

**CITY COUNCIL BUSINESS MEETING AGENDA**  
**1705 MAIN STREET, DAPHNE, AL**  
**APRIL 1, 2013**  
**6:30 P.M.**

**1. CALL TO ORDER**

**2. ROLL CALL / INVOCATION / Rabbi Donald Kunstadt / Springhill Avenue Temple  
PLEDGE OF ALLEGIANCE**

**3. APPROVE MINUTES:** Council meeting minutes / March 18, 2013  
Council Retreat minutes / March 24, 2013

**CERTIFICATE OF CONGRATULATIONS:** Robert McKillion / Teacher of the Year

**PROCLAMATION:** Child Abuse Prevention Month / Ms. Jessica Ware / Ms. Robin Taylor

**PRESENTATION:** Optimist Club Oratorical Contest Champion / Vice President Beth Henson / Kristen Smith

**PRESENTATION:** Mr. Tom Hartner / Dr. Meredith Foster / David Tarwater

**4. REPORT STANDING COMMITTEES:**

*A. FINANCE COMMITTEE* / Conaway

*B. BUILDINGS & PROPERTY COMMITTEE*- Davis

*C. PUBLIC SAFETY* - Rudicell  
Review minutes / March 13<sup>th</sup>

*D. CODE ENFORCEMENT/ORDINANCE COMMITTEE* - Fry

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

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

*A. Board of Zoning Adjustments* – Adrienne Jones

*B. Downtown Redevelopment Authority* - Conaway  
Review minutes / March 28<sup>th</sup>

*C. Industrial Development Board* – Davis  
Review minutes / March 25<sup>th</sup>

*D. Library Board - Lake*  
Review minutes / December 2012  
Review minutes / January 10, 2013  
Review minutes / February 14, 2013

*E. Planning Commission* – Scott

*F. Recreation Board* - LeJeune

*G. Utility Board* - Fry

**6. REPORTS OF OFFICERS:**

**A. Mayors Report**

- a.) Parade Permit / Southern Nappa / 5K / May 11, 2013
- b.) Parade Permit / Christ the King / 1 Mile Fun Run / April 26, 2013

**B. City Attorney's Report**

**C. Department Head Comments**

- a.) **City Clerk Report:** AL League of Municipalities Annual Convention Voting Delegate / May 18-21, 2013

**7. PUBLIC PARTICIPATION:**

**8. RESOLUTIONS & ORDINANCES:**

**RESOLUTIONS:**

- a.) **Rename the Southern Entrance of Deerwood Drive /  
Deerwood Drive South ...../Resolution 2013-23**

**ORDINANCES:**

**2<sup>nd</sup> READ**

- a.) **Zoning Amendment: Lynne R. Brown / R-2, Medium Density Single  
Family Residential District to R-6, Garden or patio Home District. .... /Ordinance 2013-14**
- b.) **Appropriation of Funds: Profit Drive Extension: Additional Appropriation. .... Ordinance 2013-15**
- c.) **Appropriation of Funds: Road Striping & Marking Projects. .... /Ordinance 2013-16**
- d.) **Lodging Tax Fund Appropriation: ADECA Pedestrian Bridge  
@D'Olive Creek West/. .... /Ordinance 2013-17**
- e.) **Designating Signatories on Various Accounts of the City of Daphne. .... /Ordinance 2013-18**
- f.) **Intergovernmental Service Agreement with Baldwin County /  
Round-a-bout @ County Road 13 & County Road 64 ..... /Ordinance 2013-19**

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

- g.) **Provide a One-Time Discretionary Bonus to Certain Employees. .... /Ordinance 2013-20**
- h.) **Adopting Council Rules of Procedure. .... /Ordinance 2013-21**
- i.) **Reclassification of Assistant City Clerk Position. .... /Ordinance 2013-22**

**9. COUNCIL COMMENTS**

**10. ADJOURN**

**CITY OF DAPHNE  
CITY COUNCIL**

**ROLL CALL**

**CITY COUNCIL:**

COUNCILWOMAN CONAWAY	PRESENT___	ABSENT___
COUNCILMAN RUDICELL	PRESENT___	ABSENT___
COUNCILMAN LAKE	PRESENT___	ABSENT___
COUNCILMAN FRY	PRESENT___	ABSENT___
COUNCILMAN SCOTT	PRESENT___	ABSENT___
COUNCILMAN LEJEUNE	PRESENT___	ABSENT___
COUNCILMAN DAVIS	PRESENT___	ABSENT___

**MAYOR:**

MAYOR HAYGOOD	PRESENT___	ABSENT___
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**CITY CLERK:**

REBECCA HAYES	PRESENT___	ABSENT___
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**CITY ATTORNEY:**

JAY ROSS	PRESENT___	ABSENT___
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**MARCH 18, 2013  
CITY COUNCIL MEETING  
BUSINESS MEETING  
1705 MAIN STREET  
DAPHNE, AL  
6:30 P.M.**

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**1. CALL TO ORDER**

Council President Scott called the meeting to order at 6:32 p.m.

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

Reverend Charles Jackson with Macedonia Missionary Baptist Church gave the invocation.

**COUNCIL MEMBERS PRESENT:** Tommie Conaway; Pat Rudicell; John Lake Randy Fry; Ron Scott; Robin LeJeune; Joe Davis, III.

**ABSENT:** John Lake; Robin LeJeune.

Also present: Rebecca Hayes, City Clerk; Jay Ross, City Attorney; Adrienne Jones, Planning Director; David Carpenter, Police Chief; James White, Fire Chief; David McKelroy, Recreation Director; Richard Johnson, Public Works Director; Vickie Hinman, Human Resource Director; Margaret Thigpen, Civic Center Director; Tonja Young, Library Director; Michael Hoyt, Municipal Judge; Suzanne Henson, Senior Accountant; Ashley Campbell, Environmental Programs Manager; Larry Cooke, BZA; Bob Segalla, Utility Board; Willie Robison, BZA; Joe Lemoine, Planning Commission; Douglas Dugat, Recreation Board; Al Guarisco, Village Point Foundation; Casey Zito, DRA; Ken Balme, Daphne Museum and DRA.

Absent: Mayor Haygood; Kim Briley, Finance Director; Richard Merchant, Building Official.

**3. APPROVE MINUTES: MARCH 4, 2013 COUNCIL MEETING & MARCH 5, 2013 SPECIAL CALLED COUNCIL MEETING MINUTES & MARCH 11, 2013 COUNCIL WORK SESSION MINUTES**

There were no corrections to the March 4, 2013 Council Meeting minutes and stand approved as written. The March 5, 2013 Special Called Council meeting minutes were amended by Councilman Davis to correct the last vote for the City Clerk position changing the number of votes for Rebecca Hayes from three (3) to six (6). The March 5, 2013 Special Called Council meeting minutes stand approved as amended. There were no corrections to the March 11, 2013 Council Work Session minutes and stand approved as written.

**PRESENTATION:** Olde Towne Daphne West / Downtown Redevelopment Authority

Mrs. Kären Nady and Mrs. Cathy Barnette presented to Council President Scott, ACCEPTING on behalf of Mayor Haygood a framed copy of the map they produced of Olde Towne Daphne which includes a business directory. They also presented a framed copy to Mr. Al Guarisco who was very helpful

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with the history part of the map. Mrs. Nady mentioned that the Frame Corner did the framing for the pictures. Casey Zito, Chairman of the Downtown Redevelopment Authority, thanked everyone that made this a reality. They will be distributing the maps in different areas to draw people to the Olde Towne district.

**PUBLIC HEARING:** Zoning Amendment: Lynne R. Brown  
Location: Northwest of the intersection of 6<sup>th</sup> Street & Dryer Avenue  
Present Zoning: R-2, Medium Density Single Family Residential District  
Requested Zoning: R-6, Garden or Patio Home District  
Recommendation: Favorable

Mrs. Adrienne Jones, Director of Community Development, and Ms. Courtney Brett gave the presentation.

Council President Scott opened the Public Hearing at 6:47 p.m.

*Mr. John Cutright – Whiting Court* – spoke against the proposed rezoning saying it was spot zoning.

*Ms. Rachel Burt – Dryer Avenue* – spoke in favor of the rezoning.

*Mr. Gary Andrews – College Avenue & 5<sup>th</sup> Street* – spoke against the rezoning.

*Mr. Derrick Bolton – 1607 7<sup>th</sup> Street* – doesn't think three (3) houses will fit on the lot.

*Mr. Greg Hughes – Sandpiper & Old County Road* – spoke against the rezoning saying he doesn't see how it is not spot zoning.

*Ms. Nancy Hughes – Sandpiper & Old County Road* – spoke against the rezoning.

*Mr. Greg Hicks – Business partner with Courtney Brett* – spoke in favor of the project saying their intent is not to chop up the community, but to enhance the neighboring property.

Mrs. Jones stated that this zoning is consistent. This is single family residential, and this would be adjacent to single family residential. This would not be spot zoning. Whether it is chopped into two (2) pieces or reconfigured or proposed as three (3) lots that is an issue with subdivision. That is not what is proposed today. The applicants are aware that they are taking a chance if they get two (2) lots and may not get three (3) lots. That is all contingent upon approval of the zoning, and then Planning Commission approval of the subdivision plot. So, if the zoning is approved that is the only thing that will be approved. There is another process that will have to go on from this point.

Council President Scott closed the Public Hearing at 7:10 p.m.

**4. REPORT OF STANDING COMMITTEES:**

**A. FINANCE COMMITTEE – Conaway**

The March 11<sup>th</sup> minutes are in the packet.

**MOTION BY Councilwoman Conaway for the Mayor & Finance Director to negotiate with Gardnyr Michael Capital (Pfil Hunt) for the refunding of the 2003 & 2006 Bond Issues, and use Hand Arendall for Bond Counsel, and report back to Finance Committee. *Seconded by Councilman Fry.***

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

**MOTION BY Councilwoman Conaway to increase the Daily Meal Allowance (current rate of \$51/day) and to adjust annually with the IRS Regional Rate according to the location of training. *Seconded by Councilman LeJeune.***

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

**MOTION BY Councilwoman Conaway to accept the Treasurers report of \$ 20,593,622.45 as of February 28, 2013. *Seconded by Councilman Davis.***

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

**Sales & Use Tax Collection / January 31, 2013**

The Sales and Use Tax collection for January were as follows:

Sales & Use Tax - \$895,717.19.

**Lodging Tax Collection / January 31, 2013**

The Lodging Tax collection for January was as follows:

Lodging Tax - \$5,630.67

**Available Capital Funds / February, 2013**

Capital Funds available as of February are as follows:

Total available \$2,856,104 including all of Four Cent, Seven Cent and Capital Reserve.

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**B. Buildings and Property Committee – Fry**

The minutes for the February 4<sup>th</sup> and March 4<sup>th</sup> meetings are in the packet.

**C. PUBLIC SAFETY COMMITTEE – Rudicell**

The next meeting will be April 10<sup>th</sup> at 4:30 p.m.

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

There was not a quorum. They will consider the adult establishment moratorium, Lighting Ordinance and Door to Door Solicitation ordinance at the next meeting.

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

The minutes for the February 18<sup>th</sup> meeting are in the packet. The next meeting will be April 15<sup>th</sup> .

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

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

No report.

**B. Downtown Redevelopment Authority – Conaway**

No report. The next meeting will be March 28<sup>th</sup>.

**C. Industrial Development Board – Davis**

The February 25<sup>th</sup> minutes are in the packet. The next meeting will be the 4<sup>th</sup> Thursday in March.

**D. Library Board – Lake**

The WWII Series is being held on Thursday's at City Hall.

**E. Planning Commission – Scott**

The minutes for the January 31<sup>st</sup> meeting are in the packet. Site Preview meeting is Wednesday and the regular Planning Commission meeting is next Thursday.

**F. Recreation Board - LeJeune**

No report.

**G. Utility Board – Fry**

The next meeting will be March 27<sup>th</sup> at 5:00 p.m.

**6. REPORTS OF THE OFFICERS:**

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

No report.

***B. City Attorney's Report***

No report.

***C. Department Head Comments***

***Tonja Young – Library Director*** – reported that the Friends of the Library Book Sale is Saturday from 8:00 a.m. – 2:00 p.m.

***James White – Fire Chief*** – reported that they will be have agility testing on Thursday at the training facilities and invited council to come out to watch.

***David McKelroy – Recreation Director*** – reported they concluded the first concert series at Bayfront park, and it was very enjoyable. They will be held on the third Sunday in April and May. The Baldwin Pops will be playing next. Dixie Youth Baseball started tonight. The Easter Egg Hunt is March 23<sup>rd</sup> at Lott Park.

***Margaret Thigpen – Civic Center Director*** – reported that Ballroom Dance is April 19<sup>th</sup>, the Boy Scouts will be in Thursday and March 19<sup>th</sup> is the Baldwin Pops, and April 22 and the 23<sup>rd</sup> the Mobile Bottle Collectors will be at the Civic Center and Council Retreat will be at Bayfront Park this Sunday.

***David Carpenter – Police Chief*** – reported they received 98 applications fr the vacant position, and they had an officer resign today so another position will be open.

***Adrienne Jones – Planning Director*** – thanked Councilman Scott, Councilman Davis and Councilman Rudicell for attending the UNA training session on March 8<sup>th</sup> and 9<sup>th</sup>.

**City Clerk Report:**

Parade Permit / Citrin Safety Foundation / 5K and 1 Mile Fun Run / October 19, 2013 /  
Parade Permit / Bayside Medical Missions / 5K & 1 Mile Fun Run / September 21, 2013  
AL League of Municipalities Annual Convention Voting Delegate / May 20, 2013

**MOTION BY Councilman Fry to approve the Parade Permits for Citrin Safety Foundation / 5K and 1 Mile Fun Run / October 19, 2013 and Bayside Medical Missions / 5K & 1 Mile Fun Run / September 21, 2013. *Seconded by Councilman Davis.***

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

Council President Scott put the Alabama League of Municipalities Voting Delegate on hold until he could consult with Mayor Haygood.

