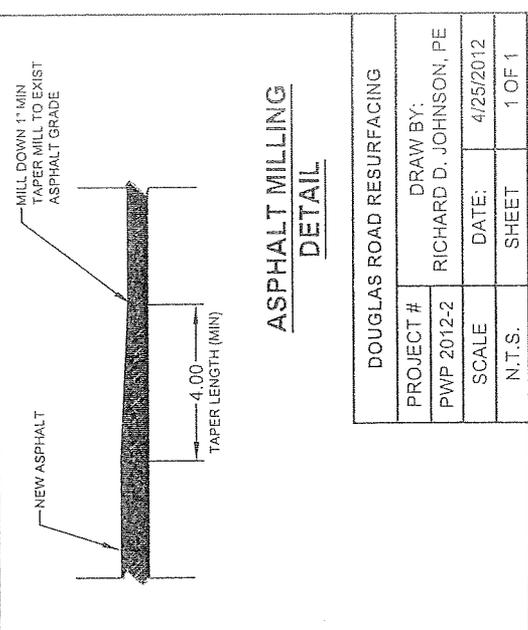
Company: American Asphalt Inc.  
P.O. Box 909  
Magnolia Springs AL 36555  
 Phone: 251-990-8000  
 Signed: Bob Johnson  
 Title: President



**PLAN VIEW**  
SCALE: 1" = 60'



**ROAD CROSS SECTION**  
(TYPICAL)  
N.T.S.



**ASPHALT MILLING**  
DETAIL

DOUGLAS ROAD RESURFACING	
PROJECT #	PWP 2012-2
SCALE	N.T.S.
DRAWN BY:	RICHARD D. JOHNSON, PE
DATE:	4/25/2012
SHEET	1 OF 1



**Perry O. Hooper, Sr.**  
Chief Justice, Retired

PO Box 20327  
Montgomery, Alabama 36120-0327



March 23, 2012

Mayor Bailey Yelding Jr.  
City of Daphne  
P.O. Box 400  
Daphne, AL 36526

Dear Mayor Yelding:

As a former Marine I have always appreciated the respect and recognition that my fellow Alabamians have given me over the years for my service to my country. I am proud that we are a patriotic state, believing in the American flag, and supporting our veterans.

This is why I have agreed to serve as Honorary Chairman in honoring Alabama Wounded Warriors, Disabled Veterans, and the families of Fallen Service Members, covering all wars and conflicts. They will be presented with the Alabama Legislature Medal of Honor, during ceremonies televised live statewide, Friday, June 22, 2012, in the Birmingham-Jefferson Convention Center (BJCC) Arena.

House Joint Resolution 5 (HJR5) was passed by both houses of the Alabama Legislature, and signed by Governor Robert Bentley on February 28, 2012, establishing the Alabama Legislature Medal of Honor, honoring all Alabama Wounded Warriors, Disabled Veterans and Family Members of those who Made the Ultimate Sacrifice, covering all conflicts and wars.

Most people are not aware that since 9/11 we have lost 104 of our citizens who gave their lives for this country in either Afghanistan, Iraq, or Pakistan. In my heart I know that it is the right thing to do to honor these brave Alabamians. I hope you, your City Council, and your fine city will agree to join me in honoring these heroes. One of our biggest challenges is to get the word out, as well as seeking some financial help in covering the cost of minting these medals, and costs involved with the ceremonies itself.

The key to communication is to publicize the website ([www.asffoundation.org](http://www.asffoundation.org)), that has been especially set up for our heroes to register, or to have them call 1-800-467-0422 for additional information.

-OVER-

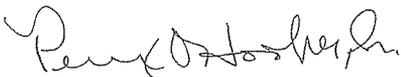
We would be forever grateful if you and your City Council would agree to assist us in implementing the following items:

1. Present the proposed resolution (attached) to your City Council for adoption, and provide a copy to your local media outlets, and forward a copy to me at PO Box 20327, Montgomery, AL 36120.
2. I have included two of our posters, which I ask you to display in a visible public area in city hall.
3. Help us in a small way financially in order that we can assure that the presentation of the Alabama Legislature Medal of Honor and the ceremony itself will be one that will be remembered for years to come. We have attached a reply form, with suggested levels for your consideration.

**IF YOU AND YOUR CITY COUNCIL agree to help us financially, we would like to invite someone from your city to carry your city flag during a parade that will take place in the BJCC Arena as part of the Medal presentation. If you agree to participate, you need to forward the information about your representative (see attached form).**

The state committee that is working on honoring Alabama Wounded Warriors, Disabled Veterans, and the families of Fallen Service Members, and I, want to express to you our deepest appreciation for all that you do to participate with us in this event.

Sincerely,



Perry O. Hooper, Sr.  
Chief Justice, Retired

## Suzanne Henson

---

**From:** Christine Ciancetta <financedeputydirector@daphneal.com>  
**Sent:** Monday, May 14, 2012 5:46 PM  
**To:** Bailey Yelding; Jane Ellis; Kim Briley; Suzanne Henson; David Cohen; Becky Hayes; Tommie Conaway; Cathy Barnette; John Lake; Kelly Reese; Ron Scott; Derek Boulware; August Palumbo  
**Subject:** 5/14/12 Finance Committee Information Request - Remaining Training/Travel Budgets

Good Evening,

As was requested during the 5/14/12 Finance Committee Meeting in reference to the "Honoring Alabama Wounded Warriors, Disabled Veterans & Families," below are the remaining FY 2012 Training/Travel Budgets by District:

District #1 - \$1,647.98  
District #2 - \$3,831.00  
District #3 - \$3,904.63  
District #4 - \$4,000.00  
District #5 - \$0 - Donated all \$4K to Honor Flight of South AL  
District #6 - \$0 - Donated all \$4K to Honor Flight of South AL  
District #7 - \$4,000.00

Please let me know if you have any additional questions.

Thank you,  
Christine

--

**Christine M. Ciancetta**  
**Deputy Finance Director**

City of Daphne, AL  
1705 Main Street  
P.O. Box 400  
Daphne, AL 36526  
Phone: (251) 621-9000 ext.128  
Fax: (251) 626-3008

[financedeputydirector@daphneal.com](mailto:financedeputydirector@daphneal.com)

# Reply Form

Honoring Alabama Wounded Warriors, Disabled Veterans,  
and the Families of Fallen Service Members

\_\_\_\_ Yes, Our city has agreed to assist with the expenses to see that Alabama Wounded Warriors, Disabled Veterans, and the families of Fallen Service Members are honored in a manner in which we all can be proud.

Check a Level Listed:

- \_\_\_ 2nd Lieutenant - \$250
- \_\_\_ 1st Lieutenant - \$500
- \_\_\_ Captain - \$750
- \_\_\_ Major - \$1000
- \_\_\_ Colonel - \$1500
- \_\_\_ General \$2000

Please Send Form to:  
Perry O. Hooper, Sr.  
Chief Justice, Retired  
PO Box 20327  
Montgomery, AL 36120-0327

## In participating your city will:

1. Be recognized in the Souvenir Program that will be distributed that night.
2. Be recognized on the special Honoring Our Heroes website
3. Have an individual participate in the parade that night carrying the flag of your city (we will communicate with him/her by June 10 about details for the night of June 22)

Name of Parade Representative: \_\_\_\_\_

Address \_\_\_\_\_

Street Address

City

Zip

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

Home

Cell

Email: \_\_\_\_\_

4. Your City and Flag will be recognized during the Opening Ceremonies.

*Following the Ceremonies there will be a special VIP reception (with food) for city, county, and state officials in attendance. You will receive an invitation to this invitation-only event that will follow the Ceremonies, shortly after 8:00 in the BJCC Arena Club Room.*

**PLEASE REPLY BY JUNE 1, 2012**



**Perry O. Hooper, Sr.**  
Chief Justice, Retired

PO Box 20327  
Montgomery, Alabama 36120-0327



Mayor Bailey Yelding Jr.  
City of Daphne  
P.O. Box 400  
Daphne, AL 36526

Finance Committee

April 4, 2012

Dear Mayor Yelding:

In my recent letter to you, our reply form did not print all the necessary information. Therefore, attached is a corrected replacement reply form. We apologize for any inconvenience.

The state committee that is working diligently to honor Alabama Wounded Warriors, Disabled Veterans, and the families of Fallen Service Members, and I, want to express to you our deepest appreciation for assisting us in making this a successful event.

Sincerely,

Perry O. Hooper, Sr.  
Chief Justice, Retired

# SAMPLE RESOLUTION

By {Mayor and City Council Members}

*HONORING ALABAMA WOUNDED WARRIORS, DISABLED VETERANS , AND FALLEN SERVICE MEMBERS WHO MADE THE ULTIMATE SACRIFICE; RECOGNIZING JUNE 22, 2012, AS THE WOUNDED WARRIORS, DISABLED VETERANS, AND FALLEN SERVICE MEMBERS DAY IN {CITY NAME}.*

*WHEREAS, the Alabama Sports Festival Foundation (ASF Foundation) was established in 1982 at the request of the United States Olympic Committee to expose athletes, volunteers, and spectators of all ages, especially our youth, to Olympic sports and the overall Olympic experience with all of its traditions; and*

*WHEREAS, the ASF Foundation has, for 30 years, used its Opening Ceremonies as an educational tool to remind athletes, coaches, parents, and officials, as well as viewing audiences, of developments that have occurred in our nation's history allowing freedom to all United States citizens; and*

*WHEREAS, the city of {city name} is joining with the Governor of Alabama, the Alabama Legislature, and the Alabama Governor's Commission on Physical Fitness in partnering with ASF Foundation to honor Alabama heroes; and*

*WHEREAS, the ASF Foundation's Honoring Our Heroes series is part of its commitment to teach Alabama student-athletes good citizenship by highlighting the sacrifices made by others to keep our country a free and safe society; now therefore*

*BE IT RESOLVED THAT {CITY NAME} RECOGNIZES THE ALABAMA LEGISLATURE MEDAL OF HONOR that has been established by the Legislature of Alabama, both Houses thereof concurring, and we join the Legislature in urging the ASF Foundation to present the Medal of Honor to all Alabama Wounded Warriors, Disabled Veterans, and Fallen Service Members who made the ultimate sacrifice serving our country in protecting our nation's security and freedom.*

*BE IT FURTHER RESOLVED That the city of {city name} joins with the Alabama Legislature in recognizing June 22, 2012, as the Wounded Warrior, Disabled Veterans, and Fallen Service Members Day in {city name} and the State of Alabama.*

*BE IT FURTHER RESOLVED That we urge that the honoring of Wounded Warriors, Disabled Veterans, and Fallen Service Members of Alabama take place at 7:00 p.m., Friday June 22, 2012, during the 30th Anniversary of the ASF Foundation Opening Ceremonies.*

David Webb request to be on Finance Agenda

Suzanne Henson

Funds from BP#?

**From:** Rebecca Hayes <cityclerkassist@daphneal.com>  
**Sent:** Wednesday, April 11, 2012 2:09 PM  
**To:** 'Suzanne Henson'  
**Subject:** Search & Rescue Request - WS Minutes  
**Attachments:** April 9.doc

The information you need is on page 2. I highlighted the section you will need. Just to clarify it is about \$25,000 for each skiff. From the info presented it looks like it is \$25,000 for the two boats. I called to ask him about it. David Webb will be at the May Finance meeting.

Rebecca A. Hayes

Assistant City Clerk

City of Daphne  
P.O. Box 400  
1705 Main Street  
Daphne, AL 36526  
251-621-9000  
251-621-3538 FAX  
[cityclerkassist@daphneal.com](mailto:cityclerkassist@daphneal.com)  
[becjer@bellsouth.net](mailto:becjer@bellsouth.net)

David Webb, Public Info Officer  
Daphne SAR

Discuss Request for Appropriation  
& Boat Ownership / Ins  
City or SAR?

Council President Barnette requested Ms. Ciancetta to make that list and send it out to council later in the week so that they can see what percentage of increase each job will be getting.

## **2. DAPHNE SEARCH & RESCUE / DAVID WEBB**

Mr. Webb reported that there are currently 18 members of the Daphne Search & Rescue Unit, and respond to approximately 80-100 calls per year throughout the Gulf Coast region. They were involved with the recent helicopter crash in Mobile Bay. They spent 900 man hours and 100 boat hours in the rescue efforts. Capabilities of the team are marine search and rescue, certified underwater search and rescue (*dive team*), dive team are trained to Dive Rescue International standards, blackwater (*zero visibility*), swiftwater (*moving water*) deep water (*150 feet*), mixed gas, wreck penetration (*overhead environment*) and hazardous materials dive operations and land searches.

Mr. Webb said that their support comes from several sources one being the City of Daphne, 2012 budget is \$18,349 which covers fuel, most vehicle maintenance and building utilities for their station. There is no monies budgeted for equipment purchases. They also receive approximately \$20,000 from tobacco taxes, and funds from private donations which is a very small part of their income.

Mr. Webb said they are in dire need of a replacement vessel. The current vessel is 18 years old and has been used extensively in search, rescue, recovery and training missions. This is their primary response vessel, and the boat and trailer have become a burden on their finances due to age related repairs and upkeep. The hull has developed several 'soft spots' indicating internal damage that is cost prohibitive to repair. The trailer is in dire need of replacement also. Mr. Webb requested help from the city to replace the 16' Carolina Skiff and a second 21' Skiff at a cost of \$25,000 each, and an 18' airboat at a cost of \$55,000.

Councilman Lake said that in his 20 years on council the Search & Rescue Unit has never asked the city for help. He recommended sending this request to the Finance Committee for consideration.

Council discussed whether they could reallocate BP funds for these purchases.

Mr. Chip Martin, Fire Marshall, said that the time the city put in a request for reallocation it request was denied. They are not reallocating any of the money from the original request.

Councilman Lake suggested that the funds could come from the Lodging Tax.

Councilman Palumbo suggested that Mr. Webb get with Chief White to include this request in the next budget cycle.

Council President Barnette requested that this be put on the May Finance agenda.

# Daphne Search & Rescue Daphne, Alabama



PO Box 41  
618 Belrose Ave.  
Daphne, AL 36526  
Dispatch: 521-621-9100  
[www.daphnesar.org](http://www.daphnesar.org)

Contacts:  
David Webb  
Public Information Officer  
[davmwebb@gmail.com](mailto:davmwebb@gmail.com)  
251-623-1184  
Or  
Laramie Dixey  
Training Lieutenant  
[laramie.dixey@gmail.com](mailto:laramie.dixey@gmail.com)  
251-472-6446

#### Additional vessel needs:

- Replace 16 ft Carolina Skiff with a 2<sup>nd</sup> 21 ft as above (\$25,000). Our 16 ft skiff is in good shape but is too small to be used safely on search and rescue missions. We would like to replace it with a 2<sup>nd</sup> 21 ft Carolina Skiff (a duplicate of our primary response boat)
- Replace airboat (Diamondback 18') (\$55,000). DSAR recently retired and sold our 16 ft Panther airboat. It had become too costly to maintain unreliable for emergency responses due to its age. It had been purchased several years ago from the sheriff's office as surplus.

#### Additional equipment needs:

- Ford F350, 4x2, crew cab, dual rear tire (~\$48,000) (plus bed cap). We currently are using a 10 year-old pickup truck with 250,000+ miles as a primary response / tow vehicle. It has become costly to maintain and is in need of replacement.
- Radios (20 handhelds) (~800 each, ~\$16,000 total) DSAR currently has no reliable radios (handheld or mobile) for communication of any type. Dispatch is performed via cell phone and all communication between members occurs via cell phones. The team owns several (very) old VHF handheld portable radios, which are no longer serviceable.
- Radios (7 mobile) ~750 each, \$5500) (See above)
- Kongsberg sector scan sonar (~\$75,000) This is a submersible sonar unit provides a very detailed 'mapping' of an underwater area before sending a diver into the water. This is priceless in the zero visibility environments in which we ask our divers to operate. It would *greatly* increase the safety of underwater operations in our area.
- New building. (Cost TBD) Currently, one of our boats, the dive trailer, and one of our trucks is stored outside our station. We have simply outgrown our base of operations. We would require a "firehouse" type facility capable of housing four boats, two trailers and three trucks. We would also like to include a classroom and offices.

Funding received in 10 installments per year from Baldwin County Commission pursuant to Alabama Code (Smokeless tobacco tax). Approximately \$20,000 per year is received and covers additional operational and training costs.

Private donations constitute a very small portion of our income. We do not solicit door-to-door or via US Mail. This is done out of respect to our local volunteer fire departments. We have discovered that local residents are confused when two different "rescue squads" ask for donations. DSAR does not want to interfere with the fundraising efforts of our brothers in the local volunteer fire departments.

#### **Immediate needs:**

Daphne Search and Rescue is in immediate need of replacement of our primary response vessel, *Recovery 3*. This vessel is 18 years old and has been used extensively in search, rescue, recovery and training missions.



*DSAR Recovery 3 – 1994 Carolina Skiff 21 (modified)*

This is our primary response vessel. The boat and trailer have become a burden on our finances due to age related repairs and upkeep. The hull has developed several 'soft spots' indicating internal damage that is cost prohibitive to repair. The outboard motor has become less reliable and is showing signs of age. The trailer is in dire need of replacement.

*Estimated cost to replace 1994 Carolina Skiff 21 is \$25000.*

Daphne Search and Rescue, Inc. is an all-volunteer organization dedicated to providing search and rescue services throughout the Gulf Coast. The unit is based in Daphne, Alabama.

Daphne Search and Rescue, Inc is a member of the Alabama Association of Rescue Squads and a recognized 911 first responder unit. The organization was incorporated in 1976 as a not for profit 501(c)(3). (EIN 20-3639973)

### **History**

The rescue squad was organized in 1974 by several Daphne Volunteer Fire Department members in response to the drowning death of a local man in the waters of Mobile Bay in Daphne. There was concern among local officials about the delayed response from the Alabama Marine Police and US Coast Guard. The fire department recognized the need for more rapid response to the waters near Daphne and thus was born Daphne Search and Rescue.

In 1976, the unit broke its ties with the Fire Department and incorporated as an independent rescue organization. Since then, the unit has operated continuously as an all-volunteer service.

The Daphne Search and Rescue Unit currently has 18 members and responds to approximately 80 to 100 calls per year throughout the Gulf Coast region.

### **Capabilities:**

#### **Marine S&R**

Daphne Search and Rescue (DSAR) covers the entirety of Mobile Bay and the southern portion of the Five Rivers Delta. The team responds to emergency requests for all types of marine search and rescue services. These can be grounded or disabled vessels, missing persons, overdue boaters and downed aircraft.

#### **Underwater S&R (Dive Team)**

The team has 12 public safety divers trained to Dive Rescue International standards. Team members maintain certification in blackwater (zero visibility), swiftwater (moving water), deep water (>150 ft), mixed gas, wreck penetration (overhead environment) and hazardous materials dive operations. Divers are trained to use full-face dive masks with underwater two-way audio communication.

#### **Land S&R**

All members certified at minimum SAR Tech 3 level. Land searches account for approximately 20% of DSAR responses. Often these land searches occur in the Five Rivers Delta and require both marine and land operations.

#### **Law Enforcement**

Mounted Patrol. DSAR has partnered with the Fairhope Police Department Mounted Unit. We have been providing search and rescue training for the members of the patrol. The agreement with DSAR is that we will respond with the Mounted Patrol on any law enforcement response to provide ground support functions. The patrol has been used by DSAR on several lost person searches in the region.

### **Funding:**

Daphne Search and Rescue has secured several sources of financing. Financial support is received from the City of Daphne; our operational budget is managed by the Chief of the Daphne Fire Department. Year 2012 budget is \$18,349 and covers fuel, most vehicle maintenance and building utilities for our station. **No monies are budgeted for equipment purchases.**

**From:** [ttownsend@garlandind.com](mailto:ttownsend@garlandind.com) [<mailto:ttownsend@garlandind.com>]  
**Sent:** Wednesday, April 25, 2012 4:41 PM  
**To:** [frankb@bellsouth.net](mailto:frankb@bellsouth.net)  
**Subject:** Library Cupola

Frank,

Here is the Water Test Report for Daphne Library, along with our recommended repairs. Our approved contractors in this area who have roof repair departments are;

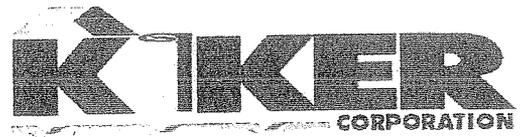
Thomas Roofing  
Dobson Sheet Metal and Roofing  
Team Roofing  
Kiker Corporation  
Double AA  
Amerson Roofing

Thanks!

Tom Townsend, CDT  
ESOP Partner  
Garland Company, Inc.  
251-401-6533  
[www.garlandco.com](http://www.garlandco.com)

This e-mail is intended only for the use of the party to whom it is addressed and is intended only for the use of the individual or entity named above. This email may contain information that is privileged, confidential, or protected by law. If you are not the intended recipient you are hereby notified that any dissemination, copying or distribution of this e-mail or its contents is strictly prohibited. Internet communications are not assured to be secure or clear of inaccuracies as information could be intercepted, corrupted, lost, destroyed, arrive late or incomplete, or contain viruses. Therefore, we do not accept responsibility for any errors or omissions that are present in this e-mail, or any attachment, that have arisen as a result of e-mail transmission.

Library Roof



3150 Lees Lane  
Mobile, AL 36693-5227  
PH (251) 661-1971 FX (251) 661-1818

\$2,400

Date: 5/7/2012

KIKER CORPORATION (hereinafter referred to as "Kiker") proposes to perform and furnish the labor, materials, insurance, supervision, equipment and warranty (herein together referred to as the "Work") described herein for:

OWNER: City of Daphne  
26435 Public Works Road  
Daphne, AL 36526

PROJECT: Library Cupola Water Leakage Repair  
City of Daphne Library  
2607 US Highway 98  
Daphne, AL 36526

A. SCOPE OF WORK:

- 1. Clean PVC membrane and plywood at corners, pressure-washing to removing all mildew and loose sealants.
- 2. PVC to Window Sill intersection; apply 180 LF Tuff Stuff polyurethane sealant, to provide a continuous seal.
- 3. Corner, PVC to Plywood to Window Sill intersection; apply 20 LF Tuff Stuff polyurethane sealant, to provide a continuous seal. Install Backer Rod where needed for all large air gaps. Reinforce large air-gaps using GarMesh.

B. CONTRACT SUM: Kiker shall perform the Work for: Two Thousand Four Hundred Dollars (\$2,400), in current funds and if this Proposal is accepted by Owner, Owner shall pay said sum as provided herein.

C. TERMS AND CONDITIONS: The terms and conditions set forth on the reverse side are a part of this Proposal.

D. This Proposal is subject to revision or withdrawal by Kiker for any reason until communication of acceptance, and may be revised after communication of acceptance, where an inadvertent error by Kiker has occurred. This Proposal expires ten (10) days after the date stated above if not earlier accepted, revised or withdrawn.

By: Shawn Littles  
Title: Project Manager

The undersigned hereby accepts this Proposal and, intending to be legally bound hereby, agrees that this writing shall be a binding contract and shall constitute the entire contract, subject only to the approval of credit by Kiker which approval shall not be unreasonably withheld.

Owner/Customer: \_\_\_\_\_  
By: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

## Suzanne Henson

---

**From:** Jane Ellis <mayorassist@daphneal.com>  
**Sent:** Monday, May 07, 2012 2:56 PM  
**To:** Suzanne Henson  
**Cc:** bldgmaintspvr@daphneal.com  
**Subject:** FW: Library Cupola  
**Attachments:** Daphne Library Water Testing 2012.pdf; Daphne Library Cupola Repair Proposal 2012.pdf;  
Daphne Library Water Testing 2012.pdf; Daphne Library Cupola Repair Proposal 2012.pdf

Suzanne,

This needs to be on the Finance Committee Agenda. Please note that Buildings & Property will not meet or have "official" recommendation until after Friday's meeting at 10:30. Call Frank if you have any questions about the attached documents.

Thanks.

*Jane Ellis*  
*Assistant to Mayor Bailey Yelding*  
*City of Daphne*  
*P. O. Box 400*  
*Daphne, AL 36526*  
*251.621.9000*  
*[www.daphneal.com](http://www.daphneal.com)*



*The Jubilee City*

**From:** Frank Barnett [mailto:bldgmaintspvr@daphneal.com]  
**Sent:** Wednesday, May 02, 2012 8:10 AM  
**To:** mayorassist@daphneal.com  
**Subject:** FW: Library Cupola

Hi Jane, the e-mail attachments are for the Library roof leak test and scope of work for repairs. You may want to include parts for the B&P packet. Thanks, Frank.

**From:** Frank Barnett [mailto:frankb@bellsouth.net]  
**Sent:** Thursday, April 26, 2012 6:49 AM  
**To:** bldgmaintspvr@daphneal.com  
**Subject:** FW: Library Cupola



THE GARLAND COMPANY INC.

186 Williams Street  
Mobile, AL. 36606  
PH: 251-401-6533  
FX: 251-479-7151

April 25, 2012

City of Daphne  
26435 Public Works Road  
Daphne, AL. 36526

Attention: Frank Barnett  
Building Maintenance Supervisor

RE: Library Cupola Water Leakage Repair

Scope of Work

1. Clean PVC membrane and plywood at corners, pressure-washing to removing all mildew and loose sealants.
2. PVC to Window Sill intersection; apply 180 LF Tuff Stuff polyurethane sealant, to provide a continuous seal.
3. Corner; PVC to Plywood to Window Sill intersection; apply 20 LF Tuff Stuff polyurethane sealant, to provide a continuous seal. Install Backer Rod where needed for all large air gaps. Reinforce large air-gaps using GarMesh.

Material Estimate

Tuff Stuff, 25 tubes, \$13.00 ea, \$325  
GarMesh, 6"x150', \$51, \$51  
Backer Rod, closed-cell polyethylene, by others.

Total Cost:	\$376.00, plus tax and shipping.
Estimated Labor Cost;	ADD \$2000

> \$2,376.00

If you have any questions, please do not hesitate to phone.  
Sincerely,

Tom Townsend, CDT  
ESOP Partner  
The Garland Company, Inc.  
251-401-6533

updated  
Quote

\$2,400

Suzanne Henson

---

**From:** Richard Johnson <directorpw@daphneal.com>  
**Sent:** Wednesday, May 09, 2012 2:39 PM  
**To:** financesenioraccountant@daphneal.com; 'Christine Ciancetta'  
**Cc:** Denise Penry; Mayor Bailey Yelding  
**Subject:** FW: Sod & Hay Bid  
**Attachments:** Woerner.pdf

Suzanne:

The sod folks have us over a barrel on this. We need locked in pricing we can budget with. It is my recommendation we accept Woerner's prices and lock in the bid for the next 12 months. Please add to the Finance Committee for their approval.

Yours,

RDJ

---

**From:** Denise Penry [<mailto:pwaccountant@daphneal.com>]  
**Sent:** Wednesday, May 02, 2012 8:49 AM  
**To:** Richard Johnson  
**Cc:** [pwsuperintendent@daphneal.com](mailto:pwsuperintendent@daphneal.com)  
**Subject:** Sod & Hay Bid

Melvin contacted 3 vendors to negotiate on this bid. The findings are below:

1. Southern Sod- no longer grows sod for sale
2. Craft Turf Farms (our previous contract)- does not want to be tied down to a contract, not interested.
3. Woerner Turf- Quotes are attached.

The cost has risen from \$1.05/yd (last contract) to \$1.45/yd (current quote) but is comparable to the current cost we are paying with Craft Turf Farms since the bid expired.

*Denise*

---

**From:** Suzanne Henson  
**Sent:** Tuesday, April 24, 2012 10:56 AM  
**To:** 'Denise Penry'  
**Subject:** RE: Sod & Hay Bid

I did not receive any bids on April 9<sup>th</sup> so negotiated bids are needed ... unless PW wants to rebid .. in this case we usually negotiate

Melvin McCarley - Sod Quotes for City of Daphne		
Phone 621-3182 or 379-6779 Fax 621-3189		
Centipede Picked up @ Farm	\$ 79.75	55 yds. Pallet x \$1.45/yd
Centipede Delivered	\$ 90.75	55 yds Per Pallet x \$1.65/yd
St. Augustine Picked up @ Farm	\$ 110.00	50 yds Per Pallet x \$2.20/yd
St. Augustine Delivered	\$ 120.00	50 yds Per Pallet x \$2.40/yd
Construction Grade Picked up @ Farm	\$ 68.75	55 yds Per Pallet x \$1.25/yd
Construction Grade Delivered	\$ 79.75	55 yds Per Pallet x \$1.45/yd
Roll Centipede Picked up @ Farm	\$ 43.50	30 yds Per Roll x \$1.45/yd
Roll Centipede Delivered	\$ 49.50	30 yds Per Roll x \$1.65/yd
Roll Construction Grade Picked up	\$ 37.50	30 yds Per Roll x \$1.25/yd
Roll Construction Grade Delivered	\$ 43.50	30 yds Per Roll x \$1.45/yd
Telephone 251-943-4664	Bobbie	
Fax 986-8174		
Quoted Prices Valid for One Year		

5-1-2012

The cost per Pallet or Roll does not include the \$6.00 Pallet or \$10.00 core deposit. Both ARE 100% Refundable upon Return.

