

CITY OF DAPHNE
1705 MAIN STREET, DAPHNE, ALABAMA
JULY 7, 2014
6:30 P.M.

1. CALL TO ORDER

2. ROLL CALL / INVOCATION / Pastor Bryant Evans of Eastern Shore Church of Christ

3. APPROVE MINUTES: Council meeting minutes / June 16, 2014

4. REPORT STANDING COMMITTEES:

A. FINANCE COMMITTEE - Conaway

B. BUILDINGS & PROPERTY COMMITTEE - Davis

C. PUBLIC SAFETY - Rudicell

Review minutes / June 11th

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE - Scott

E. PUBLIC WORKS COMMITTEE / SOLID WASTE AUTHORITY – LeJeune

Review minutes / June 16th

Review Beautification minutes / June 4th

Review Daphne Museum minutes / May 12th

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments – Adrienne Jones

B. Downtown Redevelopment Authority – Conaway

C. Industrial Development Board – Davis

Review minutes / June 23rd

D. Library Board - Lake

D. Planning Commission – Scott

Review minutes / May 22nd

a.) Set a Public Hearing Date for **August 4, 2014** and approve advertising to consider:

1. **Pre-Zoning:**

Present Zoning:	John White-Spunner, Kidco, L.L.C.; John White-Spunner Sidno, L.L.C. and Matt White
Proposed Pre-zoning:	B-1, Professional Business District, Baldwin County District 15
Location:	B-2, General Business, City of Daphne
Recommendation:	Property Located Northwest of the Intersection of County Roads 13 and 64 Unanimous Favorable

2. **Annexation:**

Location:	John White-Spunner, Kidco, L.L.C.; John White-Spunner Sidno, L.L.C. and Matt White
Recommendation:	Property Located Northwest of the Intersection of County Roads 13 and 64 Unanimous Favorable

E. Recreation Board – LeJeune

G. Utility Board - Fry

Appoint board member to fill Lon Johnston’s term thru June 2015:

- 1. Mr. Wayne Davis
- 2. Ms. Lindsey Wilson
- 3. Mr. Donald P. Gresh
- 4. Mr. Billy Mayhand
- 5. Mr. Philip Durant
- 6. Mr. Tim Swanson

6. REPORTS OF OFFICERS:

A. Mayors Report

MOTION: To authorize the Mayor to sign the agreements with CCCC, L.L.C. and ALDOT related to the Highway 98 and Randall Avenue Improvements

B. City Attorney’s Report

Executive Session / Personnel

C. Department Head Comments

D. City Clerk Report

- a.) ABC License / Uncle Maddios Pizza Joint / 020 – Restaurant Retail Liquor

7. PUBLIC PARTICIPATION:

8. RESOLUTIONS & ORDINANCES:

RESOLUTIONS:

- a.) **Bid Award: D’Olive Creek Pedestrian Bridge Replacement / Asphalt Services, Inc. /Resolution 2014-36**
- b.) **Supporting Further Investigation Into the Possibility of Constructing an Interchange on Interstate 10 at County Rd. 13. /Resolution 2014-37**

ORDINANCES:

2ND READ

- a.) **Appropriation of Funds: Engineering, Design and Letting / North Main Street Paved Concrete Ditch Repairs / City-Wide Infrastructure Projects. /Ordinance 2014-26**
- b.) **Appropriation of Funds: Debt Forgiveness: Recreation Capital Purchases Loan from Lodging Tax Fund. /Ordinance 2014-27**

1ST READ

- a.) **Appropriation of Funds: Police Vehicle Replacement / Flooded During the April 2014 Rain Storm. /Ordinance 2014-28**
- b.) **Appropriation of Funds: D'Olive Creek Pedestrian Bridge Replacement. /Ordinance 2014-29**

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 SCOTT	PRESENT___	ABSENT___
COUNCILMAN LEJEUNE	PRESENT___	ABSENT___
COUNCILMAN DAVIS	PRESENT___	ABSENT___
COUNCIL PRESIDENT FRY	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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**JUNE 16, 2014
CITY COUNCIL MEETING
BUSINESS MEETING
1705 MAIN STREET
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6:30 P.M.**

1. CALL TO ORDER:

There being a quorum present Council President Fry called the meeting to order at 6:30 p.m.

2. ROLL CALL/INVOCATION/PLEDGE OF ALLEGIANCE:

Pastor Timothy Conaway with Restoration Place Church gave the invocation

COUNCIL MEMBERS PRESENT:

Tommie Conaway; Pat Rudicell; John Lake; Randy Fry; Ron Scott; Robin LeJeune; Joe Davis.

Also present: Mayor Dane Haygood Rebecca Hayes, City Clerk; Sarah Toulson, Assistant City Clerk; Jay Ross, City Attorney; Richard Johnson, Public Works Director; Adrienne Jones, Community Development Director; David McKelroy, Recreation Director; Tonja Young, Library Director; Christine Ciancetta, Deputy Finance Director; Vickie Hinman, HR Director; David Carpenter, Police Chief; James White, Fire Chief; Ashley Campbell, Environmental Programs Manager; Dorothy Morrison, Beautification Committee and Downtown Redevelopment Authority; Bob Segalla, Utility Board; Larry Cooke, BZA; Doug Bailey, IDB and Downtown Redevelopment Authority.

Absent: Margaret Thigpen, Civic Center Director; Richard Merchant, Building Official; Michael Hoyt, Municipal Judge.

3. APPROVE MINUTES:

June 2, 2014 Council meeting minutes

Council President Fry amended the June 2, 2014 council meeting minutes to say that he opened the public hearing instead of Councilman Scott. The minutes stand approved as amended.

June 9, 2014 Council Work Session minutes

There were no corrections to the June 9, 2014 council work session minutes, and stand approved as written.

PRESENTATION: Brian and Season Russo / Eye Heart World / Human Trafficking Awareness

Mr. and Mrs. Russo presented council with information regarding human trafficking and how prevalent it is in the United States. They urged everyone to be aware of the human trafficking. They invited council to a gala to support this cause.

4. REPORT OF STANDING COMMITTEES:

A. *FINANCE COMMITTEE* – Conaway

The minutes for the June 9th meeting are in the packet. There is one ordinance for a first read and four resolutions on the agenda.

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Treasurers Report / May 2014

As of May 31, 2014 Total Unrestricted Funds - \$10,930,806 and Total City Funds - \$17,114,031

- Total Unrestricted Funds - \$10,930,806
- Increase from Last Year's Unrestricted Funds - \$ 206,247
- Number of months of Unrestricted cash to cover monthly operating Expenses & Debt Service – 4.9 months compared to the previous year - 5.1 months

Sales & Use Tax Collections / April 2014

\$1,110,085.05 was collected for April 2014

- YTD Variance over Budget - \$ 15,593.24 + .2%
- Percent change from last year's collections + 4.7%

Lodging Tax Collections / April 2014

Collections for April 2014 were \$86,245.34 which is up 38,810 from April's 2013's collections of \$47,434.55.

- YTD Variance over Budget: \$37,018.76; +5.5%
- Percentage change from last year's collections: 8.8%

Council discussed Ordinance 2014-27 debt forgiveness for Recreation. Council would like a date for suspension of payments, and to make sure the amount is correct for the second read on July 7th. They will make the amendment at the July 7th council meeting.

Councilman Scott mentioned that the committee discussed refunding of bonds saying he did not want the city to miss out on about \$500,000 savings. He requested that a recommendation from the Mayor's office or Finance be presented to council for the first meeting in July so they could have something as a second read at the second meeting in July. He said that August 1st was the number that he has seen internally. So if they can make something happen by the first of August that would be appropriate.

Council President Fry asked the Mayor if this could be on the agenda for July 7th, and the Mayor said it should not be a problem.

Councilman Davis asked that all submittals sent in have the same information.

B. BUILDINGS & PROPERTY COMMITTEE - Davis

The minutes for the June 2nd meeting are in the packet. He gave an update on Fire Station #3 saying that repairs would gut, salvage and rebuild the station so that it is insulated properly and sealed with quality HVAC. The repairs will also include rebuilding the façade of the building. He said that Mrs. Jones gave a presentation on the comprehensive plan and asked for their input.

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C. PUBLIC SAFETY COMMITTEE – Rudicell

The committee met on June 11th and discussed the topic of recreational safety. He encouraged citizens to watch out for the alligators, pay attention and be safe.

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE – Scott

Council President Fry reported that the June 11th minutes are in the packet, and the committee discussed banning e-cigarettes in city owned facilities.

E. PUBLIC WORKS COMMITTEE – LeJeune

The minutes for the May 19th meeting are in the packet along with the Beautification minutes for May 7th, the April 4th Daphne Museum minutes and the Environmental Advisory Committee minutes for April 28th. Phase IV of the ATRIP grant will start as early as August.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments – Adrienne Jones

The May 2nd minutes are in the packet along with the staff report for the June 5th meeting. There will not be a meeting in July.

B. Downtown Redevelopment Authority – Conaway

The next meeting will be June 23rd. There is a permit on the agenda for the Daphne Art Center's Farm Festival.

C. Industrial Development Board – Davis

The board will meet Monday, June 23rd, and in the meantime he and Mrs. Fassbender have been working with regard to a program that they think they will be able to kick-off at the June 23rd meeting dealing with the prepared city concept along with the executive concept that has been very well received in the business community, and he will report back to council after the June 23rd meeting.

D. Library Board – Lake

The next meeting will be July 10th at 4:00 p.m. at the Library.

E. Planning Commission – Scott

The Site Review meeting will be June 18th at 8:30 a.m. and the regular Planning Commission meeting will be June 26th at 5:00 p.m.

F. Recreation Board – LeJeune

The May 14th minutes are in the packet along with the proposal for new facilities. Councilman LeJeune and David McKelroy sent the proposal to several engineering groups just to get any kind of free information that they are willing to give them, and as soon as he gets any information he will pass it along to council. Hopefully, it will give them a general idea on figures and things of that nature. This is just freebie stuff right now without having to go to finance and pay for

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items, and it gives a little better idea about money and cost, and at that point they can say “ok they need something more”, and they will have to spend money at that point in time.

G. Utility Board – Fry

The next meeting will be June 25th at 5:00 p.m. The deadline for submitting a resume to fill the vacancy, which is a one year term, and may or may not be reappointed to the Utility Board the deadline for submitting resumes is June 30th, and council will vote at the July 7th council meeting. Four resumes have been submitted to date.

6. REPORTS OF OFFICERS:

A. Mayor’s Report

The only thing that’s noteworthy is the change in personnel that’s been conveyed to each of you at this point in time. He may also have some additional updates for you by the next Council meeting in July.

B. City Attorney’s Report

Mr. Ross and Mr. Boucher have been working on an agreement with a business in the city, Catranis Enterprises or CCCC, L.L.C., which is a project to improve the right-of-way on Highway 98 and Randall Avenue. The property is owned by Mr. Catranis. The city has worked with ALDOT, and have gotten permission from them to do the improvements on the ALDOT right-of-way, which will be paid entirely by the business owner, which is estimated to be \$12,000, and they also agreed to contribute \$2,500 a year for a period of three years to “Project Bloom”, and a retaining wall will be built at that intersection with flower beds and whatever is needed to dress up that corner all paid for by the owner of the shopping center. It is not on the agenda, but the owner is anxious to pay the money to move forward to enhance that corner. Mr. Ross asked Mr. Johnson to speak more on the subject.