**7. PUBLIC PARTICIPATION**

*Mr. Ken Balme – President of the Daphne Museum* - invited council to a reenactment from the Civil War being held on April 20<sup>th</sup> at 2:00 p.m.

*Mr. Rick Diaz – Lake Forest* – spoke regarding the need for clarification of the Animal Control Ordinance.

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

**RESOLUTIONS:**

- a.) Declaring Certain Property Surplus / 2003 Crown Vic ...../Resolution 2013-14
- b.) Bid Award: 2013-C-ADECA Pedestrian Bridge  
@D'Olive Creek West / Asphalt Services, Inc . ...../Resolution 2013-15
- c.) Bid Award: 2013-F-ConcreteMaterial /  
Ready Mix USA, LLC. .... /Resolution 2013-16
- d.) Bid Award: 2013-G-Asphalt / Mobile Asphalt  
Company, LLC. .... /Resolution 2013-17
- e.) Bid Award: 2013-H-Plastic Pipe / Vellano Brothers, Inc. .... /Resolution 2013-18
- f.) Bid Award: 2013-I-Rock Material / Martin Marietta  
Aggregates. .... /Resolution 2013-19
- g.) Bid Award: 2013-J-Office Supplies / Gulf Coast  
Office Products. .... /Resolution 2013-20
- h.) Bid Award: 2013-K-PD/LiveScan Fingerprint System /  
Afix Technologies, Inc ..... /Resolution 2013-21
- i.) Bid Award: L-Recycled Rock Material / Asphalt Services ..... /Resolution 2013-22

MOTION BY Councilman Lake to *wave the reading* of Resolutions 2013-14, 2013-15, 2013-16, 2013-17, 2013-18, 2013-19, 2013-20, 2013-21 and 2013-22. *Seconded by Councilwoman Conaway.*

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

MOTION BY Councilman lake to adopt Resolution 2013-14 2013-15, 2013-16, 2013-17, 2013-18, 2013-19, 2013-20, 2013-21 and 2013-22. *Seconded by Councilwoman Conaway.*

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

**ORDINANCES:**

a.) Amend Land Use & Development Ordinance /  
Appendix O, Low Impact Development & Green Infrastructure. . . . . /Ordinance 2013-12

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

b.) Zoning Amendment: Lynne R. Brown / R-2, Medium  
Density Single Family Residential District to R-6,  
Garden or patio Home District. . . . . /Ordinance 2013-14

c.) Appropriation of Funds: Profit Drive Extension: Additional  
Appropriation. . . . . /Ordinance 2013-15

d.) Appropriation of Funds: Road Striping & Marking Projects. . . . . /Ordinance 2013-16

e.) Lodging Tax Fund Appropriation: ADECA Pedestrian Bridge  
@D'Olive Creek West/. . . . . /Ordinance 2013-17

f.) Designating Signatories on Various Accounts of the City of Daphne. . . /Ordinance 2013-18

g.) Intergovernmental Service Agreement with Baldwin County /  
Round-a-bout @ County Road 13 & County Road 64 . . . . . /Ordinance 2013-19

MOTION BY Councilman Davis to waive the reading of Ordinance 2013-12. *Seconded by Councilman Fry.*

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

MOTION BY Councilman Davis to adopt Ordinance 2013-12. *Seconded by Councilman Fry.*

**AYE Conaway, Rudicell, Lake, Fry, Scott, Davis                      NAY LeJeune**

**MOTION CARRIED**

**ORDINANCES 2013-14, 2013-15, 2013-16, 2013-17, 2013-18, 2013-19 WERE 1<sup>ST</sup> READ**

**9. COUNCIL COMMENTS**

*Councilwoman Conaway* said she participated in the Lupus Walk on Saturday, and enjoyed it very much. She thanked HR for the Employee Recognition Ceremony, and commended the recipients.

*Councilman Fry* thanked the public for coming out and speaking on the issues. Public Participation is very important so they need the residents to turn out for the meetings.

*Councilman Davis* said that the UNA program on Friday and Saturday was very good. He said it is important for citizens to be in the audience to represent the people, and it is good to hear what they have to say. He commended the Recreation Board for a great job for bringing a lot of resources for infrastructure that they all enjoy.

*Council President Scott* thanked the folks for coming out. He said the greatest danger is apathy. He thanked the Downtown Redevelopment Authority and Olde Towne Daphne West for the map. He said this is a great start for a sense of community. He mentioned that if anyone would like their pastor to say the invocation at a council meeting to call the City Clerk.

**10. ADJOURN**

**MOTION BY Councilman LeJeune to adjourn. *Seconded by Councilman Davis.***

**AYE ALL IN FAVOR**

**NAY NONE OPPOSED**

**MOTION CARRIED**

**THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 7:30 P.M.**

Respectfully submitted by,

**Certification of Presiding Officer:**

\_\_\_\_\_  
Rebecca A. Hayes,  
City Clerk

\_\_\_\_\_  
Ron Scott,  
Council President

**MARCH 24, 2013**  
**CITY COUNCIL RETREAT**  
**6200 BAYFRONT PARK DRIVE**  
**DAPHNE, AL**  
**1:00 P.M.**

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The meeting was called to order at 1:00 p.m. by the moderator Mr. Bill Hart.

**COUNCIL MEMBERS PRESENT:** Tommie Conaway; Pat Rudicell, John Lake; Randy Fry; Ron Scott; Robin LeJeune, Joe Davis, III.

Also present: Mayor Haygood; Rebecca Hayes, City Clerk; Jay Ross, City Attorney.

**Council listed what they felt was the top issues that faced the city they are as follows:**

**1. TOP ISSUES**

1. Finances / Budget
2. Public Safety
3. Industrial Development
5. Recreation:
  - a.) Infrastructure
6. Protecting quality of life
7. Operational Plan:
  - a.) Personnel
  - b.) Physical Facilities
  - c.) Need for a Strategic Plan
    - i.) Growth / Annexation
    - ii.) Need to know destination in order to have a plan

**STRENGTHS / WEAKNESSES / OPPORTUNITIES / THREATS**

**2. STRENGTHS**

1. Location (*I-10 & Bayside*)
2. Strong sense of community
3. Schools
4. Public Safety
5. Public Relations (*How surrounding areas view city*)
6. Employees
7. Citizenry (*Average income; strength of education at different levels*)
8. Businesses (Retail diversity / Entertainment)
9. Recreational amenities

**3. WEAKNESSES**

1. Lack of economic diversity
2. Business turnover (*Transient nature of businesses*)
3. Mixed loyalty of Chamber of Commerce (*Serves three (3) cities on the Eastern Shore*)
4. Industrial Development
  - a.) Better communication with Mayor and Council by Industrial Development Board
  - b.) Too reactionary
5. Growth
6. Lack of Proactivity

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7. Lack of Public Relations
8. Revenue
  - a.) Debt
9. Manage Change
10. Technology

**4. OPPORTUNITIES**

1. Unique makeup of Council
2. Economic growth
3. Growth
4. Manage the Changes
5. Change perception of city government
6. Adapt to change
  - a.) Efficiency
  - b.) Being effective
7. Economic upswing
8. Plan for Challenges
9. Restore Act
10. Metropolitan Planning Organization

**5. THREATS**

1. Watershed / Environmental Threat
2. Natural Disasters
3. Transportation / Limited number of thoroughfares
4. Traffic
5. Education (*Support*)
6. Employment base
7. Makeup of Council
8. Growth
9. Outside activism
10. Growth of competing communities

**6. COUNCIL PRESENTATIONS/ISSUES OF CONCERN**

***Councilman Rudicell***

1. Frugality
2. Pay off debt sooner
3. Use bonds frugally
4. Cut budget
  - a.) Look at community contributions / Community Enhancements
  - b.) Look at capital budget items
  - c.) Transparency for citizens
  - d.) Do not piece-mill the budget
  - e.) Finance Committee is the Gatekeeper

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5. Items to go through appropriate committee before coming to Finance Committee
6. Recreation facilities to be A-1
7. School system
8. A Cultural Art Center and Amphitheater
9. Operational
  - a.) Modernizing Fire Department, Police Department and Public Works Department
  - b.) Concentrate on 2013 tangible projects
  - c.) Debt reduction

***Council President Scott***

1. Make sure to maintain core responsibilities
2. Public Safety
3. Workable departments
4. Infrastructure / First Class
5. Get arms around the cataloged 135 miles of road
6. Storm water issue / Get arms around
7. Get a handle on maintenance of city buildings (*Buildings are in the process of being cataloged*)
8. 5 year Strategic Plan / Input from Departments and citizens
9. Rewrite the Comprehensive Plan (*In the next 2 or 3 years*)
10. Annexation
11. Schools
12. Acquisition of more Bayfront property
  - a.) Amphitheater

***Councilman Lake***

1. Recreation
  - a.) Swimming pool
  - b.) Regulation tennis courts
2. Schools / Improve environment / Train and educate students to enter workforce and excel so businesses will look to Daphne for workers
3. Health / Important / Where recreation comes in to make community healthier (Stimulus for area)
4. Public Works / Services for quality of life
5. Debt / Most of debt went for sewerage of the city / Would like to see a partnership between city and Utility Board where they can help the city
6. Annexation / Do in the next two (2) years, if not, then wait for next council, because people will be mad and there will be a big turnover of Councilmembers (*Example Lake Forest annexation*)
7. Look at the next generation
8. Look at wisdom of the past

***Councilman Fry***

1. Planning
2. Organization
3. Need appreciative attitude
  - a.) Stem negative attitudes
4. Supportive of recreation facilities
  - a.) Need amphitheater / Solar power, green materials / First Class facility (*Showplace*)

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5. Rectify pay scale for employees who are maxed out
6. Address retiree benefits (Huge liability)
7. Public Safety / Need four (4) Public Safety officers
8. Finish sewerage the city / Six (6) areas left unsewered (*As a tribute to Mayor Yelding*)
  - a.) Pursue grants
9. Annexation
  - a.) Technology / Expand website to help people see the benefits of annexing into city
  - b.) Get with citizens to promote and educate people of benefits of annexation (*POA's*)
10. Sidewalks
11. Acquisition of Bayfront property
12. Equipment Purchases
  - a.) Fire Department
  - b.) Police Department
13. Nichols Center / Need to decide whether to spend money to repair or tear down and turn into a park or basketball court, volleyball court or some kind of outdoor facility
14. Road maintenance / Continue maintenance of roads
15. Technology
16. Recognizing businesses / Business of the Quarter / Invite to council meeting and give certificate of recognition
17. Show that the city is forward / Send monthly updates by department heads by mass e-mail

***Councilman LeJeune***

1. Perception of Council
2. Perception of businesses
3. Recreational facilities / City ahead on some things, but can fall behind quickly if they don't do something now
  - a.) Regulation Tennis courts / Spanish Fort has eight (8), Fairhope has six (6) and Foley has six (6)
  - b.) Girls Softball needs attention
4. Need lobbyist or grant writer / One (1) year contract / Foley, Orange Beach and Gulf Shores have a lobbyist, and Foley received \$10-13 million in grants last year.
5. Technology / Improve and build the IT department to make Daphne a brighter place / Need to update, Facebook is out of date, need to use the next best thing in technology. Need to attract youth
6. Planning / Need a better grasp of planning for equipment for Fire Department and Police Department. There is not plan to keep up with the needs. Have become reactionary, and not catching things in time to plan. Need to be proactive by design and not reactionary
7. Debt
8. Sidewalks / Lake Forest
9. Restore Act / Beware / Need to do their own and look elsewhere. There may not be any funds from this source

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*Councilwoman Conaway*

1. Grant writing / Course being offered at USA beginning the first of April / 8 week course / \$139
2. Public Relations person to report to council
3. Economic Development / Skill training
4. Employment growth
5. Support Sports Complex / Especially because senior citizens need somewhere to go
6. Support for educational system / Make sure students have what they need in Daphne. Some Schools do not receive federal funding, and it is a city responsibility to set aside funds in the budget to help those schools
7. Voting Precincts / Two are in disrepair (Boys and Girls Club and Nicholson Center) / Need to either make one voting center at Civic Center or repair these buildings / These are city buildings and it is the city's responsibility to repair them

*Councilman Davis*

1. Managing Change
2. Manage growth
3. Look at services / Fire Department / Police Department / Public Works / Schools / Utilities and assess capacity of services
4. Annexation
  - a.) Sell services
  - b.) Formulate a plan and sell it
5. Look into the future
6. Public Relations from Mayor's office
  - a.) Sell Daphne
  - b.) Talk with big fish
  - c.) Talk with little fish
7. Technology
8. Employee Efficiency / Cross train employees / Give incentive to learn new skill to advance
9. Unfunded liabilities / Retirement benefit package
10. New bridge from across bay / Make sure it lands where Daphne wants it / Get Fairhope Onboard, benefits them too, because you can't get to Fairhope unless you go through Daphne
11. Supportive of Amphitheater
12. Supportive of Recreational facilities / That is why young families come to Daphne
13. Grow residential base / Airbus / Need to be linked to those affiliated with Airbus to point those employees across the bay to live

*Mayor Haygood*

1. Library expansion / Meeting/theater
2. Economic Diversity
  - a.) Make sure what jobs the city wants and get out there and promote
3. Annexation
  - a.) How to strategically accomplish