Woerner Turf

**RESOLUTION NO. 2012-**

**A RESOLUTION APPROVING THE CITY OF DAPHNE'S  
PARTICIPATION IN THE STATE OF ALABAMA  
SEVERE WEATHER PREPAREDNESS TAX HOLIDAY  
FOR THE YEAR 2012**

**BE IT RESOLVED**, by the City Council of the City of Daphne, Alabama as follows:

Section 1. Section 4 of Alabama Act No. 2012-256 grants municipal governments authority to provide for the exemption of certain covered items from the payment of municipal SEVERE WEATHER PREPAREDNESS TAX during a period commencing at 12:01 a.m. on the first Friday in July of each year and ending at twelve midnight the following Sunday under the same terms, conditions and definitions as provided for the state SEVERE WEATHER PREPAREDNESS TAX holiday.

Section 2. The City of Daphne grants approval for the exemption of certain covered items from the payment of municipal SEVERE WEATHER PREPAREDNESS TAX for the period commencing at 12:01 a.m. Friday, July 6, 2012 and ending at twelve midnight Sunday, July 8, 2012 under the same terms, conditions and definitions as provided for by Act No. 2012-256 and Alabama Department of Revenue Rule 11-51-210(e).

Section 3. This Resolution shall become effective upon adoption.

**APPROVED AND ADOPTED** by the City Council of the City of Daphne, Alabama, this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
**Cathy S. Barnette, Council President**

\_\_\_\_\_  
**Bailey Yelding, Jr., Mayor**

**ATTEST:**

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



JULIE P. MAGEE  
Commissioner

# State of Alabama Department of Revenue

(www.revenue.alabama.gov)  
50 North Ripley Street  
Montgomery, Alabama 36132

May 1, 2012

CYNTHIA UNDERWOOD  
Assistant Commissioner

MICHAEL E. MASON  
Deputy Commissioner

To: All Counties and Municipalities in Alabama

On April 26, 2012, the State Legislature passed and Governor Robert Bentley signed Act No. 2012-256 exempting certain "covered items" from the state sales and use tax during the first full weekend of July 2012 and last full weekend of February in subsequent years, commencing at 12:01 a.m. on the first Friday in July 2012 and ending at twelve midnight the following Sunday. A copy of the Act and other helpful information are available at:

[www.revenue.alabama.gov/salestax/WPSalesTaxHol.htm](http://www.revenue.alabama.gov/salestax/WPSalesTaxHol.htm)

Pursuant to Act No. 2012-256, any county or municipality may, by resolution or ordinance adopted at least 14 days prior to the first full weekend of July, provide for the exemption of "covered items" from county or municipal sales or use taxes during the same time period, under the same terms, conditions, and definitions applicable to the state sales tax holiday. A county or municipality is prohibited from providing for a sales and use tax exemption during any period other than the state sales tax holiday. As required by Code of Alabama 1975, Section 11-51-210(e), a participating county or municipality shall submit a certified copy of their adopted resolution or ordinance providing for the severe weather preparedness sales tax holiday, and any subsequent amendments thereof, to the Alabama Department of Revenue at least 14 days prior to the first full weekend of July in 2012 and at least 30 days prior to the last full weekend of February in subsequent years. The Department will compile this information into a list of all counties and municipalities participating in the sales tax holiday and issue a current publication of the list on the website referenced above.

It is important that the retailers in your county or municipality are informed of your decision to participate or not to participate in a timely manner in order for them to make necessary arrangements, including programming cash registers and training employees. It is also important that the Department of Revenue be notified, even if your decision is not to participate, in order to provide assistance and answer questions for the retailers and residents in your county or municipality, and for the proper administration of the taxes during this weekend.

Please provide notification to the Department of whether your locality will participate. If your decision is to participate, include with the notification a certified copy of the resolution or ordinance adopted. Notification can be faxed to 334-353-7666 or mailed to:

ALABAMA DEPARTMENT OF REVENUE  
Attention: Wanda Robbins, Room 4311  
Sales, Use & Business Tax Division  
Post Office Box 327900  
Montgomery, Alabama 36132-7900

If we can be of assistance, please contact Wanda Robbins (334-353-8044), James Mayberry (334-353-7718), or Cameran Clark (334-242-1443).



JULIE P. MAGEE  
Commissioner

# State of Alabama Department of Revenue

(www.revenue.alabama.gov)  
50 North Ripley Street  
Montgomery, Alabama 36132

May 1, 2012

CYNTHIA UNDERWOOD  
Assistant Commissioner

MICHAEL E. MASON  
Deputy Commissioner

**IMPORTANT**

**IMPORTANT**

## 2012 Severe Weather Preparedness Tax Holiday July 6 - 8, 2012

**Deadline to notify ADOR: June 22, 2012**

The 2012 Severe Weather Preparedness Tax Holiday begins at 12:01 a.m. on Friday, July 6, 2012, and ends at twelve midnight on Sunday, July 8, 2012. As required by the Sales Tax Holiday For Severe Weather Preparedness Rule, a participating county or municipality shall submit a certified copy of their adopted resolution or ordinance providing for the Severe Weather Preparedness Sales Tax Holiday, and any subsequent amendments thereof, to the Alabama Department of Revenue before June 22, 2012. The Department will compile this information into a list of all counties and municipalities participating in the Severe Weather Preparedness Tax Holiday and issue a current publication of the list on its website at:

**[www.revenue.alabama.gov/salestax/WPSalesTaxHol.htm](http://www.revenue.alabama.gov/salestax/WPSalesTaxHol.htm)**

Notification of participation in the sales tax holiday may not be included in the published list if received after June 22, 2012.

**Your taxpayers want to know if your locality will participate in the 2012 Weather Preparedness Tax Holiday.**

**Please put it on your calendar to discuss and vote on this matter soon and notify the ADOR of the decision.**

**Participating?** Send a certified copy of any resolution, ordinance, or amendment adopted by your locality.

**Not Participating?** It is important that you inform us of that fact, as well.

Taxpayers rely on the list provided by the Department of Revenue and the Department cannot post a locality's participation status based on assumption; notification of nonparticipation or copies of resolution/ordinance from the locality is required.

**Notification can be faxed, mailed or emailed:**

**FAX:** 334-353-7666  
**MAIL:** ALABAMA DEPARTMENT OF REVENUE  
Attention: Wanda Robbins, Room 4311  
Sales, Use & Business Tax Division  
Post Office Box 327900  
Montgomery, Alabama 36132-7900  
**EMAIL:** wanda.robbsins@revenue.alabama.gov  
**QUESTIONS:** 334-353-8044



**JULIE P. MAGEE**  
Commissioner

# State of Alabama Department of Revenue

(www.revenue.alabama.gov)  
50 North Ripley Street  
Montgomery, Alabama 36132

May 1, 2012

**CYNTHIA UNDERWOOD**  
Assistant Commissioner

**MICHAEL E. MASON**  
Deputy Commissioner

**TO:** City/Town or County Clerk

**FROM:** Alabama Department of Revenue  
Attention: Cameran Clark, Room 4134  
Sales, Use & Business Tax Division  
P O Box 327710  
Montgomery, Alabama 36132-7710  
(334) 242-1443 Phone Number  
(334) 242-8916 Fax Number

**RE:** Contact Information for sales and use taxes

In order to make sure we have the correct contact information, please complete the items below and mail or fax completed form to the above address or fax number.

CITY OR COUNTY NAME \_\_\_\_\_

CONTACT PERSON \_\_\_\_\_

TITLE \_\_\_\_\_

PHONE NUMBER \_\_\_\_\_

FAX NUMBER \_\_\_\_\_

EMAIL ADDRESS \_\_\_\_\_

MAILING ADDRESS \_\_\_\_\_

## Suzanne Henson

---

**From:** Christine Ciancetta <financedeputydirector@daphneal.com>  
**Sent:** Tuesday, May 08, 2012 2:08 PM  
**To:** Suzanne Henson; Kim Briley  
**Subject:** Agenda Item for Finance Committee Mtg

Hi Suzanne,

On the May Finance Committee Meeting Agenda would you please list an item for discussion of the pricing proposal I received from Alpha and Omega Processing to give the Animal Shelter and Libraries websites the ability to accept online credit card donations.

Since I will be out of the office on the Honor Flight tomorrow, I won't have the back-up ready in time to be included in the packet but will make hand out to be distributed during the meeting.

Thank you,  
Christine

--

**Christine M. Ciancetta**  
**Deputy Finance Director**

City of Daphne, AL  
1705 Main Street  
P.O. Box 400  
Daphne, AL 36526  
Phone: (251) 621-9000 ext.128  
Fax: (251) 626-3008

[financedeputydirector@daphneal.com](mailto:financedeputydirector@daphneal.com)

**APROPRIATION: WEBSITE INTERGRATION FOR ANIMAL SHELTER AND LIBRARY DONATIONS**

**WHEREAS**, Ordinance 2011-81 approved and adopted the Fiscal Year 2012 Budget on November 21, 2011; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2012 Budget, the City Council has determined that certain appropriations are required and should be approved and made part of the Fiscal Year 2012 Budget; and

**WHEREAS**, the Animal Shelter and Library accept donations and believe they will receive more donations if they have the capability of accepting online credit card donations; and

**WHEREAS**, in order for the websites to accept online credit card donations, website integration is required; and

**WHEREAS**, the City Council has determined it to be in the best interest of the City to accept credit card donations; and

**WHEREAS**, an upfront, one-time fee of \$ 1,970 is required to modify the websites for the acceptance of donations via credit card.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council (the "Council") of Daphne, Alabama (the "City"), that funds in the amount of \$1,970 (Animal Shelter \$985 & Library \$985); from the General Fund are hereby appropriated and made a part of the Fiscal Year 2012 Budget for website integration to accept Animal Shelter and Library credit card donations. Furthermore, the Finance Department is hereby authorized to open a separate bank account for the receipting and processing of such online donations.

**APPROVED AND ADOPTED BY THE MAYOR & CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.**

\_\_\_\_\_  
**CATHY S. BARNETTE,  
COUNCIL PRESIDENT**

\_\_\_\_\_  
**BAILEY YELDING,  
MAYOR, CITY OF DAPHNE**

**ATTEST:**

\_\_\_\_\_  
**DAVID L. COHEN,  
CITY CLERK, MMC**

ALPHA & OMEGA PROCESSING  
 9599 Pleasant Road  
 Daphne, AL 36526  
 (866) 242-4325  
 www.aopsales.com

City of Daphne's Animal Shelter & Library - Ability to accept on-line credit card donations

**Part 1 - Website Integration**

Merchant Identification (MID)	Hourly Rate	Est. # of Labor hours	Cost
Animal Shelter	\$82.08	12	\$985
Library	\$82.08	12	\$985
<b>Combined Cost :</b>			<b>\$1,970</b>

**Part 2 - Credit Card Processing per MID**

Interchange Cost (IC) + 0.35% of monthly volume + \$0.15 per transaction + Monthly Service Fee

The combined total monthly cost for IC, Volume, per transaction fees and the monthly service charge averages to approximately 3% of each month's volume.

\*\*\* Alpha & Omega Processing agreed to WAIVE the Monthly Service Fee for both the Animal Shelter and the Library since they are being created specifically to accept donations which will save the City \$420 per year for each MID.\*\*\*

*Will waive \$35 monthly service fee*

**Definitions & Explanation of Fees and Charges**

Interchange Cost

Interchange(IC) is the actual cost from Visa, Master Card, and Discover. It includes both % and per transaction costs. IC includes thousands of categories, can fluctuate, and is the same for each like business in the nation. Master Card and Visa meet twice a year to discuss IC rate increases/decreases as they see fit and it is non-negotiable. *IC averages around 1.8% of a merchant's volume.*

Volume

Volume refers to the total amount of money processed through the credit card terminal for all transactions on a **MONTHLY** basis.

Transaction Fee

Cost of \$0.15 per credit card transaction

Monthly Service Fee

\$35 per month (WAIVED by Alpha & Omega for donations)

**ANNUAL CREDIT CARD PROCESSING FEE ESTIMATES**

**Animal Shelter Donations**

FY 2011 (pre-close)	\$1,250
Estimated # of transactions	125
Estimated # of transaction/month	10.4
Estimated Volume per month	\$104

	IC (approx. 1.8%/month)	Volume (0.35% monthly)	Transaction Fee (\$0.15 each)	ESTIMATED MONTHLY TOTAL	TOTAL
October	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
November	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
December	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
January	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
February	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
March	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
April	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
May	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
June	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
July	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
August	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
September	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
<b>ESTIMATED TOTAL PROCESING FEES (ANNUALLY) :</b>					<b>\$45.63</b>

**Library Donations**

FY 2011 (pre-close)	\$3,000
Estimated # of transactions	300
Estimated # of transaction/month	25.0
Estimated Volume per month	\$250

	IC (approx. 1.8%/month)	Volume (0.35% monthly)	Transaction Fee (\$0.15 each)	ESTIMATED MONTHLY TOTAL	TOTAL
October	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
November	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
December	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
January	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
February	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
March	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
April	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
May	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
June	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
July	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
August	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
September	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
<b>ESTIMATED TOTAL PROCESING FEES (ANNUALLY) :</b>					<b>\$109.50</b>



# Now You Can Provide What Your Public Desires.

Alpha & Omega Processing provides efficient, cost-effective and convenient fee and payment processing. When it comes to government services, it's a win for you and your citizens.



Raising the bar for Merchant Services  
Providers Everywhere.

To learn more visit [www.AOPsales.com](http://www.AOPsales.com)  
or call 866-242-4325

## CONVENIENCE FEE PROCESSING

- Available for Swiped and Web Based Transactions
- Equipment Placement: Free
- Equipment Maintenance: Free
- Paper and Supplies: Free
- PCI/CISP Compliant
- Redundant Reporting
- Next Day Funding
- Auto-Enrolled in the Large Ticket Program
- AOP understands that even though it's "free", someone is paying for these transactions. That "someone" is your citizens. Being as efficient as possible and offering the highest level of customer service is what we can do for you and your citizens.

## UTILITY PAYMENTS

- Utility Interchange is an inexpensive way to offer convenience of payments for your customers.
- Database Integration can be essential to streamlining electronic payments into your organization. Let AOP do a site assessment to see if integration is possible. Even if you have legacy systems, we can customize a solution that provides seamless accounting integration with fewer points of failure.

## NON-CONVENIENCE FEE PROCESSING

- Interchange Management—AOP has tools that allow you to process all cards as efficiently as possible. There's so much information that each card-type requires these days. You have to either know how to process each card-type or you have to have software in place that can help manage the transactions within Interchange. The software solution is the best for most counties because it requires no training and no extra steps when taking a credit card.
- No Early Termination Fees—we'll earn your business by providing excellent service and delivering what we promise.
- No Rate/Fee Increases—You can stick to your budget by knowing what your fees will cost. No surprises.
- Experience—We process for some of the largest government entities in the Southeast. We have references to back it up.

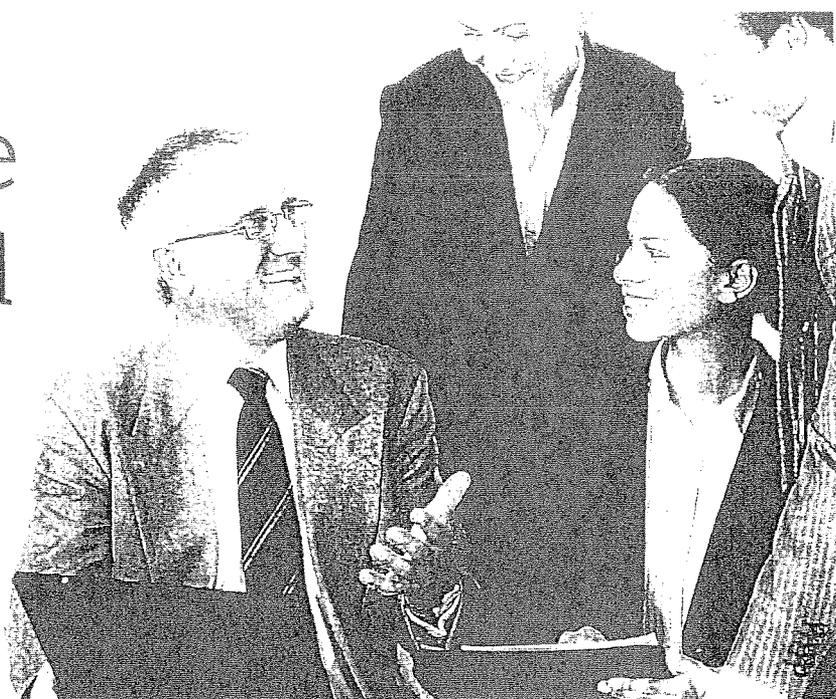
## EXPERTISE

- Process for the Alabama State Parks Division
- City of Cullman
- Montgomery County

## INTEGRATION

- Experience Integrating with Oracle and SQL
- Web-Site Build and Gateway Integration Available
- Custom-Fit Solutions for Your Needs

# A Safe, Secure And Easy Tool For Online Business Management



Emerchantsupport.com from Alpha & Omega Processing brings safety, simplicity and security to your online business management.



Raising the bar for Merchant Services  
Providers Everywhere.

To learn more visit [www.AOPsales.com](http://www.AOPsales.com)  
or call 866-242-4325

## MANAGING YOUR BUSINESS

For today's merchants, managing a business presents a wide variety of day-to-day challenges. Alpha & Omega Processing's online transactional database, **Emerchantsupport.com**, gives our merchants a unique resource to overcome those challenges. This innovation in online reporting brings the latest technology to merchants in a safe, simple, secure environment. Alpha & Omega Processing merchants now have an invaluable tool that provides online transactional information, online statements, fraud controls, fraud alerts and chargeback and retrieval management services.

## BENEFITS & FEATURES

With **Emerchantsupport.com** you can quickly:

- View, evaluate and print statements online.
- Navigate monthly and daily transactions online, right down to the details of a single sale.
- Receive alerts to help counteract fraud.
- Respond to chargebacks and retrieval requests.
- Export Excel spreadsheets for reconciliation and accounting purposes.
- Run reports, such as:
  - Daily Transaction Reports
  - Monthly Transaction Reports



---

## City of Daphne - Animal Shelter

---

MikeAllen <mike.allen@aopsales.com>

Fri, Apr 27, 2012 at 2:23 PM

To: Christine Ciancetta <financedeputydirector@daphneal.com>

Hi Christine,

Here are the numbers:

Integration into the website will cost \$985 (we're figuring about 12 hours labor for our tech team).

You have two choices with pricing:

1. Charge a \$4.95 Convenience Fee (the City pays nothing this way)
2. No Convenience Fee; The City pays Interchange(cost) + .35% of volume and \$0.15 / transaction + \$35 Monthly Fee(includes PCI, reporting, etc.)

I know this one can be confusing, so figure around 3% of your volume altogether this way, depending on the types of cards ran.

Once we get the "OK" from you, we will have it up and running in about 2 weeks.

Let me know if you have any other questions.

*Thanks,*

*Mike*

Mike Allen

Regional Manager





---

## City of Daphne - Animal Shelter

---

MikeAllen <mike.allen@aopsales.com>

Mon, May 7, 2012 at 4:54 PM

To: Christine Ciancetta <financedeputydirector@daphneal.com>

Cc: Nate Roulston <nate@aopsales.com>

Hi Christine,

The numbers will remain the same except for the \$35/month fee on the donation accounts. AOP will pay this for your two donation accounts(library and animal shelter).

The integration for the library's website will be the same(\$985) as the animal shelter. All other quotes remain unchanged.

I hope this helps!

Let me know if you need any further information.

Mike



---

## Daphne Finance Committee Meeting

---

Christine Ciancetta <financedeputydirector@daphneal.com>  
To: Christine Ciancetta <financedeputydirector@daphneal.com>

Fri, May 11, 2012 at 3:19 PM

From: **Nathan Roulston** <nate@aopsales.com>  
Date: Fri, May 11, 2012 at 2:30 PM  
Subject: RE: Daphne Finance Committee Meeting  
To: Christine Ciancetta <financedeputydirector@daphneal.com>  
Cc: Mike Allen <mike.allen@aopsales.com>

Christine,

Here are a few referrals that you can use for the Finance Committee Meeting:

- Baldwin County
- City of Summerdale
- State of Alabama Parks and Recreation
- University of New Orleans
- City of Heflin, Alabama
- Chilton County, Alabama
- Montgomery County, Alabama

There are several other Counties in Alabama. If you need more references, let me know.

I cannot attend. But, you are more than welcome to call me on my cell phone if any question arises.

Thank you,

**RESOLUTION 2012 -**

**A RESOLUTION DECLARING CERTAIN PERSONAL PROPERTY SURPLUS AND  
AUTHORIZING THE MAYOR TO DISPOSE OF SUCH PROPERTY**

**WHEREAS**, the Department Heads of the City of Daphne have determined that the items listed below are no longer required for public or municipal purposes; and

**WHEREAS**, the items listed below are recommended for disposal.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Daphne that

- 1- The property listed below is hereby declared to be surplus property, and

---

DEPT	TAG/VEH#	DESCRIPTION	VIN # / SERIAL #
------	----------	-------------	------------------

---

Metal from Old PW/CD Building behind City Hall  
Vicon Spreader PS203

- 2- The Mayor is authorized to advertise and accept bids through Govdeals.com as contracted for the sale of such personal property, and
- 3- The Mayor is authorized to sell said property to the highest bidder and deposit any and all proceeds to the General Fund. The Mayor is further authorized to direct the disposition of any property which is not claimed by any bidder.

**ADOPTED AND APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA**, this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
**Cathy S. Barnette, Council President**

\_\_\_\_\_  
**Bailey Yelding, Jr., Mayor**

**ATTEST:**

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



## **Public Safety Committee**

*Wednesday, May 9, 2012*

Councilman Derek Boulware  
Councilman Kelly Reese  
Councilman Ron Scott  
Fire Chief James White  
Public Works, Melvin McCarley

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

### **Committee Members Attending:**

Councilman Derek Boulware, Councilman Kelly Reese, Councilman Ron Scott, Chief David Carpenter, Chief James White, Melvin McCarley, and Lt. Yelding.

### **CALL TO ORDER**

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

**PUBLIC PARTICIPATION** – Katherine Pearl and several others were in attendance concerning speeding on McAdams. She mentioned that fact that one of the lawn men got hit by a vehicle and that has the neighbors concerned about speeding traffic and that they need a solution. They stated that it's been an issue for 18 years and nothing has been done. Chief mentioned that they street could be closed off by barricade at the bottom of McAdams by Potters Mill or to cut the overgrown bushes back on each side of the street. One of those in attendance suggested speed bumps, to which Melvin replied that they cost \$5,000 each and suggested maybe putting down rumble strips. He also added that the rumble strips will be noisy as cars go over them. Those in attendance also mentioned that the road narrows in front of 601 McAdams (Katherine Pearls home) and that when delivery trucks or lawn maintenance vehicles park in the roadway, there is no room whatsoever to go around them. Melvin stated that if a barricade were placed at the bottom of McAdams that there would be no room for emergency vehicles to turn around. Chief mentioned that D-runs have been conducted. Ms. Pearl asked if the street could be blocked on a trial basis and that if emergency vehicles had to respond to their street they would ask Mary Jensen if they could turn around in her circle drive at the end of the street. Chief White answered that they could not because those heavy trucks would cause damage to her yard. Boulware asked Melvin to find out what right-of-way the city has, cut back the bushes, and put down rumble strips.

Andy Hayes was in attendance from Stuart Street. Chief went over the report from the speed trailer that was placed on his street last month and sees no reason, by looking at the report, to take any action at this time. Andy feels like cars are not yielding to pedestrians and asked for any suggestions? He stated he would like for his street to not be used as a cut through. Boulware suggested that he talk to Mary Ann Hanson with the Lake Forest POA to see if she can offer any suggestions. Chief asked Mr. Hayes to call Lt. Hempfleng and he will set up D-Runs as needed.

Safety issues with Timbercreek lanes were brought up. Mr. Reese stated this is no issue.

Tony's Towing was not in attendance but they are requesting an increase in tow fees. Those present agreed that no increase would be considered.

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

Minutes from March 14, 2012 (No February meeting) – Councilman Scott made a motion to accept the

minutes as presented; motion was seconded by Councilman Reese.

## **POLICE DEPARTMENT**

- A. **New Business** - Chief Carpenter went over the statistics and D-Runs from February and March, 2012. He stated that texting is a primary offense effective August 2012. Chief advised that he had a police car responding to a missing male call at Grande Pointe in the rain and hit the guardrail on North Main in front of Comfort Suites.
- B. **Old Business** – None

## **FIRE DEPARTMENT**

- A. **New Business** – Chief White went over his stats. He stated that he finally has mutual aid agreements in hand from all surrounding cities who border Daphne. Hopefully this will improve the city's ISO rating. The ISO survey will take place June 5, 2012. Chief White explained that in March there was a 12 minute response time which was responding to a building fire in Fairhope. Boulware asked Chief what is the average structure fire total per year and Chief stated there is really no way to estimate that.
- B. **Old Business**- Melvin McCarley said the State wants to change the speed limit on Hwy 181 from Hwy 90 south to Oldfield Subdivision (Ordinance attached). They want to change it from 45 mph to 55 mph. Councilman Scott made a motion to take it to the council. Councilman Reese seconded the motion.

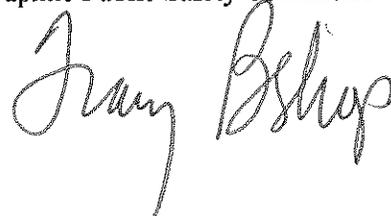
Melvin also stated that the city was making the two way stop in Historic Malbis behind the Shell station a four way stop per the residents request due to the high volume of traffic that drives through. They have purchased the decorative poles and the city will place the stop signs for them making it a four way stop.

## **OTHER BUSINESS**

## **ADJOURN**

There being no further business to discuss, Mr. Scott made a motion to adjourn the meeting at 5:15 p.m. Mr. Boulware seconded the motion. The next meeting will be Wednesday, June 13, 2012 at 4:30 p.m. at City Hall Council Chambers.

Respectfully submitted,  
Daphne Public Safety Committee



**ORDINANCE NO: \_\_\_\_\_**

**AN ORDINANCE FIXING AND ESTABLISHING SPEED LIMITS IN THE CITY OF DAPHNE, ALABAMA:**

**WHEREAS**, on the February 2 and 3, 2012, the Alabama Department of Transportation, being the owner of the roadway herein described, did conduct a Speed Study and determined that that an increase of the posted speed limit was warranted; and

**WHEREAS**, per written request, dated April 5, 2012, from Daniel Driskell, P.E., an authorized agent of the State of Alabama Department of Transportation, whereby the State of Alabama request of the City of Daphne, Alabama to take action to endorse the warranted increase of the posted speed limit; and

**WHEREAS**, the City of Daphne, Alabama, desires to increase the posted speed limit to promote the health, safety, and welfare purposes of the traveling public; and

**WHEREAS**, the City Council of the City of Daphne determine it is in the public interest that said posted speed limit be increased and that all legal requirements for fixing and establishing said posted speed limit have been met pursuant to Section ##-##-##, Code of Alabama (1975);

**NOW THEREFORE, BE IT ORDIANED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, AS FOLLOWS:**

**SECTION I.** No person shall operate a motor vehicle at a greater speed than fifty-five (55) miles per hour in the following listed zones of the City.

- (1) On AL 181 from the Milepost 16.35 (Node 8834 – U.S. Highway 90 intersection) to the South City Limits – with advisory speeds posted at Champions Way.

