

**CITY COUNCIL BUSINESS MEETING AGENDA
BUSINESS MEETING
1705 MAIN STREET, DAPHNE, AL
SEPTEMBER 17, 2012
6:30 P.M.**

1. CALL TO ORDER

2. ROLL CALL/INVOCATION / PLEDGE OF ALLEGIANCE

- 3. APPROVE MINUTES:** Council meeting minutes / September 4, 2012
Special Called meeting minutes / September 4, 2012
Council Work Session Minutes / September 10, 2012

PROCLAMATION: “No Texting On Board – Pledge Day” / September 19, 2012

PUBLIC HEARING: Revision to Zoning Map / Ordinance 2012-54

PUBLIC HEARING: Formal Program Amendment to the CDBG Grant / Sewer Extension to Highway 64

4. REPORT STANDING COMMITTEES:

A. FINANCE COMMITTEE / Boulware

Review minutes / September 10th

1.) Ordinances:

- a.) Repeal Ordinance 2009-25: \$500,000 General Fund Appropriation for Street and Road Infrastructure Projects / **Ordinance 2012-55**
- b.) Reclassification of City Clerk Position: Grade 23 to Grade 26 / **Ordinance 2012-56**
- c.) Personnel Restructure: Planning Admin Tec & Police Admin Tech to Admin Secretary: Grade 9 to Grade 10 / **Ordinance 2012-57**
- d.) FY 2013 Budget / **Ordinance 2012-58**

2.) Resolutions:

- a.) Rescind CDBG Resolution 2012-66 / **Resolution 2012-68**
- b.) CDBG Resolution / Hwy 64 Sewer Extension / **Resolution 2012-69**
- c.) Bid Award: Fire Pumper Truck / Sunbelt Fire Apparatus / **Resolution 2012-71**
- d.) Bid Award: Safety Shoes/Boots / Eastern Shore Shoe Hospital / **Resolution 2012-72**
- e.) ATRIP Grant Update-Updated Resolution / **Resolution 2012-73**

3.) Financial Reports:

- a.) Treasurers Report / August 31, 2012
- b.) Sales & Use Tax Collections / July 31, 2012
- c.) Lodging Tax Collections / July 31, 2012

B. BUILDINGS & PROPERTY COMMITTEE - Lake

C. PUBLIC SAFETY COMMITTEE – Boulware

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE - Reese

E. PUBLIC WORKS COMMITTEE / SOLID WASTE AUTHORITY - Conaway

Review minutes / August 20th

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

- A. Board of Zoning Adjustments – Jones**
- B. Downtown Redevelopment Authority – Barnette**
Review minutes / September 6th
- C. Industrial Development Board – Conaway**
- D. Library Board – Lake**
- E. Planning Commission – Barnette**
- F. Recreation Board – Reese**
- G. Utility Board - Scott**
Review minutes / July 25th

6. REPORTS OF OFFICERS:

- A. Mayor’s Report**
 - a.) Parade Permit / Daphne High School / Homecoming Parade / September 20, 2012
 - b.) Bounds Family YMCA / 5K & 1 Mile Fun Run / November 3, 2012
- B. City Attorney’s Report**
- C. Department Head Comments**

7. PUBLIC PARTICIPATION:

8. RESOLUTIONS & ORDINANCES:

RESOLUTIONS:

- a.) Repeal Resolution 2012-66. /Resolution 2012-68**
- b.) Formal Program Amendment to the CDBG Grant /
Sewer Extension to Highway 64. /Resolution 2012-69**
- c.) Accepting Property / Carvel & Margaret Deese. /Resolution 2012-70**
- d.) Bid Award: Fire Pumper Truck //Sunbelt Fire Apparatus /Resolution 2012-71**
- e.) Bid Award: Safety Shoes/Boots / Eastern Shore Shoe Hospital. /Resolution 2012-72**
- f.) Authorize Application for ATRIP Funds. /Resolution 2012-73**

ORDINANCES:

1ST READ

- a.) **Revise Zoning Map. /Ordinance 2012-54**
- b.) **Repeal Ordinance 2009-25 / \$500,000 Annual Funding from
the General Fund for Street & Road Infrastructure Projects /Ordinance 2012-55**
- c.) **Amending Job Classification Schedule: City Clerk Position /Ordinance 2012-56**
- d.) **Approve Personnel Restructure: Police Administrative
Technician & Planning Administrative Technician Positions
Pay Grade Change. /Ordinance 2012-57**
- e.) **FY 2013 Budget. /Ordinance 20123-58**

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__	__
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CITY CLERK:

DAVID L. COHEN	PRESENT___	ABSENT___	
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CITY ATTORNEY:

CITY ATTORNEY JAY ROSS	PRESENT__	ABSENT	
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MINUTE NOTES:

**CITY COUNCIL MEETING
MINUTES**

NOTES:

COMMITTEE RECOMMENDATIONS

**SEPTEMBER 4, 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 6:32 p.m.

2. ROLL CALL/INVOCATION/PLEDGE OF ALLEGIANCE:

The invocation was given by Councilman Scott.

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; James White, Fire Chief; Margaret Thigpen, Civic Center Director; Tonja Young, Library Director; David McKelroy, Recreation Director; Richard Johnson, Public Works Director; David Carpenter, Police Chief; Christine Ciancetta, Deputy Finance Director; Vickie Hinman, Human Resources Director; Ashley Campbell, Environmental Programs Manager; Ray Moore, Hutchinson, Moore and Rauch; Larry Cooke, BZA; Douglas Dugat, Recreation Board; Joe Lemoine, Planning Commission; Willie Robison, BZA; Dorothy Morrison, Beautification Committee; Bob Segalla, Utility Board; Tomasina Werner, Beautification Committee; Selena Vaughn, Village Point Foundation; Willie Robison, BZA; Randy Fry, Councilmember elect, District 4; Robin LeJeune, Councilmember elect, District 6; Patrick Rudicell, Councilmember elect, District 2.

ABSENT: Richard Merchant, Building Official; Adrienne Jones, Planning Director; Kim Briley, Finance Director.

3. APPROVE MINUTES:

MOTION BY Councilwoman Conaway to adopt the August 20, 2012 council meeting minutes. Seconded by Councilman Reese.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Reese to adopt the August 27, 2012 Emergency Special Called Council meeting minutes. Seconded by Councilman Lake.

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

SEPTEMBER 4, 2012
REGULAR CITY COUNCIL MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.

MOTION BY Councilman Reese to adopt the August 28, 2012 Emergency Special Called Council meeting minutes. *Seconded by Councilman Lake.*

AYE Reese, Boulware, Palumbo, Barnette **ABSTAIN** Conaway, Lake, Scott

NAY NONE OPPOSED **MOTION CARRIED**

4. REPORT OF STANDING COMMITTEES:

A. FINANCE – Boulware

MOTION BY Councilman Boulware to set a Public Hearing for September 17, 2012 to consider CDBG Project #LR-CM-PF-09-004 Highway 64 Sewer Project. *Seconded by Councilman Scott.*

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

B. BUILDINGS AND PROPERTY COMMITTEE – Lake

No report.

C. PUBLIC SAFETY COMMITTEE – Boulware

No report.

D. CODE ENFORCEMENT / ORDINANCE COMMITTEE – Boulware

No report.

E. PUBLIC WORKS COMMITTEE/ SOLID WASTE AUTHORITY – Conaway

No report.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments – Adrienne Jones

The next meeting will be October 4th. There is one appeal to consider.

B. Downtown Redevelopment Authority – Barnette

The next meeting will be Thursday at 5:30 p.m.

C. Industrial Development Board – Conaway

The next meeting will be the fourth Monday of September.

**SEPTEMBER 4, 2012
REGULAR CITY COUNCIL MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.**

D. Library Board – Lake

The next meeting will be September 13th. The Bookmark contest starts today and ends September 28th. There will be a demonstration on folding the US flag September 11th 3:45 – 4:45 p.m.

E. Planning Commission – Barnette

The Site Preview meeting is the third Wednesday of the month and the regular Planning Commission meeting is the fourth Monday of the month.

F. Recreation Board – Reese

There will be a meeting a week from tonight at 6:30 p.m.

G. Utility Board – Scott

The August meeting has been rescheduled for September 12th due to tropical storm Isaac.

6. REPORTS OF THE OFFICERS:

A. *Mayor's Report*

Mayor Yelding placed a budget book on the desk of the Finance Committee members, and will get a copy for the full council by Friday. He would like it on the September 17th agenda as a 1st read.

B. *City Attorney Report*

No report.

C. *Department Head Comments*

David Carpenter – Police Chief – reported that Daphne escaped damage except for a little flooding on the bay side from tropical storm Isaac.

Margaret Thigpen – Civic Center Director – reported that there are capital improvements being done at the Bayfront Pavilion which is slated to be completed by September 12th.

David McKelroy – Recreation Director – Brown Bag by the Bay starts in September 6th and goes through November 1st at May Day Park.

Richard Johnson – Public Works Director – reported that Isaac was a non-event from Public Works point of view. They went through the checks and marks, but did not have to do anything. The first phase of the Sports Complex has started off Park Drive.

7. PUBLIC PARTICIPATION:

SEPTEMBER 4, 2012
 REGULAR CITY COUNCIL MEETING
 1705 MAIN STREET
 DAPHNE, AL
 6:30 P.M.

Mr. Bob Segalla – Creekwood Subdivision - Thanked the council members that were not re-elected for their dedication and service to the city.

8. RESOLUTIONS, ORDINANCES, ORDERS AND OTHER BUSINESS:

RESOLUTIONS:

- a.) Emergency Purchase of Fire Turnout Gear. /Resolution 2012-65
- b.) Formal Program Amendment to the CDBG Grant /
 Sewer Extension to Highway 64. /Resolution 2012-66

MOTION BY Councilman Scott to waive the reading of Resolutions 2012-65, and 2012-66. *Seconded by Councilwoman Lake.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Scott to adopt Resolution 2012-65. *Seconded by Councilman Lake.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTIONBY Councilman Scott to adopt Resolution 2012-66. *Seconded by Councilman Lake.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

ORDINANCES:

2ND READ

- a.) Rezone: D.R. Horton Property /Ordinance 2012-50
- b.) US Fish & Wildlife: Invasive Species Control Project
 Village Point/Bay Front Park / Cash Match /Ordinance 2012-51
- c.) Appropriation of Funds: Design & Engineering for Lake Forest:
 Ridgewood Drive & Bayview Drive – Phase 3 Resurfacing Project ... /Ordinance 2012-52

SEPTEMBER 4, 2012
REGULAR CITY COUNCIL MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.

MOTION BY Councilman Scott to waive the reading of Ordinances 2012-50, 2012-51 and 2012-52. *Seconded by Councilman Lake.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Scott to adopt Ordinance 2012-50. *Seconded by Councilman Lake.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Scott to adopt Ordinance 2012-51. *Seconded by Councilman Lake.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Scott to adopt Ordinance 2012-52. *Seconded by Councilman Lake.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

9. COUNCIL COMMENTS:

Mayor Yelding commended Public Works, Chip Martin, Denise Penry and Scott Taylor for the tremendous job of keeping him informed during tropical storm Isaac.

Councilwoman Conaway – stated that Public Works is on top of their job, and thanked the director and staff.

Councilman Lake said ditto to Mrs. Conaway’s comment.

Councilman Scott thanked everyone for turning out for the election, and encouraged the ones not elected to get involved with the city. He urged them not to go away, but to get involved. He said that the city does not function without volunteers. He was glad they did not put off the election.

Councilman Boulware said that everyone pulled together last Tuesday, and the staff did a good job. He congratulated Spanish Fort and Daphne for a great football game.

Councilman Palumbo thanked the citizens for coming out to vote last Tuesday during the inclement weather. He reported that the Animal Shelter has just about completed their updating, and it should be operational tomorrow. He encouraged everyone to go out and visit.

**SEPTEMBER 4, 2012
REGULAR CITY COUNCIL MEETING
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DAPHNE, AL
6:30 P.M.**

Council President Barnette – said that Mr. Palumbo has been a tireless advocate for animal rights for a long time. She congratulated Patrick Rudicell, Robin LeJeune and Randy Fry on being elected to council.

10. ADJOURN:

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

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

There being no further business to discuss the meeting adjourned at 6:57 p.m.

Respectfully submitted by,

David L. Cohen, City Clerk, MMC

Certification of Presiding Officer,

Cathy S. Barnette, Council President

**SEPTEMBER 4, 2012
SPECIAL CALLED CITY COUNCIL MEETING
1705 MAIN STREET
DAPHNE, AL
10:00 A.M.**

1. CALL TO ORDER

Council President Barnette called meeting to order at 10:00 a.m.

COUNCIL MEMBERS PRESENT: Tommie Conaway; Cathy Barnette; John Lake; Ron Scott; Derek Boulware.

ABSENT: Kelly Reese; August Palumbo.

Also present: Mayor Yelding; David Cohen, City Clerk; Rebecca Hayes, Assistant City Clerk; Jay Ross, City Attorney.

2. CANVASS VOTES OF MUNICIPAL ELECTION/ Resolution 2008-67

Mr. Cohen read the tally of all the votes and opened and read the provisional ballots. The votes were as follows:

<u>MAYOR</u>				
<u>CANDIDATE</u>	<u>DISTRICT</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	
DEREK BOULWARE	#1	#1	48	
	#1	#2	22	
	#2	#1	158	
	#2	#2	151	
	#3	#1	48	
	#3	#2	75	
	#4	#1	193	
	#4	#2	59	
	#4	#3	1	
	#5	#1	99	
	#5	#2	29	
	#5	#3	5	
	#6	#1	261	
	#6	#2	44	
	#6	#3	12	
	#7	#1	357	
	#7	#2	86	
	#7	#3	27	
			PROVISIONAL BALLOTS	2
			ABSENTEE VOTES	<u>36</u>
		TOTAL	1,713	

SEPTEMBER 4, 2012
CITY OF DAPHNE, AL
SPECIAL CALLED CITY COUNCIL MEETING
10:00 AM

<u>CANDIDATE</u>	<u>DISTRICT</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	
E. HARRY BROWN	#1	#1	42	
	#1	#2	20	
	#2	#1	46	
	#2	#2	68	
	#3	#1	20	
	#3	#2	32	
	#4	#1	44	
	#4	#2	12	
	#4	#3	1	
	#5	#1	41	
	#5	#2	13	
	#5	#3	1	
	#6	#1	24	
	#6	#2	6	
	#6	#3	0	
	#7	#1	104	
	#7	#2	20	
	#7	#3	16	
			PROVISIONAL BALLOTS	2
			ABSENTEE VOTES	8
		TOTAL	520	

SEPTEMBER 4, 2012
 CITY OF DAPHNE, AL
 SPECIAL CALLED CITY COUNCIL MEETING
 10:00 AM

<u>CANDIDATE</u>	<u>DISTRICT</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>
TIM SWANSON	#1	#1	15
	#1	#2	12
	#2	#1	47
	#2	#2	40
	#3	#1	13
	#3	#2	35
	#4	#1	43
	#4	#2	21
	#4	#3	0
	#5	#1	35
	#5	#2	12
	#5	#3	0
	#6	#1	32
	#6	#2	8
	#6	#3	1
	#7	#1	25
	#7	#2	10
	#7	#3	1
		PROVISIONAL BALLOTS	3
		ABSENTEE VOTES	<u>3</u>
		TOTAL	356

SEPTEMBER 4, 2012
 CITY OF DAPHNE, AL
 SPECIAL CALLED CITY COUNCIL MEETING
 10:00 AM

<u>CANDIDATE</u>	<u>DISTRICT</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	
BAILEY YELDING, JR.	#1	#1	231	
	#1	#2	136	
	#2	#1	99	
	#2	#2	90	
	#3	#1	81	
	#3	#2	97	
	#4	#1	119	
	#4	#2	51	
	#4	#3	2	
	#5	#1	58	
	#5	#2	17	
	#5	#3	0	
	#6	#1	77	
	#6	#2	13	
	#6	#3	7	
	#7	#1	73	
	#7	#2	22	
	#7	#3	10	
			PROVISIONAL BALLOTS	2
			ABSENTEE VOTES	<u>51</u>
		TOTAL	1,236	

MAYOR - RUN-OFF BETWEEN: DEREK BOULWARE AND BAILEY YELDING, JR.