**MARCH 24, 2013  
CITY COUNCIL RETREAT  
6200 BAYFRONT PARK DRIVE  
DAPHNE, AL  
1:00 P.M.**

6

4. Fix operational and image issues
5. Address topped out employees
6. Road maintenance
  - a.) Start putting back \$500,000 toward road maintenance
7. Address watershed issues
8. Add positions
  - a.) IT Director
  - b.) Public Relations Person
  - c.) Marketing Person
  - d.) City Manager
9. Find funds to:
  - a.) Help schools
    - i.) Have a list to know what they are looking for
  - b.) Amphitheater
  - c.) Recreation Facilities

**7. PRIORITIES OF INDIVIDUAL COUNCIL MEMBERS**

***Councilman Davis***

1. Strategic & Operational Plan
2. Annexation
3. Hire Public Relations person / Grant writing

***Councilman LeJeune***

1. Tennis Courts
2. Proactive instead of Reactive / Fire Department / Police Department
3. Proactive instead of Reactive / Infrastructure / Buildings and Roads

***Councilman Fry***

1. Financial responsibility
2. People
3. Facilities

***Councilman Lake***

1. Manage growth / Money
2. Recreation / Everything
3. Annexation

***Mayor Haygood***

1. Economic Diversity and Development
2. Grant writing
3. Annexation
4. Capital projects
  - a.) Tennis Courts
  - b.) Amphitheater

**MARCH 24, 2013  
CITY COUNCIL RETREAT  
6200 BAYFRONT PARK DRIVE  
DAPHNE, AL  
1:00 P.M.**

7

*Councilman Scott*

1. 5 year Strategic Plan
2. Grant writing / Lobbyist
3. Annexation

*Councilman Rudicell*

1. Evaluate budgets
  - a.) Timely reporting of current fiscal year for the next fiscal year
2. 5 year plan
3. Public Private partnership re: Cultural Center and Amphitheater

**8. CONSENSUS OF ACTION ITEMS**

1. Strategic Plan
2. Annexation
3. Grant writing
4. Pay scale Adjustment
5. Explore Nicholson Center maintenance and equipment timeline
6. Work with Village Point Foundation to procure Public/Private Partnerships
  - a.) A Council liaison will work with them in this endeavor

Council also came to a consensus to use the \$500,000 from refinancing the debt to reduce the debt of the city, and to put the action items on the bottom of the work session agendas to keep them in front of council.

Mayor Haygood made a commitment to council to have the FY 2014 budget to them in time to adopt by October 1, 2013.

The meeting adjourned at 6:00 p.m.

Respectfully submitted by:

---

Rebecca A. Hayes,  
City Clerk

**Certification of Presiding Officer:**

---

Ron Scott,  
Council President

City of Daphne, Alabama

**CERTIFICATE OF  
CONGRATULATIONS TO**

**MR. ROBERT MCKILLION**

*WHEREAS, Mr. Robert McKillion is a teacher with the Baldwin County Public Schools, and Daphne High School; and*

*WHEREAS, Mr. Robert McKillion was named "Secondary Teacher of the Year" by the Baldwin County Public Schools;*

*WHEREAS, The City of Daphne recognizes that teachers are the backbone of the Baldwin County Public Schools, working daily to open the world to our students; and*

*WHEREAS; he serves as the Digital Resource Advisor for Baldwin County Schools and Daphne High School where he was a part of the Digital Renaissance Leadership Team that placed a computer in the hands of each of the 8,500 students and 350 educators in each high school in the school system; and*

*WHEREAS, Mr. McKillion served as the Business Education Teacher for Baldwin County Public Schools and Daphne High School, was appointed by the State Superintendent of Education to serve on the 2001-2002 Alabama State Career/Technical Education Course Study Committee/Task Force, was selected as co-chairman of the Southern Association of College Schools Re-Accreditation Steering Committee for Daphne High School and served for 13 years as the faculty advisor for Daphne High School Future Business Leaders of America student organization.*

*NOW THEREFORE, the Mayor and the City Council of the City of Daphne congratulate Mr. Robert McKillion for being selected as the Baldwin County Public Schools "Secondary Teacher of the Year", and express their profound gratitude and appreciation for his dedication and service to the students. We hope that his fine example will shine for all teachers to follow in his footsteps, and continue to make our schools the best they can be.*



*Dane Haygood*

Dane Haygood, Mayor

ATTEST:

*Rebecca A. Hayes*

Rebecca A. Hayes, City Clerk

Office of the Mayor  
Proclamation

*Child Abuse Prevention Month*

*Whereas, municipalities in Baldwin County are participating in the recognition of Child Abuse Prevention during the month of April; and*

*Whereas, statistics of children who are abused and neglected escalate each year;  
and*

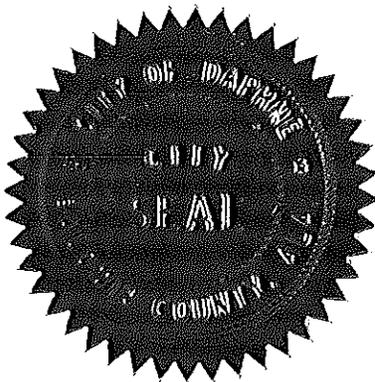
*Whereas, these statistics reflect the seriousness of child abuse and how it affects not only those children living in violent situations, but the community as a whole; and*

*Whereas, Care House now offers programs that provide resources and services to child victims of sexual and physical abuse, their supportive family members and the community, while empowering all toward child abuse prevention; and*

*Whereas, programs of this type need the support and awareness of all citizens in the community by becoming more involved in supporting parents to raise their children in a safe environment.*

*NOW, THEREFORE, the Mayor and City Council of the City of Daphne do hereby proclaim the month of April as CHILD ABUSE PREVENTION MONTH and urges all citizens to become more aware of child abuse and report any information to the proper authorities for the safety and protection of our children.*

*APPROVED THIS 1<sup>ST</sup> DAY OF APRIL, 2013.*



*Dane*  
Dane Haugood, Mayor

Attest:

*Rebecca A. Hayes*  
Rebecca A. Hayes, City Clerk

## Becky Hayes

---

**From:** BenSpencerinla@aol.com  
**Sent:** Wednesday, March 27, 2013 10:11 AM  
**To:** cityclerk@daphneal.com  
**Cc:** bah9103@aol.com; daphneoptimist@gmail.com; scherolis@psci.net; knowledgentwk@aol.com; anovelt@bellsouth.net; danielmccann54@gmail.com; cathyj21@bellsouth.net  
**Subject:** Speaker for Council Meeting

Dear Rebecca Hayes, City Clerk,

Thank you for having our champion speaker, Kristen Smith present her Optimist Oratorical Contest speech at the Council meeting on Monday evening at 6:30.

She will be introduced by the Daphne Club Vice President, Beth Henson. You will recognize Beth at the meeting by her huge smile and enthusiastic Optimism.

Kristen has just won the Baldwin County contest and will win the S Alabama Regional contest in Greenville on 4/6 before she wins the District Contest in South Haven Ms on 4/20 and the \$2500 Optimist scholarship.

Can you tell how proud we are of her?

We appreciate our city's help in honoring and preparing Kristen.

Ben Spencer,

for the Optimist Oratorical Committee

251-626-1560

**REPORT  
OF  
STANDING COMMITTEES**

## Public Safety Committee

*Wednesday, March 13, 2013*

Councilman Pat Rudicell  
Councilman Randy Fry  
Councilman Robin LeJeune  
Councilman Ron Scott  
Fire Chief James White  
Public Works, Melvin McCarley

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

### **Committee Members Attending:**

Councilman Ron Scott, Councilman Randy Fry, Chief David Carpenter, Captain Scott Taylor.

### **CALL TO ORDER**

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

**PUBLIC PARTICIPATION** – Doug Sims was in attendance representing “Team Share the Road” to emphasize bicycle safety and to ask the city to adopt an ordinance requiring vehicles to give at least 3 feet clearance from the handlebars when passing a bicyclist. Mr. Sims stated that Mobile, Tuscaloosa, and Auburn have passed this ordinance. He stated that a bicycle is considered a vehicle and should obey traffic laws. Councilman Fry asked if he had any interest in speaking about bicycle safety in the schools and Mr. Sims said yes. They also agreed to leave pamphlets on bicycle safety at City Hall. Councilman Scott said this matter will go to work session.

Brooks Lyons and Roland Kidd were in attendance from Historic Malbis concerning a street parking issue. School buses cannot get through the streets to pick up and drop off the children. What to do? Councilman Scott said that the POA can establish a “No Parking” area but the city could not enforce it. They will send out information about parking in the street and blocking emergency vehicle traffic, in the newsletter and if emergency vehicles cannot get through streets in the neighborhood, signs will go up and the city will enforce it. Chief Carpenter asked Mr. Lyons to find out what bus number is having trouble picking up the children and what streets are blocked and he will have an officer follow it through the neighborhood to see the problem areas. Councilman Fry stated that we need to get visibility on this problem and suggested adding a section to their covenants restricting parking on the street where you are blocking emergency vehicle traffic or be fined. He told Mr. Lyons that they needed to have a meeting about it and the Chief can come and talk.

Howard Wilson, and Ed and Nancy Beck were in attendance in reference to speeding on College Avenue. A traffic device was placed there and data was received but is not available for this months’ packet. He asked that we put him on the April agenda. Mr. Wilson asked if the city could put up a 3 way stop at Old County Road and College Avenue. Councilman Scott stated that ALDOT would have to answer that question and that Public Works installs those signs. Scott mentioned that the city had installed rumble strips in similar instances, that we would get the stats and with Councilman Rudicell and come up with some sort of solution. He stated that he would talk to Public Works and Chief White.

Kelly Urban was in attendance asking that we increase patrols at the old Mercy Medical. She stated there had been car vandalism and drinking down on the beach behind the hospital. Chief Carpenter told her we would increase patrols.

Helen Baroco and Doris Allegri were there representing Daphne Museum. Helen stated there has been a neighbor hitting golf balls toward the cemetery. Micky Boykin picked up 82 golf balls. She stated there was also a lot of partying in the cemetery and parking in their parking lot. Chief Carpenter asked her to put up "Employee Parking Only" signs to cut down on public parking and he would pass on to patrol to close patrol the museum and cemetery.

**APPROVAL OF MINUTES FROM PREVIOUS MEETING**

Minutes from February could not be approved because there was no quorum.

**POLICE DEPARTMENT**

- A. **New Business** – Chief Carpenter reviewed our stats
- B. **Old Business** – None

**FIRE DEPARTMENT**

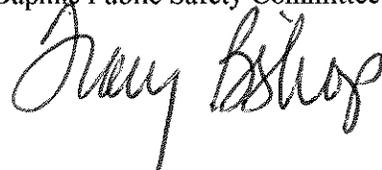
- A. **New Business** – No One was in attendance
- B. **Old Business**-

**OTHER BUSINESS :**

**ADJOURN**

There being no further business to discuss, Mr. Scott made a motion to adjourn the meeting at 5:30 p.m. Mr. Fry seconded. The next meeting will be Wednesday, April 10, 2013 at 4:30 p.m. at City Hall Council Chambers.

Respectfully submitted,  
Daphne Public Safety Committee



**Sec. 61-182. - Passing bicyclists.**

- (a) The driver of a motor vehicle overtaking and passing a bicycle that is proceeding in the same direction shall pass the bicycle at a safe distance between the motor vehicle and the bicycle of not less than three (3) feet and shall maintain such clearance until safely past the overtaken bicycle.**
- (b) The driver of a motor vehicle that passes a bicycle proceeding in the same direction may not make a right turn at any intersection or into any roadway or driveway unless the turn can be made with reasonable safety.**
- (c) Violations of this section shall be enforced by the use of uniform traffic ticket and complaint forms. Any person found guilty of violating this section shall be punished as provided in City Code chapter 1, article II. If any such person elects to plead guilty to a violation of this section, the fine established in City Code section 61-3 shall apply.**

**(Ord. No. 61-047-2011, §§ 1, 2, 10-25-11)**

Patrol Division	Detective Division		JAIL		Animal Control		Crimes Reported This Month
(Capt. Bell/Lt. Hempflinger)	(Capt. Bell/Lt. Beedy)		(Capt. Taylor/Lt. Yelding)		(Capt. Taylor/Lt. Yelding)		
# Complaints	1,027				YTD		
# Misd. Arrests	56	# New Cases Received: 99	Total Arrestees Received & Processed: 171		726		Arson 0
# Felony Arrests	3	# Previous Unsolved Cases: 98	Arrestees by Agency:				Burglary - Commercial 2
DUI Arrests	10	# Cases Solved: 47	Daphne PD	112	447		Burglary - Residence 4
Alias Warrant Arrests	21	Resulting in Total Arrests: 7	BCSO	12	45		Burglary - Vehicle 29
Citations	240	Felonies: 7	Spanish Fort PD	35	182		Criminal Mischief 2
Close Patrols	286	Misdemeanors: 0	Silverhill PD	12	44		Disorderly Conduct 2
Warnings	232	Houses Searched: 0	Troopers	0	8		Domestic Disturbance 20
Motorist Assists	184		Other Agencies	0	0		False Info to Police 1
Roadway Accidents	46	Warrants: 29					Felony Assault 0
Private Property Accidents	14	Served: 9	Highest	34			Felony Theft 18
Traffic Homicide	0	Agency Assists: 0	Lowest	23			Harassment 7
		Recalls (Pd Fines): 0	Total Warrants Served: 38				Identity Theft 5
		Total Warrants Served: 38					Indecent Exposure 0
<b>DRUG REPORT</b>							Kidnapping 0
<b>ROUTINE PATROLS/SPECIAL OPS</b>							Menacing 0
# Misd. Marijuana Arrest	8	Sex Offender: 1	Meals Served: 2,568		8,370		Misdemeanor Assault 0
# Felony Marijuana Arrest	0	New Registration: 0	Medical Cost: \$2,165.08		\$5,814.69		Misdemeanor Theft 14
# Controlled Substance Arrest	2	Contact Verification: 8	Worker Inmate Hours: 188		669		Murder 0
# Drug Paraphernalia Arrest	5	Total # registered in Daphne: 8					Other Death Investigations 1
Vehicles Searched	34	DARE: 1					Public Intoxication 1
		# Hours Report Writing: 1					Public Lewdness 0
		# Students Instructed SRO: 250					Receiving Stolen Property 1
Drugs Seized:	0	# Students Instructed DARE: 650					Resistless Endangerment 1
Type:	0	# Police Reports by SRO: 2					Resisting Arrest 0
Money Seized	0	# Arrest by SRO: 0					Robbery 0
Vehicles Seized							Sex Crime Investigations 2
							Suicide 0
							Suicide, attempted 1
Commercial Vehicle Inspections	31	CODE ENFORCEMENT:					Theft of Services 0
		Warnings: 1					Unauthorized Use of Services 0
		Citations: 2					Weapon Offenses 1
		Warning Compliance: 18					White Collar Crimes 8
		Follow - Up: 21					