**SECTION II.** All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

**SECTION III. EFFECTIVE DATE**

- (1) This Ordinance shall become effective immediately and be in full force after final passage and publication as required by law.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF  
DAPHNE, ALABAMA ON THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.**

**CITY OF DAPHNE**

---

Cathy S. Barnette  
Council President

---

Bailey Yelding, Jr.  
Mayor

**ATTEST:**

---

David Cohen  
City Clerk, MMC

**APPROVED:**

---

Mr. Vincent Calametti, P.E.  
Ninth Division Engineer

**APPROVED:**

---

Mr. George Conner, P.E.  
State Maintenance Engineer

**Public Safety Committee**  
*Wednesday, April 11, 2012/May 9, 2012*  
*4:30 p.m.*

---

*Councilman Ron Scott*  
*Councilman Derek Boulware*  
*Councilman Kelly Reese*  
*Fire Chief James White*  
*Melvin McCarley, Public Works Rep.*

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

---

**I. CALL TO ORDER**

**II. PUBLIC PARTICIPATION -**

- Andy Hayes - Speed Trailer Results on Stuart St ..... page 1
- Diane Beall - Concerned about number of accidents at Hwy 98/Whispering Pines Rd ... page 2
- Ian - Timbercreek Secretary POA Board - Safety Issues with lanes on Timbercreek Blvd . pgs 3-5
- Katherine Pearl - (601 McAdams Ave) - Speeding on McAdams .....
- Daniel Wade - Tony's Towing - wants to raise towing charge ..... page 6

**III. APPROVAL OF MINUTES FROM PREVIOUS MEETING**

- Adopt Minutes from March 14, 2012 ..... pages 7-8

**IV. POLICE DEPARTMENT**

- A. New Business
  - 1. Statistics for February 2012 ..... page 9
  - 2. Statistics for March 2012 ..... page 10
  - 3. February D-Runs ..... page 11-12
  - 4. March D-Runs ..... pages 13-14
- B. Old Business

**V. FIRE DEPARTMENT**

- A. New Business
  - 1. Statistics for February 2012 ..... page 15
  - 2. Statistics for March 2012 ..... page 16
- B. Old Business

**VI. OTHER BUSINESS**

- A. Melvin McCarley - Present Resolution to change speed limit on Hwy 181 from 45 mph to 55 mph  
..... Pages 17-28
- B. Melvin McCarley - Malbis POA requests four way stop ..... 29

**The next Public Safety Committee meeting will be June 13, 2012 at 4:30 p.m. at Daphne City Council Chambers.**

Daphne Police Department  
Daphne, Alabama  
**Traffic Survey Summary**

Location: Stuart St Lake Forest  
Start Date: 03-20-12  
End Date: 03-26-12

Zone: Residential  
Start Time: 09:20:03  
End Time: 06:57:44  
Travel Direction: N

Speed	1 - 19	20 - 21	22 - 23	24 - 25	26 - 27	28 - 29	30 - 31	32 - 33	34 - 35	36 - 37	38 - 39	40 - 999
Volume	882	75	80	52	40	30	9	7	2	1	0	0
% of Total	74.87%	6.36%	6.79%	4.41%	3.39%	2.54%	0.76%	0.59%	0.16%	0.08%	0%	0%
										Total Vehicles: 1178		

Speed Statistics		10 MPH Pace		Number Exceeding Limit				
Posted	30	Pace Speed	6 to 15	Speed	30+	40+	50+	Total
#At/Under Limit	1165	# in Pace	730	Number	13	0	0	13
# Over Limit	13	% in Pace	61.96%	Percent	1.1%	0%	0%	1.1%
Average Speed	13.77	85% Percentile	23					

Tracy  
I talked to Mr. Hayes on 4-12-2012. Gave the results of this summary. He would like to come to the next public safety meeting  
621-9090  
459-5374

TRACY BISHOP

---

**From:** Jane Ellis [mayorassist@daphneal.com]  
**Sent:** Friday, March 23, 2012 3:54 PM  
**To:** Tracy Bishop  
**Cc:** 'Mayor Yelding'  
**Subject:** Public Safety Committee Meeting in April - Citizen Complaint

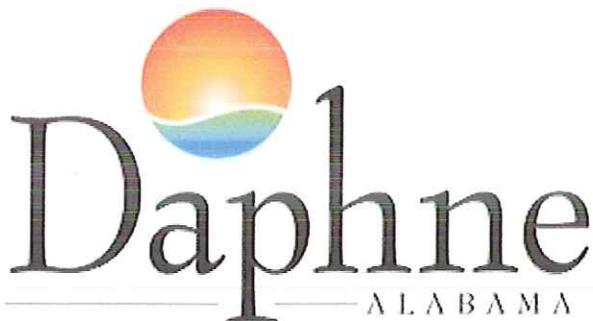
Tracy,

As I mentioned to you, a Mrs. Diane Beall (626-9432) , stopped by the Mayor's office today to register a concern about the number of accidents at Hwy 98 and Whispering Pines. She has witnessed several herself and believe the lighting is set up in a way that contributes to most of these accidents.

Kristie called me today to report that in the last year we have ad 35 accidents (30 on 98 and 5 on Whispering Pines). I called Mrs. Beall and told her that it would be best for her to attend the next Public Safety Meeting and I gave her the time and date. Please add her to the agenda as she plans to attend. I did tell her the number of accidents – she wanted something in writing but I told her to wait until she came to the meeting.

Thanks.

*Jane Ellis*  
*Assistant to Mayor Bailey Yelding*  
*City of Daphne*  
*P. O. Box 400*  
*Daphne, AL 36526*  
*251.621.9000*  
[www.daphneal.com](http://www.daphneal.com)



*The Jubilee City*



Move to...

Folders

- Inbox (1)**
- AACOP
- Drafts
- friends
- Job related
- Junk
- Sent
- Trash (72)**

**Subject** Fwd: TimberCreek Boulevard

**Sender** Derek Boulware   
**Recipient** Chief Carpenter Carpenter   
**Date** Thu 13:51

Chief, I'd like to add this to our next Public Safety meeting.

Thanks  
 Derek  
 Sent from my iPhone

Begin forwarded message:

**From:** Ian Walters <[ian30172@googlemail.com](mailto:ian30172@googlemail.com)>  
**Date:** March 15, 2012 12:15:59 PM CDT  
**To:** Cathy Barnette <[councildistrict2@daphneal.com](mailto:councildistrict2@daphneal.com)>, Derek Boulware <[councildistrict6@daphneal.com](mailto:councildistrict6@daphneal.com)>  
**Subject:** TimberCreek Boulevard

Hi Cathy/Derek,

I'm writing in my official capacity as Secretary of the TimberCreek POA Board.

At our meeting on Tuesday we were discussing the safety issues of TimberCreek Boulevard and the fact that the "seam" in the new road surface confuses people into thinking there are two lanes. This has resulted in quite a few near misses with people trying to overtake and even undertaking when someone is pulling into a driveway or making a wide right turn.

One suggestion was to have a cycle/jogging lane painted to make it clear that it is single track for vehicles and the question of cost and liability arose, hence my message to you.

What would we need to do to get the lane painted as far as city procedure is concerned?

If it is cost prohibitive for the City, could we pay for it ourselves?

Are there any liability issues that we need to consider; for example, if a cyclist or jogger were injured by a car ignoring the lane.

Anything else that we need to take into consideration?

Many thanks for your feedback and suggestions

Ian.

Message 1 of 15

TRACY BISHOP

---

**From:** dcarpenter@daphnepolice.org  
**Sent:** Thursday, April 05, 2012 8:56 PM  
**To:** Tracy  
**Subject:** Fw: Fwd: TimberCreek Striping

Sent from my Verizon Wireless BlackBerry

---

**From:** Derek Boulware <[councildistrict6@daphneal.com](mailto:councildistrict6@daphneal.com)>  
**Date:** Thu, 5 Apr 2012 16:42:28 -0500  
**To:** Chief Carpenter Carpenter <[dcarpenter@daphnepolice.org](mailto:dcarpenter@daphnepolice.org)>  
**Subject:** Fwd: TimberCreek Striping

Chief,  
I didn't have Tracy's e-mail in my phone yet. Will you please forward this to her as an agenda item for next weeks Public Safety committee meeting. I wanted your thoughts on it before sending it went to PW committee.

Thanks  
Derek

Sent from my iPhone

Begin forwarded message:

**From:** Ian Walters <[ian30172@gmail.com](mailto:ian30172@gmail.com)>  
**Date:** April 4, 2012 6:11:41 PM CDT  
**To:** Derek Boulware <[councildistrict6@daphneal.com](mailto:councildistrict6@daphneal.com)>  
**Subject:** Re: TimberCreek Striping

Jogging/cycle lane to make it clear that TCB is single lane for vehicles.

On Apr 4, 2012, at 5:18 PM, Derek Boulware <[councildistrict6@daphneal.com](mailto:councildistrict6@daphneal.com)> wrote:

Ian, it maybe but please refresh my memory on this particular striping idea.

Thanks

Sent from my iPhone

---

On Apr 4, 2012, at 5:05 PM, Ian Walters <[ian30172@gmail.com](mailto:ian30172@gmail.com)> wrote:

Hi Derek,

I just wanted to check if our idea for TimberCreek boulevard was on the agenda and when the meeting is to be held.

We have a POA meeting next Tuesday and I'd like to update the board.

Many thanks

Ian.

**TRACY BISHOP**

---

**From:** Rebecca Hayes [cityclerkassist@daphneal.com]  
**Sent:** Thursday, March 29, 2012 11:32 AM  
**To:** Tracy Bishop  
**Cc:** Cathy S. Barnette; 'Cathy S. Barnette'; Derek Boulware; boulware6@bellsouth.net  
**Subject:** FW: FYI - Police Towing Ordinance

FYI

-----Original Message-----

**From:** Cathy Barnette [<mailto:lcarnette@bellsouth.net>]  
**Sent:** Wednesday, March 28, 2012 9:21 PM  
**To:** [wade200@mchsi.com](mailto:wade200@mchsi.com)  
**Cc:** Rebecca Hayes; David Cohen; Derek Boulware  
**Subject:** Re: Police Towing Ordinance

Mr Wade,

Thanks for your Query. The first place you need to go to discuss this is the public safety committee which meets the second Wednesday of the month. Councilman Boulware is the chair of this committee and sets the agenda. If I can help further please call.

Cathy Barnette

Sent from my iPhone

On Mar 27, 2012, at 5:30 PM, [wade200@mchsi.com](mailto:wade200@mchsi.com) wrote:

> Mrs. Barnette,  
>  
> My name is Daniel Wade and I am with Tony's Towing, Inc. I would like to  
propose a rate increase for towing charges when a tow is initiated by the  
Daphne Police Department for a non-consensual "rotation".  
>  
> How do I go about getting on the agenda for a work session meeting to  
state our case?  
>  
>  
> Thank you,  
>  
>  
> Daniel Wade  
> Tony's Towing, Inc.  
> 251-583-0939  
>

*wade200@mchsi.com*

**Public Safety Committee**  
*Wednesday, March 14, 2012*

Councilman Derek Boulware  
Councilman Kelly Reese  
Councilman Ron Scott  
Fire Chief James White  
Public Works, Melvin McCarley

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

**Committee Members Attending:**

Councilman Derek Boulware, Councilman Kelly Reese, Councilman Ron Scott, Chief David Carpenter, Chief James White, Melvin McCarley, and Lt. Beedy.

**CALL TO ORDER**

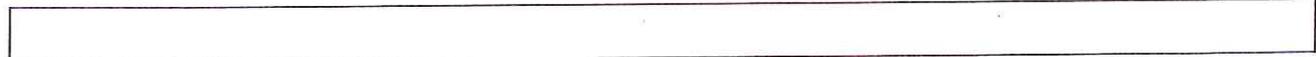
Councilman Boulware **convened** the meeting at 4:35 p.m.

**PUBLIC PARTICIPATION** – Andy Hayes was in attendance from Stuart Street asking the committee for a traffic calmer. He had in hand a petition that had signatures from his street along with a map of the street. He states that citizens are using Stuart Street as a cut through street to get into and out of Lake Forest and that they drive very fast. Councilman Boulware suggested D-Runs to deter speeding and do car counts. Chief stated that he would line the D-runs up with Captain Bell.

Rachel Burt was not in attendance but was asking for traffic calmers on Dryer Avenue. We also lined up D-Runs to deter speeding from Bayside Academy Students.

**APPROVAL OF MINUTES FROM PREVIOUS MEETING**

Minutes from January 11, 2012 (No February meeting) – Councilman Reese made a motion to accept the minutes as presented; motion was seconded by Councilman Boulware. Councilman Scott abstained.



**POLICE DEPARTMENT**

- A. **New Business** - Chief Carpenter went over the statistics and D-Runs from January, 2012. He announced that Ben Mitchell was promoted to Corporal and is the new warrants officer.

Chief stated that Slingshot was hosting teenage parties and that they had a big fight that police had to break up. The teenagers then went to Waffle House and started fighting at Waffle House. The Daphne Police had to call in Spanish Fort Police to assist with this call. Chief said that until we hear from Jay Ross and his advice on shutting down Slingshot, we'll just keep answering the calls there.

The police department has ordered four (4) Tahoe's. The cut-off date for production was today for 2012. He thanked the council for their emergency passage of the ordinance.

**B. Old Business – None**

**FIRE DEPARTMENT**

- A. New Business** – Chief White went over his stats. Chief handed out an award letter stating that they had been the recipient of a \$55,800 grant for thermal imaging cameras. This will be forwarded to Finance Committee Meeting asking for a match of these funds to purchase 1 camera and 9 air packs.
- B. Old Business-** None

**OTHER BUSINESS**

**ADJOURN**

There being no further business to discuss, Mr. Boulware adjourned the meeting at 5:03 p.m. The next meeting will be Wednesday, April 11, 2012 at 4:30 p.m. at City Hall Council Chambers.

Respectfully submitted,  
Daphne Public Safety Committee



Patrol Division	Detective Division: (Capt. Bell/Lt. Beedy)	JAIL: (Capt. Taylor/Lt. Yelding)	Animal Control (Capt. Taylor/Lt. Yelding)	Crimes Reported This Month:
(Capt. Bell/Lt. Hempfleng)				
			YTD	
# Complaints	1,258	Total Arrestees Received & Processed: 207	933	Arson 0
# Misd. Arrests	95	# New Cases Received: 64		Burglary - Commercial 1
# Felony Arrests	10	# Previous Unsolved Cases: 84		Burglary - Residence 7
DUI Arrests	24	# Cases Solved: 34	591	Burglary - Vehicle 10
Alias Warrant Arrests	41	Resulting in Total Arrests: 10	65	Criminal Mischief 7
Citations	304	Felonies: 8	196	Disorderly Conduct 0
Close Patrols	505	Misdemeanors: 2	61	Domestic Disturbance 22
Warnings	176	Houses Searched 0	18	False Info to Police 0
Motorist Assists	244	Other Agencies 0	2	Felony Assault 0
Roadway Accidents	68	Warrants:		Felony Theft 18
Private Property Accidents	13	Bettner Served 0		Harassment 6
Traffic Homicide	0	Agency Assists 0	35	Identity Theft 9
		Recalls (Pd Fines) 0	8	Indecent Exposure 0
		Total Warrants Served 0		Kidnapping 0
<b>DRUG REPORT</b>		Meals Served 1,682	8,142	Menacing 1
<b>ROUTINE PATROL/SPECIAL OPS</b>		Medical Cost \$1,883.00	\$6,792.00	Misdemeanor Assault 0
# Misd. Marijuana Arrest	1	Worker Inmate Hours 169	823	Misdemeanor Theft 16
# Felony Marijuana Arrest	0			Murder 0
# Controlled Substance Arrest:	1			Other Death Investigations 1
# Drug Paraphernalia Arrest	3			Public Intoxication 1
Vehicles Searched	42			Public Lewdness 1
				Receiving Stolen Property 0
Drugs Seized:	0			Reckless Endangerment 0
Type:	0			Resisting Arrest 0
Money Seized	0			Robbery 1
Vehicles Seized	0			Sex Crime Investigations 1
				Suicide 0
Commercial Vehicle Inspections	4			Suicide, attempted 0
				Theft of Services 0
				Unauthorized Use of Services 1
				Weapon Offenses 0
				White Collar Crimes 2

*David Carpenter*

Patrol Division	Detective Division:	JAIL:	Animal Control	Crimes Reported This Month:
(Capt. Bell/Lt. Hempleng)	(Capt. Bell/Lt. Beedy)	(Capt. Taylor/Lt. Yelding)	(Capt. Taylor/Lt. Yelding)	
# Complaints	1,273	Total Arrestees Received & Processed: 222	YTD	Arson 0
# Misd. Arrests	115	# New Cases Received: 44	1,155	Burglary - Commercial 1
# Felony Arrests	8	# Previous Unsolved Cases: 90		Burglary - Residence 1
DUI Arrests	6	# Cases Solved: 34	731	Burglary - Vehicle 5
Alias Warrant Arrests	48	Resulting in Total Arrests: 5	75	Criminal Mischief 6
Citations	302	Felonies: 4	252	Disorderly Conduct 0
Close Patrols	414	Misdemeanors: 1	74	Domestic Disturbance 25
Warnings	196	Houses Searched 0	21	False Info to Police 1
Motorist Assists	269	Other Agencies 0	2	Felony Assault 0
Roadway Accidents	62	Warrants: 41		Felony Theft 8
Private Property Accidents	19	Served 7		Harassment 8
Traffic Homicide	0	Agency Assists 7	31	Identity Theft 5
		Recalls (Pd Fines) 9	18	Indecent Exposure 0
		Total Warrants Served 57		Kidnapping 0
<b>DRUG REPORT</b>		Meals Served 2,048	10,190	Menacing 0
<b>ROUTINE PATROL/SPECIAL OPS</b>		Medical Cost \$1,168.26	\$7,960.36	Misdemeanor Assault 2
# Misd. Marijuana Arrest	4	Worker Inmate Hours 176	998.5	Misdemeanor Theft 15
# Felony Marijuana Arrest	0			Murder 0
# Controlled Substance Arrest	3			Other Death Investigations 1
# Drug Paraphernalia Arrest	4			Public Intoxication 2
Vehicles Searched	31			Public Lewdness 0
				Receiving Stolen Property 0
Drugs Seized:	0			Reckless Endangerment 1
Type:	0			Resisting Arrest 2
Money Seized	0			Robbery 0
Vehicles Seized	0			Sex Crime Investigations 2
				Suicide 0
Commercial Vehicle Inspections	4			Suicide, attempted 1
				Theft of Services 0
				Unauthorized Use of Services 0
				Weapon Offenses 0
				White Collar Crimes 6

*David Carpenter*



# Daphne Police Department Directed Patrol Spreadsheet

## February 2012

DATE	LOCATION	START TIME	END TIME	HOURS	OFFICER	SPEED LIMIT	# OF VEHICLES	HIGHEST SPEED	LOWEST SPEED	TICKETS ISSUED	WARNINGS ISSUED	TYPE OF D-RUN	SHIFT
2/24/2012	100 BLOCK OF WINDSOR DR.	6:45	7:15	0:30	MENEFEE	30	33	39	21	0	0	SPEEDING, SEAT BELT	B
2/24/2012	300 BLOCK OF RIDGEWOOD DR.	8:35	9:05	0:30	THOMPSON	30	42	36	25	0	0	SPEEDING	B
2/1/2012	9000 BLOCK OF TIMBERCREEK BLVD.	8:20	8:50	0:30	MENEFEE	30	34	36	22	0	0	SPEEDING, SEAT BELT	B
2/11/2012	BAYVIEW DR. @ HOME DEPOT	20:00	20:30	0:30	CLARK	35	33	-	-	0	0	SEAT BELT	A
2/24/2012	BAYVIEW DR. @ HOME DEPOT	19:00	19:30	0:30	TAYLOR	-	47	-	-	0	0	SEAT BELT	A
2/20/2012	BAYVIEW DR. @ MALIBU	8:10	8:40	0:30	THOMPSON	30	48	-	-	1	0	SEAT BELT	B
2/2/2012	BIT & SPUR @ STRATFORD GLENN	11:10	11:40	0:30	SANDERS	30	7	0	0	0	1	STOP SIGN	B
2/29/2012	DRYER AVE. @ FIFTH ST.	14:45	15:30	0:45	MENEFEE	30	56	37	22	0	0	SPEEDING, SEAT BELT	B
2/12/2012	LAKE FOREST BLVD. @ PINERIDGE	11:30	12:00	0:30	SANDERS	30	13	36	17	0	0	SPEEDING, STOP SIGN, SEAT BELT	B
2/25/2012	LAWSON RD. @ BRISTAL CREEK	20:00	20:30	0:30	GRESHAM	35	26	42	32	0	0	SPEEDING	A
2/1/2012	LAWSON RD. @ DAPHNE HIGH SCHOOL	7:15	8:00	0:45	MENEFEE	25 SZ	97	43	19	1	0	SPEEDING, SEAT BELT	B
2/24/2012	LAWSON RD. @ DAPHNE HIGH SCHOOL	18:15	18:45	0:30	LAZZARI	35	37	39	24	0	0	SPEEDING	A
2/26/2012	LAWSON RD. @ DAPHNE HIGH SCHOOL	9:25	10:00	0:35	DEBIEN	35	36	46	30	0	0	SPEEDING	B
2/16/2012	MAIN ST. @ CIVIC CENTER	20:30	21:00	0:30	CLARK	35	50	43	35	0	0	SPEEDING	A
2/25/2012	MAIN ST. @ COMPASS BANK	22:40	23:10	0:30	LEWIS	35	47	41	18	0	0	SPEEDING, OTHER-PASSING ON WRONG SIDE OF ROAD SOUTHBOUND	A
2/20/2012	MAIN ST. @ JACKSON OAKS	13:11	17:26	4:15	SPEED TRAILER	35	975	53	6	0	0	SPEEDING total # at 15+ mph over the speed limit (3S) is 22 = 2.26%	N/A
2/27/2012	MAIN ST. @ JACKSON OAKS	19:15	19:45	0:30	LEWIS	35	31	41	19	0	0	SPEEDING	A
2/13/2012	MAIN ST. @ PINEHILL RD.	10:30	11:00	0:30	ROEBUCK	35	26	-	-	2	0	SEAT BELT	D
2/24/2012	MAIN ST. @ PINEHILL RD.	19:15	19:45	0:30	LEWIS	35	56	43	29	0	1	SPEEDING, SEAT BELT	A
2/26/2012	MAIN ST. @ PINEHILL RD.	18:30	19:00	0:30	GRESHAM	-	25	-	-	0	1	STOP SIGN	A
2/1/2012	MAIN ST. @ RYAN AVE.	12:30	13:00	0:30	TAYLOR	35	51	43	29	0	0	SPEEDING	A
2/16/2012	MAIN ST. @ RYAN AVE.	22:00	22:30	0:30	CLARK	35	38	42	33	0	0	SPEEDING	A
2/25/2012	MAIN ST. @ RYAN AVE.	22:10	22:35	0:25	LEWIS	35	44	41	19	0	0	SPEEDING	A
2/26/2012	MAIN ST. @ RYAN AVE.	18:30	19:00	0:30	CLARK	35	35	41	30	0	0	SPEEDING	A
2/1/2012	MAIN ST. @ VAN BUREN	20:00	20:30	0:30	CLARK	35	35	-	-	0	0	SEAT BELT	A
2/13/2012	MAIN ST. @ WINDSOR DR.	7:30	8:00	0:30	DAWSON	-	110	-	-	0	0	SEAT BELT	D
2/20/2012	MAIN ST. @ WJ CARROL ELEMENTARY SCHOOL	20:15	20:45	0:30	LEWIS	35	33	42	27	0	0	SPEEDING	A
2/24/2012	MAIN ST. @ WJ CARROL ELEMENTARY SCHOOL	19:00	19:30	0:30	GRESHAM	35	31	43	32	0	0	SPEEDING	A
2/26/2012	MAIN ST. @ WJ CARROL ELEMENTARY SCHOOL	9:00	9:30	0:30	THOMPSON	35	83	43	27	0	0	SPEEDING	B
2/10/2012	N. MAIN ST. @ D'OLIVE BLVD.	18:30	19:00	0:30	CLARK	35	30	-	-	0	0	STOP SIGN	A
2/24/2012	N. MAIN ST. @ D'OLIVE BLVD.	21:15	21:45	0:30	LEWIS	35	9	-	-	0	0	STOP SIGN	A
2/26/2012	N. MAIN ST. @ D'OLIVE BLVD.	19:30	20:00	0:30	GRESHAM	-	21	-	-	0	0	STOP SIGN	A
2/12/2012	N. MAIN ST. @ FIRE STATION 2	18:30	19:00	0:30	CLARK	35	47	-	-	0	0	SEAT BELT	A
2/15/2012	N. MAIN ST. @ HOMEWOOD SUITES	16:00	16:45	0:45	LAZZARI	30	72	-	-	4	0	SEAT BELT	A
2/20/2012	N. MAIN ST. @ HOMEWOOD SUITES	17:00	17:30	0:30	LAZZARI	30	34	-	-	4	0	SEAT BELT	A
2/7/2012	OLD SPANISH TRAIL @ DAUPHINE CIR.	8:02	8:32	0:30	THOMPSON	25	26	31	19	0	0	SPEEDING	B
2/29/2012	PARK DR. @ ARBORS BY THE BAY	16:05	16:25	0:20	DEBIEN	35	55	50	30	1	0	SPEEDING	B
2/17/2012	PARK DR. @ TWIN LN.	20:00	20:30	0:30	BARNETTE	35	12	41	29	0	0	SPEEDING	C
2/27/2012	PINEHILL RD. @ 7TH AVE.	19:00	19:30	0:30	BUMPERS	30	17	31	18	0	0	SPEEDING	C
2/19/2012	POLLARD RD. @ PARK DR.	21:25	21:55	0:30	MITCHELL	35	18	52	26	1	2	SPEEDING	C
2/1/2012	RANDALL AVE. @ POLLARD RD.	8:00	8:30	0:30	DEBIEN	35	48	44	28	0	0	SPEEDING	B
2/22/2012	RANDALL AVE. @ POLLARD RD.	20:30	21:00	0:30	BARNETTE	35	20	42	25	0	0	SPEEDING	C
2/29/2012	RANDALL AVE. @ POLLARD RD.	8:50	9:15	0:25	DEBIEN	35	68	46	28	0	0	SPEEDING	B

DATE	LOCATION	START TIME	END TIME	HOURS	OFFICER	SPEED LIMIT	# OF VEHICLES	HIGHEST SPEED	LOWEST SPEED	TICKETS ISSUED	WARNINGS ISSUED	TYPE OF D-RUN	SHIFT
2/9/2012	RIDGEWOOD DR. @ AVON CT.	15:00	15:30	0:30	ROEBUCK	35	18	48	25	1	0	SPEEDING	D
2/24/2012	RIDGEWOOD DR. @ AVON CT.	19:50	20:20	0:30	LEWIS	35	39	45	24	2	1	SPEEDING	A
2/23/2012	RIDGEWOOD DR. @ CLAY CIR.	17:30	18:00	0:30	BUMPERS	30	24	31	20	0	0	SPEEDING	C
2/1/2012	RIDGEWOOD DR. @ DONNA CIR.	7:00	7:30	0:30	THOMPSON	30	74	34	20	0	0	SPEEDING	B
2/12/2012	RIDGEWOOD DR. @ MICHAEL LOOP	15:15	16:45	0:30	SANDERS	30	55	43	22	2	0	SPEEDING, STOP SIGN, SEAT BELT	B
2/20/2012	RIDGEWOOD DR. @ MICHAEL LOOP	13:00	13:30	0:30	SANDERS	30	105	36	18	0	0	SPEEDING, STOP SIGN, SEAT BELT	B
2/14/2012	ST. BASIL ST. @ PAPA GEORGE ST.	7:00	7:45	0:45	DAWSON	25	18	28	15	0	0	SPEEDING	D
2/26/2012	TIMBERCREEK BLVD. @ NO CROSS ST.	18:40	19:15	0:35	LEWIS	30	19	35	17	0	0	SPEEDING, STOP SIGN, SEAT BELT	A
2/20/2012	US HWY 98 - SCS KARATE @ STAPLES PARKING LOT	15:30	16:00	0:30	BIRT	-	5	-	-	0	0	OTHER-CUTTING THRU PARKING LOT	D
2/26/2012	US HWY 98 - SCS KARATE @ STAPLES PARKING LOT	16:10	16:50	0:40	LASSITER	-	45	-	-	0	0	OTHER-CUTTING THRU PARKING LOT	B
2/28/2012	US HWY 98 - SCS KARATE @ STAPLES PARKING LOT	9:00	9:30	0:30	GIBNEY	-	5	-	-	0	1	OTHER-CUTTING THRU PARKING LOT	D
2/29/2012	US HWY 98 - SCS KARATE @ STAPLES PARKING LOT	15:30	16:00	0:30	DEBIEN	-	7	-	-	0	0	OTHER-CUTTING THRU PARKING LOT	B
2/29/2012	US HWY 98 - SCS KARATE @ STAPLES PARKING LOT	15:30	16:00	0:30	MENEFEE	-	6	-	-	0	0	OTHER-CUTTING THRU PARKING LOT	B
2/5/2012	US HWY 98 @ WHISPERING PINES	21:20	21:50	0:30	MITCHELL	-	103	-	-	2	0	OTHER-RED LIGHT	C
2/19/2012	US HWY 98 @ YACHT CLUB DR.	19:25	19:55	0:30	MITCHELL	45	10	77	47	2	0	SPEEDING	C
2/2/2012	WHISPERING PINES RD. @ TRIONE PARK	21:00	21:30	0:30	CLARK	35	35	43	33	0	1	SPEEDING, STOP SIGN	A
2/24/2012	WILSON AVE. @ NO CROSS ST.	18:30	19:00	0:30	TAYLOR	25	25	19	30	0	0	SPEEDING	A
2/7/2012	WINDSOR DR. @ LANCASTER	8:15	8:45	0:30	MENEFEE	30	42	35	25	0	0	SPEEDING, SEAT BELT	B

TOTAL DIRECTED PATROLS: 61

TOTAL # OF VEHICLES: 3,291 cars

TOTAL TRAFFIC TICKETS: 23

TOTAL WARNINGS ISSUED: 8

TOTAL HOURS: 35 hours, 15 mins.

TOTAL HOURS SPENT: 13 hours, 15 mins.

Shift A: Sgt. Ardis (26 hours)

Shift B: Sgt. Lassiter (21 hours)

Shift C: Sgt. Hollinghead (7 hours)

Shift D: Sgt. Barr (6 hours)

Warnings: 975 cars, 0 tickets, 0 warnings, 0 MOT

Other: 1 Daphne PD Speed Trailer, 4 hours, 15 mins.