DISTRICT #1

<u>CANDIDATE</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	<u>TOTAL</u>	
TOMMIE CONAWAY	#1	214		
	#2	122		
		PROVISIONAL BALLOTS	1	
		ABSENTEE VOTES	4	341

SEPTEMBER 4, 2012
 CITY OF DAPHNE, AL
 SPECIAL CALLED CITY COUNCIL MEETING
 10:00 AM

<u>CANDIDATE</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	<u>TOTAL</u>
LYNN MITCHELL	#1	38	
	#2	24	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	6	68

<u>CANDIDATE</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	<u>TOTAL</u>
JAMES A. WEEKLEY	#1	44	
	#2	26	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	3	73

<u>CANDIDATE</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	<u>TOTAL</u>
WILLIE JOHN WILLIAMS II	#1	40	
	#2	18	
	PROVISIONAL BALLOTS	1	
	ABSENTEE VOTES	5	64

COUNCIL MEMBER FOR DISTRICT #1 - TOMMIE CONAWAY

DISTRICT #2

<u>CANDIDATE</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	<u>TOTAL</u>
CATHY BARNETTE	#1	138	
	#2	138	
	PROVISIONAL BALLOTS	4	
	ABSENTEE VOTES	13	293
PATRICK RUDICELL	#1	213	
	#2	207	
	PROVISIONAL BALLOTS	1	
	ABSENTEE VOTES	8	429

COUNCIL MEMBER FOR DISTRICT #2 - PATRICK RUDICELL

SEPTEMBER 4, 2012
 CITY OF DAPHNE, AL
 SPECIAL CALLED CITY COUNCIL MEETING
 10:00 AM

DISTRICT #3

<u>CANDIDATE</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	<u>TOTAL</u>
JOHN HOLLAND	#1	57	
	#2	98	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	0	155
JOHN LAKE	#1	103	
	#2	140	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	5	248

COUNCIL MEMBER FOR DISTRICT #3 - JOHN LAKE

DISTRICT #4

<u>CANDIDATE</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	<u>TOTAL</u>
DOUGLAS DUGAT	#1	39	
	#2	14	
	#3	0	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	3	56
ROLAND G. (RANDY) FRY	#1	201	
	#2	69	
	#3	2	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	7	279
GARY C. REYES	#1	154	
	#2	56	
	#3	2	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	4	216

COUNCIL MEMBER FOR DISTRICT #4 - ROLAND G. (RANDY) FRY

SEPTEMBER 4, 2012
 CITY OF DAPHNE, AL
 SPECIAL CALLED CITY COUNCIL MEETING
 10:00 AM

DISTRICT #5

<u>CANDIDATE</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	<u>TOTAL</u>
PHILLIP ELLIS	#1	57	
	#2	20	
	#3	0	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	0	77
RON SCOTT	#1	174	
	#2	50	
	#3	6	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	4	234

COUNCILMAN FOR DISTRICT #5 - RON SCOTT

DISTRICT #7

<u>CANDIDATE</u>	<u>VOTING MACHINE #</u>	<u>VOTES</u>	<u>TOTAL</u>
DANE HAYGOOD	#1	325	
	#2	74	
	#3	24	
	PROVISIONAL BALLOTS	2	
	ABSENTEE VOTES	5	430
AUGUST (GUS) PALUMBO	#1	237	
	#2	64	
	#3	30	
	PROVISIONAL BALLOTS	0	
	ABSENTEE VOTES	22	353

COUNCIL MEMBER FOR DISTRICT #7 - DANE HAYGOOD

**SEPTEMBER 4, 2012
CITY OF DAPHNE, AL
SPECIAL CALLED CITY COUNCIL MEETING
10:00 AM**

MOTION BY Councilman Scott to waive the reading of Resolution 2012-67 as verbally amended to include the tally of votes as read by the City Clerk. *Secoded by Councilwoman Conaway.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

MOTION BY Councilman Scott to adopt Resolution 2012-67 as verbally amended to include the tally of the votes as read by the City Clerk. *Secoded by Councilwoman Conaway.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

5. ADJOURN

MOTION BY Councilman Lake to adjourn. *Secoded by Councilwoman Conaway.*

AYE ALL IN FAVOR NAY NONE OPPOSED MOTION CARRIED

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 11:00 AM.

Respectfully submitted by:

**David L. Cohen,
City Clerk**

Certified by Presiding Officer:

**Cathy S. Barnette,
Council President**

SEPTEMBER 10, 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.

ABSENT: August Palumbo.

Also present: Mayor Yelding David Cohen, City Clerk; Rebecca Hayes, Assistant City Clerk; Jay Ross, City Attorney; Richard Johnson, Public Works Director; Margaret Thigpen, Civic Center Director; Richard Merchant, Building Official; James White, Fire Chief; David Carpenter, Police Chief; Tonja Young, Librarian; David McKelroy, Recreation Director; Adrienne Jones, Planning Director; Sherree Hilburn, Payroll and Benefits; Captain Scott Taylor, Police Department; Officer Katie Millwood, Police Department; Lt. Ric Yelding, Police Department; Ashley Campbell, Environmental Programs Manager; Rick Whitehead IT; Randy Fry, Councilmember elect, District 2; Douglas Dugat, Recreation Board; Lance Alexander, Computer Backup..

Council President Barnette called the meeting to order at 6:35 p.m.

1. AT&T CELLULAR TOWER LEASE

Mr. Jay Ross, City Attorney, introduced Mr. Andy Rotenstreich from AT&T.

Mr. Rotenstreich outlined a proposal for the cellular tower at the Police Department. They are in the process of updating from 3G to 4G, and will need to add additional antennae to the tower at the Police Department. The existing tower will not accommodate the additional antennae so AT&T is proposing a two (2) prong process: 1.) AT&T will bring in a COW (Cellular on Wheels) to place outside the existing compound to stay for one (1) year paying \$1,000 for the COW, in addition to the \$2,013 they already pay, until they can get the upgrade launched. 2.) The second phase is AT&T will construct a tower and then request reduction in rent to be applied to the cost of the new tower until the new tower is paid for then they will start paying regular lease fees again. They will move the equipment from the existing tower to the new tower freeing up space for new renters, and there will be additional space for rent on the new tower. The new tower will belong to the city.

Council President Barnette asked Mrs. Jones to consult with Mr. Ross regarding being in compliance with the new Land Use Ordinance.

2. BAYFRONT / EDGEWATER LAND SWAP

Mr. Niemeyer said that Mr. Deese has purchased seven (7) lots on Bayfront Drive from the bank, and wants to do a swap like they did with Mr. Irvine. He wants to get projects going in that area. The swap will be seven (7) acres for a 50 foot piece beside Moe's Barbecue. The City Attorney does not have a problem with the swap that it is legally permissible pending a title search.

Consensus of council was that they had done this before with Mr. Irving, and have no problem with doing it with Mr. Deese. Council President Barnette requested the land swap be on the agenda for Monday.

SEPTEMBER 10, 2012
CITY COUNCIL WORK SESSION
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.

2

3. REPEALING ROAD INFRASTRUCTURE PROJECT / ORDINANCE 2009-25

Mayor Yelding said that he asked for the ordinance to be repealed because the Finance Department has determined that they have not used the monies set aside for road maintenance in the last three (3) years, and that with funding for road projects from ATRIP and other sources such as the Municipal Planning Organization and the \$3 million bond issue money, and the money can be used where needed, and he wants to use that money to balance the budget.

4. FY 2013 BUDGET

Mayor Yelding stated that he is presenting a balanced budget to council. He has dissected and cut the operational cost across the board to balance the budget which includes a step raise for employees.

Councilman Reese asked for the original request from the department heads to see what was cut.

Mayor Yelding responded that he would provide those for council to review.

Council asked is the budget is balanced on the assumption that council will repeal Ordinance 2009-25.

Mayor Yelding said that is correct.

Councilman Scott asked that a summary of the budget be sent to the councilmembers-elect, and would like to get their input on the budget Monday.

Council President Barnette requested the budget be on the agenda for Monday.

5. ADJOURN

There being no further business to discuss the meeting adjourned at 7:19 p.m.

Respectfully submitted by,

David L. Cohen,
City Clerk, MMC

Certification of Presiding Officer:

Cathy S. Barnette,
Council President

City of Daphne, Alabama
Office of Mayor

PROCLAMATION

“No Text On Board – Pledge Day”
September 19, 2012

WHEREAS, the City of Daphne holds the health and safety of its young adults as a chief concern; and

WHEREAS, Text messaging is the main mode of communication for most American teenagers with half of all teens sending between 21 and 70 texts a day; and

WHEREAS, 90% of American teenagers expect a reply to a text message within five minutes; and

WHEREAS, Texting takes one’s eyes off the road for an average of five seconds; and

WHEREAS, In an AT&T SURVEY, 43% OF American teenage drivers admitted to texting while driving even though 97% know it is dangerous; and

WHEREAS, A Virginia tech study showed those who send text messages while driving are 23 times more likely to crash; and

WHEREAS, A driver that sends a text message while driving not only jeopardizes his or her safety, but also the safety of passengers, pedestrians, and other drivers.

NOW THEREFORE, the Mayor and City Council of the City of Daphne do hereby proclaim September 19, 2012 as:

“NO TEXT ON BOARD – PLEDGE DAY”

And encourage our young adults and all citizens of Daphne to acknowledge the dangers of texting while driving and pledge not to text while driving.



ATTEST:

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

David Cohen
David Cohen, City Clerk

**PUBLIC HEARINGS
FOR COUNCIL MEETING
SEPTEMBER 17, 2012**

TO CONSIDER:

1. Revisions to Zoning Map
2. Formal Program Amendment to the CDBG Grant / Sewer Extension to Highway 64 / CDBG Project #LR-CM-PF-09-004

PUBLIC HEARING

Revision to Zoning Map

To: Office of the City Clerk
From: Adrienne D. Jones,
Community Development Director
Subject: Revised City of Daphne Zoning Map
Date: July 30, 2012

MEMORANDUM

At the July 26, 2012, regular meeting of the City of Daphne Planning Commission, five members were present. The motion carried unanimously for a **favorable recommendation** of the above-mentioned revision to the zoning map.

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

Upon receipt of said documentation, please prepare an ordinance for placement on the City Council agenda of Monday, August 6, 2012 to set the public hearing for Tuesday, September 4, 2012. **Please scan these documents in color for a higher quality presentation in the Council's packet.**

Thank you,
ADJ/jd

cc: file

attachment(s)

1. Zoning Map Six-Month Report (Copy Attached)
2. Zoning Map (Display)

**CITY OF DAPHNE, ALABAMA
ORDINANCE NO. 2012 -**

**Zoning District Map
Revision to the City of Daphne
Land Use and Development Ordinance**

WHEREAS, the Planning Commission of the City of Daphne, Alabama at their regular meeting held on July 26, 2012, favorably recommended to the City Council of the City of Daphne certain amendments to the Zoning District Map approved and adopted by the Daphne Land Use and Development Ordinance No. 2011-54 and amended by Ordinances No. 2011-73 and 2012-19; and

WHEREAS, said amendments are necessary due to various rezoning and annexation requests which have been approved since the adoption of Ordinance 2011-54 and Ordinances 2011-73 and 2012-19; and

WHEREAS, due notice of said proposed zoning map amendments has been provided to the public as required by law through publication and open display at the City of Daphne Public Library and City Hall; and

WHEREAS, a public hearing regarding the proposed Zoning District Map amendments was held by the City Council on September 17, 2012; and

WHEREAS, the City Council of the City of Daphne after due consideration and upon recommendation of the Planning Commission believe it in the best interest of the health, safety and welfare of the citizens of the City of Daphne to amend said Zoning District Map as recommended; and

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

SECTION I: ZONING DISTRICT MAP

The Zoning District Map referenced hereto as Exhibit "A" shall be the official zoning map of the City of Daphne, Alabama and shall be further designated in Appendix H of Exhibit "A" of the City of Daphne Land Use and Development Ordinance, as set forth in Ordinance No. 2011-54 and its amendments.

SECTION II: REPEALER

Ordinances No. 2011-54, Appendix H "Exhibit A", Ordinances No. 2011-73 and 2012-19 is hereby repealed and any Ordinance(s), parts of Ordinance(s) or Resolution(s) conflicting with the provisions of this Ordinance are hereby repealed insofar as they conflict.

SECTION III: EFFECTIVE DATE

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

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA ON THE ____ DAY OF _____, 2012.

**CATHY S. BARNETTE,
COUNCIL PRESIDENT**

**BAILEY YELDING, JR.,
MAYOR**

ATTEST:

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

PUBLIC HEARING

CDBG Project #LR-CM-PF-09-004

**ATTENTION
RESIDENTS OF THE CITY OF DAPHNE
NOTICE OF PUBLIC HEARING
CDBG Project # LR-CM-PF-09-004
Highway 64 Sewer Project**

THE CITY OF DAPHNE WILL HOLD A PUBLIC HEARING ON SEPTEMBER 17, 2012 AT 6:30PM IN THE COUNCIL CHAMBER LOCATED WITHIN DAPHNE CITY HALL LOCATED ON 1705 MAIN STREET. There will be two items discussed in this hearing.

#1- Consideration by the City Council of a Formal Amendment

The Daphne City council is requesting a formal program amendment from the State of Alabama to reduce the total cost of the Highway 64 Sewer project which was funded with Community Development Block Grant Funds and local matching funds. The project is complete and the total cost of this project came in under budget. Therefore the city will reduce the grant funds and the local matching funds by the same proportion in order to maintain the same grant – match ratio that was in the original project. There are no other changes being considered.

#2- Discussion of the close out of this project.

The second purpose of this hearing will be to provide information to the public about CDBG project LR-CM-PF-09-004, Highway 64 sewer extension. This project was recently completed.

The purpose of this hearing is to make available to the public the close-out documents for this project. All funds have been spent and all activities are complete. Records documenting the benefit of low and moderate income persons will be available for review.

This hearing will be accessible to all people in attendance. If you have a disability which might require special materials or assistance please notify the city at 621-9000 at least 24 hours prior to the meeting.

Bailey Yelding, Jr., Mayor
City of Daphne

RESOLUTION 2012-69

AUTHORIZING A FORMAL PROGRAM AMENDMENT TO THE CITY OF DAPHNE'S CDBG GRANT #LR-CM-PF-09-004- Sewer Extension to Highway 64

WHEREAS, the State of Alabama has made a grant to the City of Daphne in the amount of \$500,000 with the City's commitment to provide a cash match of \$1,008,000 to extend the sanitary sewer to the residents along Highway 64; and

WHEREAS, the City of Daphne desires to formally amend this project to reduce the amount of grant funds and matching funds proportionally. The project is now complete and was completed under budget, therefore the full amount of grant funds and matching funds will not be needed; and

WHEREAS, the public was informed about the proposed formal amendment in a public hearing held on September 17, 2012 at Daphne's City Hall.

WHEREAS, the revised total project cost is \$1,187,107 with \$397,690 in grant funds and \$789,417 in matching funds provided by the City of Daphne.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Daphne, AL that the formal program amendment has been submitted, is hereby approved and authorizes the Mayor to sign all appropriate grant application forms.

Motion to approve the foregoing resolution and authorize the Mayor to sign all appropriate grant application forms was made by Council Person _____, was seconded by Council Person _____ and was approved by the Council on this the _____ day of September, 2012.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ DAY OF _____, 2012.

**CITY OF DAPHNE, ALABAMA
AN ALABAMA MUNICIPAL
CORPORATION**

**CATHY S. BARNETTE,
COUNCIL PRESIDENT**

**BAILEY YELDING, JR
MAYOR, CITY OF DAPHNE**

ATTEST:

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

ATTENTION
RESIDENTS OF THE
CITY OF DAPHNE
NOTICE OF
PUBLIC HEARING
CDBG Project
LR-CM-PF-09-004

Highway 64 Sewer Project

THE CITY OF DAPHNE WILL
HOLD A PUBLIC HEARING ON
SEPTEMBER 17, 2012 AT 6:30PM
IN THE COUNCIL CHAMBER
LOCATED WITHIN DAPHNE
CITY HALL LOCATED ON 1705
MAIN STREET. There will be two
items discussed in this hearing.

#1- Consideration by the City
Council of a Formal Amendment.

The Daphne City Council is
requesting a formal program
amendment from the State of
Alabama, to reduce the total cost of
the Highway 64 Sewer project
which was funded with Community
Development Block Grant Funds
and local matching funds. The
project is complete and the total
cost of this project came in under
budget. Therefore the city will
reduce the grant funds and the
local matching funds by the same
proportion in order to maintain the
same grant match ratio that was
in the original project. There are no
other changes being considered.

#2- Discussion of the close out of
this project.

The second purpose of this
hearing will be to provide
information to the public about
CDBG project LR-CM-PF-09-004,
Highway 64 sewer extension. This
project was recently completed.

The purpose of this hearing is to
make available to the public the
close-out documents for this
project. All funds have been spent
and all activities are complete.
Records documenting the benefit of
low and moderate income persons
will be available for review.

This hearing will be accessible to
all people in attendance. If you

DM • GULF COAST NEWS

Bulletin Legals

have a disability which might
require special materials or
assistance please notify the city at
621-9000 at least 24 hours prior to
the meeting.

Bailey Yelding, Jr., Mayor
City of Daphne

The Bulletin
September 7, 2012

**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
September 10, 2012
4:00 P.M.

I. CALL TO ORDER/ROLL CALL

The meeting was called to order at 4:00 pm. Present were Chairman Derek Boulware, Councilwoman Tommie Conaway, Finance Director Kim Briley and Senior Accountant Suzâne Henson.

Councilman Ron Scott arrived at 4:15.

Also in attendance were Mayor Bailey Yelding, Human Resources Employee and Benefits Coordinator Sherree Hilburn, Public Works Director Richard Johnson, Revenue Officer Heather Gywnn , Civic Center Director Margaret Thigpen, Library Director Tonja Young, Police Captain Scott Taylor and Fire Chief James White.

II. PUBLIC PARTICIPATION

Tim Swanson spoke requesting expenditure reports. Mr. Tim Swanson asked general questions concerning different City Bank Accounts. Mrs. Briley explained the functions of each bank account. Mr. Swanson continued discussing his request for more detailed reports. Chairman Boulware recommended Mr. Swanson send his requests to Mayor Yelding so that the Mayor could coordinate with Mrs. Briley on distribution of the requested information.

III. HUMAN RESOURCES BUSINESS

A. Update on Human Resources Department Activity

Sherree Hilburn reviewed the Human Resource Report.

<u>Positions</u>	<u>Status</u>
GIS Technician	Date of Hire: 08/27/2012
PT Library Aide	Date of Hire: 08/27/2012
Solid Waste Worker	Date of Hire: 08/23/2012
PSW, Sr.	Promotion: 08/23/2012
Firefighter (2)	Date of Hire: 08/23/2012
Library Services Technician	Interviewing applicants
Communications Officer	Posted: Sept. 5 - Sept. 19
Public Service Worker	Posted: Sept. 5 – Sept. 19

No Safety meeting held.

Next safety committee meeting will be held September 26, 2012 at 10:00 a.m.

Human Resource projects include:

Conference Calls with Kronos.
Lifesouth Blood Drive, August 27, 2012
Personnel Handbook (revisions)
2012-2012 Flexible Spending Enrollment
Packets for new Council Members

B. Reclassification of Three Positions

Mrs. Hilburn reviewed three job positions:

- City Clerk – Total annual increase \$5,350.00
- Police Admin-Admin Secretary – Total annual increase \$3,580.00
- Planning Admin Tech – Admin Secretary – Total annual increase \$3,270.00

Mayor Yelding noted this is all the request for FY12 there would be more request presented for FY13.

Motion by Mr. Scott to recommend council adopt ordinance approving the following wage + benefits increases: City Clerk-Total increase \$5,350, Police Admin-Admin Secretary \$3580, Planning Admin-Admin Secretary \$3,270. Seconded by Mrs. Conway. Motion carried.

IV. CURRENT BUSINESS

A. Financial Reports

1. Treasurer's Report: August 31, 2012

The Treasurer's Report totaling \$18,192,429.52 was presented.