Mr. Johnson said this is one of those win/win things. Mr. Catranis reached out to him and Adrienne months ago about what it would take to improve the look of his Fountain Square Shopping Center on the corner of Highway 98 and Randall Avenue, and it morphed into what it is today and that is he really wanted to do some landscaping improvements, and that is an unimproved corner, there is nothing special at that corner just a few pine trees and that is it. Mr. Catranis brought in Mr. Kent Broome, a local landscape architect, who did a very detailed plan including a planting schedule for the different variety of annuals and perennials. They ran it by the state and got their comments, and it is good to get preliminary approval, and they have blessed what is there in the plans. It is a win/win. The city is going to get beautification of an important corner at no material cost to the city. The city will act as the permittee to the state, but it is a smoother process with Mr. Catranis concerning the cost for not only the landscape architect but the actual contractor that will do the improvements. Once the improvements are installed the initial landscaping, and it was approved and accepted not only by the city but by the state DOT, then for the three year contracted period the city would maintain the landscaping, that would be the cost of the \$2,500 on an annual basis for the first three years, and that would include the change of the seasonal annual and perennial plants. The city gets improvement and

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the business owner gets a facelift of his corner, and the city is beautiful. They are well into a very positive private/public partnership. He hopes this is setting a precedent and can do more of these in the future.

Mr. Ross clarified that the \$2,500 would be for 2015, 2016 and 2017, and if the cost is more than the \$12,000 estimate the owner agrees to pay the overage. He said the owner is interested in moving forward if it could come up tonight and if not it can wait until a future meeting.

Council President Fry said it would be important to look at the proposal so they could have something visual, but he would do whatever the council wishes.

Mr. Johnson explained the city's role since this is on the state right-of-way saying the city is already in a standing cooperative maintenance agreement, meaning that any landscaping in the state right-of-way inside of the city limits of Daphne, if the city wants landscaping they have to be the caretakers that is the rule the city has agreed to. In this case to make these improvements it has to be under the city's name, even though they are subbing out to Mr. Catranis and his landscape architect and his chosen contractor, but once it is completed it would be the city's responsibility to maintain with the understanding that if after the three years he does not want to continue with "Project Bloom" then the city may or may not continue with the annuals and perennials, but he thinks this will be such a positive thing that it will continue.

Council discussed the issue and the consensus of council was to wait until the first meeting in July so they will have time to look at the landscape plan.

Mr. Johnson said that he would forward the plans to the City Clerk to forward to council.

Mr. Ross said that he would get the agreement to the City Clerk to forward to council.

Council President Fry asked Mr. Ross to prepare a resolution to authorize the Mayor to sign an agreement for the right-of-way improvements between the city and CCCC, L.L.C.

C. Department Head Comments

David McKelroy – Recreation Director – reported the following: Wednesday, June 11, 18 & 25 will be Wet-N-Wild from 10:00 – 1:00 at Lott Park. June 19-24 Daphne Dixie Youth Baseball Minor All Star ages 9 & 10 at Lott Park. Friday June 20-22 USFA Softball with 51 teams. Friday, June 27-28 Daphne High School Jubilee Shootout 7 on 7. Football at Trione. Friday June 27-July 1 Daphne Dixie Boys Baseball Districts 13 & 14 at Trione. Friday July 4th Fireworks at Trione – Free hot dogs, Snow cones, lemonade and water. Slides will be prior to fireworks.

David Carpenter – Police Chief – mentioned that school was out and asked citizens to be diligent and if they see something out of the ordinary to call the police.

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Tonja Young – reported that they have ten programs per week for children and teens, and they had 194 children plus parents on top of that at Monday’s program for children, and at the Teen event they had 30 teens. She thanked the Mayor and the Council for their budget support, and the Friends of the Library for their contributions and support. They hope to continue these records all summer and on into the future.

Vickie Hinman – Human Resources Director - reported the job postings an event assistant, Revenue Officer, Deputy Finance Director and Finance Director.

Adrienne Jones – Community Development Director – thanked council for their time and commitment to the Comprehensive Plan. She said she will be attending the Downtown Redevelopment Authority and Industrial Development Board meetings coming up later in the month.

D. City Clerk Report – Rebecca A. Hayes

a.) Special Events Permit / Daphne Arts Center / Old Daphne Farm and Art Fair / June 28,

2014

b.) Parade Permit / American Foundation for Suicide Prevention / October 19, 2014

MOTION BY Councilman Lake to approve the Special Events Permit / Daphne Arts Center / Old Daphne Farm and Art Fair / June 28, 2014 and the Parade Permit / American Foundation for Suicide Prevention / October 19, 2014. *Seconded by Councilwoman Conaway.*

MOTION CARRIED UNANIMOUSLY

7. PUBLIC PARTICIPATION

Mrs. Dorothy Morrison – 26197 Via del San Francesco - said that she was glad that Mr. Johnson and the Mayor are out finding sources to plant flowers, and someone else to pay for them.

Mr. Rod Drummond – 367 Ridgewood Drive – complimented Mr. Johnson for paving Ridgewood. He reported a phone scam to council.

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8. **RESOLUTIONS & ORDINANCES:**

RESOLUTIONS:

- a.) Support of the D'Olive Bay Forever Wild Nomination. /Resolution 2014-30
- b.) Bid Award: PD Radio Equipment: GPS Tracking System & Software / GPS Tracking System & Software. /Resolution 2014-31
- c.) Bid Award: Street Signs / Vulcan Signs. /Resolution 2014-32
- d.) 2014 "Back to School" Sales Tax Holiday. /Resolution 2014-33
- e.) Retiree Cost of Living one-Time Lump Sum Payment /Resolution 2014-34
- f.) Enter Into A Membership with the Organization: "Keep America Beautiful" and Create an Organizational Structure Task Group: "Keep Daphne Beautiful" (KDB Team) /Resolution 2014-35

MOTION BY Councilman Lake to *waive the reading* of Resolutions 2014-30, 2014-31, 2014-32, 2014-33 and 2014-34. *Seconded by Councilwoman Conaway.*

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman Scott to *adopt* Resolutions 2014-30, 2014-31, 2014-32, 2014-33. *Seconded by Councilman Lake.*

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman Rudicell to *adopt* Resolution 2014-34. *Seconded by Councilman Lake.*

MOTION CARRIED UNANIMOUSLY

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MOTION BY Councilman Lake to adopt Ordinance 2014-25. Seconded by Councilman Scott.

MOTION CARRIED UNANIMOUSLY

1ST READ

- a.) **Appropriation of Funds: Engineering, Design and Letting / North Main Street Paved Concrete Ditch Repairs / City-Wide Infrastructure Projects/Ordinance 2014-26**
- b.) **Appropriation of Funds: Debt Forgiveness: Recreation Capital Purchases Loan from Lodging Tax Fund/Ordinance 2014-27**

ORDINANCES 2014-26 AND 2014-27 WERE 1ST READ

9. COUNCIL COMMENTS

Councilman Rudicell said he was glad to hear any suggestions on the restructuring or rescheduling of committee meetings.

Councilman Davis acknowledged Mr. Doug Bailey, member of the IDB and Downtown Redevelopment Authority, who was in the audience and thanked him for all he does for the city, and he thanked Mr. Drummond for his comments on the scam.

Mayor Haygood looks forward to seeing everyone at the July 4th festivities.

10. ADJOURN:

MOTION BY Councilman Scott to adjourn. Seconded by Councilman LeJeune.

MOTION CARRIED UNANIMOUSLY

**THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING
ADJOURNED AT 8:00 P.M.**

Respectfully submitted by,

Certification of Presiding Officer

Rebecca A. Hayes,
City Clerk

Randy Fry,
Council President

**REPORT
OF
STANDING COMMITTEES**

Public Safety Committee

Wednesday, June 11, 2014, 2014

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 Pat Rudicell, Councilman Robin LeJeune, Councilman Randy Fry, Chief James White, and Chief David Carpenter.

CALL TO ORDER

Councilman Rudicell convened the meeting at 4:30 p.m.

PUBLIC PARTICIPATION – None.

APPROVAL OF MINUTES FROM PREVIOUS MEETING

Minutes from April and May 2014 were adopted. Motion was made by Councilman Fry and seconded by Councilman LeJeune. Motion passed.

POLICE DEPARTMENT

- A. New Business** –Chief went over the stats and D-Runs. He advised members in attendance that the police department had a 2009 Crown Vic flooded during the May rain event that gave our city about 20+ inches of rain. Insurance has settled with the city and they are giving us \$6,600.00. A new Tahoe with options will need an appropriation of \$41,007.36. The equipment from the Crown Vic is still working so insurance would not cover it. The city garage stated they will use the equipment for parts on the older cars. Councilman LeJeune asked how many four wheel drive vehicles that the PD had? Chief stated that we had none and did not foresee getting any due to the fact that the PD has a Kubota and two four-wheelers for use if needed. Councilman Rudicell and Councilman Fry stated they were frugile and didn't want to spend the money on a new vehicle. He stated he knew that we had six Tahoe's ordered but asked if all of the rest were on the road and equipped and Chief stated "yes". Councilman Rudicell asked if there would be any adverse consequences on holding off on replacing the totaled Crown Vic until the 2016 cycle. Councilman Fry asked when we will be getting the six Tahoe's that were just ordered on the road. Chief answered maybe December. Mike Hinson was asked how we were looking thus far on the 2014 budget. He stated that the city is in very, very, very good shape. Rudicell made a motion to take this appropriation of a replacement vehicle out of general fund and to Council for a first read on the first Monday in July 2014. LeJeune seconded the motion. Motion passed. Councilman LeJeune stated that it took eight months to order the six Tahoes that were approved back in October. He wanted to know how many were planned in 2015. Chief responded that six Tahoe's and one Code Enforcement truck. LeJeune wanted to know if we had to wait to order the appropriated vehicle. Chief responded "No". Lejeune asked if we can use one of the six that are on order

now for this replacement. Chief responded "No" that these are replacing old vehicles already. LeJeune asked if the PD could provide information about crimes on businesses. Beedy responded that he could provide Lejeune with a report. Lejeune had heard that Daphne PD was not media friendly. Jud is the department Public Information officer. Beedy decides if an item is newsworthy or not. LeJeune noticed that on the stat sheet that there are 5 registered sex offenders in Daphne. He stated that the internet shows 20 or more living in Lake Forest. Jud asked LeJeune to send him the link so he can look into it. Councilman Fry asked about the appropriation for Jail Food. Are the services out for bid? Can we save some money? Chief advised that it was going for bid soon. Mike Hinson talked to Judge Hoyt yesterday morning and the Judge agreed to loan corrections fund enough out of his court fund to get them out of the red. Also brought up was the faulty sprinkler system in the jail. Lt. Yelding was advised by Simplex Grinnell that the sprinkler system was no good. If something breaks on it there are no parts for replacement because of its age. If something happens to the system we have to have fire watch by law for the prisoners. Buildings and Properties was to look at the fire systems on all properties within the city.

FIRE DEPARTMENT

A: New Business – Chief White went over stats. He wanted to make the committee aware of the availability of the demo ladder truck. The volunteers asked if they could wait a year to pay their portion so Chief White said they could wait and purchase it in 2015 budget. He stated it would not hinder his abilities. Chief stated their department assisted on to commercial fires in Fairhope.

Old Business – Station 3 has been closed for four months and it is killing response time. The residents have a false sense of security. If something should happen the city would be liable. If we get found out, we could be in big trouble. Councilman Rudicell stated that Finance is aware and it's on the front burner. Councilman Davis said that it came before Buildings and Properties and they took Mr. Johnsons advice to get an architectural design and do it the correct way. Councilman LeJeune asked when it went before the Building and Properties committee. It was stated this past meeting. He asked why nothing has been done since they vacated it because of mold on February 4th. We've had 4 months of nothing? Chief White said we needed to put it on the front burner. He stated he shut it down as soon as the mold report returned and moved the firefighters to Station 2. He stated that the volunteer firefighters are growing in number.