*David Carpenter*

**CITY OF DAPHNE**  
**FIRE DEPARTMENT MONTHLY REPORT**  
 Report Period January 2013

	Current:	FY to Date:
<b>Suppression:</b>		
<b>1-Fire/Explosion:</b>	-	-
10-Fire, Other	0	0
11-Structure Fire/Commercial	0	0
11-Structure Fire/Residential	1	1
12-Fire in Mobile Property used as fixed structure	0	0
13-Mobile Property (vehicle) Fire	2	2
14-Natural Vegetation Fire	0	0
15-Outside Rubbish Fire	0	0
16-Special Outside Fire	0	0
17-Cultivated Vegetable Crop Fire	0	0
<b>2-Overpressure Rupture:</b>	0	0
<b>3-Rescue Call and Emergency Medical Service Incidents:</b>	170	170
<b>4-Hazardous Conditions (No fire):</b>	1	1
<b>5-Service Call:</b>	23	23
<b>6-Good Intent Call:</b>	24	24
<b>7-False Alarm &amp; False Call:</b>	22	22
<b>8-Severe Weather &amp; Natural Disaster:</b>	0	0
<b>9-Other Situation:</b>	0	0
<b>Total Emergency Calls:</b>	<b>243</b>	<b>243</b>
<b>Monthly Total Calls:</b>	<b>246</b>	<b>246</b>
<b>Miscellaneous Reports:</b>		
<b>Highest:</b>	15:00	15:00
<b>Lowest:</b>	<1:00	<1:00
<b>Average (Minutes/Seconds) :</b>	5:20	5:20
<b>Training Hours</b>	329.17	329.17
<b>Property Loss - \$</b>	\$13,100	\$13,000
<b>Fire Personnel Injuries by Fire/Civilian Injuries by Fire</b>	0	0
<b>Advance Life Support Rescues</b>	126	126
<b>Number of Patients Treated</b>	164	164
<b>Child Passenger Safety Seat Inspections/Installations</b>	10	10
<b>Pre-Plans</b>	0	0
<b>Classes</b>		
<b>Classes</b>	0	0
<b>Persons Attending</b>	0	0
<b>Plan Reviews</b>		
<b>Plan Reviews</b>	3	3
<b>Final/Certificate of Occupancy</b>	1	1
<b>General/Annual Inspections</b>	12	12
<b>General/Re-Inspections (Violation Follow-up - Annual)</b>	0	0
<b>Business Licenses</b>	8	8
<b>All Other/Misc. Activities</b>	0	0
<b>Total Activities:</b>	<b>24</b>	<b>24</b>

Authorized by:

*James White*

**REPORT  
OF  
SPECIAL BOARDS**

**DOWNTOWN REDEVELOPMENT AUTHORITY  
1705 MAIN STREET  
DAPHNE, AL  
MARCH 27, 2013 5:30 P.M.**

**1. CALL TO ORDER/ROLL CALL**

Casey Zito called the meeting to order at 5:40 p.m..

**Members Present:** Casey Zito; Ken Balme; Dorothy Morrison; Doug Bailey; Dayna Oldham; Ronald Nero.

**Absent:** Patricia Vanderpool; Mary Beth Mantiplay.

**Also Present:** Rebecca Hayes, Recording Secretary; Councilman Rudicell; Kären Nady.

Absent: Councilwoman Conaway.

**2. APPROVE MINUTES / FEBRUARY 27, 2013**

**MOTION BY Dorothy Morrison to approve the February 27, 2013 meeting minutes. Seconded by Ronald Nero.**

**ALL IN FAVOR**

**NONE OPPOSED**

**MOTION CARRIED**

**3. TREASURERS REPORT**

**MOTION BY Dorothy Morrison to accept the Treasurers Report as of February, 2013 in the amount of \$100,813.94. Seconded by Ronald Nero.**

**AYE ALL IN FAVOR**

**NAY NONE OPPOSED**

**MOTION CARRIED**

**4. BEAUTIFICATION REPORT**

Dorothy reported that the planting in the curve in front of the hotels on North Main Street did not happen. They will be planted later on. There were three new people that have come to the last three (3) meetings. She gave Public Works a list of little projects that need doing around town to keep Daphne beautiful.

**DOWNTOWN REDEVELOPMENT AUTHORITY  
1705 MAIN STREET  
DAPHNE, AL  
MARCH 27, 2013 5:30 P.M.**

**5. OLD BUSINESS**

***a.) Plaque***

Dorothy unveiled the finished plaque for the members to view. She will take it to Public Works for them to put on the rock base and to install by the fountain.

***b.) Olde Towne Map***

Kären Nady brought in an article that was in the Press-Register on the map. Very good article.

***a.) Convert Software for Map and Business Insert***

Ken's friend owns Taylor Graphics and can do the conversion. The quote for conversion was \$210. \$410 for updates.

Kären said the Chamber wanted to be listed in the business insert.

**MOTION BY Dorothy Morrison to approve using Taylor Graphics to convert the software at a cost of \$210. Seconded by Dayna Oldham.**

**AYE Casey, Ronald, Dayna, Doug, Dorothy ABSTAIN Ken Balme**

**MOTION CARRIED**

**MOTION BY Ronald Nero to approve using Taylor Graphics to do updates and revisions as needed not to exceed \$1,000 annually. Seconded by Dorothy Morrison.**

**AYE Casey, Ronald, Dayna, Doug, Dorothy ABSTAIN Ken Balme**

**MOTION CARRIED**

**MOTION BY Dorothy Morrison to approve Nall Printing to print 5,000 business inserts. Seconded by Dayna Oldham.**

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

**DOWNTOWN REDEVELOPMENT AUTHORITY  
1705 MAIN STREET  
DAPHNE, AL  
MARCH 27, 2013 5:30 P.M.**

*c.) Planters Downtown*

Dorothy said Ryan Ramsay, and Eagle Scout, will do the downtown business planters as a project..

*d.) Mini-Grants*

No new applications have been turned in.

*e.) Website*

Casey gave them one of the maps, and they are going to use that as the home page. Her daughter will develop an introduction for the site.

**6. NEW BUSINESS**

*a.) Christmas Committee*

Rebecca Hayes and Dorothy reported on the progress from the last meeting of the Christmas Committee.

The members discussed contributing a 20 foot tall Christmas tree for the City Hall lawn. The committee is in favor of doing this, because in the long run it will attract more people to the downtown area for the festivities, and that is their goal. They will discuss it more at the next meeting. They wanted to research if the tree comes with a warranty and if there was enough electricity to carry the big tree.

*b.) Ceiling of Lights*

Dorothy Morrison said the Christmas Committee was not very interested in the ceiling of lights.

**7. NEXT MEETING**

The next meeting will be April 24<sup>th</sup> at 5:30 p.m.

There being no further business to discuss the meeting adjourned at 7:15 p.m.

Respectfully Submitted,  
Downtown Redevelopment Authority

**MARCH 25, 2013  
CITY OF DAPHNE, AL  
INDUSTRIAL DEVELOPMENT BOARD MEETING  
1705 MAIN STREET, DAPHNE, AL  
6:00 P.M.**

**1. CALL TO ORDER/ROLL CALL**

The meeting was called to order at 6:05 p.m.

**MEMBERS PRESENT** – Toni Fassbender; Dennis Kearney, III; Pokey Miller; Dan Romanchuk.

Absent Excused: John R. Cox; Doug Bailey.

Absent Not Excused: Angela Mayer

Also present – Rebecca Hayes, Recording Secretary; Councilman Joe Davis; Lee Johnson, BCEDA.

**2. APPROVE MINUTES / FEBRUARY 25, 2013**

**Motion by Dennis Kearney to approve the November 13, 2012 meeting minutes. Seconded by Dan Romanchuk.**

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

**3. OLD BUSINESS**

The members discussed a request from Algae Systems, LLC to extend the tax abatements for 12-18 months, and to change the address and date of property on the application. The consensus of the board that it was not the standard practice to extend a tax abatement for that length of time, and that they could get around the other request without changing things.

**Motion by Dennis Kearny to stay with the original agreement with Algae systems, LLC, and to send a letter stating the IDB's decision. Seconded by Dan Romanchuk.**

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

**MARCH 25, 2013  
CITY OF DAPHNE, AL  
INDUSTRIAL DEVELOPMENT BOARD MEETING  
1705 MAIN STREET, DAPHNE, AL  
6:00 P.M.**

**4. TREASURERS REPORT**

**Motion by Dennis Kearney to accept the Treasurers Report in the amount of \$257,755.73.  
Seconded by Pokey Miller.**

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

**5. NEW BUSINESS**

Lee Johnson with BCDEA reported that there was a company looking at an existing building in Daphne to locate a distribution center.

**6. OTHER BUSINESS**

None

**6. ADJOURN**

**MOTION BY Dennis Kearney to adjourn. Seconded by Dan Romanchuk.**

**ALL IN FAVOR NONED OPPOSED MOTION CARRIED**

**THERE BEING NO FURTHER BUSINESS TO DISCUSS THE MEETING ADJOUNED AT  
6:30 P.M.**

Approved:

\_\_\_\_\_  
Toni Fassbender, Chairman

**DAPHNE  
INDUSTRIAL DEVELOPMENT BOARD  
MARCH 25, 2013**

Account Balance – 2/28/13

\$ 54,711.45  
\$189,020.90

Cash Subtotal	\$243,732.35
Deposit (3/19/13)	\$ 11,645.98
Total Cash	\$255,378.33

Receivables - January	<u>\$ 2,377.40</u>
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<b>TOTAL</b>	<b>\$257,755.73</b>
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**Daphne Public Library Board**

**Library Board - Meeting Minutes**

**December, 2012**

**Board voted to cancel meeting due to holidays and extra commitments.**

**Daphne Public Library Board**  
**Library Board - Meeting Minutes**  
**January 10, 2013**

**In Attendance:**

Library Director Tonja Young; Board Chair Andre LaPalme; Library Board Members Windrila Longmire, Nancy Volovecky, Jim Morris; Reporter Kaylea Saucier, Jan Blankenhorn.

**1) Call to Order:**

Meeting called to order at 4:20 pm.

Board Chair Andre LaPalme made award of Board's appreciation to Jan Blankenhorn for her many years of service to the library as Board Chairman, Vice Chairman, and volunteer.

**2) Old Business:**

Minutes of November meeting read. A motion was made by Jim to approve; a second was made by Nancy. Vote passed for approval.

**3) Library Report:**

Packets were distributed for the Board.

Tonja discussed the new carpet and paint in the main areas of the library. The painting was funded by leftover funds from the APSCE grant, while the carpet was funded by an appropriation requested by Mayor Bailey Yelding and approved by the FY2012 City Council members.

Christmas holiday activities for children and for teens were reported a success. Children had events making ornaments, making gifts, and hearing Santa read. Teens had events making ornaments, painting self-portraits (with Paint & Pals), and outreach to The Gardens Senior Assisted Living Center.

The WW II Lecture Series was declared a huge success with attendances of: Lecture 1: 97; Lecture 2: 137; Lecture 3: 168; Lecture 4: 157. The final two lectures will occur in

February. Tonja stated that Dr. Morris (Jim) has done a wonderful job and that she has received many compliments on both the series and the lecturer.

During December, 2012 the number of patrons decreased to 14,705 compared to 15,428 in December, 2011 for an overall decrease of 4.68% patronage. Circulation varied slightly in December, 2012 at 16,509 compared to 19,490 in December, 2011 for a decrease of 15.3%. Overall circulation year-to-date for December, 2012 was 61,825 compared to 61,302 for December, 2011 for an increase of 1%. Volunteer hours were 291.5 for December, 2012. Other statistics for December include: Computer Users 1721; Story time and Children's Special Event attendance 507; and new materials cataloged 244.

During January, 2013 the number of patrons decreased to 15,221 from 18,956 in January, 2012 for an overall decrease of 19.7%. Circulation decreased in January, 2013 to 21,561 from 23,408 in January, 2012 for a total decrease of 7.9%. Overall year-to-date circulation for January, 2013 was higher at 85,233 over that for January, 2012 at 82,338 for a total increase of 3.4%. Volunteer hours were 347.5 for January, 2013. Other statistics for January include: Computer Users 2388; Story time attendance 334; and new materials cataloged 573.

The new MANGO language database was discussed with 44 languages, 16 languages ESL, available in the library, remotely from home, or through mobile devices with Daphne Public library card.

**4) Board Discussion:**

None.

**5) Citizen Participation:**

Jim discussed new officers of FODL, and reported a successful annual staff luncheon sponsored by the FODL.