Mrs. Briley noted she is looking at a different way to invest monies from 2012 Construction Fund interest as current fund is bringing little interest.

Motion by Mr. Scott to accept the Treasurer's Report as of August 31, 2012, in the amount of \$18,192,429.52. Seconded by Mrs. Conway. Motion carried.

2. Sales and Use Taxes: July 31st, 2012

Sales and Use Tax Collected for July 2012	-	\$898,560.
Sales and Use Tax Budgeted for July 2012	-	<u>\$897,527</u>
Over Budget (for July)	-	\$ 1,033

YTD Budget Collections Variance – Over Budget - \$70,123.72

Mrs. Briley reviewed Sales Tax report and Mr. Scott noted that for FY13 Sales Tax budget reflects 100% of Eastern Shore Park in the General Fund due to refunding of the 2006 Limited Obligation Warrant. (*Warrants are now a general Obligation Warrant rather than a Limited Obligation Warrant*). Mrs. Briley explained the sales tax collection and debt payment process now that the refinancing is complete.

3. Lodging Tax Collections, July 31, 2012

The Lodging Tax Collections report shows \$79,417.80 collected for July 2012. Mrs. Briley noted collections are coming in close to budget.

4. Report: New Business Licenses – August 2012

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

5. Bills Paid Reports – August 2012

The Bills Paid Report was included in Packet #2.

B. Bids

1. 2012-P-Fire Pumper Truck

Seven bid invitations were sent out and two were received. Chief discussed that there are repairs being made to fire vehicles and stated that consideration needs to be given to purchasing two trucks instead of one. It was noted that it will take 8 months for delivery of a truck. Mrs. Briley noted that the truck bid is the truck that the Volunteer Firefighters will reimburse the city for. Mr. Scott asked for schedule on what volunteers have donated to the City.

Motion by Mr. Scott to recommend Council adopt a resolution awarding bid 2012-P-Fire Pumper Truck to Sunbelt Fire in the amount of \$373,310. Seconded by Ms. Conaway. Motion carried.

2. 2012-Q-Safety Shoes/Boots

Ten bid invitations were mailed out and two were received, one being a no bid. Ms. Henson noted that this was the re-bid of the bid that was previously rejected since the bidder's location exceeded the miles listed in the specifications. Mr. Johnson explained that one employee may have to make multiple trips to be fitted and to pick up the shoes so the distance of the awarded vendor's store is important. A recommendation from Mr. Johnson to accept the bid from Eastern Shore Shoe Hospital was included in the packet.

Motion by Mrs. Conaway to recommend Council adopt a resolution awarding bid 2012-Q-Safety Shoes/Boots to Eastern Shore Shoe Hospital as bid. Seconded by Mr. Scott. Motion carried.

C. ATRIP Grant Update-Updated Resolution

Mr. Johnson presented an updated spread sheet of projects and reviewed the list. Mr. Johnson noted that ROW acquisition cost are not reimbursable by the ATRIP grant. Mr. Johnson discussed that a new project that is not on the original list is County Road 13. He explained that this project is needed and meets ATRIP requirements. Mr. Johnson further discussed Lake Forest bridge replacement on Bayview at Lake Forest Lake. Discussion continued on the project list and the 80/20 split.

Motion by Mr. Scott to recommend Council approve updated resolution authorizing the Mayor to apply for ATRIP Grant funding for the listed infrastructure needs throughout the city Seconded by Ms. Conaway. Motion carried.

D. CDBG Resolution #2012-66

Mrs. Briley explained that Ordinance 2012-66 should not have been adopted at the previous meeting. Ms. Briley noted that a public hearing has to be held before the resolution can be adopted so this resolution needs to be rescinded. Ms. Briley noted that a public hearing is scheduled during next Monday's Council meeting, September 17, 2012. The resolution may be adopted after that public hearing.

V. OLD BUSINESS

Mrs. Briley noted everything is complete on the audit except the response from the City Attorney concerning pending litigation. Mr. Boulware noted he would get with Mr. Ross on getting this information to the auditors so the audit can be completed.

VI. ADJOURN

The meeting was adjourned at 4:50 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

September 6, 2012

HUMAN RESOURCES DEPARTMENT
ACTIVITY REPORT

Positions

Status

GIS Technician	Date of Hire: 08/27/2012
PT Library Aide	Date of Hire: 08/27/2012
Solid Waste Worker	Date of Hire: 08/23/2012
PSW, Sr.	Promotion: 08/23/2012
Firefighter (2)	Date of Hire: 08/23/2012
Library Services Technician	Interviewing applicants
Communications Officer	posted: Sept. 5 - Sept. 19
Public Service Worker	posted: Sept. 5 – Sept. 19

Safety Committee Meeting:

No Safety meeting held on August 29, 2012 due to Hurricane Isaac.

Next safety committee meeting will be September 26, 2012 at 10:00 a.m.

Human Resources Projects:

- Conference calls with Kronos regarding new server and upgrades.
- LifeSouth was scheduled at City Hall for blood drive on Monday, August 27 from 10:00 a.m. – 3:00 p.m.
- Reviewing Personnel Handbook (revisions needed)
- 2012-2013 Flexible Spending enrollment – (Representative at City Hall on Wed. Sept. 12)
- Packets made for new Council Members – (Personnel Handbooks, tax forms, etc.)

Human Resources Department
P.O. Box 400 Daphne, Alabama 36526
Phone: (251) 621-3075 • Fax: (251) 621-4506

Bailey Yelding, Jr.
Mayor

Vickie Hinman
Human Resources Director



The Jubilee City

Sherree Hilburn
Payroll and Benefits Coordinator

Michele Hanson
Human Resources Assistant

TO: Mayor Yelding
FROM: Vickie Hinman
Human Resources Director
RE: Reclassification of (3) positions
DATE: July 10, 2012

KIM
CP 9 comprehensive position questions

I have received the response from the Archer Company for three (3) positions reviewed for reclassification. One is the City Clerk's position. The response from the Archer Company recommends the position for City Clerk be upgraded from a Grade 23 to a Grade 26. The City Clerk is currently a Grade 23, Step 20 and annual salary of \$58,826. With the recommended change, the City Clerk's pay grade would change to a Grade 26, Step 20 and annual salary of \$63,489. **This is an annual salary increase of \$4,663.00.**

The other two positions submitted for reclassifications are both Administrative Technician positions. Both of these positions are being recommended by the Archer Company for reclassification to Administrative Secretary. One of the employees' is Teresa (Tessa) Allen in the Police Department. Tessa provides the administrative support for grant efforts and compiling the department's uniform crime reporting statistics. She is currently a Grade 9, Step 9 at an hourly rate of \$14.26 and the reclassification would change to a Grade 10, Step 12 and hourly rate of \$15.87. **This is an annual salary increase of \$3,348.80.**

The other Administrative Technician, Patricia Houston, recommended for reclassification to Administrative Secretary is in the Community Development Department. Patricia Houston's responsibilities increased when the staff was reduced by one employee in 2009. Ms. Houston now performs all administrative support for the department. She is currently a Grade 9, Step 16 at an hourly rate of \$16.52 and the reclassification would change to a Grade 10, Step 18 and hourly rate of \$17.89. **This is an annual salary increase of \$2849.60.**

I have attached a copy of the responses from the Archer Company regarding each reclassification. Please let me know if you have any questions. Thank you.

Fire Lt. (3) Total 14,242.50
Clerk Planning Police Total 10,861.40

Human Resources Department
P.O. Box 400 Daphne, Alabama 36526
Phone: (251) 621-3075 • Fax: (251) 621-4506



Corporate Headquarters:
Charlotte, NC - Rock Hill, SC
454 South Anderson Road, STE 255
Rock Hill, South Carolina 29730
(803) 366-2400 • Fax (803) 366-1042

Atlanta, Georgia:
115 Lanella Parkway
Conyers, Georgia 30013
(770) 850-8614

Columbus, Ohio:
7652 Sawmill Road, Suite 295
Dublin, OH 43016
(614) 891-7034

Chicago, Illinois:
1033 Skokie Blvd, Suite 750
Northbrook, IL 60062-4133
(847) 513-5516

Affiliates in:
California
Colorado
Virginia

June 22, 2011

Vickie C. Hinman, Interim Director
Daphne Human Resources
PO Box 400
Daphne, Alabama 36526

Re: Evaluation for City Clerk

Dear Vickie:

Per your request, the Archer Company has reviewed the information submitted in the questionnaire for the City Clerk classification. We utilized the Archer Job Evaluation System in order to objectively evaluate the classifications and place them in a recommended pay grade; this is in keeping with the methodology used to make recommendations for all of the positions in the City's pay plan. Our recommendations are as follows:

Observations & Analysis:

- This job was originally evaluated and placed in grade 23 without the benefit of a questionnaire completed by the employee; the job was evaluated on the strength of the consultant's experience and knowledge of similar classifications with input from the City regarding overall placement. While the incumbent did complete a questionnaire for this review, it is noted that the information in the questionnaire is sparse and the essential functions are very broadly defined (e.g. we take "City Council" to mean providing administrative support to the Council, attending meetings to take minutes and record actions, etc.).
- The Evaluation was revised to afford every possible bit of credit for the duties and responsibilities of this position, giving full deference to the information submitted in the questionnaire.
- Seventy-five percent (75%) of this job reflects the traditional duties and responsibilities of a City Clerk. While this is predominantly routine secretarial and administrative work, it is acknowledged that a high degree of diligence is required as this work represents significant potential liability to municipal operations.
- Even though they represent a small portion of this position's responsibility (25%), the job evaluation reflects what we consider to be the more complex and responsible aspects of the job (i.e. managing city elections, grants writing/management, lobbying, and press relations).
- This position is a first line supervisor over one City employee but exercises direct supervision over a larger group of poll workers for very limited periods of time. Because of this fact, and with recognition that this position is called to interact extensively with various officials and the public, the evaluation for human interaction was increased to reflect a management level over a large group of workers and a high level of public relations for the City.
- This class was evaluated at a higher level for equipment utilization due to the implementation of electronic council packets, online access to agendas and minutes, and the database for city records.
- While the employee has both a Masters and a Bachelor's degree, neither is required for the job; a High School diploma is sufficient for this classification. However, the class has been evaluated at an Associate's degree level to account for the additional certification and training.

- The questionnaire indicates that a Master Municipal Clerk (MMC) certification should be required for this class, however we do not agree. The Certified Municipal Clerk (CMC) designation should be included as part of the minimum qualifications; the MMC can be listed as a preferred certification.

Recommendation: On the strength of these observations and the job evaluation, we recommend the following:

- Increase the pay grade for 0022 City Clerk from grade 23 to grade 26.

Thank you for your continued interest in working with the Archer Company to maintain the county's pay plan. If you have any questions or require further assistance, please do not hesitate to call me.

Sincerely,



Chip King
Regional Director

Enclosures
/ck



Corporate Headquarters:
Cherokee, NC • Rock Hill, SC
151 South Anderson Road, Bldg. 356
Rock Hill, South Carolina 29730
(803) 366-2400 • Fax (203) 366-1982

Atlanta, Georgia:
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Convers, Georgia 30013
(770) 860-8514

Columbus, Ohio:
7652 Sawmill Road, Suite 205
Dublin, OH 43016
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Chicago, Illinois:
1033 Biddle Blvd, Suite 350
Northbrook, IL 60062-4133
(847) 515-5516

Affiliates in:
California
Colorado
Virginia

June 22, 2011

Vickie C. Hinman, Director
Daphne Human Resources
PO Box 400
Daphne, Alabama 36526

Re: Reclassification Request for Teresa Allen

Dear Vickie:

Per your request, the Archer Company has reviewed the request submitted by Teresa Allen for reclassification of her position. We utilized the Archer Job Evaluation System in order to objectively evaluate the classifications and place them in a recommended pay grade; this is in keeping with the methodology used to make recommendations for all of the positions in the City's pay plan. Our recommendations are as follows:

Reclassify the position held by Teresa Allen from 0010 Administrative Technician to 0015 Administrative Secretary (grade 10): This recommendation is made on the strength of some of the more complex functions performed by Ms. Allen; providing administrative support for grants efforts and compiling the department's uniform crime reporting statistics take up approximately 35% of this positions' workload.

Thank you for your continued interest in working with the Archer Company to maintain the county's pay plan. If you have any questions or require further assistance, please do not hesitate to call me.

Sincerely,

Chip King
Regional Director

Enclosures
/ck



Corporate Headquarters:
Charlotte, NC / Rock Hill, SC
454 South Anderson Road, BTC 556
Rock Hill, South Carolina 29730
(803) 366-2400 • Fax (803) 366-1082

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Chicago, Illinois:
1033 Skokie Blvd, Suite 350
Northbrook IL 60062-4133
(847) 513-5516

Affiliates in:
California
Colorado
Virginia

June 22, 2011

Vickie C. Hinman, Director
Daphne Human Resources
PO Box 400
Daphne, Alabama 36526

Re: Reclassification Request for Patricia Houston

Dear Vickie:

Per your request, the Archer Company has reviewed the request submitted by Patricia Houston for reclassification of her position. We utilized the Archer Job Evaluation System in order to objectively evaluate the classifications and place them in a recommended pay grade; this is in keeping with the methodology used to make recommendations for all of the positions in the City's pay plan. Our recommendations are as follows:

Reclassify the position held by Patricia Houston from 0010 Administrative Technician to 0015 Administrative Secretary (grade 10): This recommendation is made on the strength of the fact that this position now performs all administrative support for the department due to elimination of another administrative support position. Because of the relatively small size of the department (and the complexities that correlate to the larger size, this position does not reach the Administrative Assistant level which is reserved for those position supporting the City's largest departments. The duties and responsibilities for the position fit well within the scope of work for the Administrative Secretary class.

Thank you for your continued interest in working with the Archer Company to maintain the county's pay plan. If you have any questions or require further assistance, please do not hesitate to call me.

Sincerely,

Chip King
Regional Director

Enclosures
/ck

TREASURER'S REPORT

As of August 31, 2012

TO: FINANCE COMMITTEE

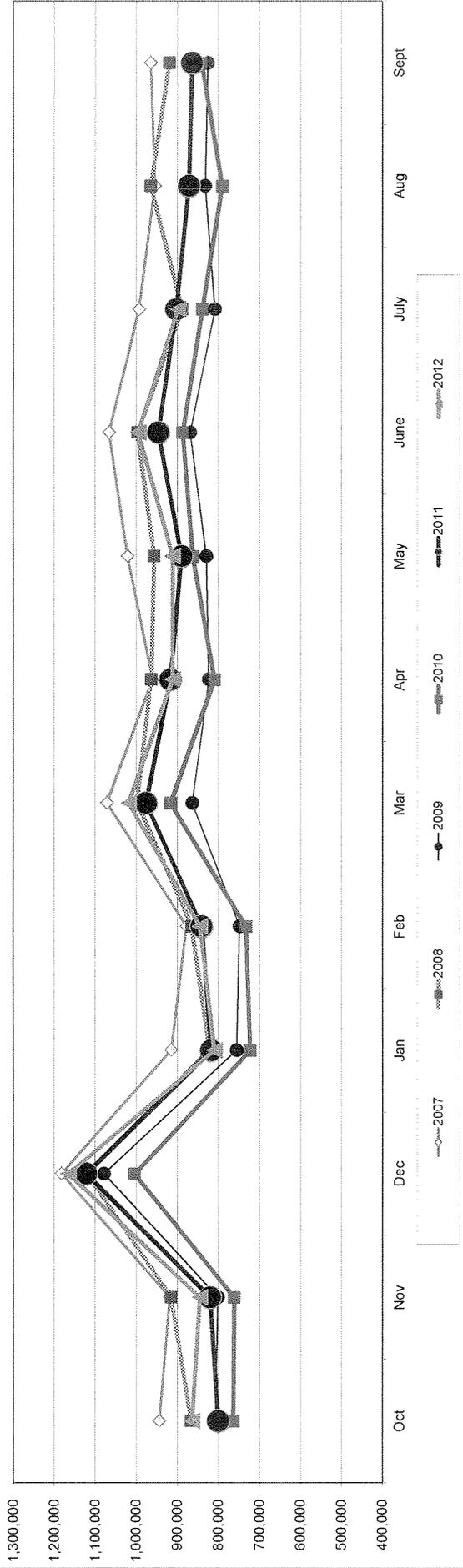
FROM: KIMBERLY BRILEY, FINANCE DIRECTOR/TREASURER

<u>ACCT TITLE</u>	<u>BANK</u>	<u>BALANCE</u>
GENERAL FUND & ENTERPRISE FUNDS		
MMA ACCT	COMPASS	\$5,989,108.58
OPERATING ACCT	COMPASS	(\$259,941.49)
PAYROLL ACCT	COMPASS	\$0.00
		<u>\$5,729,167.09</u>
INVESTMENT FUND	RAYMOND JAMES (investment \$4,828,875.15)	\$5,202,414.96
AGENCY FUNDS		
MUNICIPAL COURT	COMPASS	\$373,966.42
SPECIAL REVENUE FUNDS		
SAIL SITE	PNC BANK	\$11,695.66
4 CENT GAS TAX	PNC BANK	\$400,567.55
7 CENT GAS TAX	PNC BANK	\$330,674.33
		<u>\$742,937.54</u>
CAPITAL PROJECT FUNDS		
CAPITAL RESERVE	WELLS FARGO	\$571,403.93
2006 CONSTRUCTION	WELLS FARGO	\$718,361.77
2012 CONSTRUCTION	REGIONS	\$3,008,520.42
		<u>\$4,298,286.12</u>
DEBT SERVICE FUNDS		
DEBT SERVICE	WELLS FARGO	\$1,363,300.95
2006 DEBT SERVICE	PNC	\$482,356.44
		<u>\$1,845,657.39</u>
		<u>\$18,192,429.52</u>