OTHER BUSINESS: Councilman Rudicell asked about signage and cameras at Alligator Alley? Is it a public issue? Or wildlife? We need to address the signage. He received a complaint from a citizen who got tail whipped while trying to use his kayak at Bayfront. There are many alligators at Bayfront. Councilman Rudicell says the man is encompassing both areas. Fry said to contact Natural Resources about what signage we should use and how many signs. We need to protect ourselves with risk management. Rudicell asked what the legality of kayaking was. Davis asked what the natural territorial range of gators was. Maybe we need to restrict kayaking in that area? Lt. Beedy stated that the State Game Warden could come and shoot them if a citizen made a complaint. He also stated that the cameras do not stop much. One of the city attorneys stated not to install cameras. Councilman Rudicell asked Lt. Beedy to look at the signage at all waterfront areas. Beedy said he will do.

ADJOURN

There being no further business to discuss, Councilman Rudicell made a motion to adjourn the meeting at 5:45 p.m. Councilman Fry seconded. The next meeting will be Wednesday, July 9, 2014 at 4:30 p.m., at City Hall Council Chambers.

Respectfully submitted,


Daphne Public Safety Committee

CITY OF DAPHNE
FIRE DEPARTMENT MONTHLY REPORT
Report Period April 2014

	Current:	FY to Date:
Suppression:		
1-Fire/Explosion:	-	-
10-Fire, Other	1	5
11-Structure Fire/Commercial	2	3
11-Structure Fire/Residential	1	9
12-Fire in Mobile Property used as fixed structure	0	1
13-Mobile Property (vehicle) Fire	0	7
14-Natural Vegetation Fire	3	13
15-Outside Rubbish Fire	0	1
16-Special Outside Fire	0	1
17-Cultivated Vegetable Crop Fire	0	0
2-Overpressure Rupture:	0	0
3-Rescue Call and Emergency Medical Service Incidents:	151	674
4-Hazardous Conditions (No fire):	1	13
5-Service Call:	22	75
6-Good Intent Call:	19	33
7-False Alarm & False Call:	24	63
8-Severe Weather & Natural Disaster:	4	7
9-Other Situation:	0	1
Total Emergency Calls:	221	1007
Monthly Total Calls:	228	992
Highest:		
	17:00	17:00
Lowest:		
	<1:00	<1:00
Average (Minutes/Seconds) :		
	5:24	5:24
Miscellaneous Reports:		
Training Hours	372.67	1391.26
Property Loss - \$	0	\$118,550.00
Fire Personnel Injuries by Fire/Civilian Injuries by Fire	0	0
Advance Life Support Rescues	0102	489
Number of Patients Treated	146	657
Child Passenger Safety Seat Inspections/Installations	10	41
Pre-Plans	28	166
Classes		
	6	17
Persons Attending		
	75	208
Plan Reviews		
	2	9
Final/Certificate of Occupancy		
	2	3
General/Annual Inspections		
	26	110
General/Re-Inspections (Violation Follow-up - Annual)		
	0	14
Business Licenses		
	13	32
All Other/Misc. Activities		
	7	46
Total Activities:	50	170

Authorized by:

James White

I. CALL TO ORDER

Meeting was called to order at 5:00 p.m.

Committee Members Present: Robin LeJeune (Chairman), Councilman John Lake, Councilman Ron Scott, Councilwoman Tommie Conaway; Richard D. Johnson-Public Works Director, Dorothy Morrison-Daphne Beautification Committee, and Michele T. Hanson, PWC secretary.

Others Present: Christine Ciancetta-Finance , John Peterson-Hatch Mott, Councilman Pat Rudicell, Herbert McGaughey – 106 Goleman Circle, Jolee Havard.

II. PUBLIC PARTICIPATION & CORRESPONDENCE

A. Work Request Report - The report for May 2014 was reviewed.

B. Vehicle/Equipment Maintenance Report – The report for May 2014 was reviewed. Mr. Scott asked what we budget for non-routine maintenance. Mr. Johnson stated that each department budgets their own maintenance cost. Mr. Scott would like a comparison from last year to this year.

C. Correspondence – No Correspondence.

D. Public Participation

Herbert McGaughey – 107 Golman Circle

Mr. McGaughey came to the committee to discuss the problem with the drainage in the culvert behind his rental home. During the April 29th storm, the water caused damage to the yard and he had to replace the AC unit. He states that the repairs done to the culvert 5 years ago did not fix the problem and in his opinion was not what needed to be done to divert the water from his property. He claims he has not been given any information or response from Public Works. He wants to see the design of the plan and what is going to be done & when this is going to be done and if the city is going to repair his yard. Mr. Lejeune stated that now that this committee is aware of the situation, he will get with Mr. Johnson to see what can be done to repair this. Mr. Scott stated he hasn't seen any correspondence on this. Mr. McGaughey stated he filed a claim today with the clerk's office. He has talked to Mr. Lake and stated he had talked to Mr. Johnson just after the storm. Mr. Lake stated that he has seen the ditch and that it was built 40 years ago and does need to be rebuilt. Mr. Lake stated that Mr. Johnson is looking at the long term solution to this problem. Mr. McGaughey repeated again his opinion of what needs to be done.

Jolene Havard – 2603 Main Street

Ms. Havard wanted to have an update on the drainage issues in Daphne, especially with Mazie's Gulch to Yancey Branch. Mr. Johnson stated that the events of April 29th was a disaster in Daphne per FEMA and the President. The drainage that was built many years ago which works, however when encountered with the heavy rainfall of that event could not withstand the amount of water that fell. We have looked into this and our engineers will be doing a feasibility study for this issue for the July meeting. We may be able to decrease some of the problem but not all of it. We cannot build a system that will guarantee no drainage problem when you have a 100 year rain event.

Ms. Havard stated that because of the rain and the drainage she is not able to grow anything in her front yard; she just wants help to keep the water off her yard. Mr. LeJeune stated that this committee will look at the options and contact her.

Mr. Lake asked if the Beautification Committee will look at the Skating Rink property to see if there is something the city can do to beautify that area. Ms. Morrison said that she would be happy to. Mr. Scott said that this place does a lot of good for our children especially in the summer.

III. OLD BUSINESS

- A. **Minutes** – The minutes from the May 19, 2014 meeting were reviewed and approved. **Motion by John Lake, Seconded by Tommie Conaway** to approve the minutes with corrections. **Motion carried.**
- B. **Mosquito Report** – Report was reviewed. Mr. Scott asked about the mosquito fish stock. Mr. Johnson stated that these fish will survive in any pool of permanent water, whether is free flowing or not. They will eat mosquito larva and will survive and reproduce year round as long as there is water there.
- C. **Street Sweeper Reports** – No Report.

IV. NEW BUSINESS

- A. **Comprehensive Plan: Hazard Mitigation – Adrienne Jones.**
Mrs. Jones stated that the city does have a comprehensive plan however, hazard mitigation is not part of that plan. She presented a survey to the committee for their input. Each committee member filled out the survey. These figures will be calculated to determine the hazard index for the City of Daphne based on the likelihood of these events happening. Other areas that the Public Works committee's input would be vital would be transportation. Ms. Johnson will send her findings to Michele to forward to the committee.

V. DIRECTOR'S REPORT

A. **Tallent Lane - SARPC**

Mr. Johnson stated that the enclosed documentation is to show where we are in the process of modifying out ADEM permit to allow our Tallent Lane Facility to be a C&D landfill. We have sent this packet to SARPC for their approval. Once they have approved this, we will then forward everything to ADEM.

B. **FEMA Update**

Mr. Johnson stated that the department has been working very hard repairing the damage from the rain event on April 29th. We met with FEMA this morning on the mitigation progress, which pays 100%. We have 38 active projects, we're done with ¼ of them. The biggest challenge is space when putting in drainage. Mr. Scott asked for FEMA to become involved in mitigation in order to buy a structure, doesn't the property owner have to have flood insurance. Mr. Johnson stated yes, flood insurance is required.

VI. DAPHNE SOLID WASTE DISPOSAL AUTHORITY

- A. **Monthly Equipment Use Report** - The report for May 2014 was reviewed.
Monthly Recycle Tonnage Report (Tonnage Comparison) – The report for May 2014 was reviewed. Richard commented that we have had another good month, tonnage was up over last year, a 15% increase and over \$1000 in revenue. We had bad day in recycling today, we had 2 trucks go down at the same time.
- B. **Solid Waste New Customer Report** - The report for May 2014 was reviewed. April was a good month, we 19 new residential, 1 business.

VII. MUSEUM COMMITTEE

- A. Minutes from May 12, 2014 meeting were reviewed. There were no questions or comments.

VIII. BEAUTIFICATION COMMITTEE

- A. Minutes from June 4, 2014 meeting were reviewed. Dorothy commented Mr. Lake's home tour was wonderful. She said that there is some interest in a community garden. Don Rose from the Mobile Area Food Bank would like to locate on at Trax Tires. There will be further discussion on this, but basically what they want from us would be labor. Planning for Arbor Day for next year, coming up with new publicity ideas. Patriots Point is beautiful, both day and night. The budget has been allotted to several projects: Keep America Beautiful, logo for the back side of Patriots Point wall, lighted trees at the entrance of 98/90. DRA's event, Farm & Art in the park at city hall will be June 28th. The flags look wonderful, would like some more throughout the city.

IX. ENVIRONMENTAL ADVISORY COMMITTEE

- A. Next meeting – June 23, 2014

X. ENGINEER'S REPORT

- A. HMR – No Report.
B. Hatch Mott MacDonald – Mr. Peterson stated that the Main Street project is waiting on bidding from ALDOT. Rolling Hill survey is complete.
C. Jade Consulting – No Report.

Mr. LeJeune stated that he sees that there is sod going down on the last paving project in Lake Forest. Mr. Johnson stated that they really don't seem to be in a big hurry, but it is getting done. The next section should start around the 1st of August.

Mr. Scott asked if there is anything that can be done on the short scale for Mr. McGaughey. Mr. Johnson stated work has started there, and working on a couple of concepts for that area. There are trees that need to be removed and getting the equipment in there to repair. There are other property's down from Mr. McGaughey that also had damage. At this point Mr. McGaughey interrupted and began to disagree. Mr. Scott and Mr. LeJuene told him to be quiet, he continued to argue. Mr. LeJuene ended the meeting because of the disruption.

XI. FUTURE BUSINESS

- A. Next Meeting is July 21, 2014.

XII. ADJOURNMENT

Meeting adjourned @ 6:14 p.m.



CITY OF DAPHNE
PO Box 400
DAPHNE, AL 36526

Daphne Beautification Committee
June 4th Minutes

District 1

Dorothy Morrison,
Chair
Walter Gray

District 4

Selena Vaughn
Dana Sawyer

District 5

David Dueitt
Rebecca Trosclair

District 6

Elaine Maxime
Hollie LeJeune

City Liaisons

Richard Johnson
Dwayne Coley
Marjorie Bellue
Denise Penry
Michele Hanson
Christine Ciancetta
David McKelroy

First, thank you to Councilman and Mrs. Lake for the tour of their lovely and interesting gardens.....there were many interesting ideas to take away.....