12



# Daphne Police Department Directed Patrol Spreadsheet

March  
2012

DATE	LOCATION	START TIME	END TIME	HOURS	OFFICER	SPEED LIMIT	# OF VEHICLES	HIGHEST SPEED	LOWEST SPEED	TICKETS ISSUED	WARNINGS ISSUED	TYPE OF D-RUN	SHIFT
3/26/2012	300 BLOCK OF RIDGEWOOD DR.	18:30	19:00	0:30	ADAMS	30	49	41	24	2	0	SPEEDING	D
3/9/2012	BAYVIEW RD. @ US HWY 98	14:00	14:30	0:30	TAYLOR	-	40	-	-	0	0	SEAT BELT	A
3/23/2012	CHAMPIONS WAY @ CANEBURY RD.	15:00	15:30	0:30	LEWIS	25	105	34	16	0	0	SPEEDING, STOP SIGN	A
3/19/2012	CHAMPIONS WAY @ DAPHNE HIGHSCHOOL	18:35	19:05	0:30	DEBIEN	35	38	51	27	2	0	SPEEDING	B
3/20/2012	CHAMPIONS WAY @ DAPHNE HIGHSCHOOL	21:30	22:00	0:30	MENEFEE	35	29	39	26	0	0	SPEEDING	B
3/22/2012	CHAMPIONS WAY @ DAPHNE HIGHSCHOOL	18:20	18:50	0:30	ADAMS	35	38	44	25	0	0	SPEEDING	D
3/24/2012	CHAMPIONS WAY @ DAPHNE HIGHSCHOOL	20:28	20:58	0:30	THOMPSON	35	13	51	27	1	1	SPEEDING	B
3/25/2012	CHAMPIONS WAY @ DAPHNE HIGHSCHOOL	18:30	19:20	0:50	DEBIEN	35	41	54	28	2	0	SPEEDING	B
3/26/2012	CHAMPIONS WAY @ US HWY 181	19:30	21:00	1:30	DAWSON	45	69	65	40	0	5	SPEEDING	D
3/26/2012	CO RD 13 @ DAPHNE ELEMENTARY SCHOOL	19:00	19:30	0:30	DAWSON	30	23	45	20	0	1	SPEEDING	D
3/22/2012	CO RD 13 @ FIRE STATION 3	18:50	19:10	0:20	ADAMS	-	94	-	-	1	0	SEAT BELT	D
3/27/2012 - 4/3/2012	HOPE DR. @ JEWEL CIR.	13:26	23:59	10:33	SPEED TRAILER	30	1359	37	10	0	0	total # at 15+ mph over the speed limit (30) is 0 = 0.0%	N/A
3/28/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/29/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/30/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/31/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
4/1/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
4/2/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
4/3/2012	CONTINUED FROM ABOVE	0:00	8:24	8:24	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/2/2012	LAKEVIEW DR. @ BAYFRONT	7:35	8:05	0:30	MITCHELL	-	10	-	-	2	0	STOP SIGN	C
3/15/2012	MAIN ST. @ CIVIC CENTER	10:30	11:00	0:30	LAZZARI	35	48	39	24	0	0	SPEEDING	A
3/19/2012	MAIN ST. @ COMPASS BANK	8:45	9:15	0:30	LAZZARI	-	105	-	-	0	0	PASSING ON WRONG SIDE OF ROAD SOUTH	A
3/30/2012	MAIN ST. @ DEER AVE.	11:00	11:30	0:30	BUMPERS	30	18	-	-	0	0	STOP SIGN	C
3/3/2012	MAIN ST. @ HALLS LN.	15:30	16:00	0:30	OLIVER	35	38	44	25	0	0	SPEEDING	C
3/15/2012	MAIN ST. @ HOMEWOOD SUITES	14:00	14:45	0:45	LAZZARI	35	56	-	-	4	0	SEAT BELT	A
3/13/2012	MAIN ST. @ JACKSON OAKS	8:30	9:00	0:30	OLIVER	35	69	44	16	0	0	SPEEDING	C
3/11/2012	MAIN ST. @ JACKSON SQUARE	21:10	21:40	0:30	MILLWOOD	35	5	48	34	1	0	SPEEDING	B
3/29/2012	MAIN ST. @ JACKSON SQUARE	11:10	11:40	0:30	LEWIS	35	104	48	25	4	1	SPEEDING	A
3/12/2012	MAIN ST. @ PARK DR.	19:30	20:00	0:30	DAWSON	-	75	-	-	3	0	STOP SIGN, OTHER-RED LIGHT	D
3/10/2012	MAIN ST. @ PINEHILL RD.	8:15	9:15	1:00	LAZZARI	35	105	-	-	2	0	STOP SIGN, SEAT BELT	A
3/10/2012	MAIN ST. @ PINEHILL RD.	15:30	16:40	1:10	LEWIS	35	7	50	35	7	0	SPEEDING, STOP SIGN, SEAT BELT	A
3/13/2012	MAIN ST. @ PINEHILL RD.	10:15	10:45	0:30	OLIVER	35	65	43	29	0	0	SPEEDING	C
3/15/2012	MAIN ST. @ W.J. CARROL ELEMENTARY	8:05	8:35	0:30	LAZZARI	30	52	35	22	0	0	SPEEDING	A
3/15/2012	MAIN ST. @ W.J. CARROL ELEMENTARY	14:30	15:00	0:30	LEWIS	25	105	36	18	0	0	SPEEDING	A
3/29/2012	MAIN ST. @ WHISPERING PINES	10:40	11:05	0:25	LEWIS	35	73	42	25	1	0	STOP SIGN, SEAT BELT	A
3/3/2012	N. MAIN ST. @ ALLIGATOR ALLEY	8:00	8:45	0:45	OLIVER	35	62	52	28	1	0	SPEEDING	C
3/26/2012	N. MAIN ST. @ D'OLIVE BLVD.	19:00	19:20	0:20	GIBNEY	35	21	42	31	0	0	SPEEDING	D
3/28/2012	N. MAIN ST. @ HOMEWOOD SUITES	14:30	15:00	0:30	LAZZARI	-	54	-	-	1	0	SEAT BELT	A
3/17/2012	PARK DR. @ ARBORS BY THE BAY	14:00	15:00	1:00	OLIVER	35	50	66	29	3	0	SPEEDING	C
3/4/2012	PARK DR. @ JAPONICA LN.	14:00	14:30	0:30	OLIVER	35	18	44	29	0	0	SPEEDING	C
3/4/2012	PARK DR. @ TWIN LN.	10:50	11:20	0:30	MITCHELL	35	14	52	33	1	0	SPEEDING	C
3/8/2012	POLLARD RD. @ DEERWOOD	12:00	12:30	0:30	OLIVER	35	52	44	23	0	0	SPEEDING	C
3/4/2012	RANDALL AVE. @ NO CROSS ST.	8:40	9:15	0:35	HUFFMAN	25	26	34	17	0	0	SPEEDING	C
3/5/2012	RANDALL AVE. @ NO CROSS ST.	8:00	8:30	0:30	TAYLOR	-	31	-	-	0	0	SEAT BELT	A
3/23/2012	RANDALL AVE. @ POLLARD RD.	21:20	21:45	0:25	DEBIEN	35	31	45	32	0	0	SPEEDING	B

DATE	LOCATION	START TIME	END TIME	HOURS	OFFICER	SPEED LIMIT	# OF VEHICLES	HIGHEST SPEED	LOWEST SPEED	TICKETS ISSUED	WARNINGS ISSUED	TYPE OF D-RUN	SHIFT
3/24/2012	RANDALL AVE. @ VIA DEL SAN FRANCISCO	19:20	19:50	0:30	MENEFFEE	25	21	35	26	0	1	SPEEDING	B
3/5/2012	RIDGEWOOD DR. @ AVON CT.	8:10	8:40	0:30	LAZZARI	30	52	37	21	0	0	SPEEDING	A
3/2/2012	RIDGEWOOD DR. @ KINGSWOOD	9:30	10:00	0:30	OLIVER	30	10	31	21	0	0	SPEEDING	C
3/23/2012	RIDGEWOOD DR. @ LAWSON RD.	13:45	14:15	0:30	LEWIS	30	43	33	13	1	0	STOP SIGN	A
3/24/2012	RIDGEWOOD DR. @ LAWSON RD.	14:30	15:00	0:30	LAZZARI	-	36	-	-	2	0	SEAT BELT	A
3/29/2012	RIDGEWOOD DR. @ LAWSON RD.	4:00	4:30	0:30	THOMPSON	30	9	33	17	0	1	SPEEDING, SEAT BELT	B
3/31/2012	RIDGEWOOD DR. @ LAWSON RD.	14:20	14:50	0:30	BUMPERS	30	48	-	-	0	0	STOP SIGN	C
3/20/2012	RIDGEWOOD DR. @ MICHAEL LOOP	20:30	21:00	0:30	MILLWOOD	30	24	34	24	0	0	SPEEDING	B
3/15/2012	RIDGEWOOD DR. @ MONTCLAIR	12:30	13:30	1:00	LEWIS	30	59	46	18	2	0	SPEEDING, SEAT BELT	A
3/28/2012	RIDGEWOOD DR. @ PLAZA DR.	18:50	19:20	0:30	THOMPSON	30	34	34	21	0	0	SPEEDING	B
3/2/2012	RIDGEWOOD DR. @ WINDWOOD	8:45	9:15	0:30	OLIVER	30	16	34	21	0	0	SPEEDING	C
3/20/2012 - 3/26/2012	STUART ST. (LAKE FOREST)	9:20	23:59	14:39	SPEED TRAILER	30	1178	36	10	0	0	SPEEDING total # at 15+ mph over the speed limit (30) is 0 = 0.0%	N/A
3/21/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/22/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/23/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/24/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/25/2012	CONTINUED FROM ABOVE	0:00	23:59	23:59	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/26/2012	CONTINUED FROM ABOVE	0:00	7:03	7:03	SPEED TRAILER	-	-	-	-	-	-	SPEEDING	N/A
3/2/2012	TIMBERCREEK BLVD. @ ASPEN CIR.	10:45	11:15	0:30	OLIVER	30	36	36	17	0	0	SPEEDING	C
3/4/2012	US HWY 181 @ BELGROVE AVE	7:45	8:15	0:30	OLIVER	55	78	65	41	0	1	SPEEDING	C
3/1/2012	US HWY 98 - SCS KARATE @ STAPLES PARKING LOT	15:30	16:00	0:30	THOMPSON	-	9	-	-	0	0	OTHER-CUTTING THRU PARKING LOT	B
3/21/2012	WILSON AVE. @ NO CROSS ST.	15:45	16:15	0:30	DAY	25	9	40	23	1	0	SPEEDING	C
3/24/2012	WILSON AVE. @ NO CROSS ST.	19:45	20:15	0:30	MILLWOOD	25	4	40	30	1	0	SPEEDING	B
3/19/2012	WINDSOR DR. @ LANCASTER	19:30	20:00	0:30	MENEFFEE	30	53	37	24	0	0	SPEEDING	B

TOTAL DIRECTED PATROLS:	56	TOTAL HOURS:	335 hours, 3 mins.	TOTAL # OF VEHICLES:	4,911 cars	TOTAL TRAFFIC TICKETS:	45	TOTAL WARNINGS ISSUED:	11
TOTAL DIRECTED PATROLS:	17	TOTAL HOURS:	13	TOTAL # OF VEHICLES:	17	TOTAL TRAFFIC TICKETS:	13	TOTAL WARNINGS ISSUED:	2
TOTAL VEHICLES:	1,075 cars	TOTAL HOURS:	311 cars	TOTAL # OF VEHICLES:	619 cars	TOTAL TRAFFIC TICKETS:	369 cars	TOTAL WARNINGS ISSUED:	2,537 cars
TOTAL UTTC:	24 tickets	TOTAL HOURS:	7 tickets	TOTAL # OF VEHICLES:	8 tickets	TOTAL TRAFFIC TICKETS:	6 tickets	TOTAL WARNINGS ISSUED:	0 tickets
TOTAL WARNINGS:	1 warnings	TOTAL HOURS:	3 warnings	TOTAL # OF VEHICLES:	1 warnings	TOTAL TRAFFIC TICKETS:	6 warnings	TOTAL WARNINGS ISSUED:	0 warnings
TOTAL MOT:	0 MOT	TOTAL HOURS:	0 MOT	TOTAL # OF VEHICLES:	0 MOT	TOTAL TRAFFIC TICKETS:	0 MOT	TOTAL WARNINGS ISSUED:	0 MOT
TOTAL HOURS SPENT:	10 hours, 20 mins.	TOTAL HOURS:	6 hours, 45 mins.	TOTAL # OF VEHICLES:	9 hours, 20 mins.	TOTAL TRAFFIC TICKETS:	4 hours, 10 mins.	TOTAL WARNINGS ISSUED:	304 hours, 28 mins.

total # at 15+ mph over the speed is 0 = 0.0%

**CITY OF DAPHNE**  
**FIRE DEPARTMENT MONTHLY REPORT**  
 Report Period: February 2012

	Current:	FY to Date:
<b>Suppression:</b>		
<b>1-Fire/Explosion:</b>	-	-
10-Fire, Other	0	0
11-Structure Fire/Commercial	0	2
11-Structure Fire/Residential	1	3
12-Fire in Mobile Property used as fixed structure	0	1
13-Mobile Property (vehicle) Fire	2	3
14-Natural Vegetation Fire	0	2
15-Outside Rubbish Fire	1	2
16-Special Outside Fire	0	0
17-Cultivated Vegetable Crop Fire	0	0
<b>2-Overpressure Rupture:</b>	0	0
<b>3-Rescue Call and Emergency Medical Service Incidents:</b>	142	304
<b>4-Hazardous Conditions (No fire):</b>		4
<b>5-Service Call:</b>	12	30
<b>6-Good Intent Call:</b>	11	24
<b>7-False Alarm &amp; False Call:</b>	20	40
<b>8-Severe Weather &amp; Natural Disaster:</b>	0	0
<b>9-Other Situation:</b>	0	0
<b>Total Emergency Calls:</b>	<b>187</b>	<b>401</b>
<b>Monthly Total Calls:</b>	<b>191</b>	<b>414</b>
<b>Highest:</b>		
	11:00	11:00
<b>Lowest:</b>		
	<1	<1
<b>Average (Minutes/Seconds) :</b>		
	5:05	5:05
<b>Miscellaneous Reports:</b>		
<b>Training Hours</b>	466.00	1405.50
<b>Property Loss - \$</b>	\$9000.000	\$269,000.00
<b>Fire Personnel Injuries by Fire/Civilian Injuries by Fire</b>	0	0
<b>Advance Life Support Rescues</b>	83	188
<b>Number of Patients Treated</b>	130	295
<b>Child Passenger Safety Seat Inspections/Installations</b>	8	15
<b>Classes</b>		
	0	0
<b>Persons Attending</b>		
	0	0
<b>Plan Reviews</b>		
	11	47
<b>Final/Certificate of Occupancy</b>		
	0	0
<b>General/Annual Inspections</b>		
	0	31
<b>General/Re-Inspections (Violation Follow-up - Annual)</b>		
	0	42
<b>Business Licenses</b>		
	15	19
<b>Consultations-</b>		
	0	0
<b>All Other/Misc. Activities</b>		
	0	0
<b>Total Activities:</b>	<b>26</b>	<b>139</b>

Authorized by:

*James White*

Chief James White

15

**CITY OF DAPHNE**  
**FIRE DEPARTMENT MONTHLY REPORT**  
**Report Period: March 2012**

	Current:	FY to Date:
<b>Suppression:</b>		
<b>1-Fire/Explosion:</b>	-	-
10-Fire, Other	0	0
11-Structure Fire/Commercial	0	2
11-Structure Fire/Residential	2	5
12-Fire in Mobile Property used as fixed structure	0	1
13-Mobile Property (vehicle) Fire	2	5
14-Natural Vegetation Fire	1	3
15-Outside Rubbish Fire	2	4
16-Special Outside Fire	0	0
17-Cultivated Vegetable Crop Fire	0	0
<b>2-Overpressure Rupture:</b>	0	0
<b>3-Rescue Call and Emergency Medical Service Incidents:</b>	133	437
<b>4-Hazardous Conditions (No fire):</b>	2	6
<b>5-Service Call:</b>	13	43
<b>6-Good Intent Call:</b>	15	39
<b>7-False Alarm &amp; False Call:</b>	21	61
<b>8-Severe Weather &amp; Natural Disaster:</b>	0	0
<b>9-Other Situation:</b>	0	0
<b>Total Emergency Calls:</b>	<b>191</b>	<b>592</b>
<b>Monthly Total Calls:</b>	<b>198</b>	<b>612</b>
<b>Highest:</b>		
	12:00	12:00
<b>Lowest:</b>		
	<1	<1
<b>Average (Minutes/Seconds) :</b>		
	5:14	5:14
<b>Miscellaneous Reports:</b>		
<b>Training Hours</b>	554.25	1959.75
<b>Property Loss - \$</b>	2500.00	271,500.00
<b>Fire Personnel Injuries by Fire/Civilian Injuries by Fire</b>	0	0
<b>Advance Life Support Rescues</b>	80	268
<b>Number of Patients Treated</b>	140	435
<b>Child Passenger Safety Seat Inspections/Installations</b>	8	23
<b>Classes</b>		
	0	0
<b>Persons Attending</b>		
	0	0
<b>Plan Reviews</b>		
	1	48
<b>Final/Certificate of Occupancy</b>		
	0	0
<b>General/Annual Inspections</b>		
	9	40
<b>General/Re-Inspections (Violation Follow-up - Annual)</b>		
	20	62
<b>Business Licenses</b>		
	2	21
<b>Consultations-</b>		
	0	0
<b>All Other/Misc. Activities</b>		
	0	0
<b>Total Activities:</b>	<b>32</b>	<b>171</b>

Authorized by:

*James White*

Chief James White

16

## Richard Johnson

---

**From:** Driskell, Daniel <driskelld@dot.state.al.us>  
**Sent:** Thursday, April 05, 2012 4:11 PM  
**To:** Richard Johnson  
**Cc:** Holder, III, Ted A.  
**Subject:** RE: Resolution from COD for increase of speed limit on SR181  
**Attachments:** Daphne Ordinance.doc; SR 181 Speed Study.PDF

Richard,

I called and left a message pertaining to this. I have attached a draft of the resolution for your use. The limits of the proposed speed zones should be recommended by the city for ALDOT review. Based on what we know, I think the 55 MPH speed zone should begin around Lawson Road (MP 15.21, Node 8822) heading south on SR 181 due to the sight distance and school zone associated with Lawson (Champion's Way) and should extend to the south city limits. If the city feels there is a need to drop the speed limit to 45 MPH approaching CR 64, then include the extents in the ordinance as well. If there is no need to include a 45 MPH or 35 MPH zone you can delete it from the resolution.

For the resolution, you can use/modify the attachment if you want or do your own. Just make sure that it is structured the same way and contains all the information. If you need help with mileposts or nodes, let me know.

**Daniel E. Driskell, PE**  
**Traffic Engineer**  
**ALDOT Ninth Division**  
**Office: (251) 470-8231**  
**Cell: (251) 331-3089**  
**Linc: 1\*99\*9009**

---

**From:** Richard Johnson [<mailto:directorpw@daphneal.com>]  
**Sent:** Thursday, April 05, 2012 8:16 AM  
**To:** Driskell, Daniel  
**Cc:** Melvin McCarley  
**Subject:** Resolution from COD for increase of speed limit on SR181

Daniel:

Melvin McCarley our Superintendent will be walking the request for speed limit increase through our Public Safety Committee. Please email the background documentation as soon as possible. He has already place the request on the agenda. The PSC meets next Wednesday, April 11<sup>th</sup>.

Thanks,

RDJ

**Please note and save new email address**

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

Phone: (251) 621-3182  
Fax: (251) 621-3189  
Cell: (251) 379-1305

ORDINANCE NO: \_\_\_\_\_

**AN ORDINANCE FIXING AND ESTABLISHING SPEED LIMITS IN THE CITY OF DAPHNE, ALABAMA:**

**WHEREAS**, on the February 2 and 3, 2012, the Alabama Department of Transportation, being the owner of the roadway herein described, did conduct a Speed Study and determined that that an increase of the posted speed limit was warranted; and

**WHEREAS**, per written request, dated April 5, 2012, from Daniel Driskell, P.E., an authorized agent of the State of Alabama Department of Transportation, whereby the State of Alabama request of the City of Daphne, Alabama to take action to endorse the warranted increase of the posted speed limit; and

**WHEREAS**, the City of Daphne, Alabama, desires to increase the posted speed limit to promote the health, safety, and welfare purposes of the traveling public; and

**WHEREAS**, the City Council of the City of Daphne determine it is in the public interest that said posted speed limit be increased and that all legal requirements for fixing and establishing said posted speed limit have been met pursuant to Section ##-##-##, Code of Alabama (1975);

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

**SECTION I.** No person shall operate a motor vehicle at a greater speed than fifty-five (55) miles per hour in the following listed zones of the City.

- (1) On AL 181 from the Milepost 15.21 (Node 8822 – Champions Way intersection) to the South City Limits.

**SECTION II.** All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

**SECTION III.** EFFECTIVE DATE

- (1) This Ordinance shall become effective immediately and be in full force after final passage and publication as required by law.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA ON THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.**

**CITY OF DAPHNE**

\_\_\_\_\_  
Cathy S. Barnette  
Council President

\_\_\_\_\_  
Bailey Yelding, Jr.  
Mayor

**ATTEST:**

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

**APPROVED:**

\_\_\_\_\_  
Mr. Vincent Calametti, P.E.  
Ninth Division Engineer

**APPROVED:**

\_\_\_\_\_  
Mr. George Conner, P.E.  
State Maintenance Engineer

SPEED STUDY RESULTS FORM

CITY Daphne  
 COUNTY Baldwin  
 DIVISION 9th  
 DAY/DATE Thu-Fri 2/2 - 2/3 2012  
 LOCATION AL 181 @ MP 15.63  
 DIRECTION Southbound  
 TIME 12:00 AM - 12:00 AM  
 STREET AL 181

WIDTH 12'  
 NO. OF LANES 4  
 WEATHER Rainy  
 TYPE OF LAND USE Rural  
 BY Ted Holder  
 POSTED SPEED 45 MPH

SPEED RANGE	MIDPOINT	NO. of VEHICLES	% VEHICLES	CUMULATIVE % VEHICLES
5-9	7	0	0.0	0.0
10-14	12	8	0.2	0.2
15-19	17	9	0.2	0.4
20-24	22	9	0.2	0.7
25-29	27	7	0.2	0.9
30-34	32	26	0.7	1.5
35-39	37	43	1.1	2.7
40-44	42	279	7.3	10.0
45-49	47	906	23.7	33.7
50-54	52	1354	35.4	69.1
55-59	57	818	21.4	90.5
60-64	62	278	7.3	97.7
65-69	67	64	1.7	99.4
70-74	72	18	0.5	99.9
75-79	77	5	0.1	100.0

RESULTS (from graph):  
 Median Speed: 49 mph  
 85th Percentile: 55 mph  
 Recommended Limit: 49 mph

**SPEED STUDY RESULTS FORM**

CITY Daphne  
 COUNTY Baldwin  
 DIVISION 9th  
 DAY/DATE Thu-Fri 2/2 - 2/3 2012  
 LOCATION AL 181 @ MP 14.11  
 DIRECTION Southbound  
 TIME 12:00 AM - 12:00 AM  
 STREET AL 181

WIDTH 12'  
 NO. OF LANES 5  
 WEATHER Rainy  
 TYPE OF LAND USE Rural  
 BY Ted Holder  
 POSTED SPEED 55 MPH

SPEED RANGE	MIDPOINT	NO. of VEHICLES	% VEHICLES	CUMULATIVE % VEHICLES
5-9	7	0	0.0	0.0
10-14	12	16	0.2	0.2
15-19	17	12	0.1	0.3
20-24	22	11	0.1	0.5
25-29	27	19	0.2	0.7
30-34	32	30	0.4	1.1
35-39	37	129	1.6	2.6
40-44	42	903	10.9	13.5
45-49	47	2489	29.9	43.4
50-54	52	2837	34.1	77.5
55-59	57	1379	16.6	94.1
60-64	62	397	4.8	98.9
65-69	67	72	0.9	99.7
70-74	72	17	0.2	100.0
75-79	77	4	0.0	100.0

**RESULTS (from graph):**  
 Median Speed: 48 mph  
 85th Percentile: 54 mph  
 Recommended Limit: mph

**SPEED STUDY RESULTS FORM**

CITY Daphne  
 COUNTY Baldwin  
 DIVISION 9th  
 DAY/DATE Thu-Fri 2/2 - 2/3 2012  
 LOCATION AL 181 @ MP 13.35  
 DIRECTION Southbound  
 TIME 12:00 AM - 12:00 AM  
 STREET AL 181

WIDTH 12'  
 NO. OF LANES 5  
 WEATHER Rainy  
 TYPE OF LAND USE Rural  
 BY Ted Holder  
 POSTED SPEED 55 MPH

SPEED RANGE	MIDPOINT	NO. of VEHICLES	% VEHICLES	CUMULATIVE % VEHICLES
5-9	7	0	0.0	0.0
10-14	12	39	1.1	1.1
15-19	17	29	0.8	1.8
20-24	22	10	0.3	2.1
25-29	27	19	0.5	2.6
30-34	32	58	1.6	4.2
35-39	37	135	3.6	7.8
40-44	42	377	10.2	18.0
45-49	47	810	21.9	39.9
50-54	52	1102	29.7	69.6
55-59	57	703	19.0	88.6
60-64	62	291	7.9	96.4
65-69	67	83	2.2	98.7
70-74	72	38	1.0	99.7
75-79	77	11	0.3	100.0

**RESULTS (from graph):**  
 Median Speed: 49 mph  
 85th Percentile: 56 mph  
 Recommended Limit:          mph

**SPEED STUDY RESULTS FORM**

CITY Daphne  
 COUNTY Baldwin  
 DIVISION 9th  
 DAY/DATE Thu-Fri 2/2 - 2/3 2012  
 LOCATION AL 181 @ MP 12.41  
 DIRECTION Southbound  
 TIME 12:00 AM - 12:00 AM  
 STREET AL 181

WIDTH 12'  
 NO. OF LANES 5  
 WEATHER Rainy  
 TYPE OF LAND USE Rural  
 BY Ted Holder  
 POSTED SPEED 45 MPH

SPEED RANGE	MIDPOINT	NO. of VEHICLES	% VEHICLES	CUMULATIVE % VEHICLES
5-9	7	0	0.0	0.0
10-14	12	24	0.5	0.5
15-19	17	12	0.3	0.8
20-24	22	17	0.4	1.2
25-29	27	35	0.8	2.0
30-34	32	49	1.1	3.1
35-39	37	189	4.3	7.3
40-44	42	746	16.8	24.1
45-49	47	1518	34.2	58.3
50-54	52	1150	25.9	84.2
55-59	57	493	11.1	95.3
60-64	62	140	3.2	98.5
65-69	67	40	0.9	99.4
70-74	72	20	0.5	99.8
75-79	77	8	0.2	100.0

**RESULTS (from graph):**  
 Median Speed: 46 mph  
 85th Percentile: 52 mph  
 Recommended Limit: mph

**SPEED STUDY RESULTS FORM**

CITY: Daphne  
 COUNTY: Baldwin  
 DIVISION: 9th  
 DAY/DATE: Thu-Fri 2/2 - 2/3 2012  
 LOCATION: AL 181 @ MP 12.41  
 DIRECTION: Northbound  
 TIME: 12:00 AM - 12:00 AM  
 STREET: AL 181

WIDTH: 12'  
 NO. OF LANES: 5  
 WEATHER: Rainy  
 TYPE OF LAND USE: Rural  
 BY: Ted Holder  
 POSTED SPEED: 45 MPH

SPEED RANGE	MIDPOINT	NO. of VEHICLES	% VEHICLES	CUMULATIVE % VEHICLES
5-9	7	0	0.0	0.0
10-14	12	6	0.1	0.1
15-19	17	10	0.2	0.3
20-24	22	11	0.2	0.5
25-29	27	7	0.1	0.6
30-34	32	36	0.6	1.2
35-39	37	94	1.6	2.9
40-44	42	460	8.0	10.9
45-49	47	1550	27.0	37.8
50-54	52	2038	35.4	73.3
55-59	57	1091	19.0	92.2
60-64	62	297	5.2	97.4
65-69	67	93	1.6	99.0
70-74	72	28	0.5	99.5
75-79	77	29	0.5	100.0

**RESULTS (from graph):**  
 Median Speed: 49 mph  
 85th Percentile: 54 mph  
 Recommended Limit: mph

**SPEED STUDY RESULTS FORM**

CITY Daphne  
 COUNTY Baldwin  
 DIVISION 9th  
 DAY/DATE Thu-Fri 2/2 - 2/3 2012  
 LOCATION AL 181 @ MP 13.35  
 DIRECTION Northbound  
 TIME 12:00 AM - 12:00 AM  
 STREET AL 181

WIDTH 12'  
 NO. OF LANES 4  
 WEATHER Rainy  
 TYPE OF LAND USE Rural  
 BY Ted Holder  
 POSTED SPEED 55 MPH

SPEED RANGE	MIDPOINT	NO. of VEHICLES	% VEHICLES	CUMULATIVE % VEHICLES
5-9	7	0	0.0	0.0
10-14	12	10	0.1	0.1
15-19	17	3	0.0	0.2
20-24	22	14	0.2	0.4
25-29	27	16	0.2	0.6
30-34	32	59	0.8	1.4
35-39	37	275	3.7	5.0
40-44	42	1206	16.0	21.1
45-49	47	2444	32.5	53.6
50-54	52	2260	30.1	83.6
55-59	57	978	13.0	96.6
60-64	62	203	2.7	99.3
65-69	67	39	0.5	99.8
70-74	72	8	0.1	99.9
75-79	77	4	0.1	100.0