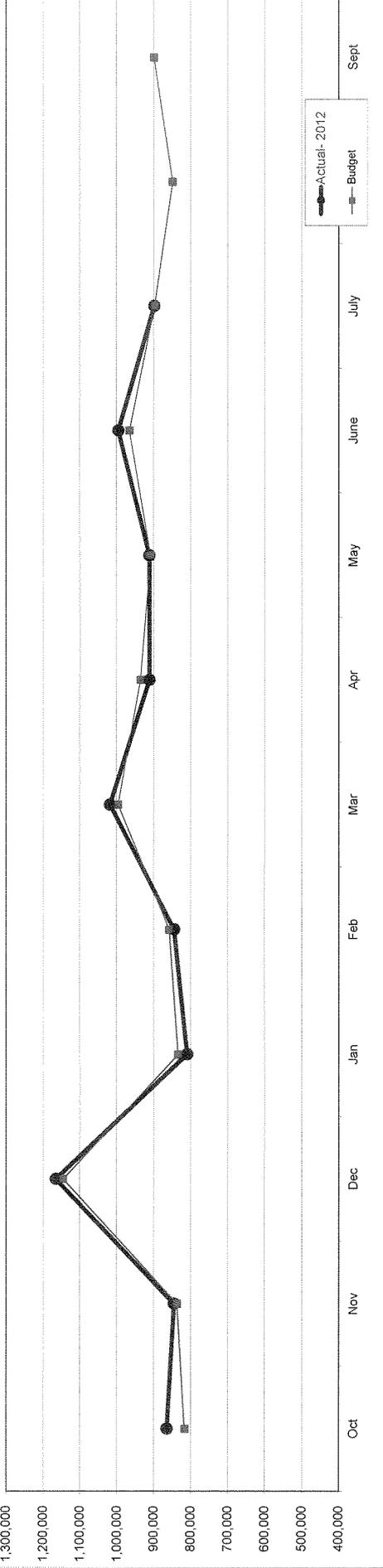
PRIOR YEAR BALANCE: August 31, 2011

\$17,906,628.30

Sales & Use Tax Comparisons



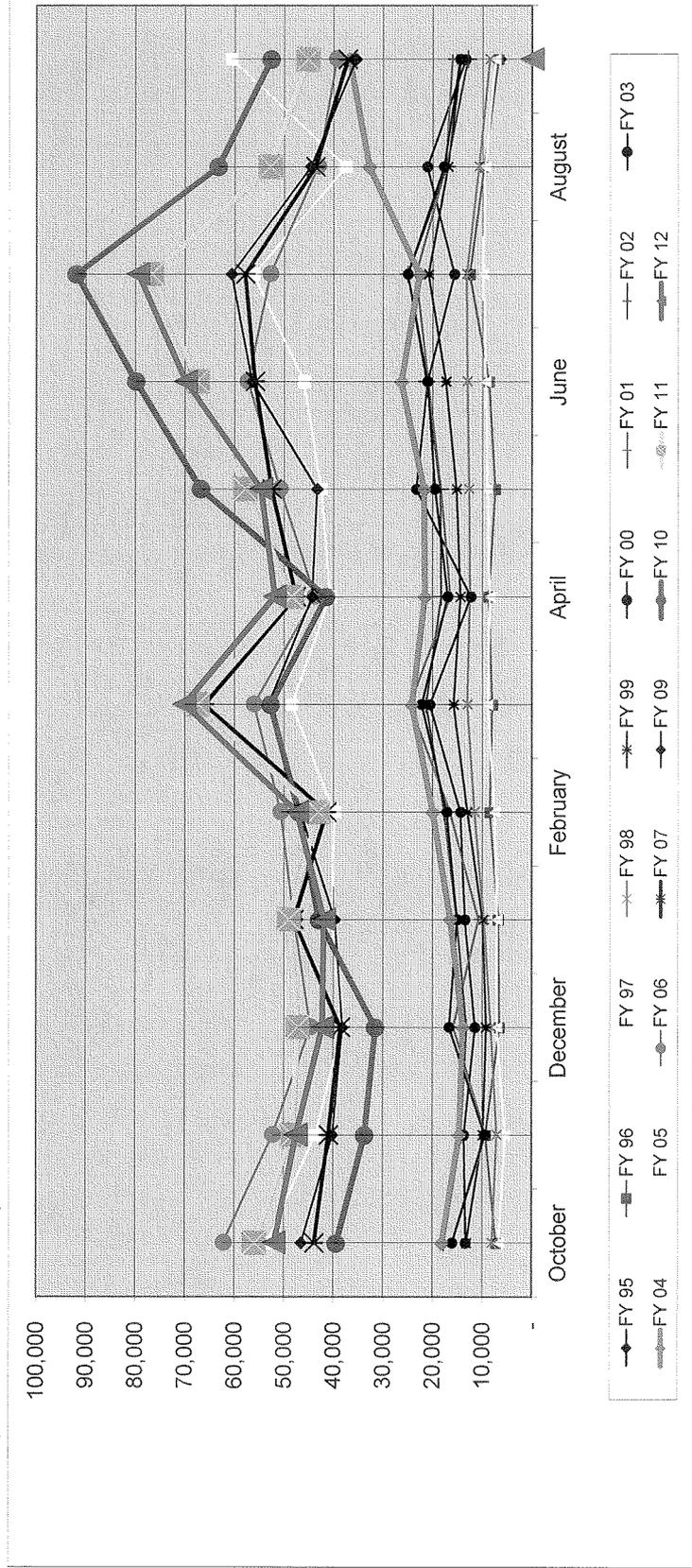
Fiscal 2012: Sales & Use Tax Budget vs. Actual Comparison



Monthly Lodging Tax Collections

	FY 01	FY 02	FY 03	FY 04	FY 05	FY 06	FY 07	FY 08	FY 09	FY 10	FY 11	FY 12
October	16,021.98	17,757.16	16,103.81	18,110.90	53,490.95	62,191.49	43,874.01	46,360.47	46,543.20	39,405.56	56,001.39	52,002.53
November	9,378.73	14,346.00	9,488.82	14,652.46	43,652.17	52,326.23	41,028.15	42,599.84	40,178.69	33,763.37	48,329.73	47,568.08
December	15,885.37	13,257.40	16,693.64	13,940.92	38,197.96	44,694.55	38,605.47	31,081.14	38,144.69	31,571.38	47,210.56	42,279.22
January	10,802.39	15,150.55	15,089.26	16,416.20	40,334.81	48,014.80	48,012.19	45,607.80	39,706.04	42,883.70	49,006.12	41,917.34
February	16,482.91	17,680.30	17,174.37	19,952.91	39,797.68	50,684.11	41,381.78	47,340.33	46,699.01	46,998.32	43,052.68	47,346.50
March	24,601.77	21,371.61	22,248.25	24,206.01	48,474.92	56,076.62	66,060.49	53,123.15	53,230.85	52,771.52	67,422.43	70,058.33
April	16,532.24	18,354.06	16,974.57	21,626.29	40,666.33	43,813.91	47,594.84	46,736.02	44,277.75	41,531.05	48,487.83	51,939.06
May	18,386.51	18,526.24	19,610.83	21,785.09	42,479.97	50,871.74	52,564.61	46,145.12	43,293.74	66,820.96	57,880.48	54,740.45
June	20,948.57	21,322.07	21,031.35	26,336.81	46,037.59	57,338.25	55,924.22	64,626.19	56,494.11	79,822.84	67,544.77	69,822.91
July	23,389.72	25,013.71	25,026.81	22,654.15	56,266.23	52,752.31	57,842.80	62,035.23	60,619.78	91,906.47	76,631.86	79,417.80
August	17,432.39	17,223.03	17,749.12	32,788.35	37,501.21	43,139.77	43,701.41	55,792.89	44,636.82	63,323.58	52,820.33	-
September	16,116.04	12,997.60	14,563.86	36,847.13	60,635.33	39,398.90	37,180.99	49,698.91	35,430.62	52,662.79	45,216.75	-
Total	205,978.62	212,999.73	211,754.69	269,317.22	547,535.15	601,302.68	573,770.96	591,147.09	549,255.30	643,461.54	659,604.93	557,092.22

Ord 1997-28 adopted December 8, 1997 incr levy from 3% to 4%.



NEW BUSINESSES

August-12

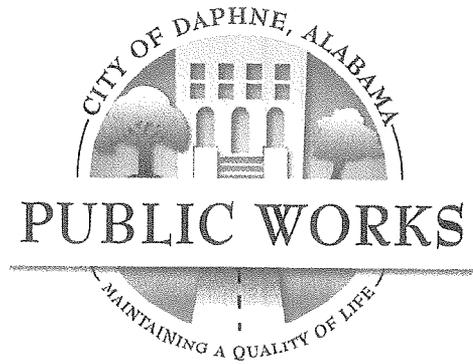
CITY LIMITS		CONTRACTORS	
RETAILERS		24/7 ALL SERVICES LLC	1
DOLLAR TREE # 4969	1	S & N ELECTRIC	1
THE CURIO CABINET	1	COASTAL BRUSH CUTTING LLC	1
LIQUOR BUTT & BREWS	1	ETHERIDGE CONSTRUCTION INC	1
ALL OTHER		SIGN PRO	1
LEAPINGWARE	1	SOLID ROCK LANDSCAPING	1
ANNAMALAI NADARAJEN	1	WALSH LANDSCAPING LLC	1
JAMES R DEATHERIDGE	1	FORTUNA INVESTMENTS	1
WILLIAM T FERGUS	1	J.W. DUNNWRIGHT CONSTRUCTION	1
NILEX	1	DR HORTON - HUNTSVILLE	1
GO TO PRESS	1	LINDSEY LANDSCAPING LLC	1
KRAZY CAJUN SEAFOOD	1	ANDERSON & ASSOCIATES	1
CHEMICAL BROKERS & EQUIPMENT	1	FULCRUM CONSTRUCTION GROUP	1
FAC	1	R & R MAINTENANCE	1
PREMIER DAPHNE OPTICAL	1	QUALITY ACOUSTICS & DRYWALL	1
TKR HEALTH & FITNESS	1	BLOOMING LANDSCAPES	1
POSH NAIL & SPA	1	MALONE'S VINYL SIDING	1
TEG INDUSTRIAL COMMUNICATIONS	1	TOTAL CONTRACTORS	17
VANESSA THOMAS	1		
TOTAL CITY LIMITS		INSURANCE	
	17		
OUTSIDE CITY LIMITS		TOTAL INSURANCE	
JUBILEE PHOTOGRAPHY	1		0
CHOFFY LLC	1	TOTAL NEW BUSINESSES IN DAPHNE	52
ORIGAMI OWL	1		
W.B. MASON CO INC	1	CLOSED BUSINESSES IN DAPHNE	
NOT TRASH2ALL	1	ANDREWS IMPORTS INC	1
ALPHA BONDING LLC	1	TOTAL CLOSED BUSINESSES IN DAPHNE	1
MARKS MODEL FURNITURE	1		
POP VINYL LLC	1		
COMMUNICATION CENTER	1		
JACKSON KEY PRACTICE SOLUTIONS	1		
TAW POWER SYSTEMS INC	1		
BIG D'S HOT DOGS	1		
THE COURTYARD MANOR	1		

Bailey Yelding
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 Reese
District 4

Ronald Scott
District 5

Derek Boulware
District 6

August Palumbo
District 7

To: Suzanne Henson
Senior Accountant

From: Richard D. Johnson
Public Works Director

Date: September 5, 2012

Re: 2012-Q-SAFETY SHOES/BOOTS

The Finance Department and Public Works sent out requests for bids for Safety Shoes/Boots. One bid was received from Eastern Shore Shoe Hospital. This bid meets all of our specifications and the pricing is competitive.

I, therefore, recommend to this Committee that we accept the City of Daphne BID 2012-Q-Safety Shoes/Boots from Easter Shore Shoe Hospital.

Please contact me should you have any questions regarding this bid award.

RDJ:swc

CITY OF DAPHNE
2012-Q-SAFETY SHOES/BOOTS
AUGUST 29, 2012
11:30AM
CITY HALL

Those present were as follows:

Sandi Cushway	Executive Assistant
Duke Crutchfield	Mechanical Maintenance Supervisor
Suzanne Henson	Senior Accountant

10 bid invitations were mailed/picked up, 2 sealed bids were received.
Ms. Cushway opened the bids presented and the bids were read aloud as follows:

<u>VENDOR</u>		<u>AMOUNT</u>
Eastern Shore Shoe Hospital	8" Boot	\$120.00
	8" Waterproof Boot	\$120.00
	6" Boot	\$115.00
	6" Waterproof Boot	\$115.00
	Shoe	\$109.00
	Waterproof Shoe	\$109.00

Aramark (called and advised they were bidding, but did not submit a bid) No Bid



Suzanne Henson, Senior Accountant

New Bid

CITY OF DAPHNE
2012-O-SAFETY SHOES/BOOTS
JULY 9, 2012
11:30AM

Those present were as follows:

Sandi Cushway PW Administrative Assistant
 Suzânnne Henson Senior Accountant

11 bid invitations were mailed/picked up, 1 sealed bids were received.
 Ms. Sandi Cushway opened the bids presented and the bids were read aloud as follows:

<u>VENDOR</u>		<u>AMOUNT</u>
Safety shoe Plus	8" Boot	\$ 94.00
	8" Waterproof Boot	\$ 99.00
	6" Boot	\$ 85.00
	6" Waterproof Boot	\$ 94.00
	Shoe	\$ 79.00
	Waterproof Shoe	\$ 85.00

Rejected
 100% mile beyond 25 mile
 Distance Requirement

Suzânnne Henson, Senior Accountant

City of Daphne Fire Department
MEMORANDUM

Date: September 5, 2012
To: Finance Committee
From: Chief White 
Subject: Fire Truck Bids

After carefully reviewing the submitted bids, it is the recommendations of the Fire Department to select Sunbelt Fire who was the lowest bidder. They also had no exceptions to the specifications.

CITY OF DAPHNE
2012-P-FIRE PUMPER TRUCK
AUGUST 29, 2012
11:30AM
CITY HALL

Those present were as follows:

Andy Ray	Battalion Chief
Chief White	Fire Department
Duke Crutchfield	Mechanical Maintenance Supervisor
Suzanne Henson	Senior Accountant

7 bid invitations were mailed/picked up, 2 sealed bids were received.

Chief White opened the bids presented and the bids were read aloud as follows:

<u>VENDOR</u>		<u>AMOUNT</u>
NAFECO	2013 KME Predator Panther Custom Pumper	\$377,679.00
Sunbelt Fire	2013 E-one class A Pumper	\$373,310.00



Suzanne Henson, Senior Accountant

RESOLUTION # 2012-66

AUTHORIZING A FORMAL PROGRAM AMENDMENT TO THE CITY OF DAPHNE'S CDBG GRANT #LR-CM-PF-09-004- Sewer Extension to Highway 64

WHERE AS, the State of Alabama has made a grant to the City of Daphne in the amount of \$500,000 with the City's commitment to provide a cash match of \$1,008,000 to extend the sanitary sewer to the residents along Highway 64; and

WHERE AS, the City of Daphne desires to formally amend this project to reduce the amount of grant funds and matching funds proportionally. The project is now complete and was completed under budget, therefore the full amount of grant funds and matching funds will not be needed; and

WHERE AS, the public was informed about the proposed formal amendment in a public hearing held on September 17, 2012 at Daphne's City Hall.

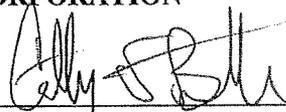
WHERE AS, the revised total project cost is \$1,187,107 with \$397,690 in grant funds and \$789,417 in matching funds provided by the City of Daphne.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Daphne, AL that the formal program amendment has been submitted, is hereby approved and authorizes the Mayor to sign all appropriate grant application forms.

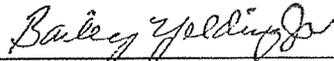
Motion to approve the foregoing resolution and authorize the Mayor to sign all appropriate grant application forms was made by Council Person Scott , was seconded by Council Person Lake and was approved by the Council on this the 4th day of September, 2012.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS 4TH DAY OF SEPTEMBER, 2012.