Don Rose and Camille Reynolds of the Mobile Area Food Bank came to discuss the possibility of us working with them on a Community Garden to be located at Trax Tire Company on Hwy 98.....NFL and Lowe's are possible supporters of this project.....we will look at a gated area.....vegetables and fruit trees will be planed.....use of high school student needing Honor Points for 'gardeners'.....Their need is for earth moving machinery to level the area.....Further discussions will be held at a later day to see if this is a good match for us.....

Arbor Day Planning- Date February 28 8 to 11AM [or when trees are gone]...location Parking Lot or the Civic Center.....Selection will be much the same as in the past fruit trees do not come bare root and are more expensive.....

Marjorie and Selena will select the list of treesgetting information to HOA'S newsletters, The New sign, going on 10 in the Morning and other radio /TV shows.....try to get on for shows that air from the event...

A-Gator Alley- we have 100% coverage to repair the damage....the engineers are ready.....Hoping to be done by Mid August.....we are waiting to see about stabilizing the banks.....this is all ALDOT property so approval must come from them.....It will all come together eventually..... Request for don't kill our Gators posted near Gator Alley

B- Patriot's Point- the addition of the lighted Logo is wonderful...congratulations to all involved...we will add a smaller copy of the logo and the Patriot's Point lettering on the back side.....What a great idea Dwayne brought to us...

C- Treasure's Report-\$4,422.32...we have reserved \$1500 to pay for the Daphne Logo on the back side of Patriot's Point and \$3,000 for lighted 'tree' for the 98/90 Entrance for Daphne to go with the Season's Greeting sign which has been reworked.....this will use our 2014 budget before the end of the year.....

D-Keep Daphne Beautiful- Passed by the Council-still waiting for Mayor's signature

- Trees on the curve onto I-10 area have been cleaned – thank you
- Weeds growing on embankment – cleared –thank you
- I-10/181 intersection still needs HELP
- Master Plan for Malfunction Junction
- Signage on 98 to lead to downtown Daphne
- Create Berms for 64/ Daphne Ave Shopping Center
- Crape Myrtle on 64 island behind the stop sign-12months
- Master Plan for all Daphne Entrances- 42 months

E-PW Report

Catching up with the events of the storm has everyone busy
Starting at Van Buren we are adding flowers to nose points...looking wonderful several more to follow.....
Getting Gator Alley fixed from the storm + new plan for the East entrance....

F-Christmas Lights waiting for new bulbs

G- Crape Myrtle are getting the attention they need

H- Hwy 181 intersection waiting for wonderful clean up as 98/90 got several week ago...

I-DRA is working to present 'Farm and Art' June 28 @ City Hall from 10AM to 4PM to bring interest to downtown

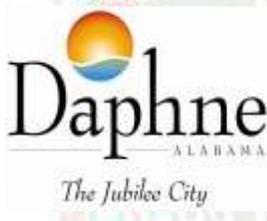
J- Purple Martin Brochures are almost complete just need copying and cutting.....

K- American Flag display ...it was agreed that it was beautiful....more will be added with each occasionrequest were made to have some flags placed on 64 and Whispering Pines east towards 181, 90, other roads and intersections as more flags become available.....

L- Endowment Fund- No new information.....

M- Mayor's Comments- Not able to attend.....

N- Next meeting will be with Adrienne Jones' Presentation- Plans for Daphne.....Please read when you receive and be ready to comment.....



KB

**DAPHNE MUSEUM MINUTES
MAY 12, 2014**

ATTENDEES: Helen Baroco, Al Guarisco, Lee Swetman, Scott Berry, Dooley Berry, Penny Taylor, Camilla Butler, Jeanne Nelson, Arva Brown, Zadia Pace, Emily Hammond, Lucy Cunningham, Mickey Boykin, Ken Balme, Doris Allegri.

CALL TO ORDER: The meeting was called to order by President, Ken Balme, followed by recitation of the Pledge of Allegiance.

MINUTES: The minutes of the meeting of April 14, 2014, were read and approved.

TREASURER'S REPORT: The treasurer's report for period 03-31-14 thru 04-30-14 showed a beginning balance of \$6,132.07; credits: \$522.00; debits: \$90.00; ending balance: \$6,564.07. Petty cash: \$15.93.

VOLUNTEER ASSIGNMENTS/SCHEDULE: There are five Fridays and five Saturdays in May. All days covered.

COMMITTEE REPORTS.

- **Telephone:** Camilla reported that Polly was very sick with diverticulitis, so she called all volunteers, including last month's visitors, Cathy Hamilton and Marguerite Carlisle. Marguerite told Camilla that her children objected to her being at the museum alone.
- **Exhibits/Events:** The exhibit of Boyd Nelson's hand-carved boat replicas is scheduled for Sunday, May 18, from 2:00 – 4:00 p.m. Light refreshments will be served.
- **Publicity:** Ken will submit a notice to the Gulfcoast newspapers about the exhibit. Discussed posting flyers at library and city hall.
- **Cemetery:** No report.
- **Special Tours:** Daphne United Methodist Church children tour scheduled for July 22.
- **Archives:** No report.

UNFINISHED/OLD BUSINESS:

- **Daphne Pottery Access:** No report.
- **Grant Application ADAH Update:** Ken reported that he had spent \$434.79 on archival materials. He distributed time sheets for volunteers to keep an account of hours worked on the archiving project. Penny and Mickey will be the "go to" people for the project.
- **WiFi:** Problems continue.
- **Daphne Normal School Records – U. of West Alabama:** No report.
- **Museum Week (tie-in with Daphne Art Center Pop-Up Art Show):** The show date is scheduled for 06/28/14 from 10:00 to 4:00 p.m. in front of Daphne City Hall. Annie Root, with the Art Center, spoke at city council meeting, relating the plans the Art Center had for the show. She said they would like to have local farmers selling produce during the day. Permits will be required. Ken plans to keep the museum open from 10:00 a.m to 7:00 p.m. the entire week of 06/22 – 06/28 in an effort to encourage visitors. He requests that anyone having some spare time during this period to please let him know.

- **Fourth Annual Old Time County Fair:** The fair was held on April 19, 2014, at Bicentennial Park in Stockton. Ken and Penny set up a booth to display museum information. Ken read a "Thank You" letter from the Baldwin County Archives. Photos of the booth, etc., can be seen on Daphne Museum Facebook and/or web site at www.daphnemuseum.org.
- **Impact 100 Grant:** Ken delivered a proposal for a grant on May 6. The organization will be awarding four grants of \$92,000 each. If the proposal is accepted, an onsite visit will be made.

NEW BUSINESS: Due to ongoing problems with unauthorized parking and trashing of museum parking lot, the possibility of installing a sign at the entrance with suggested wording saying, "No Parking. Museum Employees/Visitors only" was discussed. Ken will draft a memo to the Public Works Department in this regard.

ANNOUNCEMENTS:

- Dooley announced that the article she wrote on the History of Baldwin County for the State Master Gardener's Conference recently held at Daphne Civic Center was published in a booklet prepared for the event. (Note: A copy of the article is on the museum bulletin board.)
- There will be a museum board meeting directly following this meeting.
- The next regular meeting is scheduled for July 14, 2014, at 10:00 a.m.

ADJOURNMENT: There being no further business, Helen moved to adjourn; Scott seconded; meeting adjourned.

Respectfully Submitted By:

Mickey Boykin, Secretary

**REPORT
OF
SPECIAL BOARDS**

**CITY OF DAPHNE, AL
INDUSTRIAL DEVELOPMENT BOARD MEETING
1705 MAIN STREET, DAPHNE, AL
JUNE 23, 2014
6:00 P.M.**

1. CALL TO ORDER/ROLL CALL

The meeting was called to order at 6:10 p.m.

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

Absent Excused: John Cox; Jeffrey Ramsland.

Also present – Rebecca Hayes, Recording Secretary; Lee Johnson, BCEDA; Councilman Joe Davis, Council Liaison; Adrienne Jones, Community Development Director.

2. APPROVE MINUTES / April 28, 2014

MOTION BY Dan Romanchuk to approve the April 28, 2014 meeting minutes. Seconded by Denis Kearney.

MOTION CARRIED UNANIMOUSLY

3. OLD BUSINESS

a.) Letter of Support for the I-10 Bridge

Toni said the letter was sent out last week in support of the bridge.

4. TREASURERS REPORT

The balance as of the end of May is \$293,894.

a.) Discuss Changing Banks

Toni will contact some different banks, and Pokey will review. The board is interested in changing banks to get a higher interest rate and because of some bad experiences with the present bank.

5. NEW BUSINESS

a.) Update from Lee Johnson - BCEDA

Lee has been busy since the last meeting being on the recruiting trail. The company he spoke about at the last meeting is on track. They will have 70 jobs over the next three years. A large scale retailer has approached them and is interested in this area. He said they need more space to draw companies to the area.

6. Presentation: Comprehensive Plan / Adrienne Jones, Community Development Director

**CITY OF DAPHNE, AL
INDUSTRIAL DEVELOPMENT BOARD MEETING
1705 MAIN STREET, DAPHNE, AL
JUNE 23, 2014
6:00 P.M.**

Adrienne handed out forms for the members to fill out and bring back to the next meeting. She would like their input for the plan.

7. NEXT MEETING

The next meeting will be July 28th.

8. ADJOURN

MOTION BY Doug Bailey to adjourn. Seconded by Dan Romanchuk.

MOTION CARRIED UNANIMOUSLY

**THERE BEING NO FURTHER BUSINESS TO DISCUSS THE MEETING ADJOUNED AT
7:00 P.M.**

Submitted by:

Certification of Presiding Officer:

Rebecca Hayes, Secretary

Toni Fassbender, Chairman

The City of Daphne
Planning Commission Minutes
Regular Meeting of May 22, 2014
Council Chamber, City Hall - 5:00 P.M.

Call to Order:

The regular meeting of the City of Daphne Planning Commission was called to order at 5:04 p.m. The number of members present constitutes a quorum.

Call of Roll:

Members Present:

Don Terry, Secretary
Larry Chason, Chairman
Ron Scott, Councilman
Hudson Sandefur
Chief White (excused @ 6:13 p.m.)

Staff Present:

Adrienne Jones, Director of Community Development
Jan Vallecillo, Planning Coordinator
Jay Ross, Attorney (arrived @ 5:32)
Kevin Boucher, Attorney

The first order of business is the approval of the minutes.

Chairman asked for questions, comments or corrections to the minutes of **the regular meeting of April 24, 2014. There being none, the minutes are approved as submitted.**

Chairman stated there are not sufficient members present to continue. Therefore, the next order of business is an administrative presentation by the Director.

Ms. Jones gave a presentation regarding the Comprehensive Plan adopted in 2003. State law vests the Planning Commission with the responsibility of developing and maintaining the Comprehensive Plan. With that, we have proposed a process to amend the Comprehensive Plan by the coordination of the Planning Commission and City Councilmembers with existing boards and/or committees to review the existing elements. Planning Commission members and their element of focus are: Chief White - Housing; Hudson Sandefur - Economic Development; Ron Scott - Land Use; Don Terry - Education; Monty Montgomery - Open Space; Ed Kirby - Transportation; and Angie Phillips - Community Facilities. Chairman has asked for a master list of the plan to proceed. Ms. Jones agreed. Mr. Scott commented on the completion and the cost of the Spanish Fort and Baldwin County Comprehensive Plans. Mr. Terry asked if South Alabama Regional Planning Commission will participate. Mr. Scott commented that they mainly assist cities which do not have their own planning department.

The City of Daphne
Planning Commission Minutes
Regular Meeting of May 22, 2014
Council Chamber, City Hall - 5:00 P.M.