Jim discussed that the history series on WWII and stated that there were plans for another series next winter.

**6) New Business:**

Discussed ordering additional shelving ranges and furnishings.

**7) Adjourn:**

Motion was made by Jim to adjourn at 4:56 pm.

**Reminder: Next Meeting Mar. 14 @ 4:00 pm**

Respectfully submitted by T. Young, Feb. 13, 2012

**Daphne Public Library Board**  
**Library Board - Meeting Minutes**  
**February 14, 2013**

**In Attendance:**

Library Director Tonja Young; Board Vice Chair Jim Bodman; Library Board Members Windrila Longmire, Nancy Volovecky, Jim Bodman, and Jim Morris; FODL President Karen Kyzar; Councilmen John Lake and Pat Rudicell.

**1) Call to Order:**

Meeting called to order at 4:07 pm.

Board Vice Chair Jim Bodman opened the meeting.

**2) Old Business:**

Minutes of January meeting were read. A motion was made by Jim to approve; a second was made by Windrila. Vote passed for approval.

**3) Library Report:**

The WW II Lecture Series was declared a huge success with attendances of: Lecture 1: 97; Lecture 2: 137; Lecture 3: 168; Lecture 4: 157. The final two lectures in February had attendances of: Lecture 5: 128; Lecture 6: 151. Tonja stated that Dr. Morris (Jim) has done a wonderful job and that she has received many compliments on both the series and the lecturer.

Dr. Morris and Tonja decided to offer the series again in the evening for students and those who work during the day. The lectures will be held on March 7, 14, and 21; April 4, 11, and 18 at 6:30 pm in the Council Chambers.

During February, 2013 the number of patrons decreased to 15,710 from 18,134 in February, 2012 for an overall decrease of 13.34%. Circulation decreased in February, 2013 to 20,847 from 21,594 in February, 2012 for a total decrease of 3.46%. Overall year-to-date circulation for February, 2013 was 103,185; lower than that for February, 2012 at 106,827; for a total decrease of 3.41%. Volunteer hours were 296.5 for

February, 2013. Other statistics for February include: Computer Users: 2,308; Story time attendance: 368; and new materials cataloged 607.

**4) Board Discussion:**

The Board discussed having a 2014 History Lecture Series.

Advocating with the city for a library auditorium was also discussed. The plaza area would be a good space for an auditorium and is rarely used. Other departments would be able to book the auditorium for use through our department.

**5) Citizen Participation:**

Karen announced the upcoming FODL Book Sale on Saturday, March 23.

**6) New Business:**

None.

**7) Adjourn:**

Motion was made by Jim to adjourn at 4:53 pm.

**Reminder: Next Meeting Apr. 11 @ 4:00 pm**

Respectfully submitted by T. Young, Mar. 13, 2013

**REPORT  
OF  
OFFICERS**

**CITY OF DAPHNE  
PARADE PERMIT**

<b>ORGANIZATION:</b>	<i>Southern Napa</i>
<b>CONTACT PERSON:</b>	<i>Jim Cox</i>
<b>ADDRESS:</b>	<i>2304 Main Street</i>
<b>PHONE NUMBER (HOME):</b> <b>PHONE NUMBER (BUSINESS):</b> <b>CELL NUMBER:</b>	<i>375-2800</i> <i>802-2669</i>
<b>TYPE OF PARADE:</b>	<i>5K Run</i>
<b>DATE OF PARADE:</b>	<i>May 11, 2013</i>
<b>ROUTE TO BE TRAVELED:</b>	<i>See Attached Map</i>
<b>APPROXIMATE # OF PEOPLE &amp; CARS:</b>	<i>200</i>
<b>START TIME:</b>	<i>12:00 Noon</i>
<b>STOP TIME:</b>	<i>1:00 P.M.</i>
<b>ASSEMBLY AREA/STREET:</b>	<i>Southern Napa 2304 Main</i>
<b>ASSEMBLY TIME:</b>	<i>11:30 A.M.</i>
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE APPLIED:</b>	<i>March 5, 2013</i>
<b>APPROVAL</b>	
<b>POLICE: Chief David Carpenter</b>	<i>David Carpenter</i>
<b>FIRE: Chief James White</b>	<i>James White</i>
<b>PUBLIC WORKS: Richard Johnson</b>	<i>Richard Johnson</i>
<b>RECREATION : David McKelroy</b>	<i>David McKelroy</i>
<b>CITY COUNCIL APPROVAL: 4-1-13</b>	
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE ROUTED:</b>	<i>March 5, 2013</i>
<b>NOTIFICATION</b>	

gmap-pedometer.com Windows Internet Explorer

gmap-pedometer.com

gmap-pedometer.com | main map | forum | about | log in | create account

Click here to return to the main window when printing is complete

Give the gift of Nexus for Valentine's.

nexus<sup>7</sup>

start

1:51 PM

Monday

02/11/2013

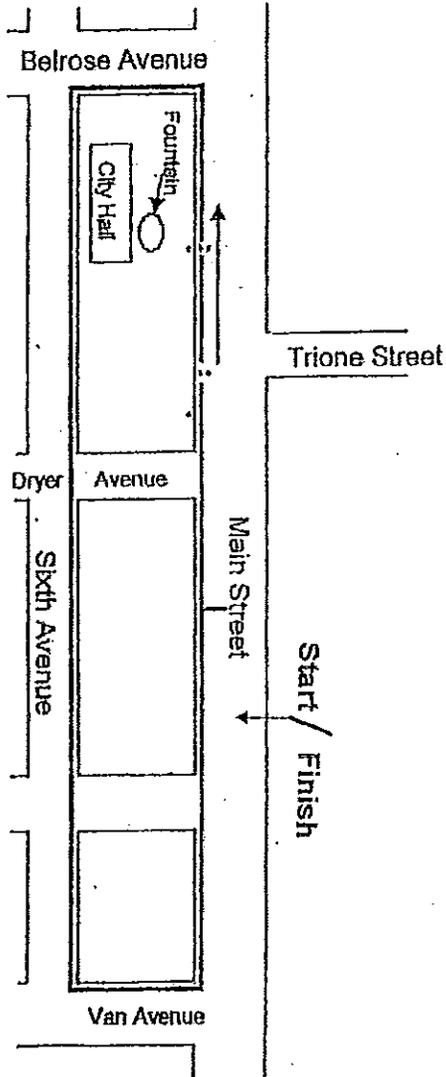
Start + stop @  
Daphne OMC,

## CITY OF DAPHNE PARADE PERMIT

<b>ORGANIZATION:</b>	<i>Christ the King Catholic School</i>
<b>CONTACT PERSON:</b>	<i>Barbara Collinsworth</i>
<b>ADDRESS:</b>	<i>1503 Main Street Daphne, AL 36526</i>
<b>PHONE NUMBER (HOME):</b> <b>PHONE NUMBER (BUSINESS):</b> <b>CELL NUMBER:</b> <b>E-MAIL ADDRESS:</b>	<i>626-1692 / School 232-1330                      coach@ctheking.org</i>
<b>TYPE OF PARADE:</b>	<i>1 Mile Fun Run</i>
<b>DATE OF PARADE:</b>	<i>April 26, 2013 / Friday</i>
<b>ROUTE TO BE TRAVELED:</b>	<i>See Attached Map</i>
<b>APPROXIMATE # OF PEOPLE &amp; CARS:</b>	<i>500 Students</i>
<b>START TIME:</b>	<i>9:00 A.M.</i>
<b>STOP TIME:</b>	<i>10:00 A.M.</i>
<b>ASSEMBLY AREA/STREET:</b>	<i>Main and College in front of the Old Church</i>
<b>ASSEMBLY TIME:</b>	<i>9:00 A.M.</i>
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE APPLIED:</b>	<i>March 11, 2013</i>
<b>APPROVAL</b>	
<b>POLICE:</b> Chief David Carpenter	<i>[Signature]</i>
<b>FIRE:</b> Chief James White	<i>[Signature]</i>
<b>PUBLIC WORKS:</b> Richard Johnson	<i>[Signature]</i>
<b>RECREATION :</b> David McKelroy	<i>[Signature]</i>
<b>CITY COUNCIL APPROVAL:</b> <i>4-1-13</i>	
<b>SPECIAL INSTRUCTIONS:</b>	
<b>DATE ROUTED:</b>	<i>March 11, 2013</i>
<b>NOTIFICATION</b>	

CKCS Annual Seminarian 1 Mile Fun Run

Daphne, AL



No Diagrams to Scale

Splits are marked with Teachers/Volunteers

Start and Finished marked with cones



# ALABAMA LEAGUE OF MUNICIPALITIES

P.O. Box 1270 • 535 ADAMS AVENUE • MONTGOMERY, AL 36102  
334-262-2566 • FAX 334-263-0200  
WWW.ALALM.ORG

KEN SMITH  
Executive Director

MAYOR DAVID BRADFORD, MUSCLE SHOALS  
President

March 8, 2013

**COPY**

TO: All Mayors and Clerks  
FROM: Ken Smith   
Executive Director  
SUBJECT: Voting Delegate, Annual Convention Business Meeting  
ENCLOSURE: Voting Delegate Designation Form

The Annual Convention of the Alabama League of Municipalities will be held on May 18 – 21, 2013, in Montgomery, at the Renaissance Montgomery Hotel & Spa at the Convention Center. **The Annual Business Session will be held at 3:45 p.m. on Monday afternoon, May 20, 2013.**

The League Constitution contains the following provision pertaining to voting powers at the Annual Convention Business Session:

*"Each member municipality shall have one vote in the Convention proceedings of the League, such vote to be cast by the delegate authorized by the governing body of such town or city. The League shall send to the mayor of each member municipality a form to be used by the municipal governing body to designate the municipality's voting delegate, first alternate voting delegate and second alternate voting delegate. In order for the municipality to be eligible to cast its vote during convention proceedings, the official delegate designation form must be returned to the League Headquarters not later than fifteen (15) days prior to the first day of the Annual Convention."*

In accordance with the League Constitution, a copy of the official Voting Delegate Authorization Form, which should be used by your municipal governing body to designate the official voting delegate and alternates eligible to cast the municipality's vote during the business session of the convention, is being sent to each mayor. An additional copy is being sent to each clerk, but **only one completed form** should be returned by each League member municipality.

**Please complete the enclosed form and returned to the League by May 3 so that your municipality will be eligible to cast its vote at the Convention.**

We look forward to seeing a good delegation from your municipality in Montgomery.

tl

*Serving Alabama's municipalities since 1935.*

**VOTING DELEGATE AUTHORIZATION FORM**

**COPY**

This form must be returned to  
**THE ALABAMA LEAGUE OF MUNICIPALITIES NO LATER THAN  
May 3, 2013**, in order for the municipality named below to be eligible to have its  
designee cast a vote at the **Official Business Session of the League on  
Monday afternoon, May 20, 2013, at 3:45 p.m.**

The following person(s) is authorized to cast the municipality's vote at the business session of the Annual Convention of the Alabama League of Municipalities on May 20, 2013.

**Please print the requested information.**

**Voting Delegate:**

\_\_\_\_\_  
Name/Title

**1<sup>st</sup> Alternate  
Voting Delegate:**

\_\_\_\_\_  
Name/Title  
(To vote only in absence of Voting Delegate)

**2<sup>nd</sup> Alternate  
Voting Delegate:**

\_\_\_\_\_  
Name/Title  
(To vote only in absence of Voting Delegate & 1<sup>st</sup> Alternate)

---

**IMPORTANT NOTICE**

*THE LEAGUE CONSTITUTION REQUIRES THAT VOTING DELEGATES  
AND ALTERNATES BE ELECTED MUNICIPAL OFFICIALS.*

---

**Completed by:**

\_\_\_\_\_  
(Please Print)

**Title:**

\_\_\_\_\_

**City/Town:**

\_\_\_\_\_

**Date:**

\_\_\_\_\_

**Return complete form to:**

Alabama League of Municipalities, P. O. Box 1270, Montgomery, AL 36102

**or by FAX:  
(334) 263-0200**

**RESOLUTIONS**  
**&**  
**ORDINANCES**

**RESOLUTION NO. 2013-23**

**To Rename The Southern Entrance Of Deerwood Drive  
Deerwood Drive South**

**WHEREAS**, in Resolution 2004-38, Daphne City Council accepted streets for Deerwood Square Subdivision, a re-sub of Lot 11, Randall Subdivision, as recorded in the Baldwin County Judge of Probate Office on Slide #2166-B; and,

**WHEREAS**, in an effort to minimize the emergency response time in the subdivision, the City of Daphne E-911 and Baldwin County E-911 personnel recommends the southern entrance of Deerwood Square Subdivision to Deerwood Drive South; and,

**WHEREAS**, Daphne City Council, deems it appropriate and in the best interest of public safety, E-911 responders, and citizens; and,

**WHEREAS**, the Council of the City of Daphne feel that this is in the best interest of the City of Daphne to rename said portion of the entrance as Deerwood Drive South for all emergency response to be able to easily locate the citizens on that street.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA** to rename the southern entrance of Deerwood Drive to Deerwood Drive South.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA**, on this \_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Dane Haygood, Mayor

**ATTEST:**

\_\_\_\_\_  
Rebecca A. Hayes, City Clerk

**CITY OF DAPHNE**  
**RESOLUTION 2004-38**

**Acceptance of Streets and Drainage**  
**Deerwood Square Subdivision**

**Whereas**, the City Council of the City of Daphne, Alabama has received notice that the Planning Commission of Daphne had subsequently given Final Plat approval to Deerwood Square Subdivision on June 24, 2004 and the City of Daphne hereby recommends acceptance of said street located in Deerwood Square Subdivision; and,

**Whereas**, an inspection has been conducted by the Director of Community Development. All reports, as well as, all other related documentation has been provided stating that said streets and storm water drainage have been installed in conformity with city standards; and,

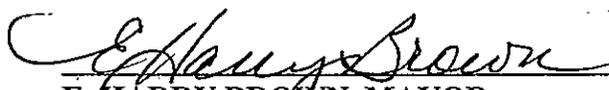
**Whereas**, the Division of Public Works has accepted said streets and storm water drainage of Deerwood Square Subdivision; and,

**Whereas**, the Utilities Board of the City of Daphne has accepted the utilities of Deerwood Square Subdivision; and,

**Whereas**, the City of Daphne requests acceptance and dedication of the same for maintenance of said improvements as outlined in Article XVII, entitled Subdivision Review of the City of Daphne Land Use and Development Ordinance; and,

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DAPHNE AS FOLLOWS**, that Deerwood Square Subdivision according to the plat recorded in the Judge of Probate, Baldwin County, Alabama, and said streets being named Deerwood Drive is hereby accepted by the City of Daphne, Alabama as a City street for maintenance.