**CITY OF DAPHNE, ALABAMA
AN ALABAMA MUNICIPAL
CORPORATION**

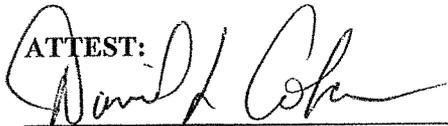


**CATHY S. BARNETTE,
COUNCIL PRESIDENT**



**BAILEY YELDING JR.,
MAYOR, CITY OF DAPHNE**

ATTEST:



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

EXHIBIT "A"

Updated City of Daphne ATRIP Projects - 2012-2013

Order/ App Date	Project	Mileage	Construction	Engineering		Utility Relocations	R.O.W. Acquisition	Total	Cost-Sharing*		
				Survey & Design	Testing & CE&I				State/AT/TP	City	County
#1 October 2012	Proposed Project 2013-A: Intersection of CR13 and Cr 64 - Round-A-Bout - Partnering with Baldwin County	0.25	\$800,000.00	\$135,000.00	\$121,250.00	\$175,000.00	\$195,000.00	\$1,426,250.00	\$737,000.00	\$344,625.00	\$344,625.00
#2 October 2012	Proposed Project 2013-E: Lake Forest - Bridge Replacement on Bayview at Lake Forest Lake - Severely Limited Bridge - Current: 38' Span & 25' Width	0.25	\$300,000.00	\$33,000.00	\$45,000.00	\$0.00	\$0.00	\$378,000.00	\$276,000.00	\$102,000.00	\$0.00
#3 October 2012	Proposed Project 2013-F: County Road 13 - Resurfacing, Restoration and Rehabilitation (RRR Project), 2.5 Miles (County Road 64 to Lawson Rd/Champions Way) Project includes base repairs, asphalt resurfacing, striping/markings, and addition of bike lanes	2.5	\$1,062,100.00	\$79,657.50	\$159,315.00	\$0.00	\$0.00	\$1,301,072.50	\$977,132.00	\$323,940.50	\$0.00
#4 October 2012	Proposed Project 2013-G: North Main Street and Park Drive - Resurfacing, Restoration and Rehabilitation (RRR Project), 3.38 Miles (Pollard Rd to Jubilee Square) Project includes base repairs, asphalt resurfacing, and striping/markings	3.38	\$1,044,400.00	\$78,330.00	\$156,660.00	\$0.00	\$0.00	\$1,279,390.00	\$960,848.00	\$318,542.00	\$0.00
#5 March 2013	Proposed Project 2013-H: County Road 13 - Resurfacing, Restoration and Rehabilitation (RRR Project), 1.1 Miles (Lawson Rd/Champions Way to US Hwy 90) Project includes base repairs, asphalt resurfacing, striping/markings, and addition of bike lanes	1.1	\$472,000.00	\$42,480.00	\$70,800.00	\$0.00	\$0.00	\$585,280.00	\$434,240.00	\$151,040.00	\$0.00
#6 March 2013	Proposed Project 2013-I: Lake Forest - 1.25 Miles (Ridgewood Drive - Windsor to Bayview and Windsor to North Main) Project includes base repairs, drainage, asphalt resurfacing, concrete valley gutter, median curbing & landscaping	1.25	\$1,375,312.00	\$116,901.52	\$206,296.80	\$0.00	\$0.00	\$1,698,510.32	\$1,265,287.04	\$433,223.28	\$0.00
#7 March 2013	Proposed Project 2012-E: Johnson Road Extension to County Road 13 - Bottom Crossing with Bridge	1.74	\$1,341,105.30	\$113,993.95	\$201,165.80	\$0.00	\$72,000.00	\$1,728,265.05	\$1,233,816.88	\$494,448.17	\$0.00
October 2012 Submittals Totals:		6.38	\$3,206,500.00	\$325,987.50	\$482,225.00	\$175,000.00	\$195,000.00	\$4,384,712.50	\$2,950,980.00	\$1,089,107.50	\$344,625.00
March 2013 Submittals Totals:		4.09	\$3,188,417.30	\$273,375.47	\$478,262.60	\$0.00	\$72,000.00	\$4,012,055.37	\$2,933,343.92	\$1,078,711.45	\$0.00
Totals:		10.47	\$6,394,917.30	\$599,362.97	\$960,487.60	\$175,000.00	\$267,000.00	\$8,396,767.87	\$5,884,323.92	\$2,167,818.95	\$344,625.00

Miles	Construction	Surv. & Design	Testing & CE&I	Utility	R.O.W.	Project Totals	State Match	City Match	County Match
6.38	\$3,206,500.00	\$325,987.50	\$482,225.00	\$175,000.00	\$195,000.00	\$4,384,712.50	\$2,950,980.00	\$1,089,107.50	\$344,625.00
4.09	\$3,188,417.30	\$273,375.47	\$478,262.60	\$0.00	\$72,000.00	\$4,012,055.37	\$2,933,343.92	\$1,078,711.45	\$0.00
10.47	\$6,394,917.30	\$599,362.97	\$960,487.60	\$175,000.00	\$267,000.00	\$8,396,767.87	\$5,884,323.92	\$2,167,818.95	\$344,625.00

* Sponsor responsible for 100% of Survey & Design, Utility Relocations, and R.O.W. Acquisitions and 20% of Testing, CE&I, and Construction

**Engineering Survey and Design Fee Schedule (% of Construction Cost): < \$250K - 12.5%, \$251K << \$499K - 11.0%, \$500K << \$999K - 9.5%, \$1.0M << \$1.499M - 8.5%, > \$1.50M - 7.5%
 Note: For RRR (Resurfacing, Restoration and Rehabilitation) Projects - Decrease by One (1%) Percentage Point - Testing & CE&I for Federal Funded Projects - 15% Unless Otherwise Noted **City Projects Only

RESOLUTION 2012-19

RESOLUTION TO AUTHORIZE THE MAYOR & THE DIRECTOR OF PUBLIC WORKS TO APPLY FOR THE STATE OF ALABAMA'S TRANSPORTATION REHABILITATION AND IMPROVEMENT PROGRAM (ATRIP)

WHERE AS, Governor Robert Bentley on behalf of the State of Alabama procured approximately \$200 million to \$300 million dollars from the Federal Government and with those funds created the ATRIP Grant to assist cities and counties throughout Alabama with urgent transportation infrastructure needs to be awarded and distributed in three phases with the following cost sharing methodology:

80% Federal / 20% City split, with the City responsible for all related engineering & design costs.

WHERE AS, the Mayor and Director of Public Works have identified specific transportation infrastructure needs throughout the City of Daphne as follows:

Phase 1 - Application due 3/31/2012			
Project	Total Cost	80% Federal	20% City + Eng/Design
#2012-B : Main Street/Holly Cross to Bayfront	\$676,332	\$520,414	\$155,918
#2012-C: Well Road Extension (PW to CR13)	\$196,597	\$139,734	\$56,863
Profit Dr. Extension (Profit Rd. to Johnson Rd.)	\$294,751	\$219,677	\$75,073
Johnson Rd. Extension to CR13	\$1,652,315	\$1,243,284	\$409,031
PHASE 1 TOTALS:	\$2,819,995	\$2,123,110	\$696,886

Phase 2 - Application due 10/31/2012			
Project	Total Cost	80% Federal	20% City + Eng/Design
Round-A-Bout: CR13/CR64	\$630,000	\$444,000	\$186,000
Lake Forest: Ridgewood Dr. - North Route	\$1,429,964	\$1,074,938	\$355,025
Johnson Rd. Extension to CR13 to SR181	\$965,580	\$708,624	\$256,956
PHASE 2 TOTALS:	\$3,025,544	\$2,227,566	\$797,981

Phase 3 - Application due 3/31/2013			
Project	Total Cost	80% Federal	20% City + Eng/Design
Lake Forest: Bayview & Ridgewood Dr. - South Route	\$2,502,436	\$1,881,142	\$621,295
Lake Forest: Bridge Replacement Bayview/Lake Forest	\$1,170,000	\$876,000	\$294,000
PHASE 3 TOTALS:	\$3,672,436	\$2,757,144	\$915,295

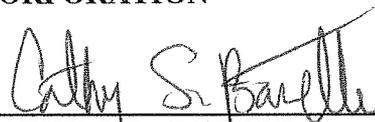
TOTAL ATRIP GRANT APPLICATION:	\$9,517,975	\$7,107,814	\$2,410,162
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**
Original
Resolution*

BE IT RESOLVED by the City Council (the "Council") of Daphne, Alabama (the "City"), with the understanding of the City's financial responsibilities toward the grant if awarded, the Mayor and the Director of Public Works are hereby authorized to apply for all three phases of the ATRIP Grant. If awarded, the Council's approval via ordinance will be necessary to appropriate the funds equal to 20% of the total construction expenses plus all related engineering costs for each approved project.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS 5TH DAY OF MARCH, 2012.

**CITY OF DAPHNE, ALABAMA
AN ALABAMA MUNICIPAL
CORPORATION**



**CATHY S. BARNETTE,
COUNCIL PRESIDENT**



**BAILEY YELDING, JR.,
MAYOR, CITY OF DAPHNE**

ATTEST:



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

**CITY OF DAPHNE
PUBLIC WORKS COMMITTEE MEETING**

Time: 5:00 PM on August 20, 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 August meeting of the Public Works Committee was called to order at 5:00 PM

Present: Councilwoman Tommie Conaway, Councilwoman Cathy Barnette, Richard D. Johnson-Director Public Works, Sandra Cushway-PW Administrative Assistant, Jaye Robertson-HMR, Randy Davis-Volkert Engineering

II. PUBLIC PARTICIPATION & CORRESPONDENCE

- A. **Work Request Report** – July reports reviewed.
- B. **Vehicle/Equipment Maintenance Report** – July & YTD reports reviewed. Richard noted that the Fire Department has a pumper go down and the garbage compactor went down on both recycle trucks. They went back to factory for repairs. We were not charged for \$12K in repairs.
- C. **Public Participation** – None
- D. **Correspondence** – Elizabeth Tonsmeire (Pelican Bay Apartments) Correspondence reviewed and noted.
- E. **Correspondence** – St. Paul’s Episcopal Church re: Tracey Miller. Correspondence reviewed and noted.
- F. **Correspondence** – Johnson Family. Correspondence reviewed and noted.

III. OLD BUSINESS

- A. **Minutes – July 16, 2012. Motion made by Councilwoman Barnette to accept the minutes as presented. Motion seconded by Councilman Lake. Motion carried.**
- B. **Mosquito Reports** – Report reviewed.
- C. **Street Sweeper Reports** – July report reviewed.

IV. NEW BUSINESS

- A. Update and preliminary presentation of city-wide street evaluations. (Separate handout). Richard reported that Public Works is working on an in-house evaluation of every city maintained street in Daphne. (Evaluation form passed out). Information obtained is being entered into an Access database. We will be able to track by street or by district. Information being collected includes condition of street, striping, signage, curbing, etc. The ultimate goal is to have this information in GIS. Melvin and Burt Johnson (Public Works Intern) are out there daily measuring, evaluating and photographing the city’s streets. Councilman Lake asked why we don’t use asphalt sealer to extend the life on our streets. Richard responded that the usage of sealers is primarily cosmetic. With crack sealing, you can extend the life span by approximately 20-30%. We need to look into the feasibility of acquiring crack seal equipment.
- B. Councilwoman Barnette wanted to discuss drainage/flooding at the entrance of Potter’s Mill. There is some curb/concrete breakage. Cheri Fore is the POA Secretary/Treasurer. Her phone number is 621-9546. Richard to follow-up with her.
- C. Councilwoman Barnette also commented on the colors of street name signs. Green signs indicate that the street is a City maintained street and blue signs indicate a private street/drive. She stated that the signage on Old County Road is not consistent with those guidelines and is confusing. Districts 1 & 2 signs are being replaced this coming year. Councilman Lake stated that someone needs to look into Yacht Club where two streets meet each other creating a three-way stop. There is a lot of traffic in that area. Richard to send a letter to the Public Safety Committee. The City does have maintenance rights to that street.

- D. A letter needs to be sent to AIG at Jubilee Square regarding the need for a stop sign near Home Depot.
- E. Councilwoman Barnette informed the committee that there is a petition for a street name change. Richard stated that they would need to start that process with the Community Development department. Per Al Guarisco, residents are wanting to change the street name from Van Ave to Van Nette Avenue for historical purposes.

V. **DIRECTOR'S REPORT**

- A. **Work performed at Daphne Schools** – Public Works has a long history of helping schools prepare for the new school year by going in and mowing, edging, weed-eating, blowing and cutting back trees and shrubbery on campus. The only cost to the City is time and labor.
- B. **Capital Roads Improvement Projects Update** – Richard reviewed his presentation of Phase I “a” and “b” of the Lake Forest road project. Finalizing a few items on the punch list. Phase 2 is now being worked on by the engineers. Solicitation of bids received for Phase 2 will be funded by ATRIPP. Item scheduled to be on Council agenda at tonight’s meeting. Whispering Pines and Highway 98 – majority of the work is complete with temporary lighting in place. Randy Davis stated that new signals are expected in approximately three weeks. Main Street resurfacing – The contract has been signed. The contractor chose to wait until school starts to begin work. Start date is September 10th. They have 60 days to complete the project. There is no room for a bike lane. Councilman Lake asked if this is something we can look at doing in-house at a later date. Jaye reported that there are three lanes – 32 feet to curb. 10 foot lanes would allow for 3 foot bike lanes. Further studies would be required to determine whether there is adequate footage for bike lanes. Councilman Lake stated that we need signage to inform motorist that they are to share the roads with cyclists. Richard agreed that this should be a priority in the future. Councilman Lake said that CR13 would be a great street to start with. Well Road to CR 13 progress. Progress slowed due to weather/rain delays. Need to lay pipes. Profit Drive survey is complete. Estimated to be complete in September. Daphne owns the entire area. Pre-Construction meeting Thursday on Pinehill Road project. Douglas Road in-house project complete.

VI. **SOLID WASTE AUTHORITY**

- A. **Monthly Equipment Use Report** – August 2012 reports reviewed.
- B. **Monthly Recycle Tonnage Report** (Last Quarter Tonnage Comparison). Solid Waste made \$53 more than last year.
- C. **Amending Trash Ordinance** – If a resident exceeds the stated limits, we will charge \$60 for a half load and \$100 for a full load. For commercial accounts, the charges are up to \$200 from \$120. If a resident or company hires a contractor, the contractor is responsible for hauling off debris. **Councilwoman Barnette made a motion that these changes to the ordinance be sent to the Ordinance Committee for review. Motion seconded by Councilman Lake. Motion carried.** It was noted that this Ordinance has not been changed since the early 90s.

VII. **MUSEUM COMMITTEE**

- A. **Minutes** – Minutes for July 11, 2012 meeting reviewed. No comments

VIII. **BEAUTIFICATION COMMITTEE**

- A. **Minutes** – August 10, 2012 minutes reviewed.
- B. **Update** – Dorothy praised Public Works for their efforts at the Patriots Point Memorial. The “Welcome to Daphne” signs have been repainted. Looks significantly better. Marjorie did some touch-up hand painting. Things are moving along nicely. Waiting for the fall to do some tree plantings. Committee participation is dwindling. Holiday decorations for Pine Hill have been requested. The meetings are generally held on the first Monday of the month at Public Works.

IX. **ENVIRONMENT ADVISORY COMMITTEE**

A. August meeting is next Monday at 4:00 PM. Minutes reviewed. Developing a list of top 10 items to work on.

X. ENGINEER REPORT

A. **HMR Update** – Richard covered all of the engineering projects in his Director’s report.

XI. FUTURE BUSINESS

B. **Next Meeting** – August 20, 2012

XII. ADJOURNMENT

The meeting adjourned at 5:43 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:

**DOWNTOWN REDEVELOPMENT AUTHORITY
DAPHNE, AL
1705 MAIN STREET
SEPTEMBER 6, 2012
5:30 P.M.**

1. CALL TO ORDER/ROLLCALL

Casey Zito called the meeting to order at 5:50 p.m.

Members Present: Casey Zito; Ken Balme.; Doug Bailey; Ronald Nero; Patricia Vanderpool.

ABSENT: Dayna Oldham; Mary Beth Mantiply.

Also present: Rebecca Hayes, recording secretary.

Absent: Cathy Barnette, Council Liaison.

2. APPROVE MINUTES / JUNE 25, 2012

MOTION BY Ronald Nero to approve the June 25, 2012 minutes. Seconded by Ken Balme.

ALL IN FAVOR

NONE APPROVED

MOTION CARRIED

3. OLD BUSINESS:

a.) Plaque Update:

No update to report.

b.) Website

Website is almost ready to launch. Discussed what to include on the site.

c.) Logo

No report.

4. NEW BUSINESS:

a.) Sponsor Green Market @Jubilee Festival

Members discussed the benefit of being a sponsor for \$1,000.

MOTION BY Doug Bailey to offer the Chamber of Commerce \$500 to sponsor the Green Market at the Jubilee Festival. Seconded by Ken Balme.

AYE ALL IN FAVOR

NAY NONE OPPOSED

MOTION CARRIED

**DOWNTOWN REDEVELOPMENT AUTHORITY
DAPHNE, AL
1705 MAIN STREET
SEPTEMBER 6, 2012
5:30 P.M.**

2

5. TREASURERS REPORT:

The balance of funds as of April 2012 is \$82,808.91.

6. REPORT ON BEAUTIFICATION PROJECTS / DOROTHY MORRISON

No report.

7. NEXT MEETING

The next meeting will be July 23, 2012 at 5:30 p.m.

8. ADJOURN

The meeting adjourned at 6:50 p.m.

Respectfully submitted,

Downtown Redevelopment Authority



Daphne Utilities

APPROVED MINUTES

Utilities Board Meeting

City of Daphne Council Chambers ♦ July 25, 2012 ♦ 5:00 p.m.

I. Call to Order

The regular July 2012, Board meeting for the Utilities Board of the City of Daphne was held on July 25, 2012 and called to order by Chairman Robert Segalla, at 5:02 p.m.

II. Roll Call

Members Present:

Robert Segalla, Chairman
Lon Johnston
Ron Scott
Bailey Yelding, Mayor

Others Absent:

Fenton E. Jenkins, Vice Chairman

Others Present:

Tony Hoffman – Board Attorney
Rob McElroy – General Manager
Danny Lyndall – Operations Manager
Rebecca Williamson – Finance Assistant
Drew Klumpp – Administrative Services Manager
Lori May-Wilson – Executive Assistant
Melinda Immel – Volkert & Associates
Ray Moore - HMR

Others Absent:

Teresa Logiotatos- Finance Manager
Jerry Speegle, Board Attorney

III. Pledge of Allegiance

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

IV. Approval of Minutes

A. Utilities Board Minutes from June 27, 2012:

The Chairman inquired if there were any corrections noted for the submitted Minutes from the June 27, 2012, Utilities Board meeting. No corrections were made. Mayor Yelding questioned the June 27th minutes noting him as absent, Lori May-Wilson explained it was due to his brief absence from the chambers during adjournment.

MOTION BY Robert Segalla to approve the Minutes for June 27, 2012; Seconded by Mayor Yelding.

AYE: JOHNSTON, SCOTT, SEGALLA, YELDING

ABSENT: JENKINS

ABSTAIN:

MOTION CARRIED

V. Old Business

No old business to note.

VI. New Business

A. Presentation of Bids- Melinda Immel:

Melinda Immel presented three bids to the board. The first two were for equipment bids for improvements to the Water Treatment Facility. The first bid was for a high service pump which was awarded to the low bidder- Jim House and Associates. The second bid was for another aerator and was awarded to the Ishelmen Company as the low bidder. Mrs. Immel recommended both companies and noted that they were both companies Daphne Utilities has used in the past. The third bid was for the renovation to the Bayview Lift Station which was awarded to a new contractor Martin Construction LLC. Mrs. Immel insured the board that the company's references have been checked and that they come highly recommended from both engineers and suppliers. Melinda Immel also expressed her satisfaction for both the owners experience with similar jobs and his presented plan to execute this current project. Mr. Scott questioned if we had bonding on this job; Mrs. Immel insured that we did. Chairman Segalla addressed Melinda Immel on the issue if in the future all lift stations would have to be rebuilt and if so, was there was a plan for the projects. Mrs. Immel explained that Bayview Lift station was high on the list for several years for needing renovation and there were others like it that still needed to be repaired, but insured that the problem was not widespread. Mr. Segalla asked if there was an audit of the lift stations that needed repair. Danny Lyndall and Rob McElroy both responded answering that our SOP does call for the repair of those aging lift stations. Mr. Scott questioned the bid time frame and penalty clauses. Melinda Immel explained the bid time frame and liquidated damages applicable. Mr. Scott inquired on the start time of the Bayview Lift Station Project; to which Mrs. Immel responded the expectation of two to three months. Mr. Scott also questioned the extent of the disruption in the affected neighborhood. Mr. Lyndall and Mrs. Immel responded that the disruption should be minimal. Rob McElroy requested that these types of projects reflect the economic impact and this information shared with the Daphne City Council.