The next order of business is an administrative presentation and Planning Commission discussion regarding Malbis Ventures Retail Shops and the Resubdivision of Lot 2, Block A, Historic Malbis Subdivision.

An introductory presentation was given by Mr. Kevin Spriggs, representative of Spriggs Enterprises. Due to the community reaction by the residents of Historic Malbis Subdivision, the developer has elected not to proceed with the development of Hardee's Restaurant. There is no longer a need for the subdivision since I will be the owner and executor of the project. As such, I have requested removal of the four conditions placed on the approval of the original site plan in order to obtain a site disturbance permit prior to the expiration of the extension.

Chairman asked for Commission questions or comments and if the architectural board is considering this a "new" request for review of the site plan. Mr. Spriggs commented that the architectural board had granted approval with a nine month time frame which has expired. The board has taken an extension of the site plan under consideration, contingent upon final approval of the specifics of the project such as the tenants, color scheme, features, and brick choice. Mr. Scott asked if he felt the extension will be granted. Mr. Spriggs reiterated that they had met the conditions and previously received approval by the property owners' association and the architectural board. He also is committed to a monument sign, not a pylon sign. Chairman asked Ms. Jones to explain the procedure for an extension to the Commissioners. Ms. Jones stated you are operating under the "old" Ordinance so you have the ability to grant another extension. Chairman asked the time frame necessary for him to proceed with the project. Mr. Spriggs stated with an extension of the site plan, the issuance of a site disturbance permit would allow up to one year for construction. Chairman clarified that granting an extension would give a specific expiration date to the site plan. It would not be affected by or contingent upon approval of the architectural board.

A Motion was made by Mr. Scott and **Seconded** by Mr. Terry **for approval of a site plan ninety day extension, removal of the restrictions outlined in the original motion for Malbis Ventures Retail Shops by the Planning Commission on April 24, 2011.**

Chairman asked for public participation and recognized Ms. Jennifer Miller, 103 Tampary Street, but she had no comment.

Ms. Angie Phillips, 10398 Papas Street, a resident of Historic Malbis Subdivision and a city employee, applauded the decision of the Planning Commission. The residents will be happy with this decision; however, there is a misunderstanding of their role. The approval of a site plan does not dictate the type of businesses which will be there.

The City of Daphne
Planning Commission Minutes
Regular Meeting of May 22, 2014
Council Chamber, City Hall - 5:00 P.M.

Ms. Phillips stated this process although it has been controversial, hopefully now some of the residents have a better understanding of the Ordinance and what the purpose it serves. In that everything was done appropriately and both the Director and the Commissioners do a fantastic job.

Chairman asked for additional comments. We have often said that not only the citizens of Daphne, but the Planning Commission learns the Ordinance one application at a time. He closed public participation and asked for Commission questions or comments and a motion for approval.

Ms. Jones asked for clarification on the motion. The motion was for the removal of any restrictions that referred the subdivision in the original motion and asked if that includes caveat regarding signage. Mr. Scott stated the motion included removal of that restriction also.

The resulting Motion reads as follows:

~~*Approved, in an effort to assist the applicant, the following motion was made due to his expressed time constraints and with the understanding that the Planning Commission has explained proceeding without final subdivision of the parcel in question presents the potential for problems with subdividing the property once work has begun and conditioned upon approval by the Historic Malbis Subdivision Property Owners' Association, provide a copy of an agreement from owner for reciprocal ingress/egress easement for the rear parcel, to the east, provide a preliminary/final subdivision with right of way easement(s), and approval of signage for the development shall be presented and discussed at the time of the presentation for the subdivision. Also, with no consideration for approval should be assumed regarding the future use of the Office/Retail space shown on the rear of the parcel. There was no discussion on the motion. The Motion carried unanimously.*~~

Mr. Scott requested that the Commission take a five-minute break.

The Commission recessed at 5:47 p.m. and reconvened 5:54 p.m.

The next order of business is vacation of right-of-way for Rockwell Family, L.P.

Chairman asked if a representative was present. Ms. Jones asked Ms. Vallecillo to give an update. Ms. Vallecillo stated the agent had requested that the agenda item be tabled. Chairman stated I wish to discuss this request. Ms. Jones stated it is scheduled as a public hearing.

**The City of Daphne
Planning Commission Minutes
Regular Meeting of May 22, 2014
Council Chamber, City Hall - 5:00 P.M.**

Chairman commented on the Public Works Director's memorandum, which says, "The public does not expect the City to vacate a right-of-way". This application has a few unique features associated with the vacation. There are three options to consider: a partial vacation, all of it, or none of it. The center piece is the consideration. No documentation has been presented representative of the value of the property. The location of right-of-way is preventing the businesses from having signage; therefore, I would not be opposed to the vacation of the southern portion. However, a recommendation should not be made until documentation establishing a monetary value is presented to the Planning Commission.

Mr. Scott asked about the history of the right-of-way. Chairman stated prior to the four-lane, this was a portion of Old Spanish Trail.

Ms. Jones asked Councilman Scott which Council committee would consider a vacation of right-of-way. Mr. Scott stated Buildings and Properties. Ms. Jones stated this Council review process will occur in the future, that is why there is no monetary information presented. You are to determine if there is a valid public use for the property and base your recommendation on that finding. Chairman stated if the worth is a nominal amount, there is no need for the vacation; if it is at fair market value, then I know what my recommendation would be. Ms. Jones stated prior to the motion to table, you may hold a public hearing tonight and at a subsequent meeting.

Chairman asked for public participation. No one came forth. He closed public participation. He asked for Commission questions or comments and a motion for table.

A Motion was made by Mr. Scott and Seconded by Mr. Sandefur to table the vacation of right-of-way for Rockwell Family, L.P., until the regular meeting of June 26, 2014.

During discussion, Mr. Terry commented that the Commissioners should follow the Land Use Ordinance and the review of the appraisal at fair market value should be the function of the City Council.

Mr. Ross agreed that is the Council's function. The Planning Commission is only making a recommendation.

Mr. Boucher stated the manner in which it was acquired changes the manner in which the City owns the right-of-way. If it was acquired fee simple, the City owns that portion of the right-of-way. If it was acquired prescriptively, it is basically an easement which would essentially change the valuation, as well.

There was no further discussion on the motion. The Motion carried unanimously.

**The City of Daphne
Planning Commission Minutes
Regular Meeting of May 22, 2014
Council Chamber, City Hall - 5:00 P.M.**

The next order of business is preliminary/final plat review for Consolidated Acres, Unit Three.

Chairman stated due to the lack of a super majority of members present, the agenda item must be tabled until the next meeting. Ms. Jones stated the upcoming meeting dates are site preview, June 18, and regular meeting, June 26, 2014.

Ms. Jones stated you may hold the public hearing tonight.

Chairman asked for public participation. None were presented. He closed public participation.

The next order of business is public participation.

Chairman asked for public participation. No one came forward. He closed public participation.

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

Mr. Ross asked the Commissioners for a motion to enter into executive session to discuss pending litigation regarding the Retreat of Tiawasee. He certified that it is in accordance with Alabama Sunshine Law.

A Motion was made by Mr. Scott and Seconded by Mr. Terry to enter into executive session at 6:15 p.m. There was no discussion on the motion. The Motion carried unanimously.

The Commission reconvened at 6:31 p.m.

The next order of business is commissioner's comments.

None were presented.

The next order of business is director's comments.

None were presented. Happy Holiday!

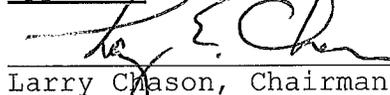
There being no further business, the meeting was adjourned at 6:33 p.m.

Respectfully submitted by:



Jan Vallecillo, Planning Coordinator

Approved: June 26, 2014



Larry Chason, Chairman

SET DATE FOR PUBLIC HEARING

AUGUST 4, 2014

TO CONSIDER:

1. **Pre-Zoning:** John White-Spunner, Kidco,
L.L.C.; John White-Spunner Sidno,
L.L.C. and Matt White
- Present Zoning:** B-1, Professional Business District,
Baldwin County District 15
- Proposed Pre-zoning:** B-2, General Business,
City of Daphne
- Location:** Property Located Northwest of the
Intersection of County Roads 13
and 64
- Recommendation:** Unanimous Favorable
-

2. **Annexation:** John White-Spunner, Kidco,
L.L.C.; John White-Spunner Sidno,
L.L.C. and Matt White
- Location:** Property Located Northwest of the
Intersection of County Roads 13
and 64
- Recommendation:** Unanimous Favorable

To: Office of the City Clerk
From: Adrienne D. Jones,
Director of Community Development
Subject: John White-Spunner, Kidco, L.L.C. &
Sidno, L.L.C.
Pre-Zoning Amendment and Annexation
Recommendations
Date: June 30, 2014

MEMORANDUM

PRESENT ZONING: B-1, Professional Business District,
Baldwin County District 15

PROPOSED RE-ZONING: B-2, General Business, City of Daphne

LOCATION: Northwest of the intersection of
County Road 13 and 64

RECOMMENDATION: At the Thursday, June 26, 2014, regular
meeting of the Daphne Planning
Commission, seven members were present.
After holding a public hearing, a
favorable recommendation to pre-zone
the property to B-2 was made and
carried unanimously. Subsequently, a
favorable motion for annexation was
made and carried unanimously.

Attached please find documentation from the Office of
Community Development. Ordinances shall be provided by the
Office of the City Attorney.

Thank you,
ADJ/jv

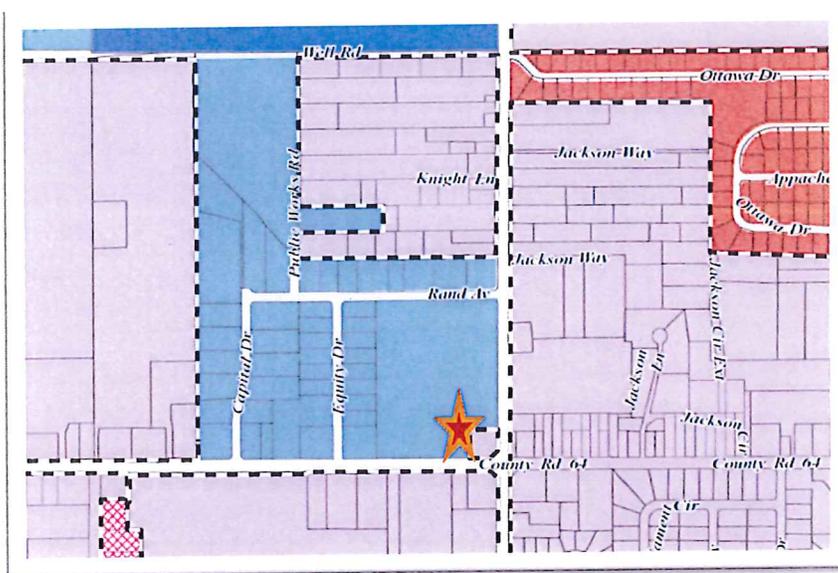
cc: file

attachment(s)

1. Zoning Application
2. Map of Property
3. Adjacent property owners' list
4. Community Development Report
5. Petition for Annexation
6. Legal Description
7. Boundary Survey
8. Community Development Report

PLANNING COMMISSION PREZONING & ANNEXATION

(WHITE-SPUNNER, KIDCO & SIDNO, LLCs)



Pre-zoning



REZONING APPLICATION

Office use only	Date Submitted May 28, 2014
Application	Planning Commission Public
Number: ZA-14-01	Hearing Date: June 26, 2014

Legibly print or type responses below. Indicate N/A or an X where item is not applicable.