**RESULTS (from graph):**  
 Median Speed: 46 mph  
 85th Percentile: 52 mph  
 Recommended Limit: mph

25

**SPEED STUDY RESULTS FORM**

CITY Daphne  
 COUNTY Baldwin  
 DIVISION 9th  
 DAY/DATE Thu-Fri 2/2 - 2/3 2012  
 LOCATION AL 181 @ MP 14.11  
 DIRECTION Northbound  
 TIME 12:00 AM - 12:00 AM  
 STREET AL 181

WIDTH 12'  
 NO. OF LANES 4  
 WEATHER Rainy  
 TYPE OF LAND USE Rural  
 BY Ted Holder  
 POSTED SPEED 55 MPH

SPEED RANGE	MIDPOINT	NO. of VEHICLES	% VEHICLES	CUMULATIVE % VEHICLES
5-9	7	0	0.0	0.0
10-14	12	7	0.2	0.2
15-19	17	7	0.2	0.3
20-24	22	5	0.1	0.5
25-29	27	11	0.3	0.7
30-34	32	4	0.1	0.8
35-39	37	32	0.8	1.6
40-44	42	175	4.2	5.8
45-49	47	746	17.8	23.6
50-54	52	1499	35.8	59.4
55-59	57	1143	27.3	86.7
60-64	62	418	10.0	96.6
65-69	67	94	2.2	98.9
70-74	72	27	0.6	99.5
75-79	77	20	0.5	100.0

**RESULTS (from graph):**  
 Median Speed: 50 mph  
 85th Percentile: 56 mph  
 Recommended Limit: mph

**SPEED STUDY RESULTS FORM**

CITY Daphne  
 COUNTY Baldwin  
 DIVISION 9th  
 DAY/DATE Thu-Fri 2/2 - 2/3 2012  
 LOCATION AL 181 @ MP 15.63  
 DIRECTION Northbound  
 TIME 12:00 AM - 12:00 AM  
 STREET AL 181

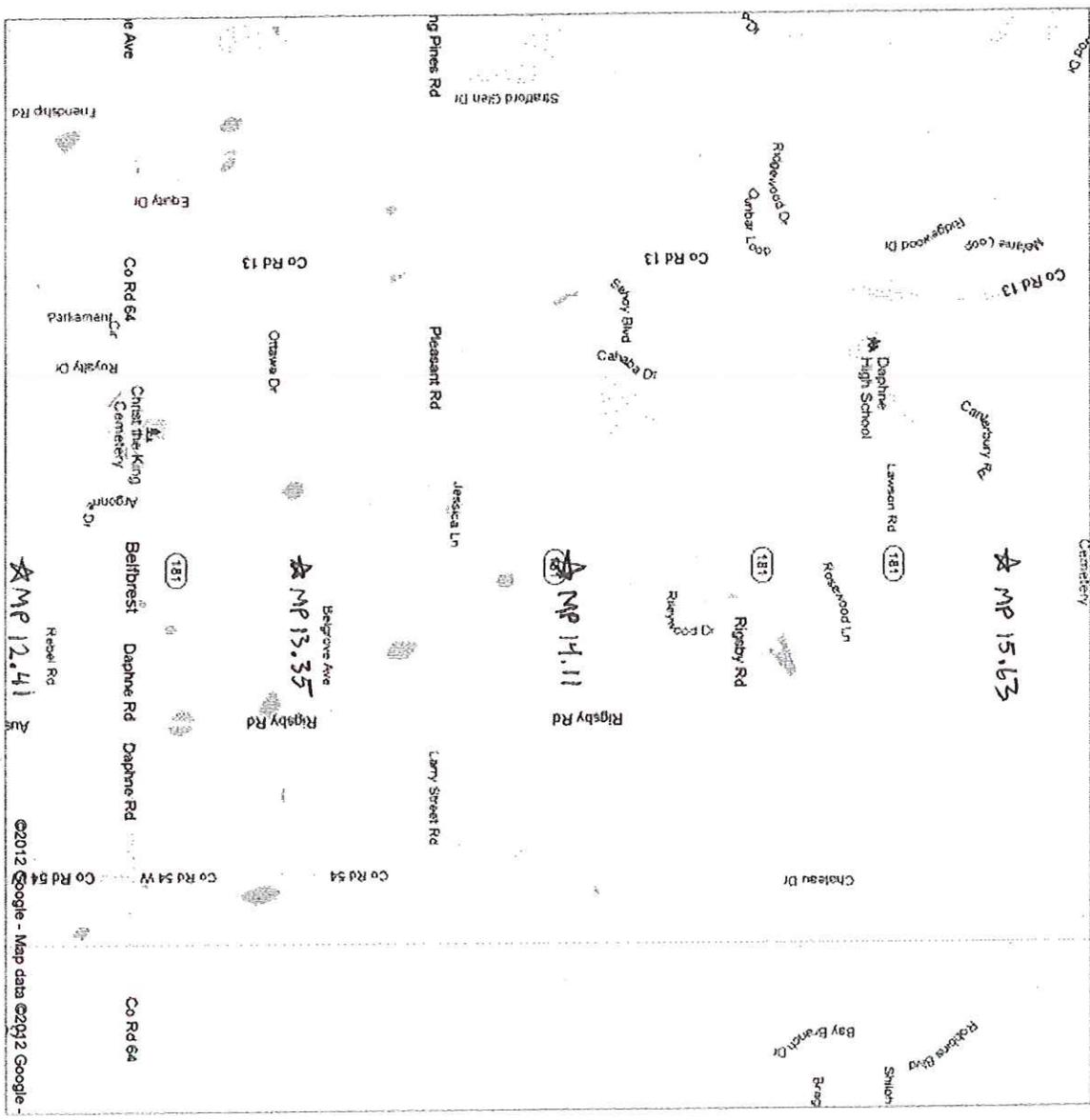
WIDTH 12'  
 NO. OF LANES 4  
 WEATHER Rainy  
 TYPE OF LAND USE Rural  
 BY Ted Holder  
 POSTED SPEED 45 MPH

SPEED RANGE	MIDPOINT	NO. of VEHICLES	% VEHICLES	CUMULATIVE % VEHICLES
5-9	7	0	0.0	0.0
10-14	12	11	0.3	0.3
15-19	17	3	0.1	0.4
20-24	22	7	0.2	0.5
25-29	27	3	0.1	0.6
30-34	32	6	0.2	0.8
35-39	37	23	0.6	1.3
40-44	42	138	3.5	4.9
45-49	47	696	17.7	22.6
50-54	52	1481	37.7	60.2
55-59	57	1082	27.5	87.7
60-64	62	371	9.4	97.2
65-69	67	87	2.2	99.4
70-74	72	17	0.4	99.8
75-79	77	7	0.2	100.0

**RESULTS (from graph):**  
 Median Speed: 50 mph  
 85th Percentile: 56 mph  
 Recommended Limit: mph

27

Speed Study Locations



28

# **Ordinance Committee**

*Wednesday, May 9, 2012  
City Hall Council Chambers  
5:30 p.m.*

*Councilman Kelly Reese  
Councilman Ron Scott  
Councilman Derek Boulware*

## **I. CALL TO ORDER/MEMBERS PRESENT**

Members Present: Kelly Reese and Derek Boulware

Others Present: David Cohen and Eric Bussey

## **II. PUBLIC PARTICIPATION**

None

## **III. ORDINANCE REVIEW/DISCUSSION**

### **a. Noise Ordinance**

A discussion with regard to the noise ordinance with regard to outdoor machines was discussed and the need to refine the noise ordinance. The committee reviewed the draft revision by Eric Bussey.

**Motion by Mr. Boulware                      Seconded by Mr. Reese                      To amend noise ordinance for use of power equipment and recommend to the full City Council.**

**ALL IN FAVOR                                      NONE OPPOSED                                      MOTION CARRIED**

### **b. Personal Handbook**

A discussion with regard to sick leave and bereavement leave in the personal handbook ensued. The committee reviewed the draft revision by Eric Bussey.

**Motion by Mr. Boulware                      Seconded by Mr. Reese                      To amend the Personal Handbook for sick leave and bereavement and recommend to the full City Council.**

**ALL IN FAVOR                                      NONE OPPOSED                                      MOTION CARRIED**

### **c. Any other actions or discussions deemed necessary for the Ordinance Committee to consider.**

## **IV. OTHER BUSINESS**

None

## **V. ADJOURN**

**Motion by Mr. Boulware                      Seconded by Mr. Reese                      To adjourn at 6:15 P.M.**

**ALL IN FAVOR                                      NONE OPPOSED                                      MOTION CARRIED**



**CITY OF DAPHNE  
PUBLIC WORKS COMMITTEE MEETING**

**Time: 5:00 PM on April 16, 2012**

**Location: City Hall Council Chambers**

CHAIRMAN - Councilman Tommie Conaway, District 1

Councilwoman Cathy Barnette, District 2

Councilman John Lake, District 3

**I. CALL TO ORDER**

The April meeting of the Public Works Committee was called to order at 5:00 PM

Present: Mayor Bailey Yelding, Councilwoman Tommie Conaway, Councilwoman Cathy Barnette, Councilman John Lake, Richard D. Johnson-Director Public Works, Sandra Cushway-PW Administrative Assistant, Scott Hutchinson-HMR, Jaye Robertson-HMR, Randy Davis-Volkert, Steve Commander-Volkert, Ashley Campbell-Daphne Environmental/Erosion, Dorothy Morrison-DBC, Debbie Crigler-Resident, Andy Bobe-Preble Rish, John Avent-Preble Rish

**II. PUBLIC PARTICIPATION & CORRESPONDENCE**

- A. **Work Request Report** – March reports reviewed.
- B. **Vehicle/Equipment Maintenance Report** – March & YTD reports reviewed. Police routine maintenance noted as being high. Richard Johnson to find out why Mowing Department was so high. The routine maintenance in Mowing included the preparation of all departmental mowers for the mowing season.
- C. **Public Participation** – Debbie Crigler regarding Jackson Square resurfacing. Mrs. Crigler noted that the streets in Jackson Square subdivision are City owned streets and since Main Street is going to be resurfaced, she would like to see the streets of her subdivision resurfaced as well. Richard Johnson has visited the subdivision and stated that Public Works is in the process of evaluating all of the streets in the City of Daphne. All streets will be rated according to its condition. It was agreed that the resurfacing of the Jackson Oaks subdivision would be delayed pending the results of the assessment of all City streets.
- D. **Public Participation** – John Avent of Peble Rish Engineering updated the committee regarding the Engineering firm. Their primary focus in the past has been residential and commercial. Looking to move more into the Public Sector. Merged with Peble Rish in April 2011. It is a small firm. They conduct engineering, planning, and surveys. They worked on the Baldwin Beach Express and have additional resources in Florida. They are currently working with other municipalities in Baldwin County.
- E. **Correspondence** – Dwayne Coley regarding appreciation of participation in Relay for Life.

**III. OLD BUSINESS**

- A. **Minutes – March 19, 2012. Councilwoman Barnette made a motion to accept the minutes; motion seconded by Councilman Lake.**
- B. **Mosquito Reports** – None Submitted. Spraying Permit received today. Richard reported that we must be able to justify any spraying. The department has a plan in place and Ashley Campbell is assisting. Councilwoman Barnette asked what the protocol would be now and what is the expected response. Richard stated that a flyer will be going out in all Riviera Utility bills soon that will explain the new procedure. When a request comes in for mosquito spraying, a work order is generated. The area will then be evaluated by mosquito control. Aerial spraying is still available.
- C. **Street Sweeper Reports** – March reports reviewed. It was noted that Park City was swept.

**IV. NEW BUSINESS**

- A. **Daphne Avenue Median Landscape.** CR 64 and Hwy 98 completed. Councilman Lake commented that Daphne Avenue is the gateway /connection to Old Towne Daphne. HMR has developed plans for medians. This needs to go before the Planning Commission. Richard will send the plans to the Committee members. Councilman Lake asked if we can look at the same type of idea for Hwy 90 in front of the shopping center. **Motion made by Councilman Lake**

**to proceed in sending plans to Planning Committee. Motion seconded by Councilwoman Barnette.**

**V. DIRECTOR'S REPORT**

- A. CIAP – Stream Restoration Discussion. Richard reported that the Coastal Impact Assistance for coastal counties/cities to improve water quality. Ashley has worked on two projects which have been successful. Handout. County to entertain Tier 1 projects. The City will request full amount of project. The county does not feel that there is a problem in Daphne and it is not a “County” problem. Richard said that we have three options: 1) Do nothing, 2) Return and ask for full funding with the City paying for Engineering, and 3) Return and ask for the full amount. Councilwoman Barnette stated that they are obligated to distribute funds. It is her understanding that it isn't the County's money. Councilman Lake said that this misconception needs to be corrected. The land in question is not inside Daphne city limits. Ashley noted that both projects are Daphne/County. Councilwoman Conaway asked what the time limit is to come back. Richard responded when we have an answer. **Councilwoman Barnette made a motion to move forward with tier 1 and 2, option 2. Motion seconded by Councilman Lake.**
- B. **Grounds Department** – The City of Daphne's Grounds Department completed the Certified Landscape Professional's certification course and now the City has the most Certified Landscape Professionals in the state.
- C. **Randall Avenue Sidewalks** – Continuing to make progress on sidewalks as weather allows.
- D. **Historic Malbis** – Richard reported that there continues to be a high volume of property damage due to the small alleys in the Historic Malbis subdivision. Richard talked to property management group. Councilman Lake stated that we need to be consistent in enforcing our SW ordinance and if all other subdivisions are required to bring their carts to the front, then we should be consistent and require this subdivision comply. This would greatly reduce property damage. Richard to discuss further with Mr. Brooks and Councilman Palumbo and report back.

**VI. SOLID WASTE AUTHORITY**

- A. **Monthly Equipment Use Report** – Richard stated that he was not concerned with slight dip in Recycling this month.
- B. **Monthly Recycle Tonnage Report** (Last Quarter Tonnage Comparison).

**VII. MUSEUM COMMITTEE**

- A. **Minutes** – March 12, 2012. Minutes reviewed.

**VIII. BEAUTIFICATION COMMITTEE**

- A. **Minutes** – April 6, 2012. Minutes reviewed
- B. **Update** – Beth Moore (Daphne Study Club) came to the Beautification meeting requesting that a sign be put up. Councilwoman Barnette added that they want the public to be aware that know that the courtyard in Old Towne Daphne is open for public use. She suggested that an article be written for the Jubilee Breeze about the courtyard.
- C. **Update** – KFC landscaping well underway.
- D. **Update** – Patriots Point Memorial Dedication to be held on May 24<sup>th</sup> at 10:30 AM at the Daphne Civic Center Complex. The public is invited to this dedication.

**IX. ENVIRONMENT ADVISORY COMMITTEE**

- A. Minutes from March 26, 2012 Meeting – Meeting cancelled.
- B. Agenda for next meeting to be firmed up.

**X. ENGINEER REPORT**

- A. **HMR Update** – Working to resolve sod issue in Lake Forest. Have started prep work for Whispering Pines and Hwy 98 project. Expecting it to move as smoothly as the Hwy 98 and CR 64 project.

**XI. FUTURE BUSINESS**

C. **Next Meeting** – May 21, 2012

**XII. ADJOURNMENT**

The meeting adjourned at 5:57 PM.

**CITY COUNCIL MEETING  
REPORTS OF SPECIAL COMMITTEES**

**NOTES:**

**BOARD OF ZONING ADJUSTMENTS REPORT:**

**DOWNTOWN REDEVELOPMENT AUTHORITY REPORT:**

**INDUSTRIAL DEVELOPMENT BOARD:**

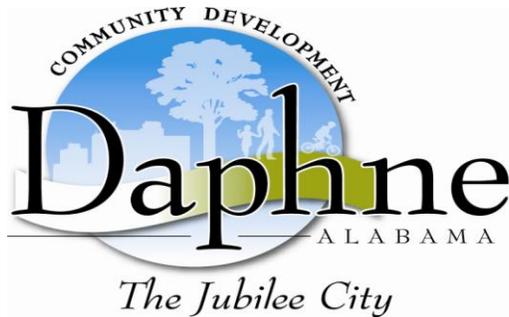
**LIBRARY BOARD:**

**PLANNING COMMISSION REPORT:**

**RECREATION BOARD REPORT:**

**UTILITY BOARD REPORT:**

---



**CITY OF DAPHNE  
BOARD OF ZONING ADJUSTMENT REPORT  
MAY 3, 2012 6:00 P.M.  
COUNCIL CHAMBERS, CITY HALL**

- 1. CALL TO ORDER – 5:58 p.m.**
- 2. CALL OF ROLL – Present Swaney, Robison, Mayhand, Moss, and Lamb arrived at 6:01 p.m.**
- 3. APPROVAL OF MINUTES – Approved as written.**

**December 1, 2011**

- 4. NEW BUSINESS**

**Appeal #2012-01 Delorice Hall-Black – Denied.**

A request for a Variance has been filed with the City of Daphne Board of Zoning Adjustment. The request, if granted, would allow the replacement of an existing nonconforming manufactured home, thereby allowing two primary residences on a one point eighty-five acre parcel. The property is located at 1604 Conaway Street, which is zoned R-2, Medium Density, Single Family Residential and R-4, High Density, Single & Multi-Family Residential.

**Appeal #2012-02 Daphne UT Central Water Treatment Plant- Approved with condition that wetland area shall perpetually remain undisturbed.**

A request for a Variance has been filed with the City of Daphne Board of Zoning Adjustment. The request, if granted, would allow the expansion of an existing public water treatment facility to encroach the front yard setback line twenty-feet in lieu of the required forty-feet, thereby establishing a twenty-foot front yard setback. The property is located at 8201 Well Road, which is zoned R-1, Low Density, Single Family Residential.

- 5. OLD BUSINESS - None**
- 6. ADJOURNMENT – 7:15 p.m.**

**Submitted by P. H.**

**City of Daphne Recreation Board**  
**2605 Hwy 98**  
**Daphne, AL. 36526**  
**March 14, 2012**

**Members Present:** Doug Dugat, Lisa O'Hara, Frank Pierce and Glenn Vickery

**Members Absent:** Rick Cleveland, Matt Cunningham, Jan Mittemeyer and Kit Smith

**Advisory Staff:** David McKelroy – Parks & Recreation Director

**Call to Order**

Meeting was called to order at 6:36pm.

**Review and Approval of Minutes**

Motion was made by Doug Dugat and seconded by Lisa O'Hara to approve the November 9, 2011 minutes. Motion passed.

**Public Participation**

Al Guarisco, Bill Hegler, Daniel and Tanya Walker attended the meeting and spoke for improving the Bocce Courts at Lott Park.

**Program Reports**

Information was provided regarding programs. The addition of Youth Spring Soccer, Sunday Sunset Series and the Easter Egg Hunt were discussed.

**Old / New Business**

1. Tennis Court Repair American Tennis Inc is schedule to start the repairs to the tennis courts the week of April 9.
2. Bocce Courts Discussion was held about improving the Bocce Courts. The board agreed on making the desired improvements.
3. New Park Entrance – New Sports Complex Information was presented to the board regarding the new entrance. Once cost estimates are received, a determination of what can be next can be made.

**Comments from Director**

Director informed Board members that they would be required to file a Statement of Economic Interest with the state of Alabama.

**Adjourn**

The meeting was adjourned at 8:10pm.

**City of Daphne Recreation Board**  
**2605 Hwy 98**  
**Daphne, AL. 36526**  
**May 9, 2012**

**Members Present:** Doug Dugat, Lisa O'Hara, Frank Pierce and Kit Smith

**Members Absent:** Rick Cleveland, Matt Cunningham and Jan Mittermeyer

**Advisory Staff:** Councilman Kelly Reese, Glenn Vickery and David McKelroy,  
Parks & Recreation Director

**Call to Order**

Meeting was called to order at 6:40pm.

**Review and Approval of Minutes**

Motion was made by Doug Dugat and seconded by Frank Pierce to approve the March 14, 2012 minutes. Motion passed.

**Public Participation**

None

**Program Reports**

Information was provided regarding programs. The Sunday Sunset Series and increased revenues from spring soccer and concessions were discussed.

**Old / New Business**

1. Tennis Court Repairs    Repairs are currently being preformed, should be complete by the end of the week.
2. Bocce Courts    Repairs to the courts will be started once the baseball season is complete.
3. New Park Entrance – New Sports Complex
  - a. Bid information was presented to the board. Motion was made by Doug Dugat and seconded by Kit Smith to support the recommendation of SJ&L, Inc. HMR's fees were questioned.
  - b. The board discussed the possibility of adding a spray ground/splash pad to the park entrance next to the playground. Insurance and liability question were discussed with regard to the skate park.
  - c. Grant possibilities will be pursued for the park entrance.

**Comments from Director**

David McKelroy and Charlie McDavid, Athletic Coordinator, expressed a need for Girls Softball fields. Currently, girl's softball is limited to Tuesday and Thursday at Trione. Surrounding cities (Spanish Fort, Robertsedale and Fairhope) all have fields' exclusive for girls' softball.

**Comments from Advisors**

Doug Dugat expressed a need for Recreation Board members to be active.

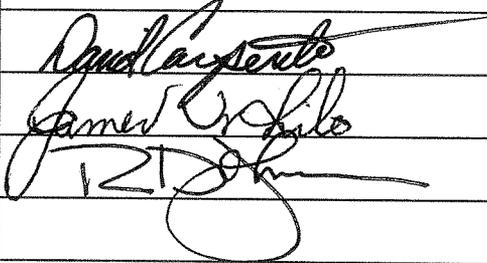
**Adjourn**

The meeting was adjourned at 7:31pm.

**CITY COUNCIL MEETING  
MAYOR'S REPORT**

**NOTES:**

# CITY OF DAPHNE SPECIAL EVENTS PERMIT

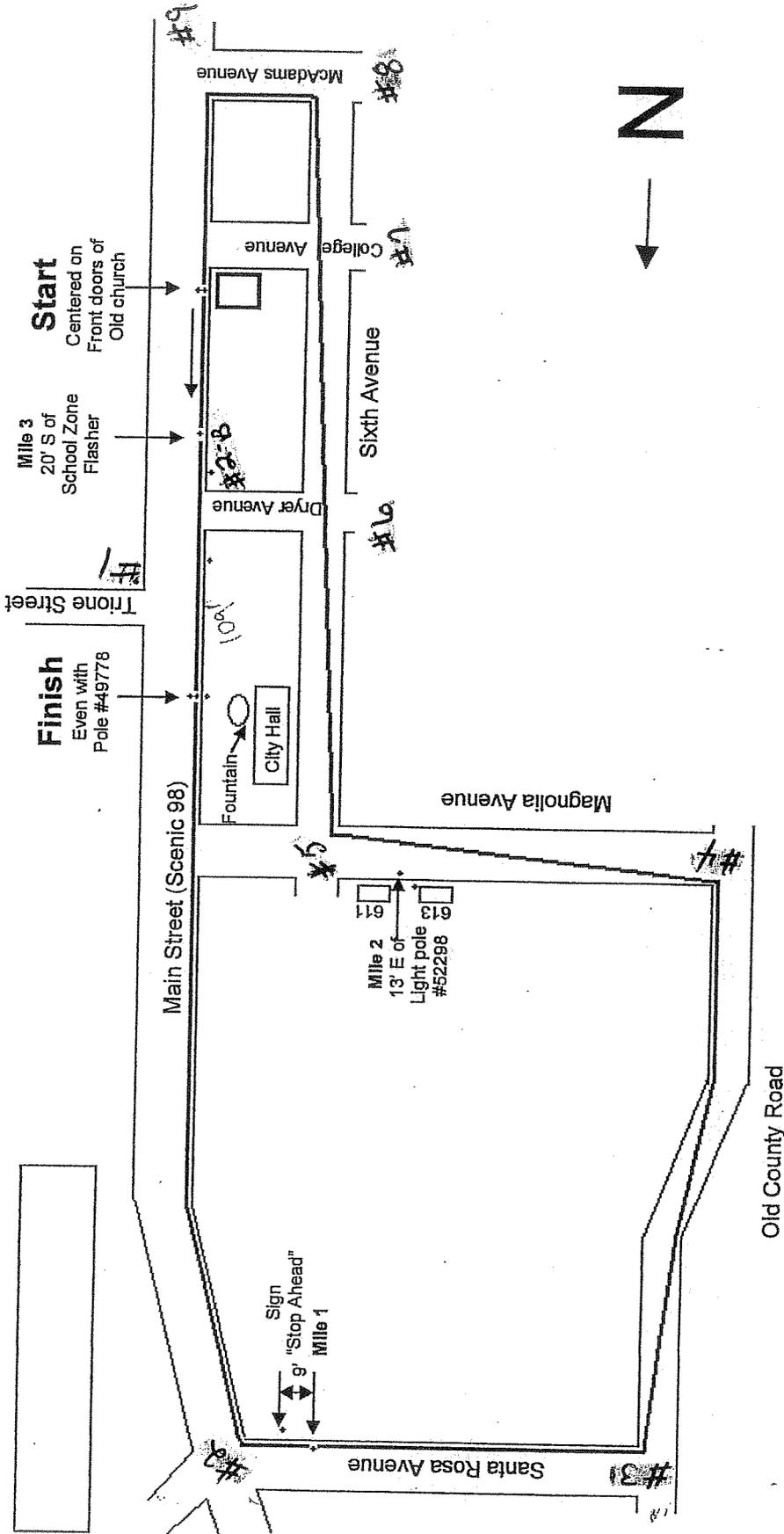
<b>ORGANIZATION:</b>	<i>S.E.E.D.S.</i>
<b>CONTACT PERSON:</b>	<i>Denise D'Oliveira</i>
<b>ADDRESS:</b>	<i>P.O. Box 460 Daphne, AL 36526</i>
<b>PHONE NUMBER (HOME):</b>	<i>626-9966</i>
<b>PHONE NUMBER (BUSINESS):</b>	<i>656-7333</i>
<b>CELL NUMBER:</b>	<i>605-8777</i>
<b>DATE OF EVENT:</b>	<i>November 12, 2012</i>
<b>TYPE OF EVENT:</b>	<i>Mama Mia Cook Off / Fund Raiser</i>
<b>START TIME:</b>	<i>8:00 A.M.</i>
<b>STOP TIME:</b>	<i>11:00 P.M. (Event is 6:00 P.M. – 10:00 P.M.)</i>
<b>LOCATION OF EVENT:</b>	<i>City Hall Grounds</i>
<b>APPROXIMATE # OF PEOPLE &amp; CARS:</b>	<i>800-900</i>
<b>SPECIAL REQUEST</b>	<i>Main Street closed in front of City Hall / Public Works &amp; Police support as in the past</i>
<b>DATE APPLIED FOR PERMIT:</b>	<i>April 27, 2012</i>
<b>APPROVAL</b>	
<b>CITY COUNCIL:</b>	<i>5-21-12</i>
<b>POLICE: Chief David Carpenter:</b>	
<b>FIRE: Chief James White</b>	
<b>PUBLIC WORKS: Richard Johnson</b>	
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE ROUTED:</b>	<i>April 27, 2012</i>
<b>NOTIFICATION OF APPROVAL:</b>	

**CITY OF DAPHNE  
PARADE PERMIT**

<b>ORGANIZATION:</b>	<i>S.E.E.D.S.</i>
<b>CONTACT PERSON:</b>	<i>Denise D'Oliveira</i>
<b>ADDRESS:</b>	<i>P.O. Box 460 Daphne, AL 36526</i>
<b>PHONE NUMBER (HOME):</b>	<i>626-9966</i>
<b>PHONE NUMBER (BUSINESS):</b>	<i>656-7333</i>
<b>CELL NUMBER:</b>	<i>605-8777</i>
<b>E-MAIL ADDRESS:</b>	
<b>TYPE OF PARADE:</b>	<i>9<sup>th</sup> Annual Classic Rock 5K Race and 1-Mile Fun Run</i>
<b>DATE OF PARADE:</b>	<i>March 2, 2013 Saturday</i>
<b>ROUTE TO BE TRAVELED:</b>	<i>See Attached Maps</i>
<b>APPROXIMATE # OF PEOPLE &amp; CARS:</b>	<i>1,500</i>
<b>START TIME:</b>	<i>8:00 A.M. / 5K * 9:00 A.M. / 1-Mile Fun Run</i>
<b>STOP TIME:</b>	<i>11:30 A.M.</i>
<b>ASSEMBLY AREA/STREET:</b>	<i>City Hall Grounds</i>
<b>ASSEMBLY TIME:</b>	<i>5:30 A.M.</i>
<b>SPECIAL INSTRUCTIONS:</b>	<i>We would greatly appreciate the same support provided previously by Public Works, Police, Fire &amp; Recreation Departments</i>
<b>DATE APPLIED:</b>	<i>April 27, 2012</i>
<b>APPROVAL</b>	
<b>POLICE:</b> Chief David Carpenter	<i>David Carpenter</i>
<b>FIRE:</b> Chief James White	<i>James White</i>
<b>PUBLIC WORKS:</b> Richard Johnson	<i>R. Johnson</i>
<b>RECREATION:</b> David McKelroy	<i>David McKelroy</i>
<b>CITY COUNCIL APPROVAL:</b> 5-21-12	
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE ROUTED:</b>	<i>April 27, 2012</i>
<b>NOTIFICATION</b>	

# SEEDS 5K II

Daphne, Alabama



**No Diagrams to Scale**

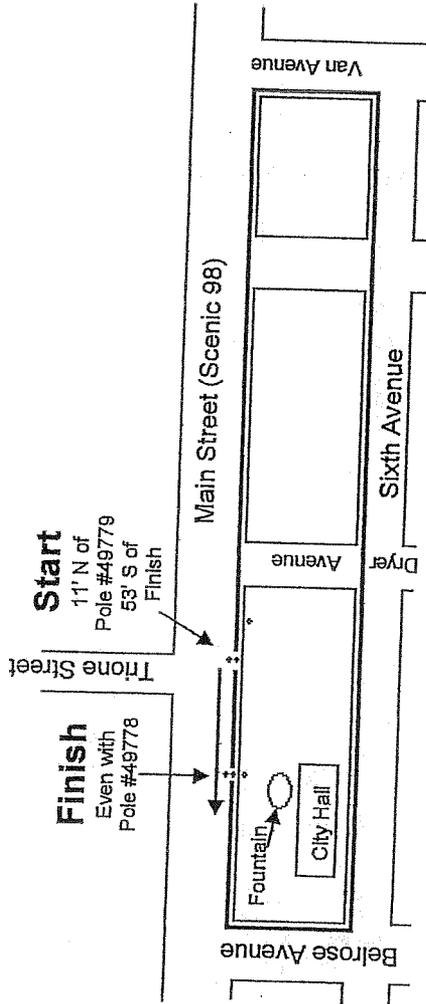
Splits: Marked with green paint.  
Locations are given explicitly on map.