VII. BOARD ATTORNEY'S REPORT

Mr. Hoffman had nothing to report.

VIII. FINANCIAL REPORT

Rebecca Williamson reported that the expenses on the Central Services Project have gone down and that construction account is expected to be the closed at the end of the upcoming month.

Robert Segalla had questions relative to the check history report; Deloris Brown and Rob McElroy explained those line items for him.

IX. GENERAL MANAGER'S REPORT

A. GM Report

Rob McElroy explained the importance and legalities associated with the distribution of our Consumer Confidence Report (CCR). Mayor Yelding questioned how the effectiveness of the CCR would be measured by the EPA. Mr. McElroy explained that ADEM would help with that process.

Danny Lyndall had nothing additional to add to his report.

Mayor Yelding asked for a status update on the sewer costs information he previously requested; Drew Klumpp and Melinda Immel stated that they were working on gathering all the information.

Melinda Immel of Volkert & Associates added that all bids tonight were for equipment for Central Plant and that next month there will be bids for construction.

Doug Bailey of HMR had nothing further to add to the report. Mr. Scott thanked the Utility for the pavement of Well Rd and the impact it has had on the City of Daphne.

Rob McElroy added that today was the four year anniversary of the Elizabeth S. Yelding Park and that Daphne Utilities plans a large event for the five year anniversary.

X. BOARD ACTION -

MOTION BY Ron Scott to award the bid for the aerator equipment for the Central Plant to Ishelman Company in the amount of \$35,193.00; Seconded by Lon Johnston

AYE: *Johnston, Scott, Segalla, Yelding* **ABSENT:** *Jenkins* **ABSTAIN:** **MOTION CARRIED**

MOTION BY Ron Scott to award the bid for equipment for high services pump for the Central Water Treatment Plant to Jim House and Associates in the amount of \$23,987.00 ; Seconded by Lon Johnston

AYE: *Johnston, Scott, Segalla, Yelding* **ABSENT:** *Jenkins* **ABSTAIN:** **MOTION CARRIED**

MOTION BY Ron Scott to award the bid for the Bayview Lift Station renovations to the Martin Construction LLC in the amount of \$364,880.00; Seconded by Mayor Yelding

AYE: *Johnston, Scott, Segalla, Yelding* **ABSENT:** *Jenkins* **ABSTAIN:** **MOTION CARRIED**

XI. PUBLIC PARTICIPATION – None.

XII. BOARD COMMENTS – None.

XIII. ADJOURNMENT –

XIV.

MOTION BY Robert Segalla to adjourn the meeting; Seconded by Lon Johnston

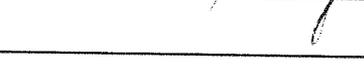
AYE: *Johnston, Scott, Segalla, Yelding* **ABSENT:** *Jenkins* **ABSTAIN:** **MOTION CARRIED**

The meeting adjourned at 5:29 pm.

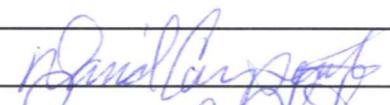
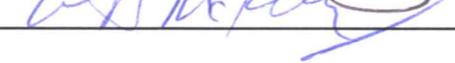
**CITY COUNCIL MEETING
MAYOR'S REPORT**

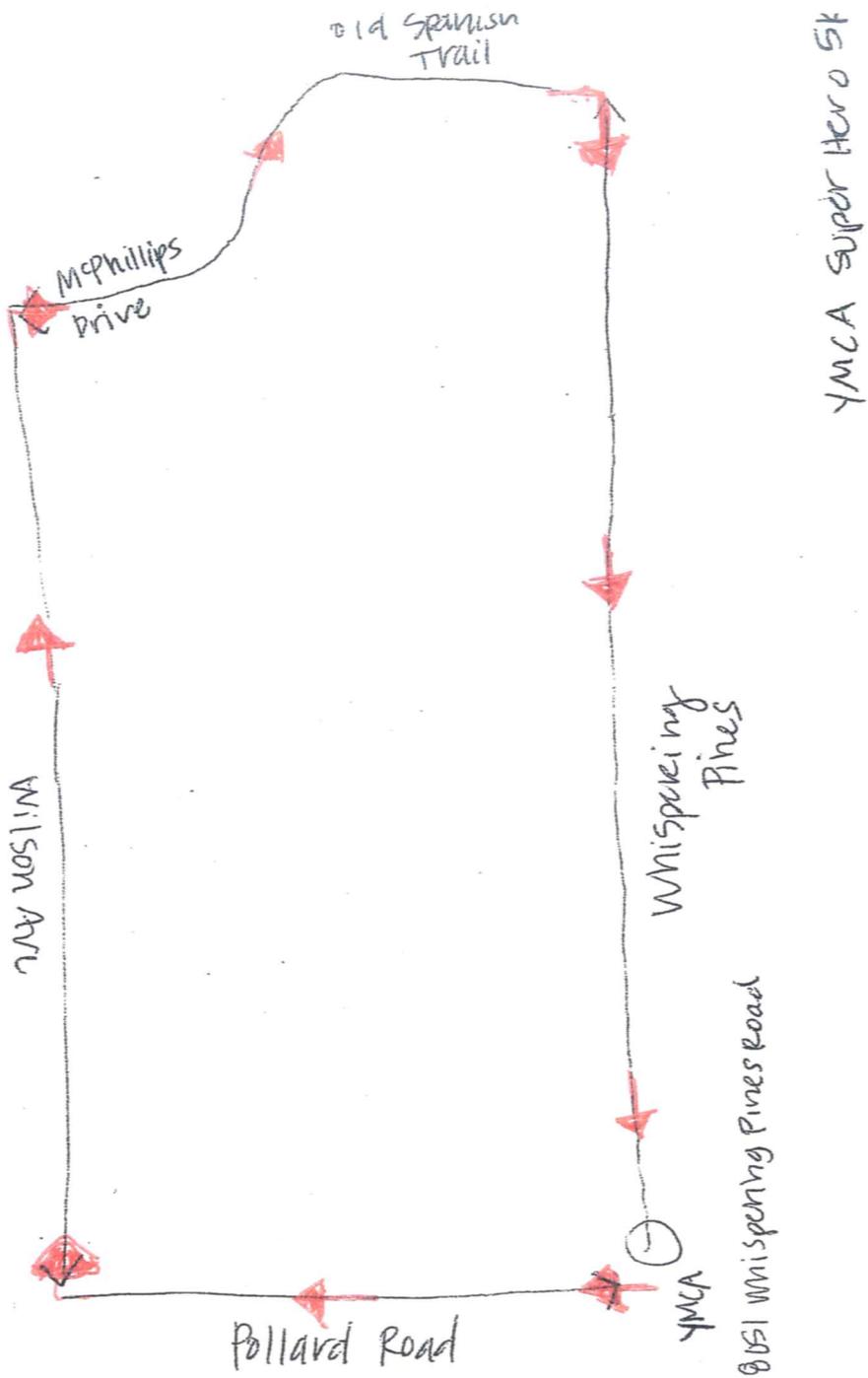
NOTES:

CITY OF DAPHNE PARADE PERMIT

ORGANIZATION:	<i>Daphne High School</i>
CONTACT PERSON:	<i>Lt. Col. Goodlin (ROTC)</i>
ADDRESS:	<i>9300 Champions Way</i>
PHONE NUMBER (HOME): PHONE NUMBER (BUSINESS): CELL NUMBER:	<i>334-782-2560</i> <i>626-0096</i> <i>E-mail dgoodlin@bcbe.org</i>
TYPE OF PARADE:	<i>Homecoming Parade</i>
DATE OF PARADE:	<i>September 20, 2012</i>
ROUTE TO BE TRAVELED:	<i>Civic Center to Main Street to College Avenue to Magnolia to North Main Street</i>
APPROXIMATE # OF PEOPLE & CARS:	<i>350 People</i> <i>20 Floats</i>
START TIME:	<i>4:00 P.M.</i>
STOP TIME:	<i>5:00 P.M.</i>
ASSEMBLY AREA/STREET:	<i>Civic Center for Floats / Elementary School for Marching Bands</i>
ASSEMBLY TIME:	<i>3:00 P.M.</i>
SPECIAL INSTRUCTIONS:	<i>Streets Blocked Off</i>
DATE APPLIED:	<i>August 30, 2012</i>
APPROVAL	
POLICE: Chief David Carpenter	
FIRE: Chief James White	
PUBLIC WORKS: Richard Johnson	
RECREATION : David McKelroy	
CITY COUNCIL APPROVAL: 9-17-12	
SPECIAL INSTRUCTIONS:	
DATE ROUTED:	<i>August 30, 2012</i>
NOTIFICATION	

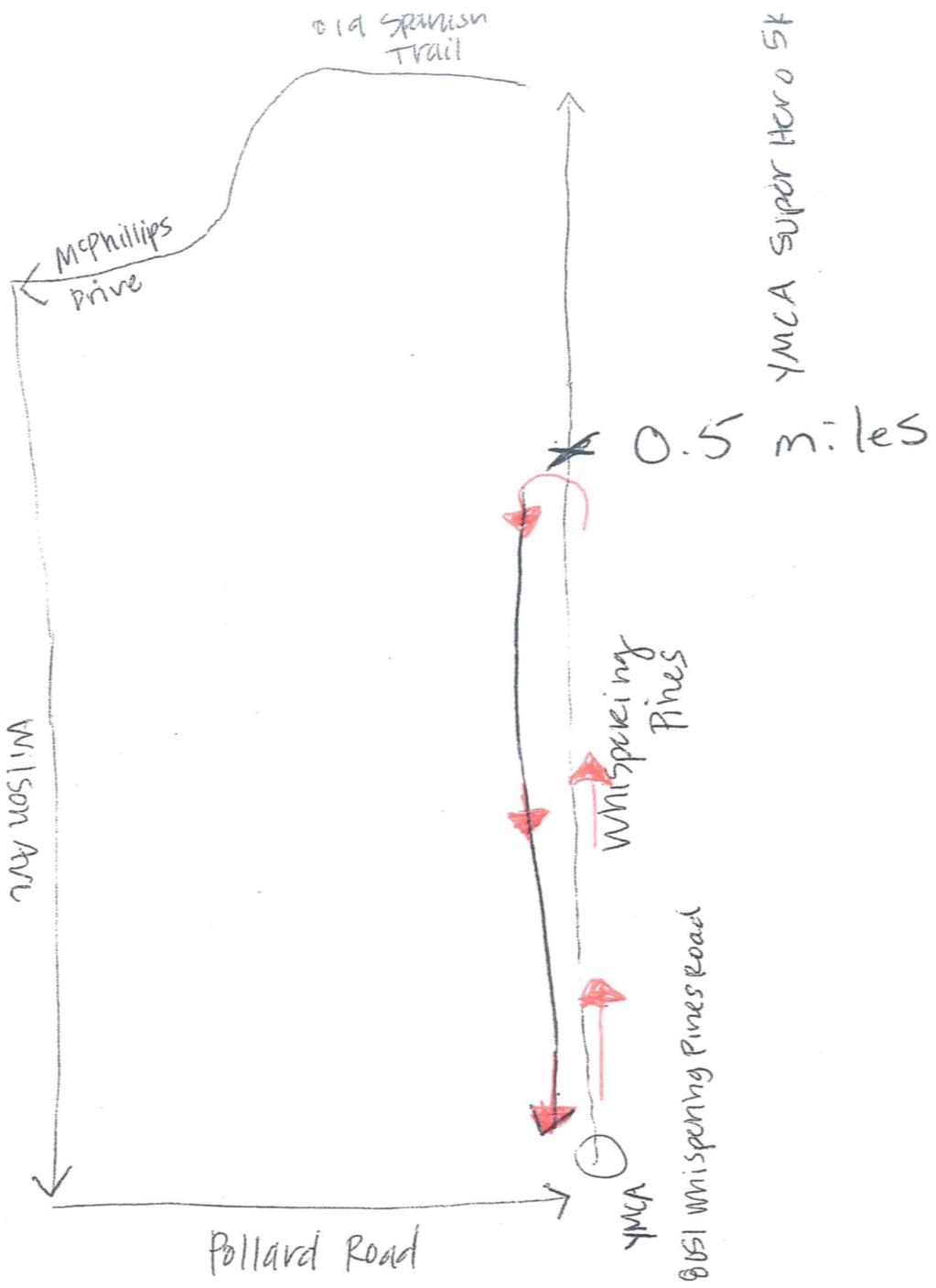
CITY OF DAPHNE PARADE PERMIT

ORGANIZATION:	<i>Bounds Family YMCA</i>
CONTACT PERSON:	<i>Drew Washichek</i>
ADDRESS:	<i>8051 Whispering Pines Road Daphne, AL 36526</i>
PHONE NUMBER (HOME): PHONE NUMBER (BUSINESS): CELL NUMBER:	<i>753-8259 E-mail drewwashichek@gmail.com</i>
TYPE OF PARADE:	<i>5K & 1 Mile Fun Run</i>
DATE OF PARADE:	<i>November 3, 2012 / Saturday</i>
ROUTE TO BE TRAVELED:	<i>See "Attached Maps"</i>
APPROXIMATE # OF PEOPLE & CARS:	<i>300 -400 people / 100 Cars</i>
START TIME:	<i>6:30 a.m.</i>
STOP TIME:	<i>10:30 a.m.</i>
ASSEMBLY AREA/STREET:	<i>Bounds Family YMCA</i>
ASSEMBLY TIME:	<i>6:00 a.m.</i>
SPECIAL INSTRUCTIONS:	<i>Permission to use roadway</i>
DATE APPLIED:	<i>September 7, 2012</i>
APPROVAL	
POLICE: Chief David Carpenter	
FIRE: Chief James White	
PUBLIC WORKS: Richard Johnson	
RECREATION : David McKelroy	
CITY COUNCIL APPROVAL: 7-17-12	
SPECIAL INSTRUCTIONS:	
DATE ROUTED:	<i>September 10, 2012</i>
NOTIFICATION	



November 3rd

5K run



November 3rd

1 mile fun run

CITY ATTORNEY'S REPORT

NOTES:

DEPARTMENT HEAD'S COMMENTS

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

NOTES:

RECOMMENDATIONS

COUNCIL COMMENTS:

RESOLUTION # 2012-68

**REPEAL OF RESOLUTION 2012-66 – CDBG LR-CM-PF-09-004 Program
Amendment**

WHEREAS, Resolution 2012-66 was adopted on September 4, 2012 prior to its scheduled public hearing on September 17, 2012; and

WHEREAS, such resolution should be adopted after the public hearing for submission to ADECA (Alabama Department of Economic and Community Affairs).

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Daphne, AL that Resolution 2012-66 is hereby repealed in its entirety and replaced by Resolution 2012-_____ subsequent to the public hearing.

**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

RESOLUTION 2012-69

AUTHORIZING A FORMAL PROGRAM AMENDMENT TO THE CITY OF DAPHNE'S CDBG GRANT #LR-CM-PF-09-004- Sewer Extension to Highway 64

WHEREAS, the State of Alabama has made a grant to the City of Daphne in the amount of \$500,000 with the City's commitment to provide a cash match of \$1,008,000 to extend the sanitary sewer to the residents along Highway 64; and

WHEREAS, the City of Daphne desires to formally amend this project to reduce the amount of grant funds and matching funds proportionally. The project is now complete and was completed under budget, therefore the full amount of grant funds and matching funds will not be needed; and

WHEREAS, the public was informed about the proposed formal amendment in a public hearing held on September 17, 2012 at Daphne's City Hall.

WHEREAS, the revised total project cost is \$1,187,107 with \$397,690 in grant funds and \$789,417 in matching funds provided by the City of Daphne.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Daphne, AL that the formal program amendment has been submitted, is hereby approved and authorizes the Mayor to sign all appropriate grant application forms.

Motion to approve the foregoing resolution and authorize the Mayor to sign all appropriate grant application forms was made by Council
Person _____, was seconded by Council
Person _____ and was approved by the Council on
this the _____ day of September, 2012.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ DAY OF _____, 2012.

**CITY OF DAPHNE, ALABAMA
AN ALABAMA MUNICIPAL
CORPORATION**

**CATHY S. BARNETTE,
COUNCIL PRESIDENT**

**BAILEY YELDING, JR
MAYOR, CITY OF DAPHNE**

ATTEST:

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

ATTENTION
RESIDENTS OF THE
CITY OF DAPHNE
NOTICE OF
PUBLIC HEARING
CDBG Project
LR-CM-PF-09-004

Highway 64 Sewer Project
THE CITY OF DAPHNE WILL
HOLD A PUBLIC HEARING ON
SEPTEMBER 17, 2012 AT 6:30PM
IN THE COUNCIL CHAMBER
LOCATED WITHIN DAPHNE
CITY HALL LOCATED ON 1705
MAIN STREET. There will be two

items discussed in this hearing.

#1- Consideration by the City
Council of a Formal Amendment

The Daphne City council is
requesting a formal program
amendment from the State of
Alabama to reduce the total cost of
the Highway 64 Sewer project
which was funded with Community
Development Block Grant Funds
and local matching funds. The
project is complete and the total
cost of this project came in under
budget. Therefore the city will
reduce the grant funds and the
local matching funds by the same
proportion in order to maintain the
same grant -match ratio that was
in the original project. There are no
other changes being considered.

#2- Discussion of the close out of
this project.

The second purpose of this
hearing will be to provide
information to the public about
CDBG project LR-CM-PF-09-004,
Highway 64 sewer extension. This
project was recently completed.

The purpose of this hearing is to
make available to the public the
close-out documents for this
project. All funds have been spent
and all activities are complete.
Records documenting the benefit of
low and moderate income persons
will be available for review.