SITE DATA	
Site Location (Address or General Proximity to Nearest Intersection): Southwest County RD 13 + 64	PPIN#(s): 049323
Gross Site Area (acreage): 27,459 Sq.Ft. or 0.6304 Ac.	Requested Zoning: B-2
Current Zoning Designation(s): M-2 (BC) District 15, ETJ,	Amended Zoning Request:
B-1, Professional Bus.	Initials: _____ Date: _____
Current Land Use: None	Anticipated Land Use: N/A

Provide Legal Description (if necessary attach separate page entitled Legal Description for [Name of Applicant] :
See separate sheet.

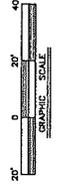
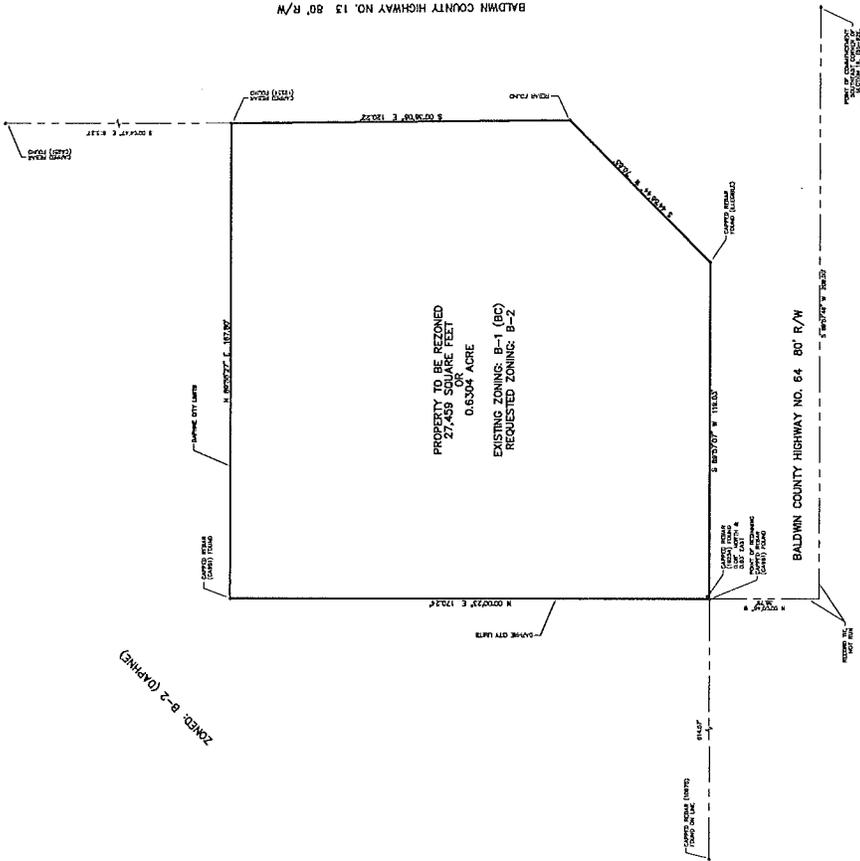
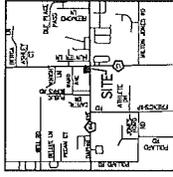
Specify other recently approved or pending requests related to the subject property. Circle the answer(s).
 Annexation Subdivision Site Plan Special Exception Variance Specify Other

APPLICANT & AGENT INFORMATION	
<i>*If an LLC or LLP or Corporation, provide name and signature of Registered Member or Agent and provide a copy of Articles of Incorporation.</i>	
Name of Current Owner: John White-Spunner, KIDCO, LLC and SIDNO, LLC	
Mailing Address: PO Box 7475 Mobile, AL 36670-0475	Phone/Fax: (251) 471-1000 E-mail:
Name of Authorized Agent: Daryl Russell of The Coleman Engineering Group of McCrory & Williams, Inc.	
Mailing Address: 66 Midtown Park West Mobile, AL 36606	Phone/Fax: (251) 479-4518 E-mail:
Name of Developer*: N/A	Phone/Fax: E-mail:
Other: N/A	Phone/Fax: E-mail:

I, the applicant, certify that all of the above facts are true and correct to the best of my knowledge. I hereby agree to allow the City of Daphne to post a sign on the subject property notifying the general public of this request.

Applicant's Signature: <i>John White</i>	Date: 05/27/2014
Agent's Signature: <i>Daryl Russell</i>	Date: 05/27/2014

DESCRIPTION OF PROPERTY TO BE REZONED:
 THE PROPERTY IS A 0.63004 ACRE PARCEL OF LAND LOCATED IN THE NORTHWEST CORNER OF SECTION 16, T55-R2E, BALDWIN COUNTY, ALABAMA. THE PROPERTY IS BOUND BY BALDWIN COUNTY HIGHWAY NO. 64 TO THE WEST, BALDWIN COUNTY HIGHWAY NO. 13 TO THE SOUTH, AND AN UNNAMED ROAD TO THE EAST. THE PROPERTY IS CURRENTLY ZONED B-1 (SIC) AND THE REQUESTED ZONING IS B-2. THE PROPERTY IS A 0.63004 ACRE PARCEL OF LAND LOCATED IN THE NORTHWEST CORNER OF SECTION 16, T55-R2E, BALDWIN COUNTY, ALABAMA. THE PROPERTY IS BOUND BY BALDWIN COUNTY HIGHWAY NO. 64 TO THE WEST, BALDWIN COUNTY HIGHWAY NO. 13 TO THE SOUTH, AND AN UNNAMED ROAD TO THE EAST. THE PROPERTY IS CURRENTLY ZONED B-1 (SIC) AND THE REQUESTED ZONING IS B-2.



9-915

ZONING DISPLAY
 REZONING OF PROPERTY AT NORTHWEST CORNER OF
 BALDWIN COUNTY HIGHWAY 64 & BALDWIN COUNTY HIGHWAY 13
 SECTION 16, T55-R2E, BALDWIN COUNTY, ALABAMA

SCALE 1"=20'
 DATE: 04/22/2014
 DRAWN BY: L.J.D.
 APPROVED BY: D.F.C.
 SHEET 1 OF 1

W9352-2018

66 MIDTOWN PARK WEST
 MOBILE, ALABAMA
 36608
 PHONE: (251) 479-4518
 FAX: (251) 479-4522

The Coleman Engineering Group
 of
McCroy Williams
 ENGINEERS SURVEYORS

REVISION

JOHN WHITE-SPUNNER, KIDCO, LLC
AND SIDNO, LLC
NW CORNER OF CO. HWYS 64 & 13
P REZONING APPLICATION
ADJACENT PROPERTY OWNERS LIST

KIDCO, LLC
ATTN: JOHN WHITE-SPUNNER
PO BOX 7475
MOBILE, AL 36670-0475

SIDNO, LLC
ATTN: E. MATTHEW WHITE
PO BOX 7475
MOBILE, AL 36670-0475

GCOF DAPHNE COMM PROP 13-64
32128 BROKEN BRANCH CIR
SPANISH FORT, AL 36527

NICHOLSON, MARIAN O
26060 CO RD 13
DAPHNE, AL 36526

BONI, LOUIS & THELMA MARIE
25170 CO RD 13
DAPHNE, AL 36526

Code of Alabama Section 11-52-85

PRE-ZONING TERRITORY PROPOSED FOR ANNEXATION

Section 11-52-85 of the Code of Alabama allows “pre-zoning of property”. In this case, both requests have been submitted concurrently and are moving on the same path. The Planning Commission will make a recommendation to Council for zoning and also make a recommendation for annexation.

Code of Alabama Section 11-52-85

Pre-zoning of territory proposed for annexation by municipality. *(Highlights by staff)*

(a) A municipality which exercises its authority to zone territory within its corporate limits may pre-zone territory proposed for annexation into the corporate limits of the municipality prior to the effective date of the annexation by complying with this article. If all the requirements, including all notice and public hearing requirements, of this article are met, **the zoning shall become effective upon the date the territory is annexed into the corporate limits, or upon the date the zoning process is completed, whichever is later.**

(b) A municipality which exercises its authority to zone territory within its corporate limits shall pre-zone territory as provided in subsection (a) and issue a statement of zoning classification to an affected property owner if the individual property owner residing in the area to be annexed requests in writing that a zoning determination be made pursuant to this section prior to being annexed.

(c) Any pre-zoning established by a municipality pursuant to this section for territory proposed for annexation shall be null and void as to any portion of the territory that is not annexed into the corporate limits within 180 days of the initiation of annexation proceedings as provided by law.

(d) Nothing contained in this section shall allow a municipality to zone territory outside the corporate limits of the municipality that is not in the process of being annexed into the corporate limits of a municipality as provided by law.

(e) Section 6-5-127 shall be applicable to any property pre-zoned pursuant to this section.

(Act 2009-629, p. 1926, §1.)



COMMUNITY DEVELOPMENT

N.W. Corner of County Roads 64 and 13
(White-Spunner, KIDCO AND SIDNO, LLCs)
0.63 acres

Owner: White-Spunner, KIDCO AND SIDNO, LLCs

Existing Conditions: 0.6304 acres of vacant undeveloped land

Existing Zoning: Unincorporated Baldwin County B-1, Professional Business District

Proposed Zoning: B-2 General Business

Surrounding Zonings/Uses:

North and West – 18 acres B-2 General Business District/vacant undeveloped

South - Across County Road 64, B-3, General Business District (Unincorporated Baldwin County)/animal hospital

East - RSF-2, Single Family District (Unincorporated Baldwin County)/Single Family homes

Existing Utility Service Providers:

Water – Belforest Water

Sewer – Daphne Utilities

Gas- Daphne Utilities

Electric—Riviera Utilities

Affected City Service Providers:

Fire Protection—Station 3 (Lawson Road)

Police Protection—Police Beat 1

Public Works

Baldwin County Schools—n/a

FROM THE 2000-2020 COMPREHENSIVE PLAN (adopted on June 26, 2003):

The current Comprehensive Plan designates the subject property as **commercial (shown in red)**. The proposed zoning is consistent and compatible with the comprehensive plan in regard to land use. Therefore, the reversionary clause is not recommended and should not be applicable to this property.



Community Development Recommendation: Approval of B-2 zoning

Adjoining property owner notices have been distributed, a zoning notification sign has been posted, and the notice for a public hearing for this petition has been properly advertised in the Courier in accordance with applicable sections of the Code of Alabama.

STATE OF ALABAMA
COUNTY OF BALDWIN

**PETITION FOR ANNEXATION OF CERTAIN PROPERTY
INTO THE CORPORATE LIMITS OF THE MUNICIPALITY
OF THE CITY OF DAPHNE, ALABAMA**

(White-Spunner, Kidco, Sidno

The undersigned, John White-Spunner, KIDCO, LLC and SIDNO, LLC, files this petition with the Clerk of the City of Daphne requesting the property hereafter described commonly referred to as Northwest Corner of Baldwin County Highways 13 & 64 to be annexed into the City of Daphne, a municipal corporation incorporated under the laws of the State of Alabama, and submits the following in support of its petition:

1. **Description Of Property:** The description of the property which Petitioner requests to be annexed into the City of Daphne is described in Exhibit "A" attached hereto and made a part of this Petition as if fully set out herein (the "Property").

2. **Map Of Property:** Attached hereto as Exhibit "B" and made a part of this Petition, is a map of the Property showing its relationship to the corporate limits of the municipality of the City of Daphne.

3. **Owner:** The Petitioner, John White-Spunner, KIDCO, LLC and SIDNO, LLC, is the owner of the Property hereby sought to be annexed into the corporate limits of the City of Daphne.