**Start and Finish marked with green paint**

Measured by Jon Bowle (Daphne, AL 251-209-0887)  
jnbowle@gmail.com  
17 January 2010  
Calibrated on AL08007JD  
Race contact: Denise D'Oliveira (251-605-8777)

# SEEDS 1 Mile II

Daphne, Alabama



**No Diagrams to Scale**

Splits: Marked with green paint.  
Locations are given explicitly on map.

**Start and Finish marked with  
green paint**

Measured by Jon Bowie (Daphne, AL 251-209-0887)  
jnbowie@gmail.com  
17 January 2010  
Calibrated on AL08007JD  
Race contact: Denise D'Oliveira (251-605-8777)

CASE NO. 2012-7

ABC LICENSE ROUTING

DATE RECEIVED BY REVENUE DIV. \_\_\_\_\_

4/25/12

(initial) AB

DATE FORWARDED TO POLICE DEPT. \_\_\_\_\_

4/25/12

H/6

DATE RECEIVED BY POLICE DEPT. \_\_\_\_\_

4-26-12

JH

DATE:

APPROVED

DISAPPROVED

POLICE DEPT SIGNATURE \_\_\_\_\_

[Signature]

DATE RETURNED TO REVENUE DIV. \_\_\_\_\_

4-26-12

JH

DATE FORWARDED TO CITY CLERK \_\_\_\_\_

5-1-12

NOT

DATE RECEIVED BY CITY CLERK \_\_\_\_\_

5-3-12

RH

SCHEDULED DATE ON AGENDA \_\_\_\_\_

5-21-12

RH

Council Action:

APPROVED

DISAPPROVED

TABLED

COMMENTS: \_\_\_\_\_

Rescheduled for Council Agenda Date: \_\_\_\_\_

Council Action:

APPROVED

DISAPPROVED

TABLED

COMMENTS: \_\_\_\_\_

DATE RETURNED TO REVENUE DIV.: \_\_\_\_\_

DATE RETURNED TO TAXPAYER  
OR TO ABC FIELD OFFICE \_\_\_\_\_

(per taxpayer request)





**STATE OF ALABAMA**  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
 ALCOHOL LICENSE APPLICATION  
**Confirmation Number: 20120418093906229**



If applicant is leasing the property, is a copy of the lease agreement attached? **YES**  
 Name of Property owner/lessor and phone number: **CHARLES K BRELAND 251-626-6495**  
 What is lessors primary business? **REAL ESTATE**  
 Is lessor involved in any way with the alcoholic beverage business? **NO**  
 Is there any further interest, or connection with, the licensee's business by the lessor? **NO**

Does the premise have a fully equipped kitchen? **YES**  
 Is the business used to habitually and principally provide food to the public? **YES**  
 Does the establishment have restroom facilities? **YES**  
 Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? **YES**

Will the business be operated primarily as a package store? **NO**  
 Building Dimensions Square Footage: **5000** Display Square Footage:  
 Building seating capacity: **150** Does Licensed premises include a patio area? **NO**  
 License Structure: **ONE STORY** License covers: **ENTIRE STRUCTURE**  
 Number of licenses in the vicinity: **3** Nearest: **.2**  
 Nearest school: **3 miles** Nearest church: **3 miles** Nearest residence: **.1 miles**  
 Location is within: **CITY LIMITS** Police protection: **CITY**

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

Name:	Violation & Date:	Arresting Agency:	Disposition:



**STATE OF ALABAMA**  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
**ALCOHOL LICENSE APPLICATION**  
**Confirmation Number: 20120418093906229**



**Initial each**

**Signature page**

In reference to law violations, I attest to the truthfulness of the responses given within the application.

In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.

In reference to ACT No. 80-529, I understand that if my application is denied or discontinued, I will not be refunded the filing fee required by this application.

In reference to Special Retail or Special Events retail license, I agree to comply with all applicable laws and regulations concerning this class of license, and to observe the special terms and conditions as indicated within the application.

In reference to the Club Application information, I attest to the truthfulness of the responses given within the application.

In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.

In accordance with Alabama Rules & Regulations 20-X-5-.01(4), any social security number disclosed under this regulation shall be used for the purpose of investigation or verification by the ABC Board and shall not be a matter of public record.

The undersigned agree, if a license is issued as herein applied for, to comply at all times with and to fully observe all the provisions of the Alabama Alcoholic Beverage Control Act, as appears in Code of Alabama, Title 28, and all laws of the State of Alabama relative to the handling of alcoholic beverages.

The undersigned, if issued a license as herein requested, further agrees to obey all rules and regulations promulgated by the board relative to all alcoholic beverages received in this State. The undersigned, if issued a license as herein requested, also agrees to allow and hereby invites duly authorized agents of the Alabama Alcoholic Beverage Control Board and any duly commissioned law enforcement officer of the State, County or Municipality in which the license premises are located to enter and search without a warrant the licensed premises or any building owned or occupied by him or her in connection with said licensed premises. The undersigned hereby understands that he or she violate any provisions of the aforementioned laws his or her license shall be subject to revocation and no license can be again issued to said licensee for a period of one year. The undersigned further understands and agrees that no changes in the manner of operation and no deletion or discontinuance of any services or facilities as described in this application will be allowed without written approval of the proper governing body and the Alabama Alcoholic Beverage Control Board.

Yi Xiang Ou

I hereby swear and affirm that I have read the application and all statements therein and facts set forth are true and correct, and that the applicant is the only person interested in the business for which the license is required.

Applicant Name (print):

~~Be~~ Yi Xiang Ou

Signature of Applicant:

Yi Xiang Ou

Notary Name (print):

Betty G. Dean

Notary Signature:

Betty M. Dean

Commission expires:

1/10/15

Application Taken: 4/18/12 App. Inv. Completed:

Submitted to Local Government:

Forwarded to District Office:

Received from Local Government:

Received in District Office:

Reviewed by Supervisor:

Forwarded to Central Office:

**CITY ATTORNEY'S REPORT**

**NOTES:**

**DEPARTMENT HEAD'S COMMENTS**

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

**NOTES:**

RECOMMENDATIONS

**COUNCIL COMMENTS:**

# CITY OF DAPHNE

## RESOLUTION 2012-39

### **ALDOT: Improvements Within the City of Daphne, Alabama: Project HISP-0042(521): Construction of Directional Turns & Closing Accesses along US-98 from D'Olive Creek Bridge to Van Buren Street in Baldwin County**

**WHEREAS**, the City of Daphne, Alabama (hereinafter at times referred to as City) is desirous of having certain improvements within the City Limits of Daphne, in accordance with plans prepared by the Alabama Department of Transportation and designated as Project Number HISP-0042(521), Construction of Directional Turns & Closing Accesses along US-98 from D'Olive Creek Bridge to Van Buren Street in Baldwin County.

**WHEREAS**, The Alabama Department of Transportation is now or may later be desirous of receiving Federal Aid for improvement of said highway; and

**WHEREAS**, The Federal Highway Administration, an agency of the United States of America, will not participate in any funding for the construction of said project until and unless the City of Daphne will agree to certain requirements of the Federal Highway Administration. The City of Daphne for the purpose of complying with requirements of the Federal Highway Administration in regard to its funding of improvements of the type and kind in this agreement provided for does hereby pass and adopts the following resolution: No parking will be allowed within the project limits.

**BE IT RESOLVED** by the City Council of Daphne that the plans of said project including alignment, profile, grades, typical sections and paving layouts as submitted to this City and which are now on file in the office of the City Clerk are hereby approved and that the location of said project as staked out by the Alabama Department of Transportation and as shown by said plans referred to are hereby approved and the Alabama Department of Transportation, in cooperation with the Federal Highway Administration, is hereby authorized to proceed with the grading, draining, paving, and otherwise improving and construction of said project in accordance with said plans.

The City by and through its Council hereby grants to the Alabama Department of Transportation the full use of and access to the dedicated widths of any existing streets for the construction of said project and hereby agrees to permit and allow the Alabama Department of Transportation to close and barricade the said project and intersecting streets for as long as necessary while the said project is being graded, drained, paved, and otherwise improved, and hereby agrees that the use of any street or highway for parking within an interchange area will not at any time be permitted.

The City hereby further agrees to adopt or pass such legally effective ordinances and/or laws as will permanently barricade and/or relocate certain intersecting streets as required by the State and to permanently deny or limit access at certain locations as required by the State along said improvements, all of which are more specifically stated as follows: No parking will be allowed within the project limits.

**BE IT FURTHER RESOLVED** by the City, that for and in consideration of the Alabama Department of Transportation in cooperation with the Federal Highway Administration, constructing said highway and routing traffic along the same through the City over said project, such City hereby agrees with the Alabama Department of Transportation and for the benefit of the Federal Highway Administration, that on the above mentioned project the City will not in the future permit encroachments upon the right of way; nor will it pass any ordinances or laws fixing a speed limit contrary to those limits provided for in Title 32, Chapter 5, Code of Alabama 1975, as amended, and other laws of Alabama; nor will it permit other than parallel parking in areas where parking is permitted; nor will it allow the placing of any informational, regulatory, or warning signs, signals, median crossover, curb and pavement or other markings, and traffic signals without written approval of the Alabama Department of Transportation and

the Federal Highway Administration, of the location, form and character of such installations. The traffic control devices and signs installed during construction, and those installed after completion of this project shall be in accordance with the latest edition of the national Manual on Uniform Traffic Control Devices and accepted standards adopted by the Alabama Department of Transportation of the State of Alabama and by the Federal Highway Administration. The City further agrees that subsequent traffic control devices deemed necessary by it in keeping with applicable statutes, rules and regulations to promote the safe and efficient utilization of the highway under the authority of Title 32, Chapter 5, Code of Alabama 1975, and all other

applicable laws of Alabama, shall be subject to and must have the approval of the Alabama Department of Transportation of the State of Alabama and of the Federal Highway Administration, prior to installation and the City further agrees that it will enforce traffic and control the same under the provisions of Title 32, Chapter 5, Code of Alabama 1975, and other applicable laws of Alabama.

**BE IT FURTHER RESOLVED** by this Council:

- 1. That the City agrees to perform all maintenance on crossroads, service drives, or relocated roads that are not designated Federal or State highways that are in the jurisdiction of the City.

It is understood and agreed that no changes in this Resolution or Agreement shall in the future be made without having obtained the prior approval of the Federal Highway Administration.

**THIS RESOLUTION PASSED, ADOPTED, AND APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Cathy S. Barnette, Council President

\_\_\_\_\_  
Bailey Yelding, Jr., Mayor

ATTEST:

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

I, the undersigned, Clerk of the City of Daphne do hereby certify that the above and foregoing is a true and correct copy of a resolution duly and lawfully adopted by the Council, of the foregoing City, at its regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, which resolution is on file in the office of the City Clerk.

Given under my hand and the official seal of such City this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

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



Robert Bentley  
Governor

**ALABAMA DEPARTMENT OF TRANSPORTATION**

NINTH DIVISION  
OFFICE OF DIVISION ENGINEER  
1701 I-65 WEST SERVICE ROAD N  
MOBILE, ALABAMA 36618-1109  
TELEPHONE: (251) 470-8200  
FAX: (251) 473-3624



John R. Cooper  
Transportation Director

May 3, 2012

The Honorable Bailey Yelding, Jr.  
Mayor, City of Daphne  
P. O. Box 400  
Daphne, Alabama 36526

Dear Mayor Yelding:

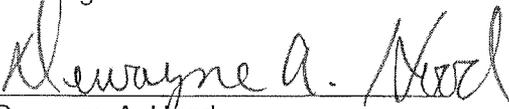
**Re: Project Resolution  
Project No. HISP-0042(521)  
Construction of Directional Turns & Closing Accesses along US-98 from  
D'Olive Creek Bridge to Van Buren Street  
City of Daphne  
Baldwin County**

Attached is an original resolution which covers maintenance items on the referenced project. Please review the resolution, if it is acceptable, present it to the City Council and Clerk to be executed and returned to this office. **Please be aware that the official City's seal must be affixed to the resolution.**

If you need additional information, please contact Dewayne A. Hood at (251) 470-8253.

Sincerely,

Vincent E. Calametti, P. E.  
Division Engineer

By:   
Dewayne A. Hood  
Division Transportation Administrator  
Special Projects

VEC/DAH/dah  
Attachments  
c: File

STATE	REFERENCE PROJECT NO.	FISCAL YEAR	SHEET NO.	LAST SHEET NO.
AL	HSIP-0042(512)	2012	1	02

NOTE: THESE PLANS HAVE BEEN PREPARED TO CONFORM WITH THE ALABAMA DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATION FOR HIGHWAY CONSTRUCTION, 2012 EDITION.

PREPARED AND RECOMMENDED BY  
**VOLKERT, INC.**  
 CONSULTING ENGINEERS



ALABAMA DEPARTMENT OF TRANSPORTATION Submitted for Approval
DIVISION ENGINEER
CHIEF ENGINEER
Approved
TRANSPORTATION DIRECTOR



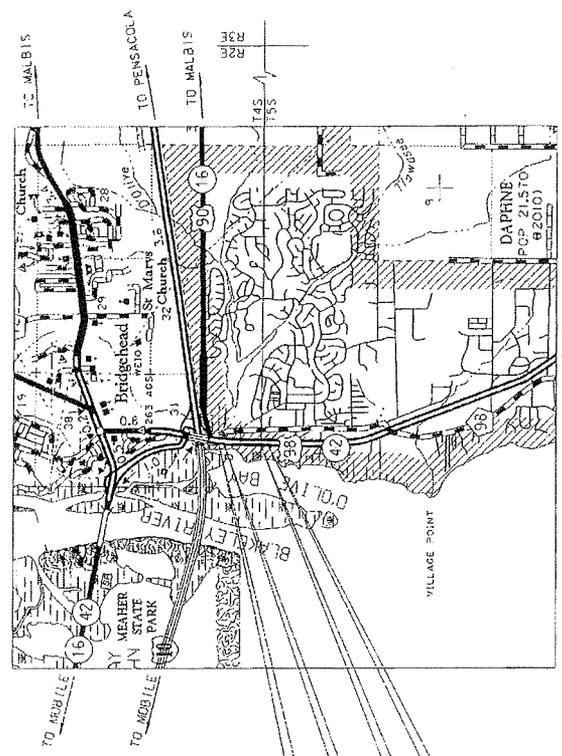
APPROVED DATE 2/11/12  
 PROJECT NUMBER  
 REGISTRATION NO. 7-4424

# ALABAMA DEPARTMENT OF TRANSPORTATION

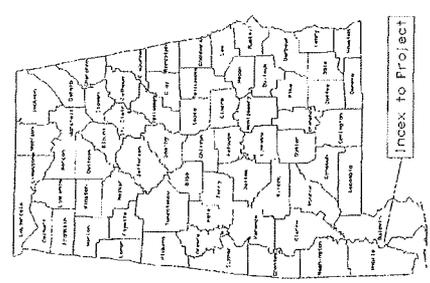
PLANS OF PROPOSED PROJECT NUMBER  
**HSIP-0042(512)**

CONSTRUCTION OF DIRECTIONAL TURNS & CLOSING  
 SEVERAL ACCESSES ALONG SR-42 (US-98) FROM D'OLIVE  
 CREEK BRIDGE TO VAN BUREN STREET, IN DAPHNE

BALDWIN COUNTY



VICINITY MAP  
 NTS



Existing Bridge (Culvert) - None  
 Required Bridge (Culvert) - None  
 Equations & Exceptions - None

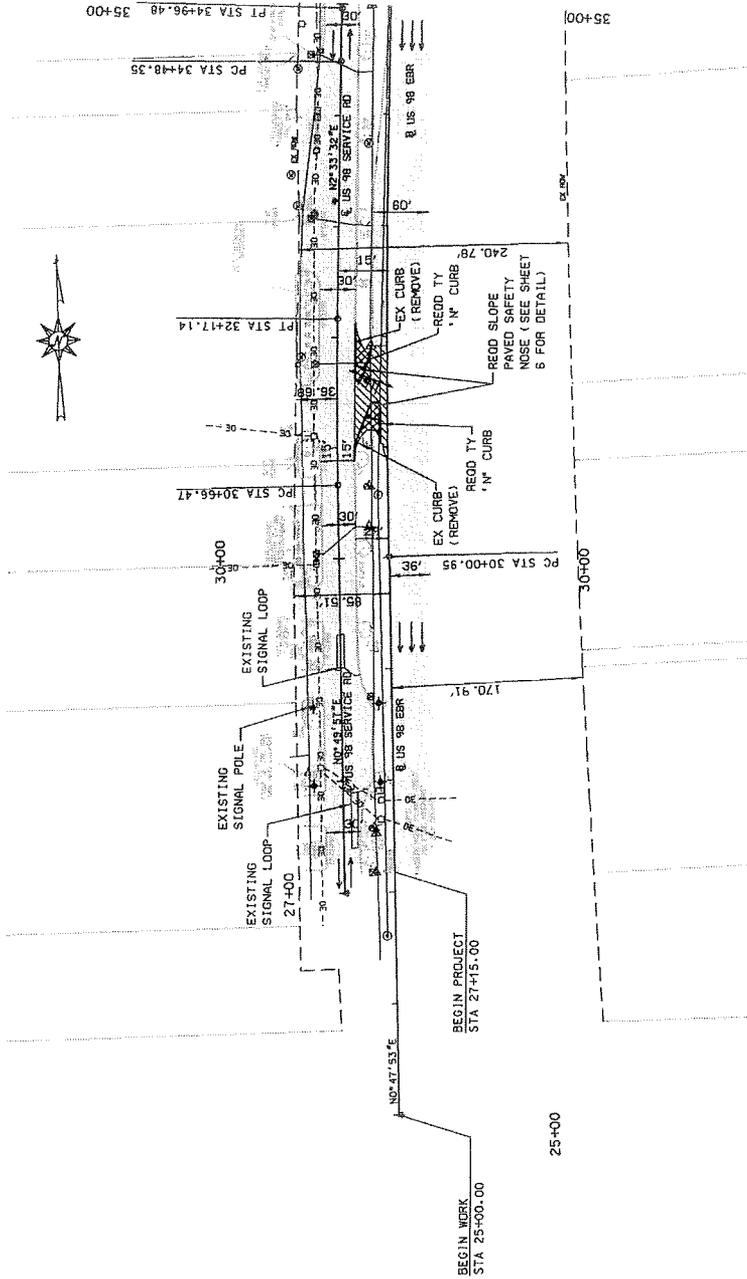
End Work Sta. 44+60.00
End Project Sta. 41+00.00
Begin Project Sta. 27+15.00
Begin Work Sta. 25+00.00

	FEET	MILES
Total Stationing of Project	1385.00	
Equations & Exceptions	0.00	
Net Length of Project	1385.00	0.262
Net Length of Bridges	0.00	0.00
Net Length of Roadways	1385.00	0.262

# PLAN SHEET

REFERENCE PROJECT NO.	HSP-0042(2/2)
FISCAL YEAR	2012
SHEET NO.	4

PROJECT NOTES  
 400-402  
 800  
 GN-2  
 139-A



ALBION DISTRICT ENGINEER  
 47450 RABUN RD.  
 PRAY MINNIE, AL 36807  
 (251) 937-2086

WATER, SEWER, GAS  
 DRAINAGE UTILITIES  
 300 DAPHNE AVE.  
 DAPHNE, AL 36526  
 (251) 826-2828 EXT. 219

GAS SERVICE NATURAL GAS  
 PATRICK WALKER  
 559 SOUTH SECTION ST.  
 MOBILE, AL 36682  
 (251) 925-8003

CEI  
 VOLKERT INC  
 216 S. WICKLIFFE ST.  
 PULLEY, AL 36536  
 (251) 478-3188

TELEPHONE  
 SCOTTY LEWIS  
 2155 OLD SHELL RD.  
 MOBILE, AL 36607  
 (251) 490-5659

CABLE  
 BILL HUGGINS  
 2320 EAST 2ND AVE.  
 GULF SHORES, AL 36555  
 (251) 488-8325

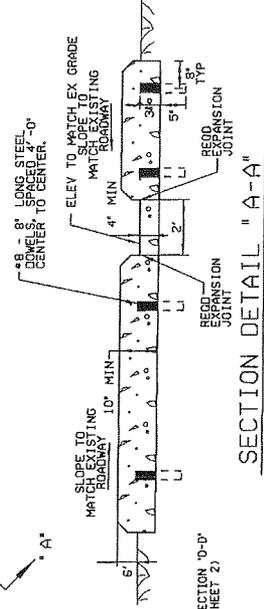
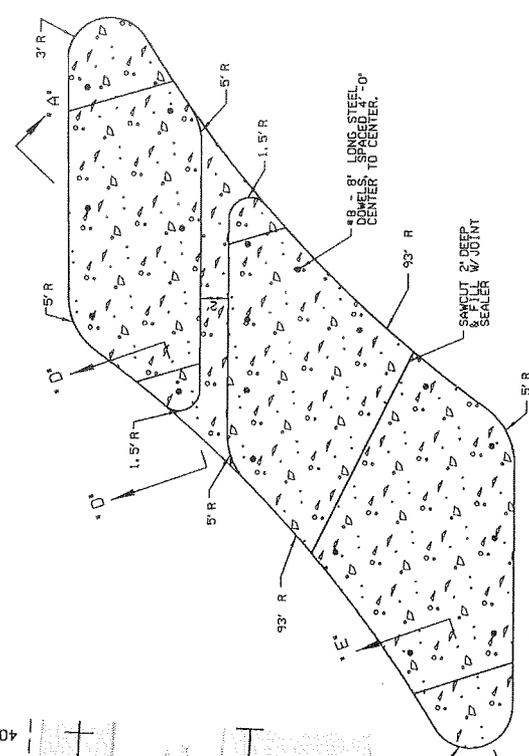
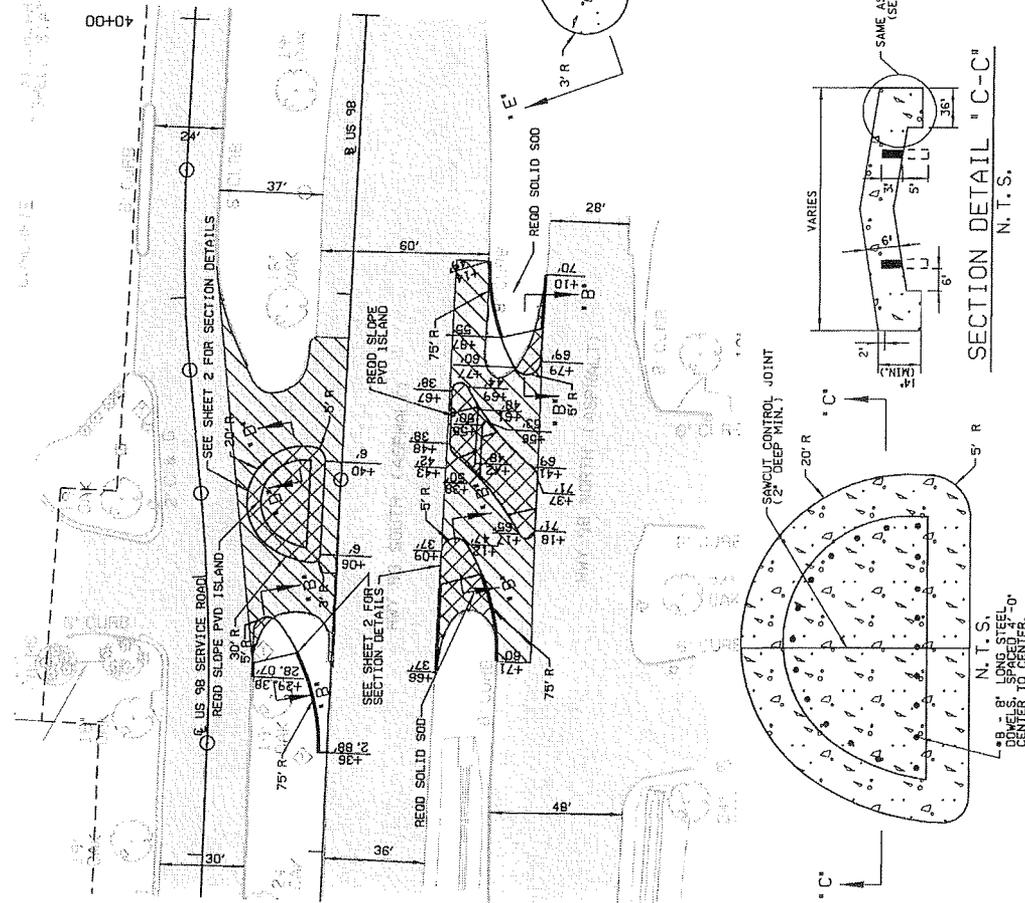
RESPONSIBLE PER DATE:	SUPERVISOR DATE:	DESIGNER DATE:	PLAN SUBMITTAL	ALABAMA DEPARTMENT OF TRANSPORTATION	HORIZ	SCALE (FEET)	SHEET TITLE PLAN SHEET	ROUTE
--------------------------	---------------------	-------------------	----------------	---	-------	-----------------	---------------------------	-------





# ISLAND DETAIL SHEET

REFERENCE PROJECT NO.	HSP-0042(542)
FISCAL YEAR	2012
SHEET NO.	7

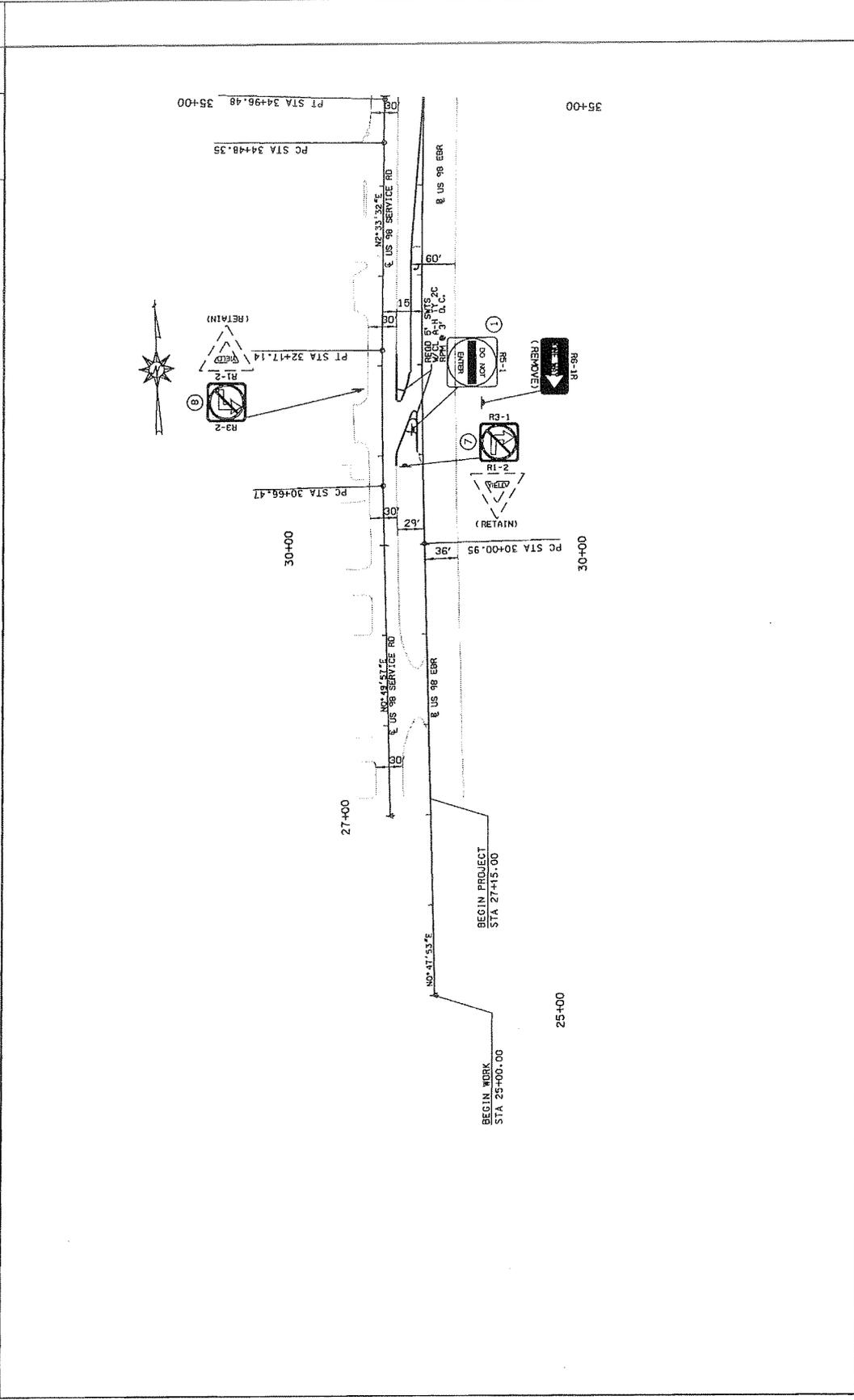


- NOTES:
- SEE SHEET 2 FOR FURTHER DETAILS.
  - CURT OF FURNISHING & INSTALLING #8 DOWELS WILL BE A SUBSIDIARY OBLIGATION OF SLOPE PAVING.