This hearing will be accessible to
all people in attendance. If you

DM • GULF COAST NEW

Bulletin Legals

have a disability which might
require special materials or
assistance please notify the city at
621-9000 at least 24 hours prior to
the meeting.

Bailey Yelding, Jr., Mayor
City of Daphne

The Bulletin
September 7, 2012

CITY OF DAPHNE

RESOLUTION NO.: 2012-70



WHEREAS, Carvel Deese and Margaret Ann Deese hereby desire to grant, bargain, convey, and donate to the City of Daphne a certain parcel of real property and;

WHEREAS, the City of Daphne hereby accepts the herein described real property and;

WHEREAS, said property is located within the corporate limits of the City of Daphne, Baldwin County, Alabama and is described as follows:

The Eastern 50 feet of Lot 12 of a Resubdivision of Lot 12, Edgewater Heights, a subdivision, according to the map or plat thereof recorded on Slide 2372-A; said plat being a resubdivision of said Lot 12 as previously platted in Map Book 5, Page 31, in the records of the Office of the Judge of Probate of Baldwin County, Alabama.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA that the above described property is hereby accepted contingent upon receipt of the fully executed deed from Mr. and Mrs. Deese and the Mayor has the authority to sign any and all documents related to this land swap.

**THE CITY OF DAPHNE, ALABAMA
AN ALABAMA MUNICIPAL CORPORATION**

**CATHY BARNETTE
COUNCIL PRESIDENT**

**BAILEY YELDING, JR.
MAYOR**

ATTEST:

DAVID L. COHEN, CITY CLERK, MMC

RESUBDIVISION LOT 12, EDGEWATER J.

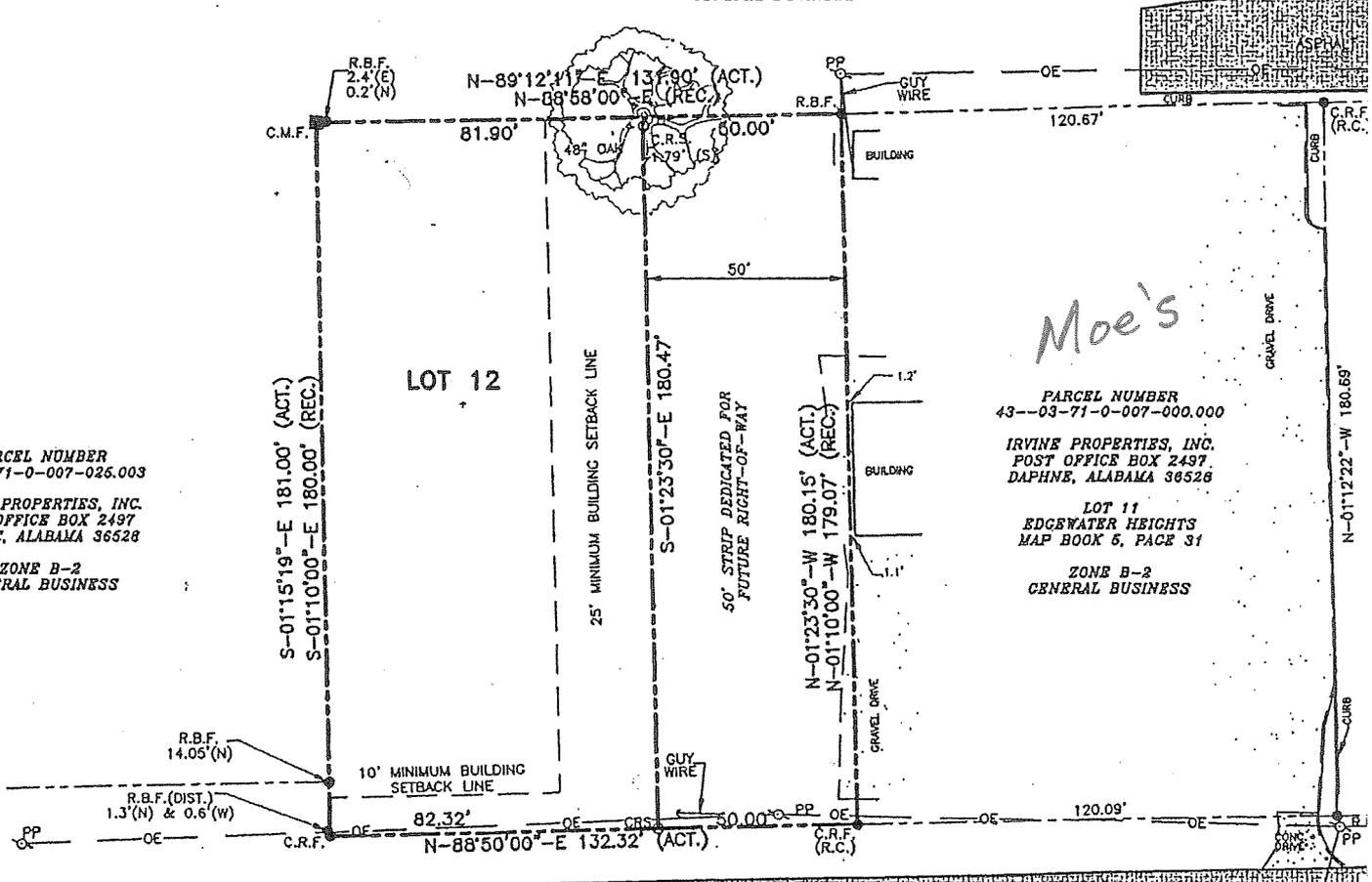
PARCEL NUMBER
43-03-71-0-007-019.001

THE CITY OF DAPHNE, ALABAMA
POST OFFICE BOX 2550
DAPHNE, ALABAMA 36528

ZONE B-2
GENERAL BUSINESS

PARCEL NUMBER
43-03-71-0-007-026.003
IRVINE PROPERTIES, INC.
POST OFFICE BOX 2497
DAPHNE, ALABAMA 36528
ZONE B-2
GENERAL BUSINESS

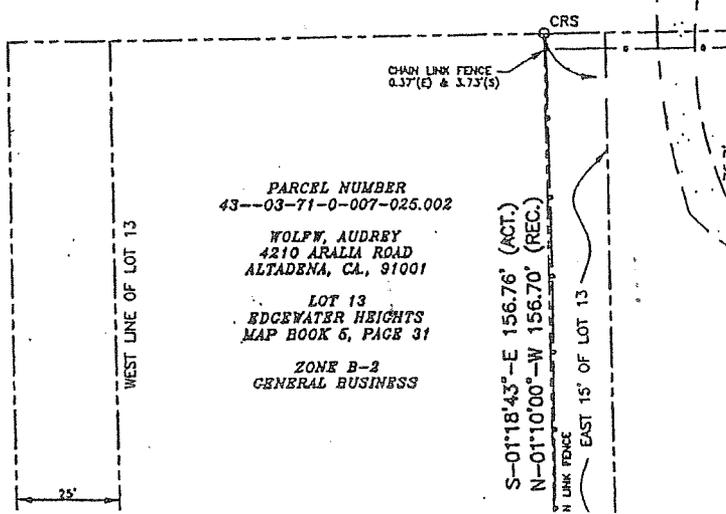
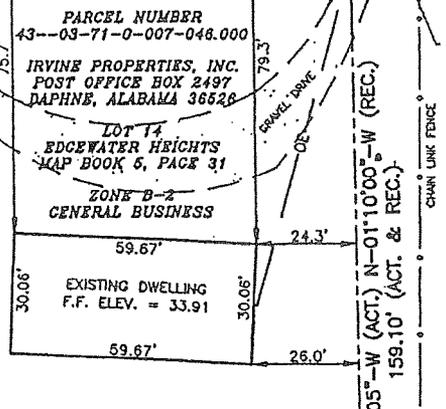
PARCEL NUMBER
43-03-71-0-007-000.000
IRVINE PROPERTIES, INC.
POST OFFICE BOX 2497
DAPHNE, ALABAMA 36528
LOT 11
EDGEWATER HEIGHTS
MAP BOOK 5, PAGE 31
ZONE B-2
GENERAL BUSINESS

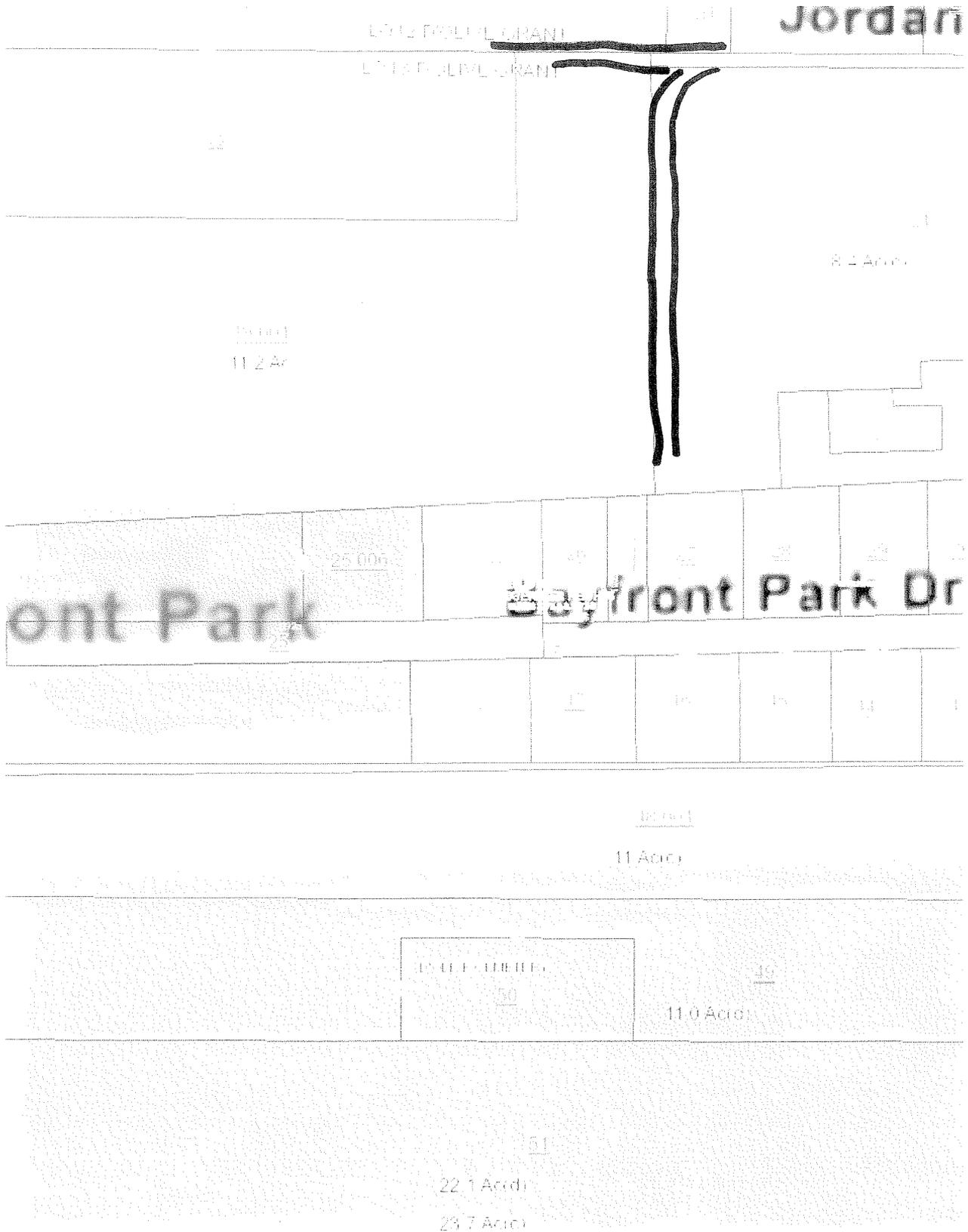


BEL AIR DRIVE 150' R.O.V. (A.K.A. BAYFRONT PARK DRIVE)

PARCEL NUMBER
43-03-71-0-007-025.000
THE CITY OF DAPHNE, ALABAMA
POST OFFICE BOX 2550
DAPHNE, ALABAMA 36528
ZONE B-2
GENERAL BUSINESS

PARCEL NUMBER
43-03-71-0-007-025.002
WOLFF, AUDREY
4210 ARALIA ROAD
ALTADENA, CA, 91001
LOT 13
EDGEWATER HEIGHTS
MAP BOOK 5, PAGE 31
ZONE B-2
GENERAL BUSINESS





Monday, September 10, 2012 Map not for conveyance use. Map to be used for TAX PURPOSES ONLY!



STATE OF ALABAMA)
COUNTY OF BALDWIN)

CORPORATE STATUTORY WARRANTY DEED

KNOW ALL ME BY THESE PRESENTS that **THE CITY OF DAPHNE, ALABAMA**,
An Alabama Municipal Corporation, the Grantor, for and in consideration of the sum of
TEN & 00/100 (\$10.00) DOLLARS and other good and valuable consideration hereby
acknowledged to have been paid to the Grantor by **CARVEL DEESE AND MARGARET
ANN DEESE**, the Grantees, does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto
the said Grantees, subject to the provisions hereinafter contained, all that real property in
the County of Baldwin, State of Alabama, described as follows:

Lot 2, according to a plat of Bayfront Subdivision, according to official Map or
Plat thereof which is recorded in Slide 2372-E, Baldwin County, Alabama
Probate Records.

EXCEPTING THEREFROM such oil, gas and other minerals in, on and
under said real property, together with all rights in connection therewith,
as have previously been reserved by or conveyed by others.

**THIS CONVEYANCE WAS PREPARED WITHOUT THE BENEFIT OF A
TITLE EXAMINATION.**

SUBJECT TO THE FOLLOWING:

1. Any recorded restrictions, covenants and easements of record not
specifically set forth herein.

Together with all and singular the rights, privileges, tenements, hereditaments and
appurtenances hereunto belonging, or in anywise appertaining; **TO HAVE AND TO HOLD**
the same unto the said Grantees forever.

The property is conveyed subject to all matters of record and to such matters as
would be shown by an accurate survey and apparent from a reasonable inspection.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal this
the _____ day of _____, 2012.

THE CITY OF DAPHNE, ALABAMA
An Alabama Municipal Corporation
Grantor

Bailey Yelding, Jr. As Mayor

ATTEST: _____

STATE OF ALABAMA
COUNTY OF BALDWIN

I, the undersigned, a Notary Public, in and for said county in said state, do hereby certify that Bailey Yelding, Jr., Mayor of **THE CITY OF DAPHNE, ALABAMA**, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, that being informed of the contents of said instrument, he as such officer and with full authority executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this _____ day of _____, 2012.

NOTARY PUBLIC
My Commission Expires: _____

GRANTEE'S ADDRESS:
CARVEL DEESE and
MARGARET ANN DEESE
411 Village Drive
Daphne, Alabama 36526

This Instrument prepared by:
MISSTY C. GRAY
ADAMS AND REESE LLP
Post Office Box 1348
Mobile, Alabama 36633-1348
(251) 433-3234 telephone
(251) 438-7733 facsimile

STATE OF ALABAMA)
COUNTY OF BALDWIN)

STATUTORY WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that **CARVEL DEESE** and **MARGARET ANN DEESE**, husband and wife, the Grantors, for and in consideration of the sum of **TEN & 00/100 (\$10.00) DOLLARS** and other good and valuable consideration hereby acknowledged to have been paid to the Grantors by **THE CITY OF DAPHNE, ALABAMA**, the Grantee, do hereby **GRANT, BARGAIN, SELL AND CONVEY** unto the said Grantee, subject to the provisions hereinafter contained, all that real property in the County of Baldwin, State of Alabama, described as follows:

The Eastern 50 feet of Lot 12 of a Resubdivision of Lot 12, Edgewater Heights, a subdivision, according to the map or plat thereof recorded on Slide 2372-A; said plat being a resubdivision of said Lot 12 as previously platted in Map Book 5, Page 31, in the records of the Office of the Judge of Probate of Baldwin County, Alabama.

EXCEPTING THEREFROM such oil, gas and other minerals in, on and under said real property, together with all rights in connection therewith, as have previously been reserved by or conveyed by others.

SUBJECT TO THE FOLLOWING:

1. Any matters which a current and accurate survey would disclose.
2. Any recorded restrictions, covenants and easements of record not specifically set forth herein.
3. All building setback lines and restrictive covenants and easements of record.
4. Minimum Building Setback Lines and 50 foot strip dedicated for future right-of-way as shown on the subdivision plat recorded on Slide 2372-A.

5. Location of overhead power line, guide wires and fences, and gravel drive as shown on the subdivision plat recorded on Slide 2372-A.

GRANTORS DO HEREBY REPRESENT AND COVENANT THAT THE HEREIN DESCRIBED REAL PROPERTY DOES NOT CONSTITUTE HOMESTEAD PROPERTY WITHIN THE MEANING OF TITLE 6-10-3, CODE OF ALABAMA, (1975).

Together with all and singular the rights, privileges, tenements, hereditaments and appurtenances hereunto belonging, or in anywise appertaining; **TO HAVE AND TO HOLD** the same unto the said Grantee forever.

The property is conveyed subject to all matters of record and to such matters as would be shown by an accurate survey or apparent from a reasonable inspection.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals this the _____ day of _____, 2012.

CARVEL DEESE

MARGARET ANN DEESE

**STATE OF ALABAMA
COUNTY OF BALDWIN**

I, the undersigned Notary Public, in and for said State and County, hereby certify that Carvel Deese and Margaret Ann Deese, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of said conveyance, executed the same voluntarily on the day same bears date.

Given under my hand and seal this the _____ day of _____, 2012.

NOTARY PUBLIC

My Commission Expires:

**RESOLUTION NO. 2012-71
2012-P-FIRE PUMPER TRUCK**

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 FIRE PUMPER TRUCK will exceed this amount; and

WHEREAS, an agreement between the City of Daphne and the Daphne Volunteer Firefighters Association, Inc. ("Volunteers") has previously been approved whereby the City will receive full reimbursement of all expenditures related to this Pumper Truck from the Volunteers; and

WHEREAS, Staff has reviewed the bids for the FIRE PUMPER TRUCK and determined that the bid as presented is reasonable; and

WHEREAS, Staff and the Daphne Volunteer Firefighters Association, Inc. recommend the bid for the FIRE PUMPER TRUCK be awarded to Sunbelt Fire Apparatus.