4. **Specific Conditions:** This Petition is conditioned upon the adoption of an ordinance, which shall include specifically the conditions requested below upon annexing the said Property into the corporate limits of the City of Daphne. Please state the requested zoning, if other than R-1, or any other conditions which may apply upon annexation:

The owner is requesting that the property is zoned B-2 upon annexation, to conform
with the existing zoning of the adjacent property surrounding the subject property to
the North and West.

5. Code: This Petition is filed pursuant to the provisions of Article 21, Chapter 42, Title 11, Code of Alabama, 1975, as amended.

DATED this 27TH day of May,
2014.

Respectfully submitted,

KIDCO, LLC

Name of Corporation

By:

John White-Spunner

Its:

President

STATE OF ALABAMA
COUNTY OF BALDWIN

I, the undersigned Notary Public in and for said State and County, hereby certify that John White-Spunner whose name as President of KIDCO, LLC, an Alabama corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he as such officer and with full authority, executed the same voluntarily on the day same bears date.

GIVEN under my hand and official seal on this the 27TH day of May, 2014.

[Signature]
NOTARY PUBLIC

My commission expires:

(NOTARY SEAL)

8-29-2016

5. Code: This Petition is filed pursuant to the provisions of Article 21, Chapter 42, Title 11, Code of Alabama, 1975, as amended.

DATED this 27TH day of May,
2014.

Respectfully submitted,

SIDNO, LLC

Name of Corporation

By: E. Matthew White
E. Matthew White
Its: Manager

STATE OF ALABAMA
COUNTY OF BALDWIN

I, the undersigned Notary Public in and for said State and County, hereby certify that E. Matthew White whose name as Manager of SIDNO, LLC, an Alabama corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he as such officer and with full authority, executed the same voluntarily on the day same bears date.

GIVEN under my hand and official seal on this the 27TH day of May, 2014.

[Signature] (NOTARY SEAL)
NOTARY PUBLIC

My commission expires: 8-29-2016

EXHIBIT "A"
REZONING APPLICATION
PROPERTY AT NW CORNER OF COUNTY HWYS 64 & 13
DESCRIPTION OF PROPERTY TO BE ANNEXED

LEGAL DESCRIPTION FOR JOHN WHITE-SPUNNER, KIDCO, LLC AND SIDNO,
LLC:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 16, T5S-R2E,
BALDWIN COUNTY, ALABAMA; THENCE ALONG THE SOUTH LINE OF SAID
SECTION 16, T5S-R2E, RUN S 89° 57' 46" W 209.00 FEET TO A POINT; THENCE
RUN N 00° 00' 46" W 38.76 FEET TO THE POINT OF BEGINNING OF THE
PROPERTY HEREIN DESCRIBED; SAID POINT BEING ON THE NORTH RIGHT OF
WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W); THENCE RUN N
00° 00' 23" E 170.24 FEET TO A POINT; THENCE RUN N 89° 55' 27" E 167.80
FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF BALDWIN COUNTY
HIGHWAY NO. 13 (80' R/W); THENCE ALONG SAID WEST RIGHT OF WAY LINE
OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W), RUN S 00° 36' 06" E 120.22
FEET TO A POINT; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY
LINE OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W), RUN S 44° 56' 44" W
70.85 FEET TO A POINT ON THE AFOREMENTIONED NORTH RIGHT OF WAY
LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W); THENCE ALONG SAID
NORTH RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80'
R/W), RUN S 89° 57' 07" W 119.03 FEET TO THE POINT OF BEGINNING.
CONTAINING 27,459 SQUARE FEET OR 0.6304 ACRE.

COMMUNITY DEVELOPMENT ANNEXATION REQUEST

Annexation of N.W. Corner of County Roads 64 and 13
(White-Spinner, KIDCO AND SIDNO, LLCs)
0.63 acres

Excerpt from Article 23-1 Procedure [for Annexation Requests]

The application shall be reviewed by the Planning Commission at its next regular meeting and said Commission shall have thirty (30) calendar days from said regular meeting within which to submit a recommendation to the City Council. If the Commission fails to submit a recommendation to the City Council within the thirty (30) calendar day period, it shall be deemed to have approved the proposed amendment...Before enacting any amendment to this Ordinance, a public hearing thereon shall be held by the City Council with proper notice as required by law. Said public hearing shall be held at the earliest possible time to consider the proposed annexation, and the Council shall take action on said proposed annexation within forty-five (45) calendar days from the date of the public hearing except in the case where the tentative action is not in accordance with the Planning Commission's certified recommendation.

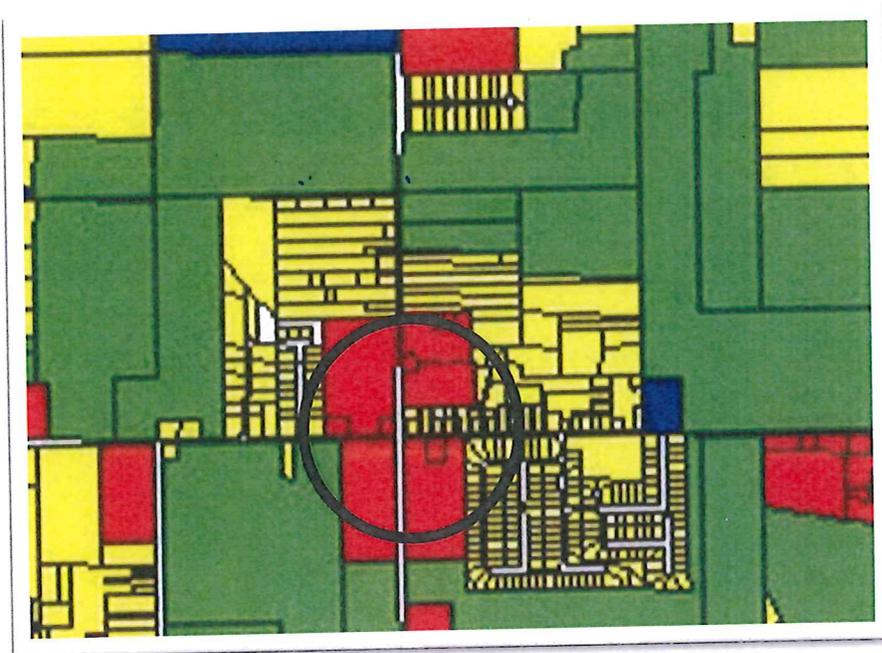
23-2 PROCEDURE FOR ZONING NEWLY ANNEXED LAND

Any land annexed to the City of Daphne hereafter shall be classified as an R-1, Low Density Single Family Residential District unless otherwise recommended by the Planning Commission through the zoning amendment procedure provide in *Article 22-1, Zoning Amendment Procedures*. In such case, City Council may consider, after due process of publication and hearing as required by law, specific applications to zone newly annexed land into one or more existing or proposed new zoning classifications recommended by the Planning Commission. Multiple zoning requests for a single parcel shall be subject to the *Article 17, Subdivision Regulations and/or the Article 30, Planned Unit Development* regulations as applicable.

REQUEST

The applicant has submitted a petition to annex 0.63 acres of land into the corporate limits of Daphne. The applicant has also submitted an application in accordance with the provisions of Article 22-1 noted above to rezone the land from B-1 Professional Business district in Baldwin County to B-2, General Business.

FROM THE 2000-2020 COMPREHENSIVE PLAN



The Future Land Use Map of the Comprehensive Plan classifies the subject property as Commercial. Item 3 of the Low Cost implementation strategies encourages the city to “**annex all infill areas west of CR 27.**”

Thus, the proposal to annex the subject property into the corporate limits with B-2 zoning is consistent with the comprehensive plan and compatible with the anticipated adjoining land uses.

STAFF RECOMMENDATION: Staff recommends approval of each application to annex and rezone the land as they are both in consistent with the existing City Comprehensive Plan Future Land Use Map and the goals and objectives regarding Land Use in the plan. **Approval of Annexation.**

PLEASE Publish in the Bulletin Legal Section on Friday July 11, 2014

FIRST NOTICE OF PUBLIC HEARING

Notice is hereby given the first time that the City Council of the City of Daphne will hold a Public Hearing on August 4, 2014 at 6:30 pm in the Council Chambers at City Hall, 1705 Main Street, Daphne, Alabama. The public is welcome to attend and offer comments opposing or favoring a proposed Ordinance pre-zoning certain property from B-1, Professional Business District, Baldwin County District 15 to B-2, General Business, City of Daphne as presented below. Any person with an American's with Disabilities Act disability must contact the City Clerk's office ten days prior to the Public Hearing, in order for accommodations to be made.

Rebecca A. Hayes, City Clerk

PROPOSED ORDINANCE:

**CITY OF DAPHNE, ALABAMA
ORDINANCE NO. 2014-**

**Ordinance to Pre-zone Property Located
Northwest of the Intersection of County Roads 13 and 64
John White-Spunner, Kidco, L.L.C.; John White-Spunner Sidno, L.L.C. and Matt White**

WHEREAS, John White-Spunner, Kidco, L.L.C.; John White-Spunner & Sidno, L.L.C. and Matt White, as the owners of certain real property located within the unincorporated area of Baldwin County, Alabama, has requested that said property be pre-zoned from B-1, Professional Business Baldwin County District 15, in the Extraterritorial Planning Jurisdiction of Daphne to B-2, General Business; and,

WHEREAS, said real property is Northwest of the intersection of County Roads 13 and 64, and more particularly described as follows:

PLEASE Publish in the Bulletin Legal Section on Friday July 18, 2014

SECOND NOTICE OF PUBLIC HEARING

Notice is hereby given the second time, the first notice was given July 11, 2014, that the City Council of the City of Daphne will hold a Public Hearing on August 4, 2014 at 6:30 pm in the Council Chambers at City Hall, 1705 Main Street, Daphne, Alabama. The public is welcome to attend and offer comments opposing or favoring a proposed Ordinance pre-zoning certain property from B-1, Professional Business District, Baldwin County District 15 to B-2, General Business, City of Daphne as presented below. Any person with an American's with Disabilities Act disability must contact the City Clerk's office ten days prior to the Public Hearing, in order for accommodations to be made.

Rebecca A. Hayes, City Clerk

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**CITY OF DAPHNE, ALABAMA
ORDINANCE NO. 2014-**

**Ordinance to Pre-zone Property Located
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John White-Spunner, Kidco, L.L.C.; John White-Spunner Sidno, L.L.C. and Matt White**

WHEREAS, John White-Spunner, Kidco, L.L.C.; John White-Spunner & Sidno, L.L.C. and Matt White, as the owners of certain real property located within the unincorporated area of Baldwin County, Alabama, has requested that said property be pre-zoned from B-1, Professional Business Baldwin County District 15, in the Extraterritorial Planning Jurisdiction of Daphne to B-2, General Business; and,

WHEREAS, said real property is Northwest of the intersection of County Roads 13 and 64, and more particularly described as follows:

**CITY OF DAPHNE, ALABAMA
ORDINANCE NO. 2014-**

**Ordinance to Pre-zone Property Located
Northwest of the Intersection of County Roads 13 and 64
John White-Spunner, Kidco, L.L.C.; John White-Spunner Sidno, L.L.C. and Matt White**

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WHEREAS, said real property is Northwest of the intersection of County Roads 13 and 64, and more particularly described as follows:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 16, T5S-R2E, BALDWIN COUNTY, ALABAMA; THENCE ALONG THE SOUTH LINE OF SAID SECTION 16, T5S-R2E, RUN S 89° 57' 46" W 209.00 FEET TO A POINT; THENCE RUN N 00° 00' 46" W 38.76 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; SAID POINT BEING ON THE NORTH RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W); THENCE RUN N 00° 00' 23" E 170.24 FEET TO A POINT; THENCE RUN N 89° 55' 27" E 167.80 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W); THENCE ALONG SAID WEST RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W), RUN S 00° 36' 06" E 120.22 FEET TO A POINT; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W), RUN S 44° 56' 44" W 70.85 FEET TO A POINT ON THE AFOREMENTIONED NORTH RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W); THENCE ALONG SAID NORTH RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W), RUN S 89° 57' 07" W 119.03 FEET TO THE POINT OF BEGINNING. CONTAINING 27,459 SQUARE FEET OR 0.6304 ACRE.