**ADOPTED AND APPROVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA ON THIS THE 6TH DAY OF JULY, 2004.**

  
\_\_\_\_\_  
E. HARRY BROWN, MAYOR

**ATTEST:**

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

## Adrienne Jones

---

**From:** Adrienne Jones <cddirector@daphneal.com>  
**Sent:** Wednesday, March 20, 2013 12:25 PM  
**To:** 'Mayor Dane Haygood'; R. Scott; Richard Johnson; Becky Hayes  
**Cc:** Mrs. Ellis; Ms. Pat Houston  
**Subject:** Deerwood Subdivision  
**Attachments:** Deerwood Square.pdf

Hello All,

Emergency responders have had a problem in Deerwood subdivision (north of intersection of Pollard and Randall) due to the numerical sequences—as reported by Baldwin County E-911 personnel. After some discussion, Pat (Houston) Johnson reports that the easiest solution is to designate a north/south entrance. Because the problem is typical to the southern side, it's sufficient to only change the name to the southern entrance. This gives emergency responders a visual cue to use, rather than circle the block searching for an address.

The option to change the street name is a much better option than to re-address the entire subdivision. This is an attempt to cure a problem in a non-invasive manner without creating other problems. Since the problem is not with the USPS, no addresses need to be or would have to be changed—however; over time people could update their addresses to include 'south' if and when they want to. There's a lot of heartburn when citizens have to change their address.

Our strategy is to request that Council pass a resolution to rename the southern entrance to Deerwood Street. It's not a Planning Commission topic, so the proposal would be presented directly to Council for consideration. Do you have any problem or foresee any other issues that would result from renaming the southern entrance? Richard, would you need to buy a new street sign or is there a way to add "S" to the existing sign? Is that a big expense?

Adrienne D. Jones, M.U.R.P.  
Community Development  
Director/Zoning Administrator  
☎ 251-621-3184 ☎: 251-621-3185





**DANE HAYGOOD**  
MAYOR

**REBECCA HAYES, MMC**  
CITY CLERK

**KIMBERLY M. BRILEY**  
FINANCE DIRECTOR/TREASURER

**ADRIENNE D. JONES**  
DIRECTOR/COMMUNITY DEVELOPMENT

**COUNCIL MEMBERS**  
**TOMMY CONAWAY**  
DISTRICT 1  
**PAT RUDICELL**  
DISTRICT 2  
**JOHN L. LAKE**  
DISTRICT 3  
**RANDY FRY**  
DISTRICT 4  
**RON SCOTT**  
DISTRICT 5  
**ROBIN LEJEUNE**  
DISTRICT 6  
**JOE DAVIS**  
DISTRICT 7

**Memorandum**

Date: March 19, 2013  
To: Adrienne Jones, Director  
From: Pat Johnson, Administrative Secretary  
Subject: Address Discrepancy/Street Renaming

It has come to my attention through contact with Baldwin County E-911, GIS Supervisor, Beth Windsor that they have an addressing concern about the addresses on the southern part of Deerwood Drive, which was brought to their attention after an emergency response call. Our solution to correct the problem is to ask the Council to do a resolution to rename the southern part of this street Deerwood Drive South, which simply adds an "S" to their address, as to not cause those citizens any difficulty in remembering a new address or any expense in having to change their house numbers and driver licenses, and it would make E-911 responding time more efficient by allowing them to know what entrance of Deerwood Drive to use in response to an emergency call. This change will only affect twelve of twenty-six homes in the Deerwood Subdivision.

Sincerely,

Pat Johnson, Administrative Secretary/Addressing Coordinator  
City of Daphne, Community Development Department

**CITY OF DAPHNE, ALABAMA  
ORDINANCE NO. 2013-14**

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**Ordinance to Rezone Property Located  
Northwest of the intersection of 6<sup>th</sup> Street and Dryer Avenue**

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**WHEREAS**, Lynne R. Brown, as the owner of certain real property located within the City of Daphne, Alabama, has requested that said property be rezoned from R-2, Medium Density Single Family Residential District to R-6 (G), Garden or Patio Home District; and,

**WHEREAS**, said real property is northwest of the intersection of 6<sup>th</sup> Street and Dryer Avenue, and more particularly described as follows:

**DESCRIPTION OF PROPERTY TO BE REZONED FROM R-2 TO R-6 (G):**

**LEGAL DESCRIPTION**

**LOTS 15 AND 16, BLOCK 3, DRYER SUBDIVISION, AS SHOWN BY PLAT THEREOF RECORDED IN THE PROBATE RECORDS, BALDWIN COUNTY, ALABAMA IN MAP BOOK 1, PAGE 98 AND SLIDE 51-A, CITY OF DAPHNE, SECTION 41-TOWNSHIP, 5 SOUTH, RANGE 2 EAST. CONTAINING 0.33 ACRES MORE OR LESS.**

**WHEREAS**, at the City of Daphne Planning Commission meeting on January 31, 2013 the Commission considered said request and set forth a favorable recommendation to the City Council of the City of Daphne that said property be rezoned; and,

**WHEREAS**, due notice of said proposed rezoning has been provided to the public as required by law through publication and open display at the Daphne Public Library and City Hall, a public hearing was held before the City Council on March 18, 2013; and,

**WHEREAS**, the City Council of the City of Daphne after due consideration and upon consideration of the recommendation of the Planning Commission, and the public hearing, decided to amend the zoning request from R-2, Medium Density Single Family Residential District to R-6 (G), Garden or Patio Home District, and deemed that said application for rezoning of the above described real property is proper and in the best interest of the health, safety and welfare of the citizens of the City of Daphne, Alabama.

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

**SECTION I: ZONING**

That above described real property is hereby rezoned from R-2, Medium Density Single Family Residential District to R-6 (G), Garden or Patio Home District, and that the zoning ordinance and zoning map be amended to reflect the said zoning change.

**SECTION III: REPEALER.**

All other City Ordinances or parts thereof in conflict with the provisions of this Ordinance, in so far as they conflict, are hereby repealed.

**SECTION IV: SEVERABILITY.**

The provisions of this Ordinance are severable. If any provision, section, paragraph, sentence, or part thereof shall be held unconstitutional or invalid, such decision shall not affect or impair the remainder of said Ordinance, it being the legislative intent to ordain and enact each provision, section, paragraph, sentence, and part thereof separately and independently of each other.

**SECTION V: EFFECTIVE DATE.**

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

**ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS \_\_\_\_\_ day of \_\_\_\_\_, 2013.**

\_\_\_\_\_  
**Dane Haygood,**  
**Mayor**

**ATTEST:**

\_\_\_\_\_  
**Rebecca A. Hayes, City Clerk**

Lynne R. Brown Zoning Petition

Exhibit A

LEGAL DESCRIPTION

**95'(S) X 150' LOTS 15 AND 16 IN BLK 3 DRYER SUB MB1 PG 98  
AND SLIDE 51-A CITY OF DAPHNE GR SEC 41-T5S-R2E (VL – SURVIVORS HIP)**

DATE	12/17/2012
REVISION	
DESCRIPTION	
BY	
CHECKED	
APPROVED	

DIRECTOR'S COPY

623 Dyer Avenue Daphne, AL 36526

**THE COTTAGES AT SIXTH AND DYER**

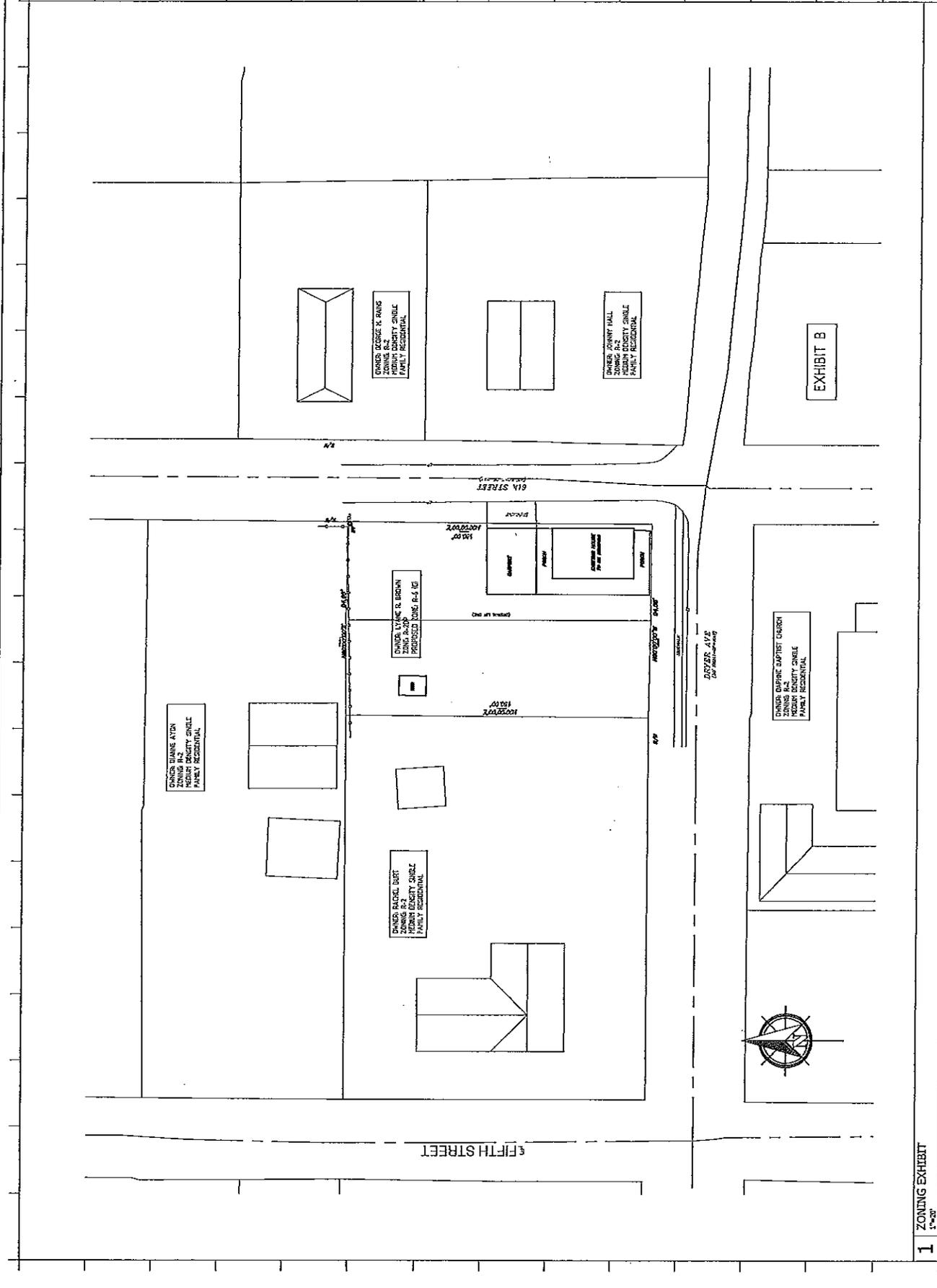


EXHIBIT B

OWNER: BUREAU CAPTIST CHURCH  
ZONING: R-2  
FAMILY RESIDENTIAL

OWNER: JOHNNY HALL  
ZONING: R-2  
FAMILY RESIDENTIAL

OWNER: BOBIE K PAUIS  
ZONING: R-2  
FAMILY RESIDENTIAL

OWNER: DIANE AYCH  
ZONING: R-2  
FAMILY RESIDENTIAL

OWNER: RACHEL DIRT  
ZONING: R-2  
FAMILY RESIDENTIAL

OWNER: TYME R BERON  
ZONING: R-2  
FAMILY RESIDENTIAL

FIFTH STREET

SIXTH STREET

DYER AVE

**SURVEY SERVICES**  
 P.O. BOX 970  
 MAGNOLIA SPRINGS, AL 36555

3690-A SHERMAN ROAD, FOLEY, AL  
 PE. 251-971-2886 FAX: 251-971-2887

I, LAURENCE H. ZANDER, DO HEREBY STATE THAT THIS SURVEY AND DRAWING, TO THE BEST OF MY KNOWLEDGE AND BELIEF, HAVE BEEN COMPLETED IN ACCORDANCE WITH THE MINIMUM TECHNICAL STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE STATE OF ALABAMA.