RESPONSIBLE PEI	DATE:	01/12/2012 11:00	SUPERVISOR	DATE:	01/12/2012 11:00
DESIGNER	DATE:		DESIGNER	DATE:	
PLAN SUBMITTAL	ALABAMA DEPARTMENT OF TRANSPORTATION				SCALE (FEET)
N. T. S.				N. T. S.	
ROUTE			ISLAND DETAIL SHEET		

# STRIPING/SIGNING SHEET

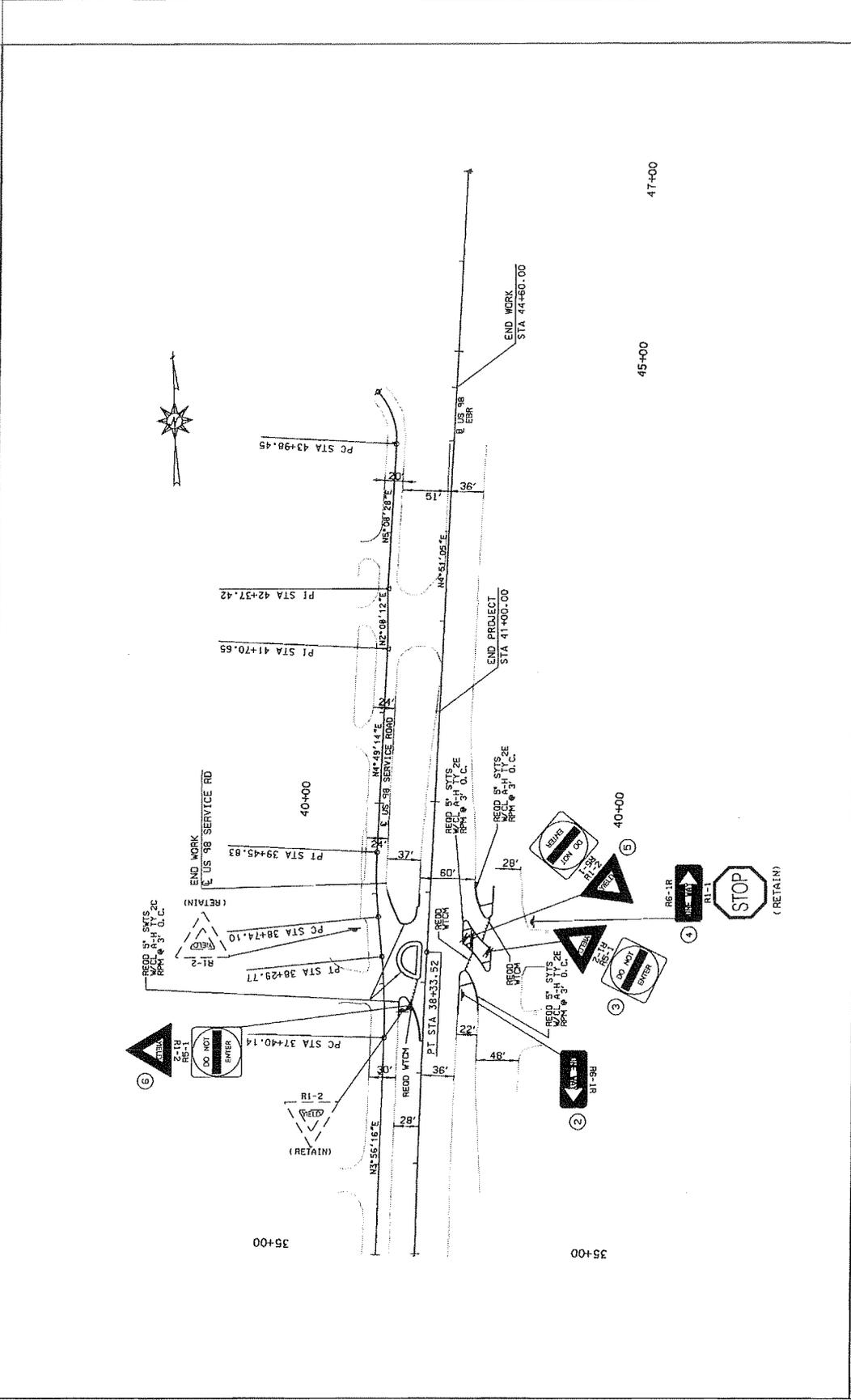
REFERENCE PROJECT NO.	FSR-042(S2)
PERSON YEAR	2012
SHEET NO.	30



RESPONSIBLE PE	DATE	SUPERVISOR	DATE	DESIGNER	DATE	PLAN SUBMITAL	ALABAMA DEPARTMENT OF TRANSPORTATION	HORIZ	SCALE (FEET)	SHEET TITLE	ROUTE
										STRIPING/SIGNING SHEET	

# STRIPING/SIGNING SHEET

REFERENCE PROJECT NO. HSP-0049(812)	FISCAL YEAR 2012	SHEET NO. 31
--	---------------------	-----------------



RESPONSIBLE PE DATE:	SUPERVISOR DATE:	DESIGNER DATE:	PLAN SUBMITTAL	ALABAMA DEPARTMENT OF TRANSPORTATION	HORIZ	SCALE (FEET)	SHEET TITLE STRIPING/SIGNING SHEET	ROUTE
-------------------------	---------------------	-------------------	----------------	--------------------------------------	-------	--------------	---------------------------------------	-------

## CITY OF DAPHNE

### RESOLUTION 2012-40

#### **ALDOT: Improvements Made on I-10 Within the City Limits of Daphne, Alabama Project Number: IM-IO10(329) Resurfacing I-10 from East End of the Bayway Bridge to East of SR-59 in Baldwin County**

**WHEREAS**, the City of Daphne, Alabama (hereinafter at times referred to as City) is desirous of having certain improvements made on I-10 within the City Limits of Daphne, in accordance with plans prepared by the Alabama Department of Transportation and designated as Project Number IM-IO10(329), Resurfacing I-10 from east end of the Bayway Bridge to east of SR-59 in Baldwin County.

**WHEREAS**, The Alabama Department of Transportation is now or may later be desirous of receiving Federal Aid for improvement of said highway; and

**WHEREAS**, The Federal Highway Administration, an agency of the United States of America, will not participate in any funding for the construction of said project until and unless the City of Daphne will agree to certain requirements of the Federal Highway Administration. The City of Daphne for the purpose of complying with requirements of the Federal Highway Administration in regard to its funding of improvements of the type and kind in this agreement provided for does hereby pass and adopts the following resolution: No parking will be allowed within the project limits.

**BE IT RESOLVED** by the City Council of Daphne that the plans of said project including alignment, profile, grades, typical sections and paving layouts as submitted to this City and which are now on file in the office of the City Clerk are hereby approved and that the location of said project as staked out by the Alabama Department of Transportation and as shown by said plans referred to are hereby approved and the Alabama Department of Transportation, in cooperation with the Federal Highway Administration, is hereby authorized to proceed with the grading, draining, paving, and otherwise improving and construction of said project in accordance with said plans.

The City by and through its Council hereby grants to the Alabama Department of Transportation the full use of and access to the dedicated widths of any existing streets for the construction of said project and hereby agrees to permit and allow the Alabama Department of Transportation to close and barricade the said project and intersecting streets for as long as necessary while the said project is being graded, drained, paved, and otherwise improved, and hereby agrees that the use of any street or highway for parking within an interchange area will not at any time be permitted.

The City hereby further agrees to adopt or pass such legally effective ordinances and/or laws as will permanently barricade and/or relocate certain intersecting streets as required by the State and to permanently deny or limit access at certain locations as required by the State along said improvements, all of which are more specifically stated as follows: No parking will be allowed within the project limits.

**BE IT FURTHER RESOLVED** by the City, that for and in consideration of the Alabama Department of Transportation in cooperation with the Federal Highway Administration, constructing said highway and/routing traffic along the same through the City over said project, such City hereby agrees with the Alabama Department of Transportation and for the benefit of the Federal Highway Administration, that on the above mentioned project the City will not in the future permit encroachments upon the right of way; nor will it pass any ordinances or laws fixing a speed limit contrary to those limits provided for in Title 32, Chapter 5, Code of Alabama 1975, as amended, and other laws of Alabama; nor will it permit other than parallel parking in areas where parking is permitted; nor will it allow the placing of any informational, regulatory, or warning signs, signals, median crossover, curb and pavement or other

markings, and traffic signals without written approval of the Alabama Department of Transportation and the Federal Highway Administration, of the location, form and character of such installations. The traffic control devices and signs installed during construction, and those installed after completion of this project shall be in accordance with the latest edition of the national Manual on Uniform Traffic Control Devices and accepted standards adopted by the Alabama Department of Transportation of the State of Alabama and by the Federal Highway Administration. The City further agrees that subsequent traffic control devices deemed necessary by it in keeping with applicable statutes, rules and regulations to promote the safe and efficient utilization of the highway under the authority of Title 32, Chapter 5, Code of Alabama 1975, and all other applicable laws of Alabama, shall be subject to and must have the approval of the Alabama Department of Transportation of the State of Alabama and of the Federal Highway Administration, prior to installation and the City further agrees that it will enforce traffic and control the same under the provisions of Title 32, Chapter 5, Code of Alabama 1975, and other applicable laws of Alabama.

**BE IT FURTHER RESOLVED** by this Council:

- 1. That the City agrees to perform all maintenance on crossroads, service drives, or relocated roads that are not designated Federal or State highways that are in the jurisdiction of the City.

It is understood and agreed that no changes in this Resolution or Agreement shall in the future be made without having obtained the prior approval of the Federal Highway Administration.

**THIS RESOLUTION PASSED, ADOPTED, AND APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Cathy S. Barnette, Council President

\_\_\_\_\_  
Bailey Yelding, Jr., Mayor

**ATTEST**

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

I, the undersigned, Clerk of the City of Daphne do hereby certify that the above and foregoing is a true and correct copy of a resolution duly and lawfully adopted by the Council, of the foregoing City, at its regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, which resolution is on file in the office of the City Clerk.

Given under my hand and the official seal of such City this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

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



Robert Bentley  
Governor

# ALABAMA DEPARTMENT OF TRANSPORTATION

NINTH DIVISION  
OFFICE OF DIVISION ENGINEER  
1701 I-65 WEST SERVICE ROAD N  
MOBILE, ALABAMA 36618-1109  
TELEPHONE: (251) 470-8200  
FAX: (251) 473-3624



John R. Cooper  
Transportation Director

May 3, 2012

The Honorable Bailey Yelding, Jr.  
Mayor, City of Daphne  
P. O. Box 400  
Daphne, Alabama 36526

Dear Mayor Yelding:

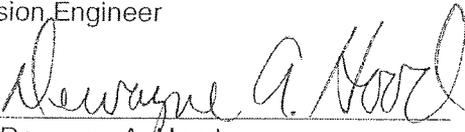
**Re: Project Resolution  
Project No. IM-1010(329)  
Resurfacing I-10 from the Bayway Bridge to SR-59  
City of Daphne  
Baldwin County**

Attached is an original resolution which covers maintenance items on the referenced project. Please review the resolution, if it is acceptable, present it to the City Council and Clerk to be executed and returned to this office. **Please be aware that the official City's seal must be affixed to the resolution.**

If you need additional information, please contact Dewayne A. Hood at (251) 470-8253.

Sincerely,

Vincent E. Calametti, P. E.  
Division Engineer

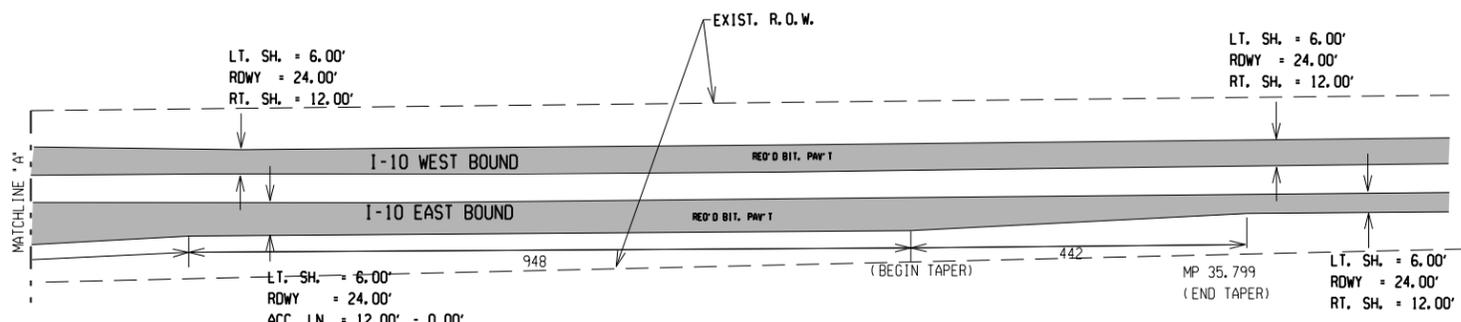
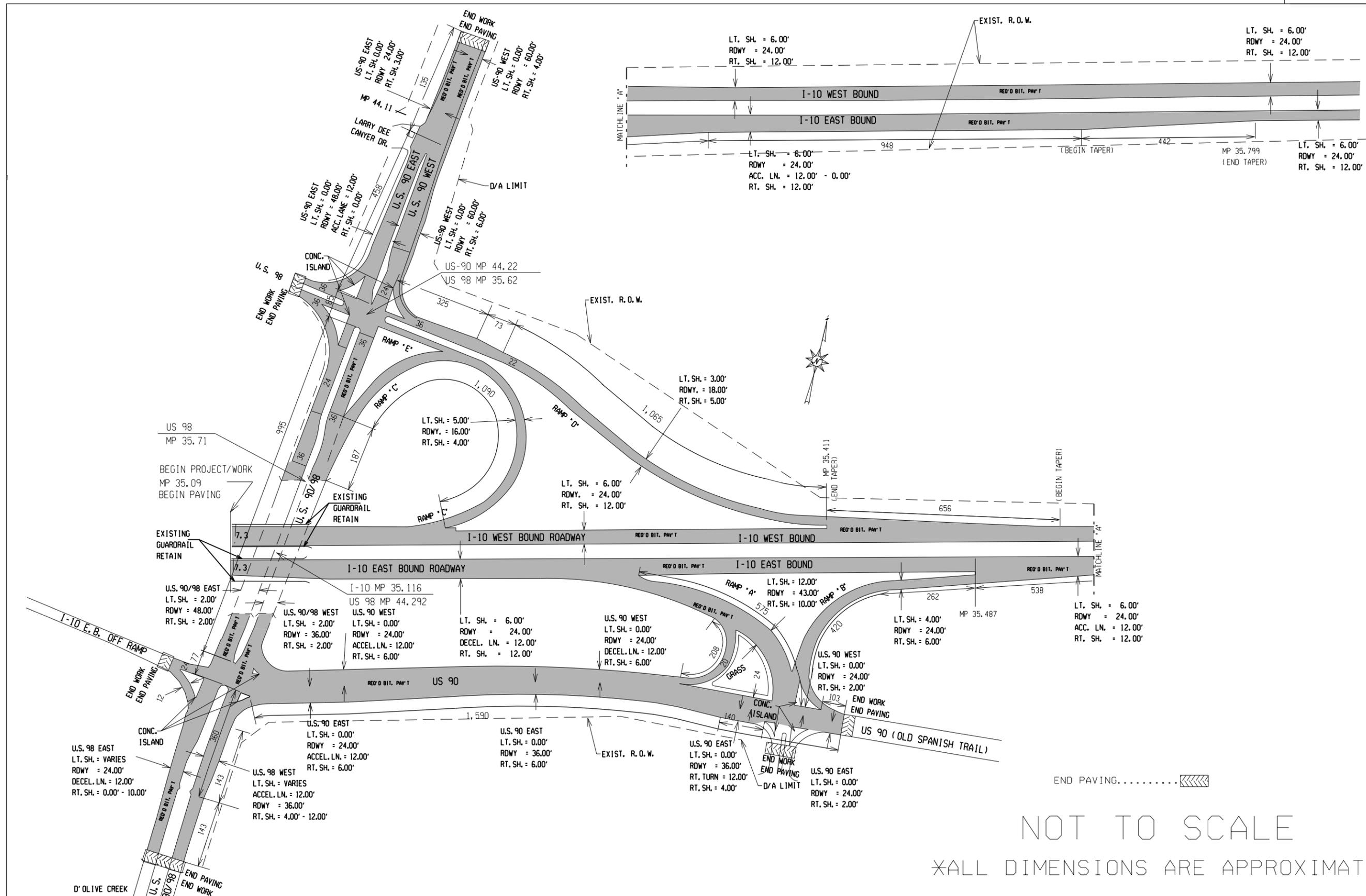
By:   
Dewayne A. Hood  
Division Transportation Administrator  
Special Projects

VEC/DAH/dah  
Attachments  
c: File



# PAVING LAYOUT I-10, (US-98/90)

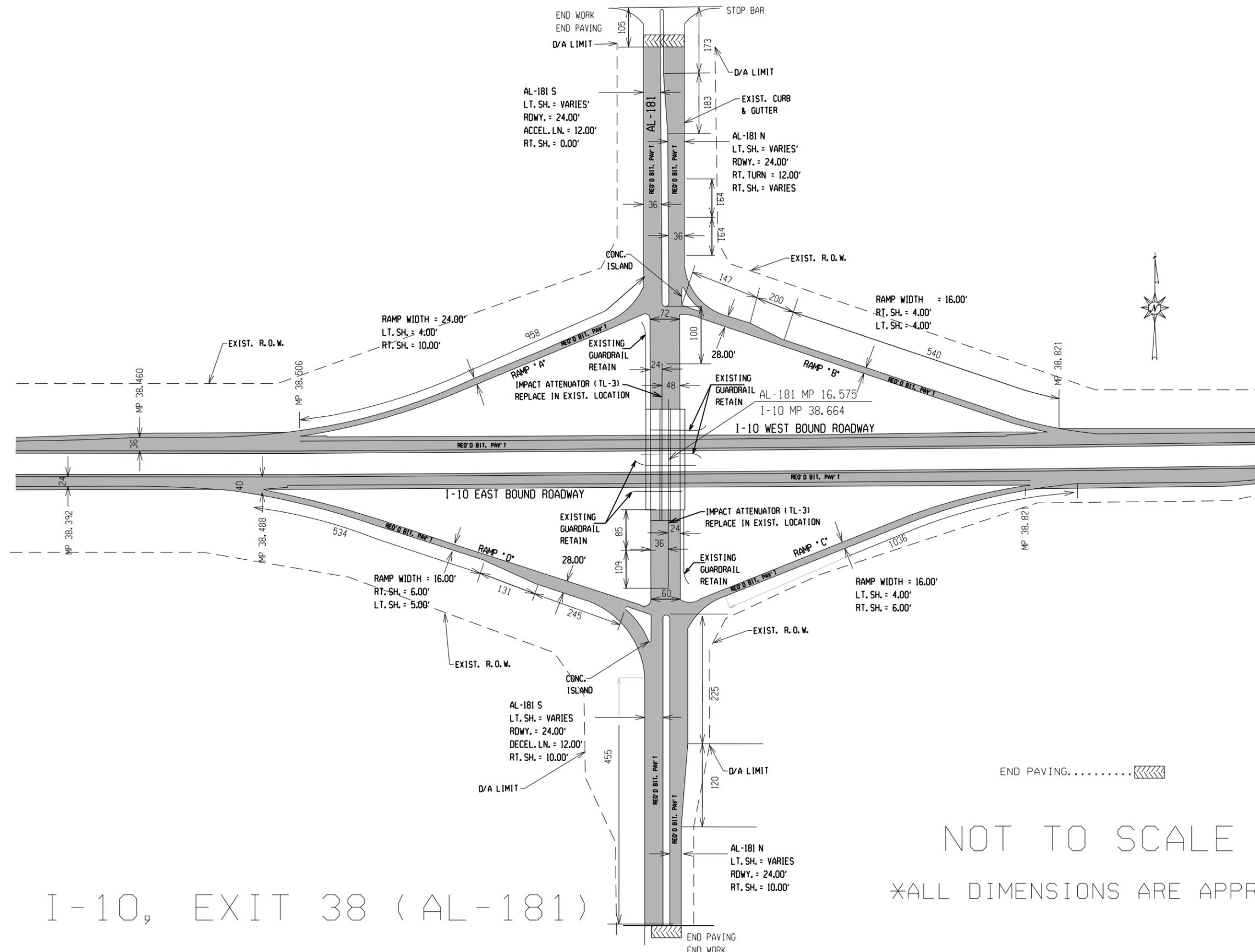
REFERENCE PROJECT NO	FISCAL YEAR	SHEET NO
IM-1010(329)	2012	4



NOT TO SCALE  
 \*ALL DIMENSIONS ARE APPROXIMATE

# PAVING LAYOUT I-10, (AL-181)

REFERENCE PROJECT NO	FISCAL YEAR	SHEET NO
IM-1010(329)	2012	5



I-10, EXIT 38 (AL-181)

NOT TO SCALE  
 \*ALL DIMENSIONS ARE APPROXIMATE



PLAN SUBMITTAL  
 180  
 O. C.



ALABAMA DEPARTMENT OF TRANSPORTATION

NOT TO SCALE

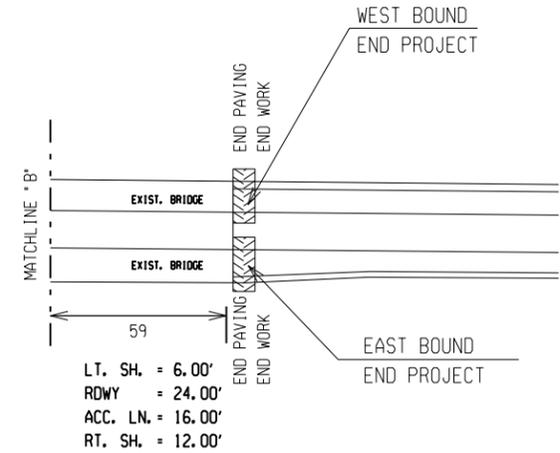
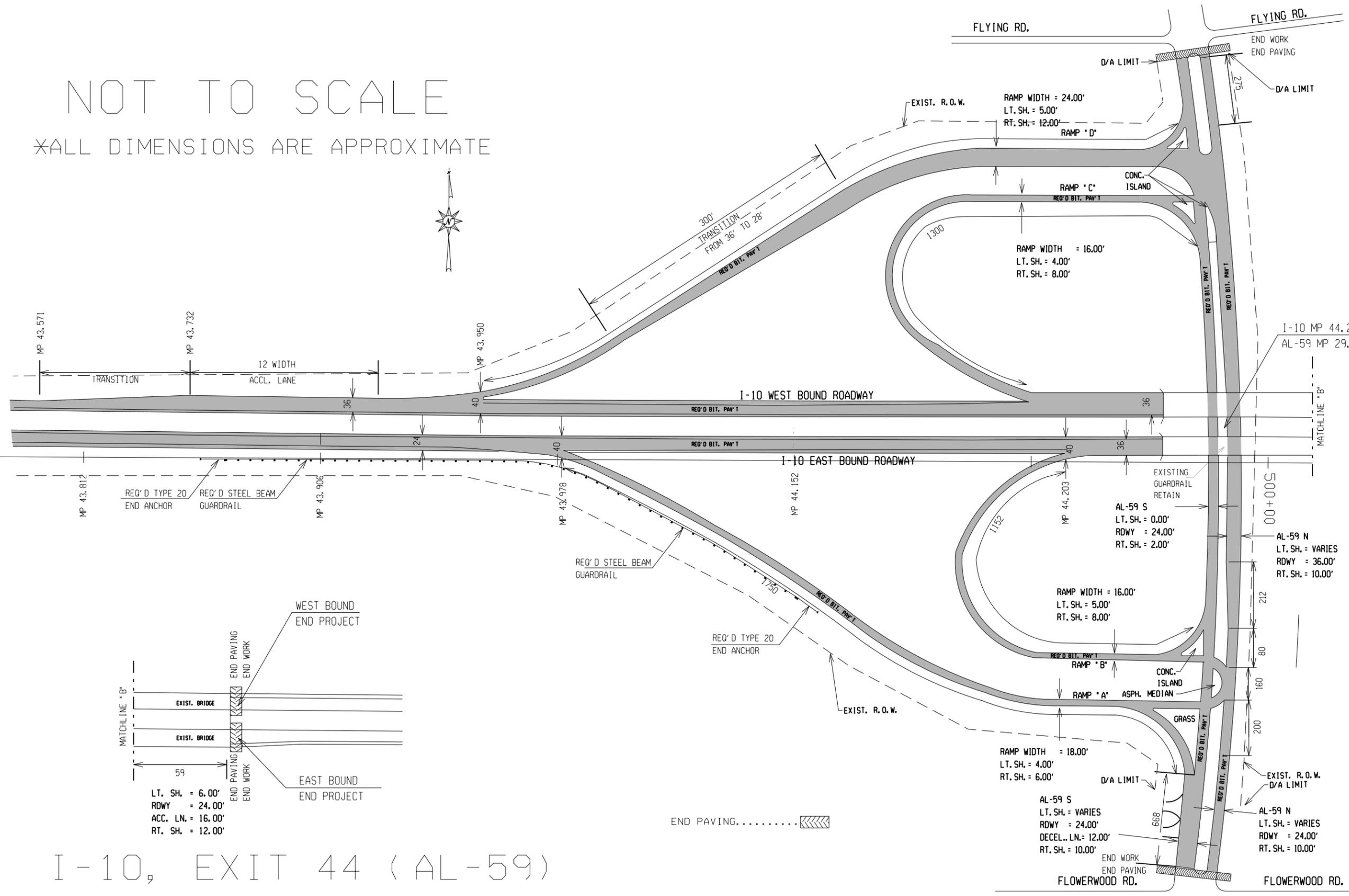
SHEET TITLE  
 PAVING LAYOUT

ROUTE  
 I-10

# PAVING LAYOUT I-10, (AL-59)

REFERENCE PROJECT NO	FISCAL YEAR	SHEET NO
IM-1010(329)	2012	6

NOT TO SCALE  
 \*ALL DIMENSIONS ARE APPROXIMATE



## I-10, EXIT 44 (AL-59)



PLAN SUBMITTAL  
 181  
 O. C.



ALABAMA DEPARTMENT  
 OF TRANSPORTATION

NOT TO SCALE

SHEET TITLE	ROUTE
PAVING LAYOUT	I-10

**RESOLUTION NO. 2012-41**

**A RESOLUTION APPROVING THE CITY OF DAPHNE'S  
PARTICIPATION IN THE STATE OF ALABAMA  
SEVERE WEATHER PREPAREDNESS TAX HOLIDAY  
FOR THE YEAR 2012**

**BE IT RESOLVED**, by the City Council of the City of Daphne, Alabama as follows:

Section 1. Section 4 of Alabama Act No. 2012-256 grants municipal governments authority to provide for the exemption of certain covered items from the payment of municipal SEVERE WEATHER PREPAREDNESS TAX during a period commencing at 12:01 a.m. on the first Friday in July of each year and ending at twelve midnight the following Sunday under the same terms, conditions and definitions as provided for the state SEVERE WEATHER PREPAREDNESS TAX holiday.

Section 2. The City of Daphne grants approval for the exemption of certain covered items from the payment of municipal SEVERE WEATHER PREPAREDNESS TAX for the period commencing at 12:01 a.m. Friday, July 6, 2012 and ending at twelve midnight Sunday, July 8, 2012 under the same terms, conditions and definitions as provided for by Act No. 2012-256 and Alabama Department of Revenue Rule 11-51-210(e).

Section 3. This Resolution shall become effective upon adoption.