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, hereby accept the bid of Sunbelt Fire, Inc. for a cost of \$373,310 as specified in BID SPECIFICATION NO: 2012-P-FIRE PUMPER TRUCK.

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

**RESOLUTION NO. 2012-72
2012-Q-SAFETY SHOES/BOOTS**

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 SAFETY SHOES/BOOTS will exceed this amount; and

WHEREAS, Staff has reviewed the bids for the SAFETY SHOES/BOOTS and determined that the bid as presented is reasonable; and

WHEREAS, Staff recommends the bid for the SAFETY SHOES/BOOTS be awarded to Eastern Shore Shoe Hospital.

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, hereby accept the bid of Eastern Shore Shoe Hospital for following unit cost:

8" Boot	- \$120.00
8" Waterproof Boot	- \$120.00
6" Boot	- \$115.00
6: Waterproof Boot	- \$115.00
Shoe	- \$109.00
Waterproof Shoe	- \$109.00

as specified in BID SPECIFICATION NO. 2012-Q-SAFETY SHOES/BOOTS.

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

RESOLUTION 2012-73

RESOLUTION TO AUTHORIZE THE MAYOR & THE DIRECTOR OF PUBLIC WORKS TO APPLY FOR THE STATE OF ALABAMA'S TRANSPORTATION REHABILITATION AND IMPROVEMENT PROGRAM (ATRIP)

WHEREAS, Resolution 2012-19 recognized that Governor Robert Bentley, on behalf of the State of Alabama, procured Federal Government funding for transportation infrastructure needs and created the ATRIP Grant program to assist cities and counties throughout Alabama with their urgent transportation infrastructure needs; and

WHEREAS, the City Council authorized the application of ATRIP funding for certain transportation infrastructure projects within the City of Daphne pursuant to Resolution 2012-19; and

WHEREAS, after further evaluation, the City has revised the schedule of projects; and

WHEREAS, ATRIP funds will be awarded and distributed in three phases according to the cost sharing methodology of **80% Federal / 20% City for construction and 100% City funding for all related engineering design costs, utility relocations, and R.O.W. acquisitions**; and

WHEREAS, Governor Robert Bentley has announced that two more rounds of ATRIP Grant funding will be made available with approximately \$200 million to \$300 million in Federal match dollars in each round for approved projects; and

WHEREAS, the submission dates are October 5, 2012 and March 31, 2013, respectively; and

WHEREAS, the Mayor and Director of Public Works have identified specific transportation infrastructure needs throughout the City of Daphne as shown in "Exhibit A".

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Daphne that:

- 1) Resolution 2012-19 is repealed and replaced with this resolution; and
- 2) The Mayor and the Director of Public Works are hereby authorized to apply for the next two phases of the ATRIP Grant transportation infrastructure projects as scheduled in Exhibit A; and
- 3) If approved and awarded ATRIP funding, the City will appropriate funds for each project equal to 20% of the construction cost in addition to 100% of all related engineering, utility relocations, and Right of Way acquisition costs.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ DAY OF _____, 2012.

**CITY OF DAPHNE, ALABAMA
AN ALABAMA MUNICIPAL
CORPORATION**

CATHY S. BARNETTE, COUNCIL PRESIDENT

BAILEY YELDING, JR., MAYOR

ATTEST:

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

EXHIBIT "A"

Updated City of Daphne ATRIP Projects - 2012-2013

Order/ App Date	Project	Mileage	Construction	Engineering		Utility Relocations	R.O.W. Acquisition	Total	Cost Sharing*		
				Survey & Design	Testing & CE&I				State/ATRIP	City	County
#1 October 2012	Proposed Project 2013-A: Intersection of CR13 and Cr 64 - Round-A-Bout - Partnering with Baldwin County	0.25	\$800,000.00	\$135,000.00	\$121,250.00	\$175,000.00	\$195,000.00	\$1,426,250.00	\$737,000.00	\$344,625.00	\$344,625.00
#2 October 2012	Proposed Project 2013-E: Lake Forest - Bridge Replacement on Bayview at Lake Forest Lake - Severely Limited Bridge - Current: 38' Span & 25' Width	0.25	\$300,000.00	\$33,000.00	\$45,000.00	\$0.00	\$0.00	\$378,000.00	\$276,000.00	\$102,000.00	\$0.00
#3 October 2012	Proposed Project 2013-F: County Road 13 - Resurfacing, Restoration and Rehabilitation (RRR Project), 2.5 Miles (County Road 64 to Lawson Rd/Champions Way) Project includes base repairs, asphalt resurfacing, striping/markings, and addition of bike lanes	2.5	\$1,062,100.00	\$79,657.50	\$159,315.00	\$0.00	\$0.00	\$1,301,072.50	\$977,132.00	\$323,940.50	\$0.00
#4 October 2012	Proposed Project 2013-G: North Main Street and Park Drive - Resurfacing, Restoration and Rehabilitation (RRR Project), 3.38 Miles (Pollard Rd to Jubilee Square) Project includes base repairs, asphalt resurfacing, and striping/markings	3.38	\$1,044,400.00	\$78,330.00	\$156,660.00	\$0.00	\$0.00	\$1,279,390.00	\$960,848.00	\$318,542.00	\$0.00
#5 March 2013	Proposed Project 2013-H: County Road 13 - Resurfacing, Restoration and Rehabilitation (RRR Project), 1.1 Miles (Lawson Rd/Champions Way to US Hwy 90) Project includes base repairs, asphalt resurfacing, striping/markings, and addition of bike lanes	1.1	\$472,000.00	\$42,480.00	\$70,800.00	\$0.00	\$0.00	\$585,280.00	\$434,240.00	\$151,040.00	\$0.00
#6 March 2013	Proposed Project 2013-I: Lake Forest - 1.25 Miles (Ridgewood Drive - Windsor to Bayview and Windsor to North Main) Project includes base repairs, drainage, asphalt resurfacing, concrete valley gutter, median curbing & landscaping	1.25	\$1,375,312.00	\$116,901.52	\$206,296.80	\$0.00	\$0.00	\$1,698,510.32	\$1,265,287.04	\$433,223.28	\$0.00
#7 March 2013	Proposed Project 2012-E: Johnson Road Extension to County Road 13 - Bottom Crossing with Bridge	1.74	\$1,341,105.30	\$113,993.95	\$201,165.80	\$0.00	\$72,000.00	\$1,728,265.05	\$1,233,816.88	\$494,448.17	\$0.00
		Miles	Construction	Surv & Design	Testing & CE&I	Utility	R.O.W.	Project Totals	State Match	City Match	County Match
October 2012 Submittals Totals:		6.38	\$3,206,500.00	\$325,987.50	\$482,225.00	\$175,000.00	\$195,000.00	\$4,384,712.50	\$2,950,980.00	\$1,089,107.50	\$344,625.00
March 2013 Submittals Totals:		4.09	\$3,188,417.30	\$273,375.47	\$478,262.60	\$0.00	\$72,000.00	\$4,012,055.37	\$2,933,343.92	\$1,078,711.45	\$0.00
Totals:		10.47	\$6,394,917.30	\$599,362.97	\$960,487.60	\$175,000.00	\$267,000.00	\$8,396,767.87	\$5,884,323.92	\$2,167,818.95	\$344,625.00

* Sponsor responsible for 100% of Survey & Design, Utility Relocations, and R.O.W. Acquisitions and 20% of Testing, CE&I, and Construction

**Engineering Survey and Design Fee Schedule (% of Construction Cost): < \$250K - 12.5%; \$251K << \$499K - 11.0%; \$500K << \$749K - 10%; \$750K << \$999K - 9.5%; \$1.0M << \$1.499M - 8.5%; > \$1.50M - 7.5%
 Note: For RRR (Resurfacing, Restoration and Rehabilitation) Projects - Decrease by One (1%) Percentage Point - Testing & CE&I for Federal Funded Projects - 15% Unless Otherwise Noted **City Projects Only

**CITY OF DAPHNE, ALABAMA
ORDINANCE NO. 2012 -54**

**Zoning District Map
Revision to the City of Daphne
Land Use and Development Ordinance**

WHEREAS, the Planning Commission of the City of Daphne, Alabama at their regular meeting held on July 26, 2012, favorably recommended to the City Council of the City of Daphne certain amendments to the Zoning District Map approved and adopted by the Daphne Land Use and Development Ordinance No. 2011-54 and amended by Ordinances No. 2011-73 and 2012-19; and

WHEREAS, said amendments are necessary due to various rezoning and annexation requests which have been approved since the adoption of Ordinance 2011-54 and Ordinances 2011-73 and 2012-19; and

WHEREAS, due notice of said proposed zoning map amendments has been provided to the public as required by law through publication and open display at the City of Daphne Public Library and City Hall; and

WHEREAS, a public hearing regarding the proposed Zoning District Map amendments was held by the City Council on September 17, 2012; and

WHEREAS, the City Council of the City of Daphne after due consideration and upon recommendation of the Planning Commission believe it in the best interest of the health, safety and welfare of the citizens of the City of Daphne to amend said Zoning District Map as recommended; and

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

SECTION I: ZONING DISTRICT MAP

The Zoning District Map referenced hereto as Exhibit "A" shall be the official zoning map of the City of Daphne, Alabama and shall be further designated in Appendix H of Exhibit "A" of the City of Daphne Land Use and Development Ordinance, as set forth in Ordinance No. 2011-54 and its amendments.

SECTION II: REPEALER

Ordinances No. 2011-54, Appendix H "Exhibit A", Ordinances No. 2011-73 and 2012-19 is hereby repealed and any Ordinance(s), parts of Ordinance(s) or Resolution(s) conflicting with the provisions of this Ordinance are hereby repealed insofar as they conflict.

SECTION III: EFFECTIVE DATE

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

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA ON THE ____ DAY OF _____, 2012.

**CATHY S. BARNETTE,
COUNCIL PRESIDENT**

**BAILEY YELDING, JR.,
MAYOR**

ATTEST:

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

ORDINANCE 2012-55

An Ordinance to repealing Ordinance 2009-25: \$ 500,000 annual Funding from the General Fund for Street and Road Infrastructure Projects

WHEREAS, Ordinance 2009-25 as adopted May 4, 2009, setforth annual transfers in the amount of \$ 500,000 from the General Fund to the Capital Reserve Fund for street and road improvement projects; and

WHEREAS, such amounts were budgeted in Fiscal 2010 and Fiscal 2011 and applied to Fiscal 2011 and Fiscal 2012 street and road improvement projects; and

WHEREAS, the City of Daphne issued the 2012 General Obligation Warrants which includes \$ 3,000,000 for street and road improvements; and

WHEREAS, furthermore, the City of Daphne has submitted and will submit additional applications for projects totaling no less than 80% of \$ 8,396,768 for ATRIP (Alabama Transportation Rehabilitation and Improvement Program) funding for various street and road infrastructure projects; and

WHEREAS, such \$ 3,000,000 from the 2012 General Obligation Warrants will be utilized to meet the City's 20% ATRIP match for such projects; and

WHEREAS, funds available in the 2012 Construction Fund and ATRIP will exceed the City's annual General Fund commitment of \$ 500,000 as approved in Ordinance 2009-25 for various street and road infrastructure projects; and

WHEREAS, since these new funding sources are available and will exceed the City's annual funding commitment, the City Council has determined that the \$ 500,000 transfers from the General Fund for such infrastructure projects are no longer required.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that Ordinance 2009-25 is hereby repealed with the funding source for the various street and road infrastructure projects being the 2012 Warrant Construction Fund and ATRIP funding.

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

Ordinance 2012-56

**An Ordinance Amending Job Classification Schedule:
City Clerk**

WHEREAS, Ordinance 2004-52 as adopted January 3, 2005 established the City of Daphne Job Classification Schedule; and

WHEREAS, in order to insure that the City's Job Classification Schedule remains current, Human Resources was charged with coordinating an annual review of a percentage of all jobs in order to determine whether revisions to the Job Classification Schedule are warranted; and

WHEREAS, the Archer Company has conducted such review and certain revisions are recommended for implementation; and

WHEREAS, Ordinance 2004-52 requires that subsequent revisions or amendments to the Job Classification Schedule be approved by the City Council.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that: 1) the reclassification and amendment to the City Clerk position as recommended by the Archer Company is hereby approved and funded at an annual cost of \$ 5,350 (*wages \$4,663 + benefits*) and 2) the following amendment is hereby incorporated into the City of Daphne Job Classification Schedule effective with the beginning of the second pay period in October 2012:

	<u>From Grade</u>	<u>To Grade</u>
City Clerk	23	26

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

Ordinance 2012-57

**Personnel Restructure:
An Ordinance Approving Police Administrative Technician & Planning
Administrative Technician Positions Pay Grade Change**

WHEREAS, the annual budget as adopted by the City Council includes authorized and funded positions of Administrative Technician in the Police and Planning Departments; and

WHEREAS, two such positions have been reviewed by the Archer Company with the determination that these positions should more accurately be classified as Administrative Secretary within the existing Job Classification Schedule.

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

- 1) the authorized positions of one Police and one Planning Administrative Technician be removed and unfunded and that both of these jobs be reclassified and funded as Administrative Secretary within the existing Job Classification Schedule; and
- 2) The grade change for these two positions will be from Grade 9 to Grade 10 with a total annual increase of \$ 6,850 (\$ 6,199 wages plus benefits). Planning: \$ 3,270 and Police: \$ 3,580; and
- 3) Such revision shall be effective beginning with the second pay period in October 2012.

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 2012-58

AN ORDINANCE ADOPTING THE FISCAL YEAR 2013 BUDGET

WHEREAS, the Mayor of the City of Daphne has submitted to the City Council a budget for Fiscal Year 2013 which begins October 1, 2012 and ends September 30, 2013; and

WHEREAS, the City Council has reviewed and considered such proposed budget; and

WHEREAS, the City Council believes that the proposed budget is a viable spending plan for the City during the next fiscal year; and

WHEREAS, the City's procedures require the adoption of the budget by Ordinance; and

WHEREAS, if the amounts budgeted for departmental operating items or purposes are not required to be utilized for such items or purposes, then these amounts may be expended for other departmental items or purposes, provided that the total amount of the adopted budget is not exceeded.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Daphne, Alabama, that the Fiscal Year 2013 budget as attached hereto and made a part hereof for Fiscal Year 2013 beginning October 1, 2012 and ending September 30, 2013 is hereby approved.

Approved and adopted on this the _____ day of _____, 2012.

Cathy S. Barnette, Council President

Bailey Yelding, Jr., Mayor

ATTEST:

David L. Cohen, City Clerk, MMC

2013 Proposed Budget

Enterprise Funds

	General Fund	Garbage/ Recycling	Civic Center	Bay Front Park	Lebt Service Fund	Special Revenues Fund	Capital Projects Fund
TOTAL	13,549,090	12,268,590	-	-	375,000	905,500	-
Sales & Use Taxes	4,602,000	-	-	-	-	-	-
Ad Valorem Taxes	1,500,000	-	-	-	-	-	-
Business Licenses	2,285,000	-	-	-	-	-	-
PILOT Taxes	689,000	-	-	-	-	-	-
Luxury Taxes	350,000	-	-	-	-	-	-
Permits	531,000	-	-	-	-	-	-
Court Collections & Fines	331,736	-	-	-	-	91,000	-
Intergovernmental	1,920,400	1,338,200	247,700	55,000	-	34,053	100,000
Fees & Charges	120,000	-	-	-	-	74,500	-
Recreation	123,500	-	-	-	-	-	-
Grants	240,000	-	-	-	500	800	100
Interest	29,500	-	-	-	-	16,500	-
Miscellaneous	26,272,626	1,338,200	247,700	55,000	375,500	1,122,353	100,100
Total Estimated Revenues	23,033,773	1,338,200	247,700	55,000	375,500	1,122,353	100,100
Base Wages	9,980,925	362,990	104,625	104,615	-	66,355	-
Overtime	336,605	18,100	2,505	2,000	-	-	-
Payroll Related	1,528,653	57,445	16,160	16,055	-	8,388	-
Other Personnel	2,593,895	138,745	28,635	28,570	-	-	-
"1-Step" Pay Increase***	129,411	-	-	-	-	-	-
Archer Pay Table Update***	154,547	-	-	-	-	-	-
Archer Position Upgrades***	37,238	-	-	-	-	-	-
Personnel	14,761,274	577,280	151,925	151,240	-	74,743	-
Employee Support	238,656	3,050	2,200	250	-	4,450	-
Professional Services	803,506	13,300	48,125	9,000	-	-	-
Insurance	549,650	27,450	70,475	15,875	-	3,800	-
Advertising	74,950	9,250	18,500	13,000	-	-	-
Community Services & Programs	408,168	-	48,885	-	-	-	-
Supplies & Equipment	1,755,879	127,520	38,800	8,400	-	129,025	-
Waste Disposal & Landfill	374,395	289,050	2,750	1,200	-	-	-
Maintenance	1,020,864	99,950	51,000	6,300	-	19,265	-
Utilities	1,206,612	5,700	132,580	21,000	-	11,300	-
Inmates	80,800	60,800	20,000	-	-	-	-
Contributions to Boards, Authorities, & Districts	133,100	-	-	-	-	133,100	-
Miscellaneous	7,850	6,875	275	-	-	-	-
Operating	6,654,430	575,970	433,590	75,025	-	300,940	-
General Long Term Debt Proceeds	306,500	-	-	-	-	-	-
Capital	312,500	-	-	-	-	-	-
Debt Service	4,285,324	197,274	-	-	4,088,050	-	-
Transfers To/From Other Funds	(4,019,252)	-	-	-	-	(150,000)	-
Transfers To Other Funds	4,019,252	12,324	337,815	171,265	3,463,048	34,800	-
Transfers From Other Funds	-	12,324	337,815	171,265	3,463,048	(115,200)	-
TOTAL Estimated Revenues (Under) Appropriations	565,598	83,530	-	-	(249,502)	631,470	100,100

*** to commence during the first pay period in January 2013