Jan. 14, 2013  
 ALABAMA P.L.S. NO. 25847

(not valid without original signature)

OWNER N/E: LYANNE R BROWN

SURVEY REQUESTED BY: HAYMES S. SWEDEKER  
 P.O. BOX 130  
 DAPHNE, AL 36526

PROJECT NO.: 121833
DWN BY: LEZ
FIELD WORK: 12-28-12
DATED: 01-14-13
TYPE OF SURVEY: BOUNDARY

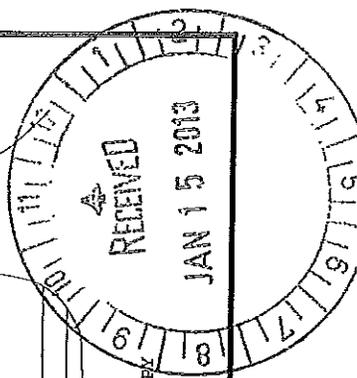
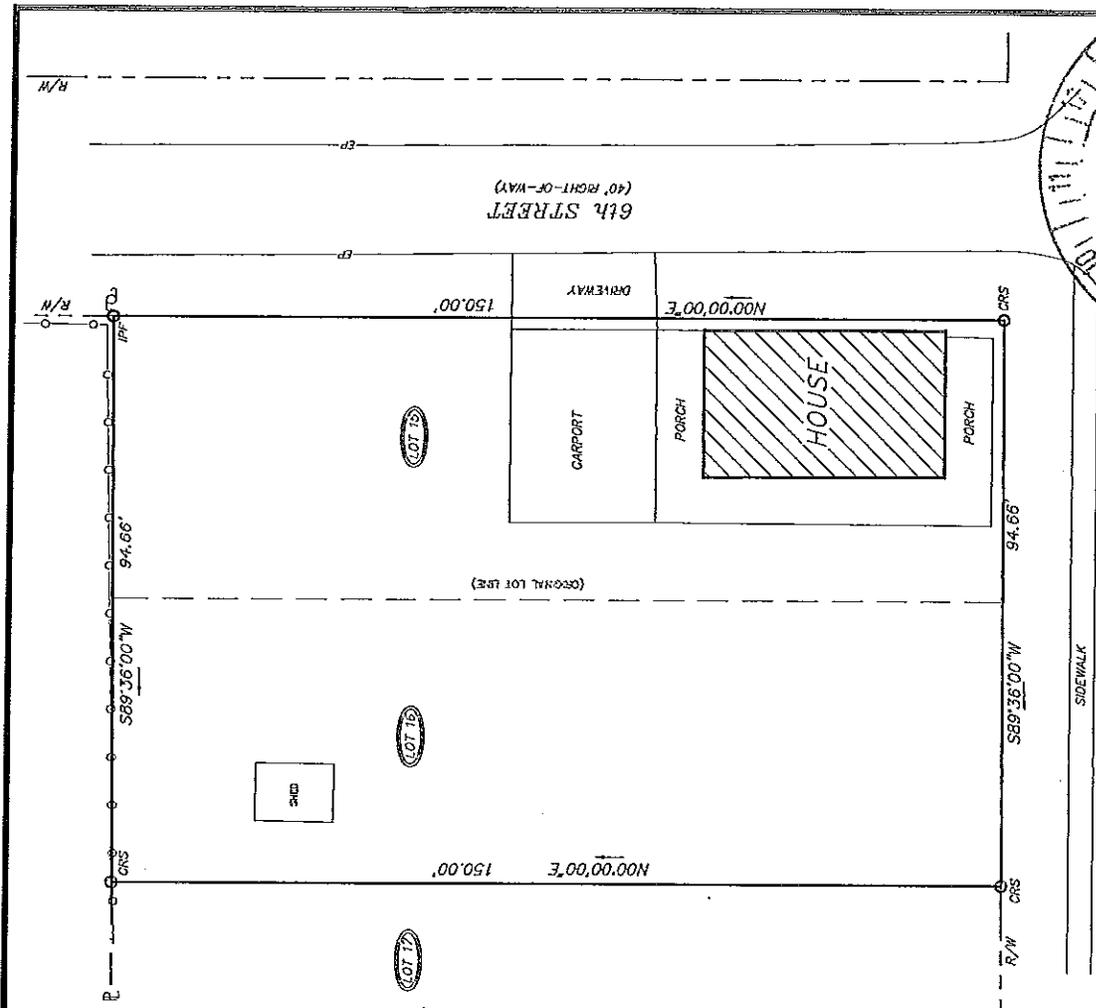
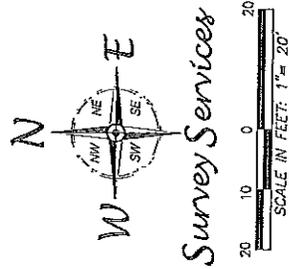
STATE: ALABAMA COUNTY: BALDWIN  
 GRANT SECTION: 41 TOWNSHIP: 5 SOUTH RANGE: 2 EAST  
 PARCEL #: 43-04-41-0-005-072.001  
 SUBDIVISION: DRYER  
 SLIDE: 51-A  
 LOT: 15 & 16, BLOCK 3  
 ADDRESS: 623 DRYER AVE., DAPHNE, AL 36526

**SURVEYOR NOTES**

- THE FIELD DATA UPON WHICH THIS PLAT IS BASED EXCEEDS SECOND ORDER CLASS 1 PRECISION AS OUTLINED BY THE AMERICAN CONGRESS ON SURVEY AND MAPPING.
- THE DATA SHOWN ON THIS MAP INDICATING ACTUAL PROPERTY LINES HAS BEEN OBTAINED FOR A CLOSURE AND IS FOUND TO HAVE A CLOSURE PRECISION OF GREATER THAN ONE FOOT IN 100,000.
- THE LINEAR AND ANGULAR MEASUREMENTS NECESSARY FOR THIS SURVEY WERE OBTAINED IN THE FIELD WITH A SPECTRA PRECISION FOCUS 30 ROBOTIC TOTAL STATION.
- THE BASIS OF THE BEARINGS AND NORTH ARROW OF THIS PLAT ARE ASSUMED AND BASED ON THE EAST PROPERTY LINE BEING NORTH 00°00'00" EAST.
- ALL LINEAR DISTANCES SHOWN ON THIS PLAT ARE HORIZONTAL AND ARE MEASURED AND RECORDED UNLESS OTHERWISE NOTED.
- THIS LAND LIES WITHIN ZONE "X" PER GRAPHIC LOCATION AS DESIGNATED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, COMMUNITY PANEL NO 0700302632 L, BALDWIN CO, ALABAMA REVISED MAP DATED JULY 17, 2007
- THIS PLAT IS SUBJECT TO ALL RESTRICTIONS, ENCUMBRANCES AND EASEMENTS WHICH MAY OR MAY NOT BE OF RECORD.
- THERE WAS NO ATTEMPT TO DETERMINE THE EXISTENCE, LOCATION OR EXTENT OF UTILITIES OR SUB SURFACE FEATURES.
- NO TITLE SEARCH, OR ABSTRACT WAS FURNISHED TO NOR PERFORMED BY THIS FIRM FOR THE SUBJECT PROPERTY. SUCH A SEARCH OR ABSTRACT COULD AFFECT THE BOUNDARIES OF SAID PROPERTY.
- MAP OF INFORMATION USED IN PREPARATION OF THIS PLAT: MAP SHEET 1, PAGE 98 (SLIDE 51-A).

**LEGEND**

- CRS CAPPED REBAR SET (LIC # CA-700)
- CRF CRIMPED TOP PIPE FOUND
- IPF IRON PIPE FOUND
- RFB REBAR FOUND
- POB POINT OF BEGINNING
- R/W RIGHT-OF-WAY
- E PROPERTY LINE
- EP EDGE OF PAVEMENT
- UP UTILITY POLE



DIRECTOR'S COPY

DRYER AVE  
 (50' RIGHT-OF-WAY)

**PROPERTY DESCRIPTION**

LOTS 15 AND 16, IN BLOCK 3 DRYER SUBDIVISION, ACCORDING TO THE PLAT THEREOF RECORDED IN MAP BOOK 1, PAGE 98 AND OF SLIDE 51-A OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, BALDWIN COUNTY, ALABAMA.

**ORDINANCE 2013-15**

**Profit Drive Extension – Additional Appropriation**

**WHEREAS**, Ordinance 2012-58 approved and adopted the Fiscal Year 2013 Budget on October 1, 2012; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2013 budget, the City Council has determined that certain Four Cent Gas Tax appropriations are required and should be approved and made a part of the Fiscal Year 2013 budget; and

**WHEREAS**, Four Cent Gas Tax Funds may be used for resurfacing, restoration, and construction of roads within a municipality; and

**WHEREAS**, the Profit Drive Extension project meets this definition; and

**WHEREAS**, the total project cost for the Profit Drive Extension is \$271,845 and Ordinance 2012-31 appropriated \$ 20,154 for engineering and Ordinance 2012-66 appropriated \$165,400; and

**WHEREAS**, an additional amount of \$86,291 should have been appropriated in Ordinance 2012-66 and now needs to be appropriated to fund the complete project cost.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Daphne, Alabama, that an appropriation in the amount of \$86,291 is hereby approved from the Four Cent Gas Tax Fund and made a part of the Fiscal Year 2013 budget for the Profit Drive Extension project.

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2013

\_\_\_\_\_  
**Dane Haygood, Mayor**

**ATTEST:**

\_\_\_\_\_  
Rebecca A. Hayes, City Clerk

# ORDINANCE 2013-16

## Fiscal 2013 Road Striping & Marking Projects

**WHEREAS**, Ordinance 2012-58 approved and adopted the Fiscal Year 2013 Budget on October 1, 2012; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2013 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2013 budget; and

**WHEREAS**, the City has received a cost estimate from Baldwin County for striping and marking of several roads and highways located within the City of Daphne; and

**WHEREAS**, road striping and marking are essential for the maintenance of the following (+-9.12 miles):

<i>Schedule of Road Striping</i>				
<i>Road Name</i>	<i>Begin</i>	<i>End</i>	<i>Total Length (ft)</i>	<i>Multilane (y/n)</i>
<i>Maxwell Ave</i>	<i>Captain O'Neal</i>	<i>Main St</i>	<i>2975</i>	<i>No</i>
<i>Deer Ave</i>	<i>End</i>	<i>Main St</i>	<i>3350</i>	<i>No</i>
<i>Captain O'Neal</i>	<i>Deer Ave</i>	<i>College Ave</i>	<i>3860</i>	<i>No</i>
<i>Old County Rd</i>	<i>College Ave</i>	<i>Santa Rosa Ave</i>	<i>5210</i>	<i>No</i>
<i>Santa Rosa Ave</i>	<i>Old County Rd</i>	<i>US Hwy 98</i>	<i>1330</i>	<i>Yes</i>
<i>Lea Ave</i>	<i>Old County Rd</i>	<i>Main St</i>	<i>1780</i>	<i>No</i>
<i>Magnolia Ave</i>	<i>Old County Rd</i>	<i>Main St</i>	<i>1790</i>	<i>No</i>
<i>Belrose Ave</i>	<i>End</i>	<i>Main St</i>	<i>3040</i>	<i>No</i>
<i>Van Ave</i>	<i>Main St</i>	<i>US Hwy 98</i>	<i>1400</i>	<i>Yes</i>
<i>Johnson Rd</i>	<i>Main St</i>	<i>US Hwy 98</i>	<i>1370</i>	<i>No</i>
<i>Pollard Rd</i>	<i>CR64</i>	<i>Park Dr</i>	<i>9610</i>	<i>No</i>
<i>Sehoy Entrance</i>	<i>CR13</i>	<i>Claiborne Cir</i>	<i>910</i>	<i>Yes (at entrance)</i>
<i>North Main St</i>	<i>US Hwy 98</i>	<i>Jubilee Blvd</i>	<i>9765</i>	<i>Yes</i>
<i>Old Spanish Trail</i>	<i>US Hwy 98</i>	<i>Whispering Pines</i>	<i>1710</i>	<i>No</i>
<i>Total Roadway Length (ft):</i>			<i>48,100</i>	<i>9.12 miles</i>

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Daphne, Alabama, that an appropriation in the amount of \$ 9,903 from the Seven Cent Gas Tax Fund is hereby approved for the striping and marking of the above listed road projects. Furthermore, if funds are remaining after the above listed roads and highways are striped and marked, additional areas within the City of Daphne may be completed.

The Mayor is hereby authorized to execute any and all agreements required by the Baldwin County Commission to execute the work described herein.

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Dane Haygood, Mayor

ATTEST:

\_\_\_\_\_  
Rebecca A. Hayes, City Clerk

**ORDINANCE 2013-17**  
**ADECA PEDESTRIAN BRIDGE @ D'OLIVE CREEK WEST**

**WHEREAS**, Ordinance 2012-58 approved and adopted the Fiscal Year 2013 Budget on October 1, 2012; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2013 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2013 budget; and

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

**WHEREAS**, it has been determined that a pedestrian bridge is needed at D'Olive Creek; and

**WHEREAS**, ADECA grant monies are available for 80% of the construction cost for the Pedestrian Bridge @ D'Olive Creek West project with the City paying 100% of design, engineering, and permitting costs; and

**WHEREAS**, \$10,500 was previously appropriated in Ordinance 2011-53 for design and environmental permitting; and

**WHEREAS**, total project cost is \$94,659.30 (construction-\$88,159.30 + engineering-\$17,000): ADECA will reimburse \$70,528 (80% of construction) and the City match is \$24,132 (\$17,632 (construction) + \$6,500 (engineering \$17,000-\$10,500=\$6,500 balance)).

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

- Funds in the amount of \$24,132 for engineering & 20% construction match from the Lodging Tax Fund are appropriated and made a part of the Fiscal Year 2013 budget for the Pedestrian Bridge @ D'Olive Creek West project.
- The Mayor is hereby authorized to execute any documents required in order for the City of Daphne to participate in Pedestrian Bridge @ D'Olive Creek West project.