**APPROVED AND ADOPTED** by the City Council of the City of Daphne, Alabama, this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
**Cathy S. Barnette, Council President**

\_\_\_\_\_  
**Bailey Yelding, Jr., Mayor**

**ATTEST:**

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

## RESOLUTION 2012 - 42

### A RESOLUTION DECLARING CERTAIN PERSONAL PROPERTY SURPLUS AND AUTHORIZING THE MAYOR TO DISPOSE OF SUCH PROPERTY

**WHEREAS**, the Department Heads of the City of Daphne have determined that the items listed below are no longer required for public or municipal purposes; and

**WHEREAS**, the items listed below are recommended for disposal.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Daphne that

- 1- The property listed below is hereby declared to be surplus property, and

---

DEPT	TAG/VEH#	DESCRIPTION	VIN # / SERIAL #
------	----------	-------------	------------------

---

Metal from Old PW/CD Building behind City Hall  
Vicon Spreader PS203

- 2- The Mayor is authorized to advertise and accept bids through Govdeals.com as contracted for the sale of such personal property, and

- 3- The Mayor is authorized to sell said property to the highest bidder and deposit any and all proceeds to the General Fund. The Mayor is further authorized to direct the disposition of any property which is not claimed by any bidder.

**ADOPTED AND APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA**, this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
**Cathy S. Barnette, Council President**

\_\_\_\_\_  
**Bailey Yelding, Jr., Mayor**

**ATTEST:**

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

**RESOLUTION NO. 2012-43  
2012-J-SOD AND HAY**

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

**WHEREAS**, The City of Daphne acknowledges that the cost for the SOD AND HAY will exceed this amount; and

**WHEREAS**, No bids were received and therefore can be negotiated; and

**WHEREAS**, Staff has reviewed the negotiated bid for the SOD AND HAY and determined that the bid as presented is reasonable; and

**WHEREAS**, Staff recommends the negotiated bid for the SOD AND HAY be awarded to Woerner Turf.

**NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE**, hereby accept the negotiated bid of Woerner Turf for unit cost as follows:

	<u>Pickd Up</u>	<u>Delivered</u>
Centipede Sod	\$ 79.520/pallet	/\$ 90.75 delivered
St. Augustine Sod	\$ 110.00/pallet	/ \$120.00 delivered
Construction Grade Centipede	\$ 68.75/pallet	/ \$ 79.75 delivered
Roll sod Centipede w/Disposal Core	\$ 43.50/roll	/ \$ 49.50 delivered
Construction Grade Centipede	\$ 37.50/roll	/ \$ 43.50 delivered
Pallet - \$6.00 or \$10.00 Core Deposit – Refundable upon return.		

as specified in BID SPECIFICATION NO. 2012-J-SOD AND HAY.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS \_\_\_\_\_ day of \_\_\_\_\_, 2012.**

\_\_\_\_\_  
**Cathy S. Barnette, Council President**

\_\_\_\_\_  
**Bailey Yelding, Jr., Mayor**

**ATTEST:**

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

**CITY OF DAPHNE  
ORDINANCE NO.: 2012-34**

---

**AN ORDINANCE TO AMEND SECTIONS 9.3.3 AND 9.4.4.2 OF THE CITY'S  
EMPLOYEE HANDBOOK**

---

**WHEREAS**, the City Council of the City of Daphne, after due consideration believes that certain revisions to the City of Daphne Employee Handbook are necessary for the proper administration of said Handbook and the policies contained therein; and

**WHEREAS**, said revisions to the Employee Handbook will enable the City to more easily facilitate and administer provisions of the Employee Handbook in order to benefit the health, safety, and welfare of its employees;

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

**SECTION I: REVISION TO SECTION 9.3.3**

That Section 9.3.3 of the Employee Handbook, be and is hereby deleted in its entirety and is replaced as follows:

9.3.3 Holiday Pay. All eligible employees will receive holiday pay in lieu of their regular pay for all city holidays. The amount of holiday pay paid to each employee will be based upon an eight (8) hour work day. If an employee is a twelve (12) or twenty four (24) hours shift employee and takes the holiday off, the employee will be paid eight (8) hour holiday with the remaining hours as vacation, sick, or leave without pay, whichever is applicable. If a non-exempt employee is required to work the holiday, he will receive both holiday pay and pay for the hours he actually works. The pay that he receives for the hours worked will be calculated at his regular rate of pay. An exempt employee will not be paid for the hours he works on a holiday, since he is paid a salary for accomplishing his assigned job. However, he may take time off at a later date, with the concurrence of his supervisor.

**SECTION II: REVISION TO SECTION 9.4.4.2**

That Section 9.4.4.2 of the Employee Handbook, be and is hereby deleted in its entirety and is replaced as follows:

9.4.4.2. Bereavement. Bereavement leave is intended to provide an eligible employee

time off with pay for purposes of attending to personal matters associated with the death of a close family member and/or for attending a family member's funeral. Up to twenty four (24) hours of bereavement leave will be granted an employee who has a death in his immediate family. Immediate family is defined as follows: Spouse, children, parents, grandparents, grandchildren, brothers, sisters, or the equivalent relations of the employee's spouse. Included within the definition of family are those persons who live with the family as a member of the family whether related or not. If additional time off is required beyond the bereavement leave days authorized, an employee may request vacation leave or leave without pay.

### **SECTION III: REPEALER**

That any Ordinance, or parts thereof, heretofore adopted by the City Council of Daphne, Alabama, which is in conflict with this Ordinance be and is hereby repealed to the extent of such conflict.

### **SECTION IV: SEVERABILITY**

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

### **SECTION V: EFFECTIVE DATE.**

This Ordinance shall take effect and be in force from and after the date of its approval by the City Council of the City of Daphne and publication as required by law.

**ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2012.**

\_\_\_\_\_  
**CATHY BARNETTE,  
 CITY COUNCIL PRESIDENT**

\_\_\_\_\_  
**BAILEY YELDING, JR.,  
 MAYOR**

**ATTEST:**

\_\_\_\_\_  
**DAVID COHEN,  
 CITY CLERK, MMC**

**CITY OF DAPHNE  
ORDINANCE 2012 – 35**

---

**ORDINANCE TO AMEND ORDINANCE 2003-32 REGULATING NOISE**

---

**WHEREAS**, Ordinance 2003-32 was approved and adopted December 15, 2003, to establish standards to eliminate and reduce unnecessary and excessive noises detrimental to individuals and the community in the enjoyment of life, property, and the conduct of business; and

**WHEREAS**, the City Council for the City of Daphne, Alabama, has determined that various sections of Ordinance 2003-32 should be amended to eliminate any vagueness and ambiguity, and to further promote the enforcement of the aforementioned Ordinance; and

**WHEREAS**, the City Council for the City of Daphne, Alabama, has deemed it to be within the health, safety, and welfare of the citizens of Daphne, Alabama, to amend Ordinance 2003-32;

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Daphne, Alabama that Section I of Ordinance 2003-32 is hereby deleted in its entirety and replaced as the following:

**SECTION I: ILLEGAL NOISES-LOUD, DISTURBING OR UNNECESSARY,  
PROHIBITED**

A. No person shall make, continue or cause to be made or continued any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others in the City. It shall also be unlawful and a nuisance for any person to permit any such noise to be made in any house or upon any premises owned or possessed by him or under his management or control.

B. The following acts, and the causing thereof, are declared to be in violation of this section, but such enumeration shall not be deemed to be exclusive:

- 1.) Horns, signaling, devices, etc.
  - a.) The sounding of any horn or signal device on any automobile, motorcycle, bus or other vehicle, except as a danger warning when and as required by ordinances of the City of Daphne or by the Code of Alabama; or
  - b.) The sounding of such signaling device for any period of time exceeding that in which the warned person or persons are alerted thereto; or

- c) The use of any such signaling device when traffic is held up for any reason; or
- d) The use of any horn, whistle or other device operated by engine exhaust.

2.) Animals, birds, etc.

The keeping of any animal or bird which causes repeated noise which is plainly audible to any person inside a commercial, residential, multifamily dwelling or public place between the hours of 10:00 p.m. and 7:00 a.m.

3.) Stationary non-emergency, signaling devices.

- a) The sounding or permitting the sounding of any signal from any stationary bell, chime, siren, whistle or similar device intended primarily for non-emergency purposes, from any place, for more than one minute in any hourly period.
- b) Any such bell, chime and similar device used in conjunction with places of religious worship shall be exempt from the operation of this provision.

4.) Exhausts

The discharge into the open air of the exhaust of any steam engine or internal combustion engine of any motor boat or motor vehicle except through a muffler or other in good working order and in constant operation. The sound therefrom such shall not be plainly audible outside a radius of fifty (50) feet.

5.) Fireworks

The explosion of firecrackers, skyrockets, roman candles, pinwheels or any other form of fireworks, except the display of fireworks in public parks or other open places within the City under a permit issued by the fire marshal pursuant to the fire prevention code of the City or as provided in Ordinance No. 1994-09.

6.) Loudspeakers, amplifiers, etc. for commercial advertising purpose.

The use, operation or permitting the use or operation of any drum, bell, horn, musical, instrument, stereo, loud speaker, amplifier, public address system or other instrument or device or the production or reproduction of sound which casts sound upon the public streets for the purpose of commercial advertising or intending to attract attention to any building, structure, performance, show, sale or display of merchandise, or for any other commercial advertising purposes.

7.) Radios, stereos, television sets, musical instruments, etc.

- a) The operating, playing or permitting the operation or playing of any device, radio, television, stereo, drum, musical instrument, sound amplifier or similar device which produces, reproduces or amplifies sound in such a manner as to create any sound or noise which exceed 60 dB [during the hours of 10:00 p.m. until 7:00 a.m.] at any property line within a residential district or upon any public street of right-of-way within, or bordering upon any residential district within the corporate limits of the City of Daphne; or
  - b) The operating, playing or permitting the operation or playing of any device, radio, television, stereo, drum, musical instrument, sound amplifier or similar device which produces, reproduces or amplifies sound in such a manner as to be plainly audible outside a radius of twenty-five (25) feet to any person inside a commercial, residential, multifamily dwelling or public place [during the hours of 10:00 p.m. until 7:00 a.m.]. This includes, but is not limited to, any low level rhythmic base component of music sufficient to constitute a violation thereof; or
  - c) The operation of any device, radio, television, personal stereo, cassette player, compact disc player, digitally stored audio or video player, musical instrument, sound amplifier or similar device which produces, reproduces or amplifies sound by a passenger on a common carrier or by a pedestrian on the street without the use of an external ear plug speaker in such a manner as to be plainly audible to any person other than the player or operator of the device at a distance of twenty-five (25) feet.
- 8.) Unreasonable sound amplification from a vehicle.
- a) The operation or permitting of the operation of any sound amplification system which is plainly audible outside a radius of twenty-five (25) feet when the vehicle is on a public highway or on premises open to the public, unless that system is being operated to request assistance or warn of a hazardous situation.
  - b) This section does not apply to:
    - i. Emergency vehicles
    - ii. Vehicles operated by utilities
    - iii. Sound systems of vehicles used for advertising in parades, political or other, special events or when properly permitted by the City Council.

9.) Defect in vehicle or load.

The use or operation of any automobile, motorcycle or other vehicle which by its physical state of repair, physical state of disrepair or by the manner in which it is loaded creates any grating, grinding, rattling or other noise which is plainly audible outside a radius of fifty (50) feet when the vehicle is on a public highway or on premises open to the public.

10.) Emergency signaling devices.

Sounding or permitting the sounding of any exterior burglar alarm or any motor vehicle burglar alarm unless such alarm is automatically terminated within fifteen minutes of activation unless there has been an attempted or actual entry of the premises or vehicle.

11.) Domestic power equipment.

a) The operating or permitting the operation out of doors in a residential area or area adjacent to a residential area, of any mechanically powered saw, sander, drill, grinder, lawn and garden equipment, or similar device, between the hour of 10:00 p.m. and 7:00 a.m. so as to cause a noise disturbance across a residential property boundary.

b) For the purposes of this subsection (B)(11), lawn and garden equipment shall be defined as any gas or electric powered mower, edger, blower, trimmer, tiller, or other, whether commercial or homeowner grade.

12.) Construction

a) Any and all activity incidental to the erection, demolition, assembling, altering, repairing, installing, or equipping of buildings, structures, roads, or appurtenances thereto, including land clearing, grading, excavating and filling between the hours of 10:00 p.m. and 7:00 a.m. in a residential area, or area adjacent to a residential area, so as to cause a noise disturbance across a residential property boundary.

b) Emergency repair or maintenance of public roads and highways parks, sewers, water, electric, gas or telephone systems at any time or any such private construction necessary to restore property to a safe condition following a public calamity or work required to protect persons or property from eminent exposure to danger shall be exempt from the operation of this provision.

13.) Noises near schools, courts, churches or hospitals.

The creation of any noise on any street adjacent to any school, institution of learning, church or court which the same is in use, or adjacent to any hospital,

nursing home or similar facility which is plainly audible within said school, institution of learning, church or court which the same is in use, or any hospital, nursing home or similar facility, provided that construction signs are displayed in such street indication that the same is a school, hospital church or court street and specifying the hours and days of which such regulation is to be effective.

C. The provisions of Section I heretofore shall not apply to:

- 1.) Any bell or chime from any clock, school or church.
  - 2.) Any siren, whistle, horn or bell used by emergency vehicles or any other alarm systems used in case of fire, collision, civil defense, burglary, police activity, except as otherwise provided herein.
  - 3.) Any construction equipment utilized in the activities described in Section I (B)(12)(a) of this Ordinance and operated upon residential, commercial, industrial or public premises during the time period between 7:00 a.m. and 10:00 p.m.; provided however, that operation of construction equipment between the hours of 10:00 p.m. and 7:00 a.m. shall not exceed a sound level of 80 dB when measured at a minimum of fifty (50) feet from the noise source, and further provide that such equipment shall be equipped with a properly installed muffler in good working order.
  - 4.) Any domestic power equipment operated upon any residential, commercial, industrial or public premises during the time period between 7:00 a.m. and 10:00 p.m., provided that such equipment does not exceed a sound level of 80 dB when measured at a minimum of Fifty (50) feet from the noise source.
  - 5.) Licensed refuse collection vehicles operating during the time period between 6:00 a.m. and 9:00 p.m., provided, however, sound emitted from license refuse collection vehicles operated upon or within 150 feet of any residential premises between the hours of 9:00 p.m. and 6:00 a.m. shall not be plainly audible outside a radius of fifty (50) feet when the vehicle is on a public highway or on premises open to the public.
  - 6.) The emission of sound for the purpose of alarming persons to the existence of an emergency; or
  - 7.) The emission of sound in the performance of emergency work.
- D. Except as provided, the Mayor shall have the right to waive any or all of the requirements of Section I in cases of emergency where the welfare of persons or property may be jeopardized by their strict enforcement or on such special occasions as the governing body may determine. Exemptions from the requirements of Section I (b)(7)(a) relating to the time periods during which

radios, phonographs, television sets, musical instruments, etc. may be operated and may only be granted:

- 1) During weekends, legal holidays (or eve thereof), or school vacations; and,
- 2) After due consideration of the factors set forth in Section I (B)(5).

**SECTION II: REAFFIRMATION**

That all other provisions ordinance 2003-32 shall remain in full force and effect.

**SECTION III. SEVERABILITY**

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**SECTION IV: EFFECTIVE DATE**

This Ordinance shall take effect and be in force from and after the date of its approval by the City Council of the City of Daphne and publication as required by law.

**APPROVED AND ADOPTED** by the City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
**Cathy Barnette, Council President**

\_\_\_\_\_  
**Bailey Yelding, Jr., Mayor**

**ATTEST:**

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

**ORDINANCE 2012 - 36**

**Fiscal 2012: Personnel & Capital Appropriations**

**WHEREAS**, Ordinance 2011-81 approved and adopted the Fiscal Year 2012 Budget on November 21, 2011; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2012 budget, the Mayor and City Council have reviewed the financial position of the City and considered certain personnel and capital needs not otherwise approved with the adoption of the 2012 budget; and

**WHEREAS**, such items are necessary for the City's operations.

**NOW, THEREFORE**, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that funds in the amount of \$ 792,288 from the General Fund are hereby appropriated and made a part of the Fiscal Year 2012 budget for purposes outlined by the Mayor and reviewed by the City Council. (Personnel: 174,356; Capital 617,932)

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
**Cathy S. Barnette, Council President**

\_\_\_\_\_  
**Bailey Yelding, Jr. , Mayor**

**ATTEST:**

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

**CITY OF DAPHNE**

**ORDINANCE 2012-37**

**APROPRIATION: WEBSITE INTEGRATION FOR ANIMAL SHELTER AND LIBRARY DONATIONS**

**WHEREAS**, Ordinance 2011-81 approved and adopted the Fiscal Year 2012 Budget on November 21, 2011; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2012 Budget, the City Council has determined that certain appropriations are required and should be approved and made part of the Fiscal Year 2012 Budget; and

**WHEREAS**, the Animal Shelter and Library accept donations and believe they will receive more donations if they have the capability of accepting online credit card donations; and

**WHEREAS**, in order for the websites to accept online credit card donations, website integration is required; and

**WHEREAS**, the City Council has determined it to be in the best interest of the City to accept credit card donations; and

**WHEREAS**, an upfront, one-time fee of \$ 1,970 is required to modify the websites for the acceptance of donations via credit card.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council (the “Council”) of Daphne, Alabama (the “City”), that funds in the amount of \$1,970 (Animal Shelter \$985 & Library \$985); from the General Fund are hereby appropriated and made a part of the Fiscal Year 2012 Budget for website integration to accept Animal Shelter and Library credit card donations. Furthermore, the Finance Department is hereby authorized to open a separate bank account for the receipting and processing of such online donations.

**APPROVED AND ADOPTED BY THE MAYOR & CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.**

\_\_\_\_\_  
**CATHY S. BARNETTE,  
COUNCIL PRESIDENT**

\_\_\_\_\_  
**BAILEY YELDING, JR.,  
MAYOR**

**ATTEST:**

\_\_\_\_\_  
**DAVID L. COHEN,  
CITY CLERK, MMC**

ALPHA & OMEGA PROCESSING  
 9599 Pleasant Road  
 Daphne, AL 36526  
 (866) 242-4325  
 www.aopsales.com

**City of Daphne's Animal Shelter & Library - Ability to accept on-line credit card donations**

**Part 1 - Website Integration**

Merchant Identification (MID)	Hourly Rate	Est. # of Labor hours	Cost
Animal Shelter	\$82.08	12	\$985
Library	\$82.08	12	\$985
<b>Combined Cost :</b>			<b>\$1,970</b>

**Part 2 - Credit Card Processing per MID**

**Interchange Cost (IC) + 0.35% of monthly volume + \$0.15 per transaction + Monthly Service Fee**

The combined total monthly cost for IC, Volume, per transaction fees and the monthly service charge averages to approximately 3% of each month's volume.

*\*\*\* Alpha & Omega Processing agreed to WAIVE the monthly service fee for both the Animal Shelter and the Library since they are being created specifically to accept donations which will save the City \$420 per year for each MID.\*\*\**

**Definitions & Explanation of Fees and Charges**

Interchange Cost

Interchange(IC) is the actual cost from Visa, Master Card, and Discover. It includes both % and per transaction costs. IC includes thousands of categories, can fluctuate, and is the same for each like business in the nation. Master Card and Visa meet twice a year to discuss IC rate increases/decreases as they see fit and it is non-negotiable. *IC averages around 1.8% of a merchant's volume.*

Volume

Volume refers to the total amount of money processed through the credit card terminal for all transaction on a **MONTHLY** basis.

Transaction Fee

Cost of \$0.15 per credit card transaction

Monthly Service Fee

\$35 per month (WAIVED by Alpha & Omega for donations)

**ANNUAL CREDIT CARD PROCESSING FEE ESTIMATES**

**Animal Shelter Donations**

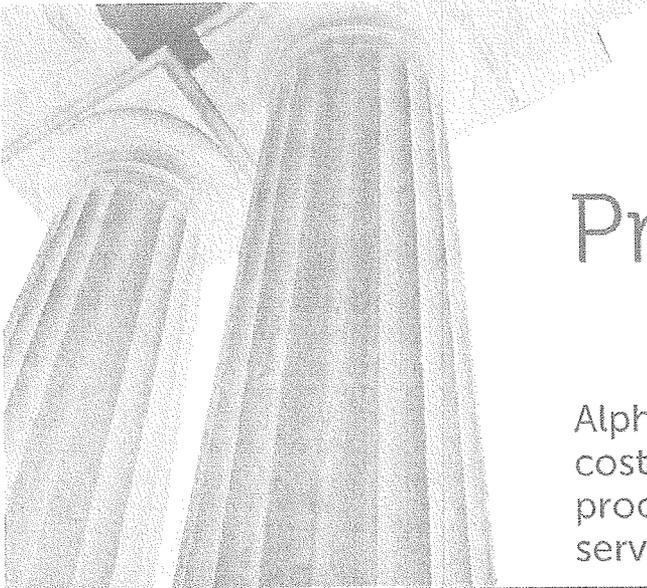
FY 2011 (pre-close)	\$1,250
Estimated # of transactions	125
Estimated # of transaction/month	10.4
Estimated Volume per month	\$104

	IC (approx. 1.8%/month)	Volume (0.35% monthly)	Transaction Fee (\$0.15 each)	Security Charge Fee	TOTAL
October	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
November	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
December	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
January	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
February	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
March	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
April	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
May	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
June	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
July	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
August	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
September	\$1.88	\$0.36	\$1.56	\$0.00	\$3.80
<b>ESTIMATED TOTAL PROCESING FEES (ANNUALLY) :</b>					<b>\$45.63</b>

**Library Donations**

FY 2011 (pre-close)	\$3,000
Estimated # of transactions	300
Estimated # of transaction/month	25.0
Estimated Volume per month	\$250

	IC (approx. 1.8%/month)	Volume (0.35% monthly)	Transaction Fee (\$0.15 each)	Security Charge Fee	TOTAL
October	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
November	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
December	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
January	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
February	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
March	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
April	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
May	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
June	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
July	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
August	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
September	\$4.50	\$0.88	\$3.75	\$0.00	\$9.13
<b>ESTIMATED TOTAL PROCESING FEES (ANNUALLY) :</b>					<b>\$109.50</b>



# Now You Can Provide What Your Public Desires.

Alpha & Omega Processing provides efficient, cost-effective and convenient fee and payment processing. When it comes to government services, it's a win for you and your citizens.



## Raising the bar for Merchant Services Providers Everywhere.

To learn more visit [www.AOPsales.com](http://www.AOPsales.com)  
or call 866-242-4325

### CONVENIENCE FEE PROCESSING

- Available for Swiped and Web Based Transactions
- Equipment Placement: Free
- Equipment Maintenance: Free
- Paper and Supplies: Free
- PCI/CISP Compliant
- Redundant Reporting
- Next Day Funding
- Auto-Enrolled in the Large Ticket Program
- AOP understands that even though it's "free", someone is paying for these transactions. That "someone" is your citizens. Being as efficient as possible and offering the highest level of customer service is what we can do for you and your citizens.

### UTILITY PAYMENTS

- Utility Interchange is an inexpensive way to offer convenience of payments for your customers.
- Database Integration can be essential to streamlining electronic payments into your organization. Let AOP do a site assessment to see if integration is possible. Even if you have legacy systems, we can customize a solution that provides seamless accounting integration with fewer points of failure.

### NON-CONVENIENCE FEE PROCESSING

- Interchange Management—AOP has tools that allow you to process all cards as efficiently as possible. There's so much information that each card-type requires these days. You have to either know how to process each card-type or you have to have software in place that can help manage the transactions within Interchange. The software solution is the best for most counties because it requires no training and no extra steps when taking a credit card.
- No Early Termination Fees—we'll earn your business by providing excellent service and delivering what we promise.
- No Rate/Fee Increases—You can stick to your budget by knowing what your fees will cost. No surprises.
- Experience—We process for some of the largest government entities in the Southeast. We have references to back it up.

### EXPERTISE

- Process for the Alabama State Parks Division
- City of Cullman
- Montgomery County

### INTEGRATION

- Experience Integrating with Oracle and SQL
- Web-Site Build and Gateway Integration Available
- Custom-Fit Solutions for Your Needs

# A Safe, Secure And Easy Tool For Online Business Management



Emerchantsupport.com from Alpha & Omega Processing brings safety, simplicity and security to your online business management.



Raising the bar for Merchant Services  
Providers Everywhere.

To learn more visit [www.AOPsales.com](http://www.AOPsales.com)  
or call 866-242-4325

## MANAGING YOUR BUSINESS

For today's merchants, managing a business presents a wide variety of day-to-day challenges. Alpha & Omega Processing's online transactional database, **Emerchantsupport.com**, gives our merchants a unique resource to overcome those challenges. This innovation in online reporting brings the latest technology to merchants in a safe, simple, secure environment. Alpha & Omega Processing merchants now have an invaluable tool that provides online transactional information, online statements, fraud controls, fraud alerts and chargeback and retrieval management services.

## BENEFITS & FEATURES

With **Emerchantsupport.com** you can quickly:

- View, evaluate and print statements online.
- Navigate monthly and daily transactions online, right down to the details of a single sale.
- Receive alerts to help counteract fraud.
- Respond to chargebacks and retrieval requests.
- Export Excel spreadsheets for reconciliation and accounting purposes.
- Run reports, such as:
  - Daily Transaction Reports
  - Monthly Transaction Reports



City of Daphne, Alabama - 10000 Highway 20, Daphne, Alabama 36526

---

## City of Daphne - Animal Shelter

---

MikeAllen <mike.allen@aopsales.com>  
To: Christine Ciancetta <financedeputydirector@daphneal.com>

Fri, Apr 27, 2012 at 2:23 PM

Hi Christine,

Here are the numbers:

Integration into the website will cost \$985 (we're figuring about 12 hours labor for our tech team).

You have two choices with pricing:

1. Charge a \$4.95 Convenience Fee (the City pays nothing this way)
2. No Convenience Fee; The City pays Interchange(cost) + .35% of volume and \$0.15 / transaction + \$35 Monthly Fee(includes PCI, reporting, etc.)

I know this one can be confusing, so figure around 3% of your volume altogether this way, depending on the types of cards ran.

Once we get the "OK" from you, we will have it up and running in about 2 weeks.

Let me know if you have any other questions.

*Thanks,*

*Mike*

Mike Allen

Regional Manager





---

## City of Daphne - Animal Shelter

---

MikeAllen <mike.allen@aopsales.com>

Mon, May 7, 2012 at 4:54 PM

To: Christine Ciancetta <financedeputydirector@daphneal.com>

Cc: Nate Roulston <nate@aopsales.com>

Hi Christine,

The numbers will remain the same except for the \$35/month fee on the donation accounts. AOP will pay this for your two donation accounts(library and animal shelter).

The integration for the library's website will be the same(\$985) as the animal shelter. All other quotes remain unchanged.

I hope this helps!

Let me know if you need any further information.

Mike



Christine Ciancetta <financedeputydirector@daphneal.com>

---

## Daphne Finance Committee Meeting

---

**Christine Ciancetta** <financedeputydirector@daphneal.com>  
To: Christine Ciancetta <financedeputydirector@daphneal.com>

Fri, May 11, 2012 at 3:19 PM

**From:** Nathan Roulston <nate@aopsales.com>  
**Date:** Fri, May 11, 2012 at 2:30 PM  
**Subject:** RE: Daphne Finance Committee Meeting  
**To:** Christine Ciancetta <financedeputydirector@daphneal.com>  
**Cc:** Mike Allen <mike.allen@aopsales.com>

Christine,

Here are a few referrals that you can use for the Finance Committee Meeting:

- Baldwin County
- City of Summerdale
- State of Alabama Parks and Recreation
- University of New Orleans
- City of Heflin, Alabama
- Chilton County, Alabama
- Montgomery County, Alabama

There are several other Counties in Alabama. If you need more references, let me know.

I cannot attend. But, you are more than welcome to call me on my cell phone if any question arises.

Thank you,

**ORDINANCE 2012 - 38**

**Library Roof Water Test and Repairs Appropriation**

**WHEREAS**, Ordinance 2011-81 approved and adopted the Fiscal Year 2012 Budget on November 21, 2011; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2012 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2012 budget; and

**WHEREAS**, the Library has had several issues with the roof leaking during rain storms, and

**WHEREAS**, certain improvements and repairs are needed at the Library to maintain and protect the building.

**NOW, THEREFORE**, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that funds in the amount of \$2,400 from the General Fund are hereby appropriated and made a part of the Fiscal Year 2012 budget for water testing and repair of the Library Roof.

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
**Cathy S. Barnette, Council President**

\_\_\_\_\_  
**Bailey Yelding, Jr., Mayor**

**ATTEST:**

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

**ORDINANCE 2012-39**

**Douglas Road Resurfacing to Highway 13**

**WHEREAS**, Ordinance 2011-81 approved and adopted the Fiscal Year 2012 Budget on November 21, 2011; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2012 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2012 budget; and

**WHEREAS**, Douglas Road needs to be resurfaced and Seven Cent Gas Tax funds may be used for such purpose; and

**WHEREAS**, the project cost is below the bid limit and, therefore, quotes were received; and

**WHEREAS**, the low quote for construction was \$7,172 from American Asphalt, Inc. for a total project cost including materials and material testing of \$20,430 (*Construction 7,172 + 13,258 materials & testing*).

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

- 1) Funds in the amount of \$20,430 (*includes Materials & Material Testing*) from the Seven Cent Gas Tax Fund are hereby appropriated and made a part of the Fiscal Year 2012 budget for the Douglas Road Resurfacing project. AND
- 2) American Asphalt, Inc. is hereby awarded the contract in the amount of \$ 7,172 and the Mayor is authorized to execute the same.

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
**Cathy S. Barnette, Council President**

\_\_\_\_\_  
**Bailey Yelding, Jr., Mayor**

**ATTEST:**

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