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
**Dane Haygood , Mayor**

**ATTEST:**

\_\_\_\_\_  
**Rebecca A. Hayes, City Clerk**

**ORDINANCE NO. 2013-18**

**An Ordinance setting forth the authorization of certain City Officials as designated signatories on various accounts of the City of Daphne, Alabama.**

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

SECTION 1: The following Officers of the City of Daphne, Alabama, be and hereby are officially designated as the appropriate and authorized signatories on the various City accounts of the City of Daphne, Alabama:

Mayor	Dane Haygood
Treasurer/Finance Director	Kimberly Briley
Councilmember	John L. Lake
Councilmember	Pat Rudicell

SECTION 2: All checks, drafts, and all other financial transfers shall be signed by two (2) of the above-designated signatories.

SECTION 3: Any ordinance or resolution previously adopted which in any way conflicts with this Ordinance is hereby deemed repealed in its entirety with the exclusion of Resolution 2007-67 which prescribes signatories for the Confiscated Funds account.

SECTION 4: The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, such declaration shall not affect the remaining parts.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, THIS \_\_\_\_\_ day of \_\_\_\_\_, 2013.**

\_\_\_\_\_  
Dane Haygood, Mayor

ATTEST:

\_\_\_\_\_  
Rebecca A. Hayes, City Clerk

**ORDINANCE 2013-19**

**ROUND-A-ABOUT @ COUNTY ROAD 13 & 64 – ATRIP PROJECT:  
INTERGOVERNMENTAL PROJECT WITH BALDWIN COUNTY**

**WHEREAS**, Ordinance 2012-58 approved and adopted the Fiscal Year 2013 Budget on October 1, 2012; and

**WHEREAS**, subsequent to the adoption of the Fiscal Year 2013 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2013 budget; and

**WHEREAS**, the Round-A-Bout at CR13 & 64 is an approved Alabama Transportation Rehabilitation and Improvement Program (ATRIP) project and grant monies are available for this project; and

**WHEREAS**, the City can entered into an agreement with Baldwin County for construction of a Round-A-Bout at CR13 & CR64 for 50% cost share of the match monies required by the grant

**WHEREAS**, the estimated cost for the City and the County is \$335,838.50/each; and

**WHEREAS**, the Round-A-Bout Improvements are needed for enhanced traffic flow.

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

- Funds in the amount of \$43,338.50 for engineering from the 2012 Construction Fund are appropriated and made a part of the Fiscal Year 2013 budget for Round-A-Bout at County Road 13 & 64.
- Estimated total project cost of \$1,411,677 for construction/engineering of which ALDOT will reimburse \$740,000 (*City's portion- \$335,838.50 and County's portion \$335,838.50*).
- The Mayor is hereby authorized to execute any documents required in order for the City of Daphne to participate in such intersection project.

**APPROVED AND ADOPTED** by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
**Dane Haygood , Mayor**

**ATTEST:**

\_\_\_\_\_  
Rebecca A. Hayes, City Clerk

**CITY OF DAPHNE**

**ORDINANCE NO. 2013-20**

**AN ORDINANCE TO PROVIDE A ONE-TIME DISCRETIONARY BONUS  
TO CERTAIN EMPLOYEES**

**WHEREAS**, the City Council of the City of Daphne, after due consideration, desires to provide certain current employees with a one-time discretionary bonus as an appreciation for their years of dedicated service to the City.

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

**SECTION I: TERMS OF PROVISION OF BONUS**

1. That each current employee of the City who meets the eligibility requirements of this Ordinance shall be eligible for a one-time discretionary bonus as defined by this Ordinance.
2. That as a first eligibility requirement, the employee must have been employed by the City for at least one (1) year as of the effective date of Ordinance 2012-58.
3. That as a second eligibility requirement, the employee must have been at the maximum step of the pay grade applicable to such employee as of the effective date of Ordinance 2012-58 and thus did not receive an increase in pay during January 10-23, 2013 pay period as specified by Ordinance 2012-58.
4. That the gross amount of the one-time discretionary bonus paid to each eligible employee shall be in the amount of 1.9% of the annual salary in effect for employee at the time of the adoption of this Ordinance.
5. That the City shall withhold the usual required payroll taxes from the one-time discretionary bonus payment.
6. That to allow sufficient processing time by the Payroll Department, the one-time discretionary bonus shall be paid on the first payday following the effective date of this Ordinance, whichever is later.

**SECTION II: REPEALER**

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

**SECTION III: SEVERABILITY**

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

**SECTION IV: EFFECTIVE DATE**

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

**ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA** on this \_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Dane Haygood, Mayor

**ATTEST:**

\_\_\_\_\_  
Rebecca A. Hayes, City Clerk

**CITY OF DAPHNE  
ORDINANCE 2013-21**

**AN ORDINANCE ADOPTING THE RULES OF PROCEDURE IN ALL  
INSTANCES FOR MEETINGS OF THE CITY COUNCIL**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA** that the Order Procedure in All Instances for Meetings of the City Council shall be as follows:

**SECTION I:**

That the Rules of Procedure herein contained shall govern the deliberations and meetings of all of the Council of the City of Daphne, Alabama.

**SECTION II:**

That the regular meetings of the City Council shall be held on the first and third Mondays of each month, which meeting shall convene at 6:30 p.m. at the City Hall Council Chamber and all meetings, regular and special, shall be opened to the public, except when Council meets in executive session as authorized by State law. The regularly scheduled work session will be held on the Monday between the first and second council meeting at 6:30 p.m. at the City Hall Council Chambers.

**SECTION III:**

That special meetings may be held at the call of the presiding officer by serving notice on each member of the Council not less than twenty-four hours before the time set for such special called meeting. All special meetings may be held as provided by Section 11-43-50 Code of Alabama, 1975 (as amended). Furthermore, any two (2) Council members shall have the right to call for a special meeting. Notice of all special meetings shall be posted on the council approved bulletin board and appropriate customary media notified, and shall be accessible to the public twenty-four hours prior to such scheduled meeting.

**SECTION IV:**

A Quorum shall be determined as provided by Section 11-43-40, Code of Alabama, 1975, (as amended).

**SECTION V:**

That the order of business of each council meeting shall be as follows:

1. Call to Order
2. Roll Call/Invocation/Pledge of Allegiance

3. Approval of the Minutes of the Previous Meeting(s)
4. Public Participation
5. Reports of Standing Committees:
  - Finance Committee
  - Building/Property Committee
  - Code Enforcement/Ordinance Committee
  - Public Safety
  - Public Works/Solid Waste Committee
6. Reports of Special Boards and Commissions
  - Board of Zoning Adjustment
  - Downtown Redevelopment Authority
  - Industrial Development Board
  - Library Board
  - Planning Commission
  - Recreation Board
  - Utility Board
7. Reports by Department Heads
8. Report of Officers:
  - a. Mayor's Report
  - b. City Attorney's Report
  - c. City Clerk's Report
9. Resolution, Ordinances and Other Business
10. Council Comments
11. Adjournment

**SECTION VI:**

That any item including all background material to be placed on agenda must be turned in by 5:00 p.m. on the Wednesday before the council meeting or work session to the City Clerk subject to the review of the Council President. The council packet will be sent to the full City Council by 12:00 p.m. Friday before the City Council Meeting or work session.

**SECTION VII:**

That no member shall speak more than twice on the same subject without permission of the presiding officer, and after all other council members have had the opportunity to speak.

**SECTION VIII:**

- A. Public Participation. At the designated time in the order of business, any member of the public may address the City Council concerning any item appearing on the agenda for the council meeting or work session, except that no person shall be allowed to address the Council on any matter which shall be the subject of a public hearing scheduled by the Council until the meeting under which the public hearing on that matter is scheduled to be heard. No individual who is not a member of the City Council or the Mayor shall be allowed to address the same while in session without permission of the presiding officer and for not more than three (3) minutes, unless approved by the presiding officer.
  
- B. Presentations to Council. An individual wishing to make a presentation to the council with permission of the Council President or Presiding Officer will be allowed 5 minutes. The individual must provide in writing a synopsis of the topic to be discussed to the City Clerk by the Wednesday before the council meeting at 5:00 p.m.

**SECTION IX:**

That those motions to reconsider must be made by a council member who voted with the majority at the same or next succeeding meeting of the Council.

**SECTION X:**

That whenever it shall be required by one or more members the "ayes" and the "nays" shall be recorded and any member may call for a division on any question.

**SECTION XI:**

That all questions of order shall be decided by the presiding officer of the Council with the right of appeal to the full Council.

**SECTION XII:**

That the presiding officer of the Council may, at his or her discretion, call any members to take the chair to allow him or her to address the Council or make a motion or discuss any other matter at issue.

**SECTION XIII:**

That motions to lay any matter on the table shall be first in order, and on all questions, the last amendment, the most distant day, and the largest financial sum shall be first put.

**SECTION XIV:**

The Council may meet in executive session only for purposes authorized by State law and only after the City Attorney certifies the stated purposes for the executive session are authorized by state law. When a council person makes a motion for executive session for an enumerated purpose, the presiding officer shall put the motion to vote. The estimated length of the executive

session shall be stated prior to the vote. If the majority of the council shall vote in favor of the Motion for executive session the body shall then move into executive session for discussion of the matter for which executive session was called. No action may be taken in an executive session. When the discussion has been completed, the council shall resume its deliberations in public.

**SECTION XV:**

That a motion for adjournment shall always be in order.

**SECTION XVI:**

That the rules of the Council may be amended in the same manner as any other ordinance of general or permanent nature.

**SECTION XVII:**

That the rules of the Council may be temporarily suspended by unanimous vote of all members present.

**SECTION XVIII:**

That the chair of each respective committee, or the council member acting for him or her, shall submit and make report to the Council when so requested by the presiding officer or any member of the Council.

**SECTION XIX:**

That all ordinances, resolutions or propositions submitted to Council which require the expenditure of money will lie over until the next Council meeting; provided that such ordinance, resolution or propositions may be considered earlier by unanimous consent of the Council members present at such meeting by roll call vote and provided further that this rule shall not apply to the current expenses of, or contracts previously made with, or regular salaries of officers, or wages of employees of the City.

**SECTION XX:**

That all motions, resolutions, ordinances or other business required to be in writing shall be prepared and supplied to all Council members by twelve noon one full city work day before the Council meeting in which it is to be presented. (e.g. if City offices are not open, the Friday before the Monday council meeting, then the writings and documentation shall be supplied to each city council member by placing same in each member's mailbox at City Hall by noon Thursday.)

- a. It is desired that information be supplied to the City Clerk in time to be made part of the agenda packet.

- b. When a work session is called or scheduled between two council meetings, all motions, resolutions, ordinances or other business required to be in writing shall be presented in substantially the same form as that which is required for presentation at council meeting.
- c. Notwithstanding Sections a. and b., hereinabove, in the situation of an actual emergency sections a. and b., hereinabove, shall not apply. For purposes herein an actual emergency exist from failure to act will result in an immediate and irrefutable harm to the City or any of its citizens and or otherwise it was physically impossible to comply with notice requirements set forth herein as the same may be determined by the presiding officer of the Council.

**SECTION XXI:**

That the City Clerk, City Engineer, City Attorney, Chief of Police, Fire Chief, Finance Director, Public Works Director, Human Resources Director, Building Departments Director, Community Development Director, Parks and Recreation Director, Library Director, Civic Center Director and such other officers and department head employees shall attend all meetings of the City Council, and shall otherwise remain in the Council Chamber for such length of time as the Council, presiding officer or Mayor may direct.

**SECTION XXII:**

That the City Council may have the ability to have a discussion on any motion.

**SECTION XXIII:**

That Roberts' Rules of Order be and is hereby adopted as the rules of procedure for this Council in those situations which cannot be resolved by the rules set forth in this Ordinance.

**SECTION XXIV:**

The City Council will set all public hearings by a majority vote. At all public hearings after the initial presentation all questions and comments are limited to three (3) minutes per speaker.

**SECTION XXV:**

That Ordinance 2012-63 be and is hereby repealed in its entirety and that other ordinance(s), parts of ordinance(s) or resolutions(s) conflicting with the provisions of this Ordinance are hereby repealed insofar as they conflict.

**SECTION XXVI:**

That the provisions of this Ordinance are severable. If any provision, section, paragraph, sentence are part thereof shall be held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not effect or impair the remainder of this Ordinance, it being the

legislative intent to ordain and act each provision section, paragraph, sentence, and part thereof separately and independently of each other.

**SECTION XXVII:**

This Ordinance shall take effect and be enforced from and after approval by the City Council of the City of Daphne upon publication required by law.

**ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA on this the \_\_\_\_\_ day of \_\_\_\_\_, 2013.**

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

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**DANE HAYGOOD,  
MAYOR**

**ATTEST:**

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**REBECCA A. HAYES,  
CITY CLERK**

**Ordinance 2013-22**

**An Ordinance Amending Job Classification Schedule:  
Assistant 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 Assistant City Clerk position was reviewed by Archer and recommended to increase to a Grade 14 and the position received further recommendation by the Mayor to increase to a Grade 16,
- 2) is hereby funded from allotment available due to current vacancies in that department at an annual cost for the remainder of FY2013: \$ 1,800 (*wages \$1,384 + benefits*) and
- 3) is approved and the following amendment is hereby incorporated into the City of Daphne Job Classification Schedule effective with the beginning of the first pay period in May 2013:

	<u>From Grade</u>	<u>To Grade</u>
Assistant City Clerk	<b>13</b> ( <i>\$30,664/annual</i> )	<b>16</b> ( <i>\$33,936/annual</i> )

**APPROVED AND ADOPTED** by the City Council of the City of Daphne, Alabama, this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
**Dane Haygood, Mayor**

**ATTEST:**

\_\_\_\_\_  
Rebecca A. Hayes, City Clerk