WHEREAS, at the City of Daphne Planning Commission meeting on June 26, 2014, the Commission considered said request and set forth a favorable recommendation to the City Council of the City of Daphne regarding said property pre-zoning request with the motion to set forth a favorable recommendation passing; and,

WHEREAS, due notice of said proposed pre-zoning 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 August 4, 2014; and,

WHEREAS, the City Council of the City of Daphne after due consideration and upon consideration of the notes of the Planning Commission, deemed that said application for pre-zoning 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; and

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 pre-zoned from B-1 Professional Business Baldwin County District 15, in the Extraterritorial Planning Jurisdiction of Daphne to City of Daphne Zone B-2, General Business, and that the zoning ordinance and zoning map be amended to reflect the said zoning change.

SECTION II: 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 III: 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 IV: EFFECTIVE AND EXPIRATION DATE.

This Ordinance, and in particular the pre-zoning shall take effect after the date of its approval by the City Council of the City of Daphne and publication as required by law. Pursuant to Code of Alabama (1975) Section 11-52-85, the zoning of the property, shall become effective upon the date the territory is annexed into the corporate limits, if any portion of the territory is not annexed into the corporate limits within 180 days of the initiation of annexation proceedings as provided by law then this pre-zoning shall be null and void.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS ____ day of _____, 2014.

Dane Haygood, Mayor

ATTEST:

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

EXHIBIT "A"
REZONING APPLICATION
PROPERTY AT NW CORNER OF COUNTY HWYS 64 & 13
DESCRIPTION OF PROPERTY TO BE ANNEXED

LEGAL DESCRIPTION FOR JOHN WHITE-SPUNNER, KIDCO, LLC AND SIDNO,
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PLEASE Publish in the Bulletin Legal Section on Friday July 11, 2014

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Rebecca A. Hayes, City Clerk

PROPOSED ORDINANCE:

**ACITY OF DAPHNE, ALABAMA
ORDINANCE 2014-**

**ORDINANCE TO ANNEX PROPERTY CONTIGUOUS
TO THE CORPORATE LIMITS OF THE CITY OF DAPHNE**

Property Located

Northwest of the Intersection of County Roads 13 and 64

John White-Spunner, Kidco, L.L.C.; John White-Spunner Sidno, L.L.C. and Matt White

WHEREAS, on the 26th day of June, 2014, being the owner of all real property hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed into and become part of the City of Daphne, Alabama; and

WHEREAS, said petition did contain the signatures of all owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Daphne, Alabama; and

WHEREAS, after proper publication, a public hearing was held by the City Council on August 4, 2014 concerning the petition for annexation; and

WHEREAS, said petition has been presented to the Planning Commission of the City of Daphne on June 26, 2014 and an affirmative recommendation was approved for the City Council to consider said request for annexation and said property; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE

PLEASE Publish in the Bulletin Legal Section on Friday July 18, 2014

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Rebecca A. Hayes, City Clerk

PROPOSED ORDINANCE:

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2014-**

**ORDINANCE TO ANNEX PROPERTY CONTIGUOUS
TO THE CORPORATE LIMITS OF THE CITY OF DAPHNE**

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

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2014-**

**ORDINANCE TO ANNEX PROPERTY CONTIGUOUS
TO THE CORPORATE LIMITS OF THE CITY OF DAPHNE**

**Property Located
Northwest of the Intersection of County Roads 13 and 64
John White-Spunner, Kidco, L.L.C.; John White-Spunner Sidno, L.L.C.
and Matt White**

WHEREAS, on the 26th day of June, 2014, being the owner of all real property hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed into and become part of the City of Daphne, Alabama; and

WHEREAS, said petition did contain the signatures of all owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Daphne, Alabama; and

WHEREAS, after proper publication, a public hearing was held by the City Council on August 4, 2014 concerning the petition for annexation; and

WHEREAS, said petition has been presented to the Planning Commission of the City of Daphne on June 26, 2014 and an affirmative recommendation was approved for the City Council to consider said request for annexation and said property; and

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

SECTION ONE: ANNEXATION

The City Council of the City of Daphne, Alabama finds that and declares as the legislative body of the City of Daphne, Alabama that it is in the best interest of the citizens of the City of Daphne, Alabama and the citizens of the affected area, to bring the territory described in Section Two of this Ordinance into the City of Daphne, Alabama, and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, et seq., Code of Alabama, 1975; effective on publication as required by Section 11-42-21, Code of Alabama 1975, as amended.

SECTION TWO: DESCRIPTION OF TERRITORY

The boundary lines of the City of Daphne, Alabama, be, and the same are hereby altered or rearranged so as to include all the territory hereto before encompassed by the corporate limits of the City of Daphne, Alabama and in addition thereto the following described property, to-wit:

Owners: John White-Spunner, Kidco, L.L.C.; John White-Spunner & Sidno, L.L.C. and Matt White

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 16, T5S-R2E, BALDWIN COUNTY, ALABAMA; THENCE ALONG THE SOUTH LINE OF SAID SECTION 16, T5S-R2E, RUN S 89° 57' 46" W 209.00 FEET TO A POINT; THENCE RUN N 00° 00' 46" W 38.76 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; SAID POINT BEING ON THE NORTH RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W); THENCE RUN N 00° 00' 23" E 170.24 FEET TO A POINT; THENCE RUN N 89° 55' 27" E 167.80 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W); THENCE ALONG SAID WEST RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W), RUN S 00° 36' 06" E 120.22 FEET TO A POINT; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W), RUN S 44° 56' 44" W 70.85 FEET TO A POINT ON THE AFOREMENTIONED NORTH RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W); THENCE ALONG SAID NORTH RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W), RUN S 89° 57' 07" W 119.03 FEET TO THE POINT OF BEGINNING. CONTAINING 27,459 SQUARE FEET OR 0.6304 ACRE.

SECTION THREE: MAP OF PROPERTY

The property hereby annexed into the City of Daphne, Alabama is set forth and described in Exhibit "B" and attached hereto a map of the property showing its relationship to the corporate limits of the municipality of the City of Daphne and made a part of this ordinance.

SECTION FOUR: PUBLICATION

This Ordinance shall be published as required by Section 11-42-21 Code of Alabama 1975, as amended, and the property described herein shall be annexed into the corporate limits of the City of Daphne, and a certified copy of the same shall be filed with the Office of the Judge of Probate of Baldwin County, Alabama as required by Section 11-42-21, Code of Alabama 1975, as amended.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS THE _____ DAY OF _____, 2014.

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk

EXHIBIT "A"
REZONING APPLICATION
PROPERTY AT NW CORNER OF COUNTY HWYS 64 & 13
DESCRIPTION OF PROPERTY TO BE ANNEXED

LEGAL DESCRIPTION FOR JOHN WHITE-SPUNNER, KIDCO, LLC AND SIDNO,
LLC:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 16, T5S-R2E,
BALDWIN COUNTY, ALABAMA; THENCE ALONG THE SOUTH LINE OF SAID
SECTION 16, T5S-R2E, RUN S 89° 57' 46" W 209.00 FEET TO A POINT; THENCE
RUN N 00° 00' 46" W 38.76 FEET TO THE POINT OF BEGINNING OF THE
PROPERTY HEREIN DESCRIBED; SAID POINT BEING ON THE NORTH RIGHT OF
WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W); THENCE RUN N
00° 00' 23" E 170.24 FEET TO A POINT; THENCE RUN N 89° 55' 27" E 167.80
FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF BALDWIN COUNTY
HIGHWAY NO. 13 (80' R/W); THENCE ALONG SAID WEST RIGHT OF WAY LINE
OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W), RUN S 00° 36' 06" E 120.22
FEET TO A POINT; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY
LINE OF BALDWIN COUNTY HIGHWAY NO. 13 (80' R/W), RUN S 44° 56' 44" W
70.85 FEET TO A POINT ON THE AFOREMENTIONED NORTH RIGHT OF WAY
LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80' R/W); THENCE ALONG SAID
NORTH RIGHT OF WAY LINE OF BALDWIN COUNTY HIGHWAY NO. 64 (80'
R/W), RUN S 89° 57' 07" W 119.03 FEET TO THE POINT OF BEGINNING.
CONTAINING 27,459 SQUARE FEET OR 0.6304 ACRE.

**RESUME'S
FOR
UTILITY BOARD
VACANCY**

BIRTHPLACE Atmore, Alabama

FAMILY Married to the former Laura Edwards of Montgomery, Alabama, for 49 years. Two children – Jack, 47 years old, and Laura, 42 years old. Four grandsons, aged 8, 11, 16 and 19 years.

EDUCATION Escambia County High School, 1960 graduate

Troy University, 1960-1961
University of Alabama
BS (1965) Business Statistics
MA (1966) Business Statistics
University of Kentucky
Graduate (1970) College Business Management Institute

WORK EXPERIENCE 51 years in higher education financial administration

1962-1966	University of Alabama Student employee in financial division
1966-1971	Birmingham-Southern College Chief Accountant 1966-1968 Treasurer and Controller 1968-1971
1971-1978	University of Alabama at Birmingham Associate Controller
1978-2013	University of South Alabama Controller 1978-1989 Vice President for Financial Affairs and Chief Financial Officer 1989-2013 Executive Assistant to the President 2013

RESPONSIBILITIES AS VICE PRESIDENT FOR FINANCIAL AFFAIRS AND CHIEF FINANCIAL OFFICER AT THE UNIVERSITY OF SOUTH ALABAMA

Supervision of all accounting, budgeting and financial affairs of the University. Departments supervised include Business Office; Budget Office; Grants & Contracts Accounting; Human Resources; Medical Financial Affairs; Risk Management; Student Accounting; Financial Aid; Financial Aid Accounting; Accounts Payable; Purchasing; Payroll; Safety & Environmental Compliance; Operations & Facilities; Construction; Maintenance; Landscaping & Grounds; Utilities; Mitchell Center and Computer Services Center. Chairman of the Fringe Benefits Committee; Health Plan Management Committee; and Campus Improvement Committee. Member of Long-Range Planning Committee of the USA Board of Trustees; Board of Directors of USA Research and Technology Corporation; Board of Directors of USA Federal Credit Union; Budget Council; Planning, Assessment and Finance Committee; Space Committee; Risk Management Policy Committee; Risk Management Claims Committee; Risk Management Executive Committee; Traffic and Parking Committee; Transportation Committee; and Cost Accounting Standards Committee. Regularly presents budgets and reports financial results to the USA Board of Trustees.

PROFESSIONAL ORGANIZATIONS

National Association of College and University Business Officers
Southern Association of College and University Business Officers
Alabama Association of College and University Business Officers
July 7, 2014 Council Meeting 60

Rebecca A. Hayes

From: Lindsey Wilson <linds0279@yahoo.com>
Sent: Monday, June 09, 2014 9:59 AM
To: Rebecca A. Hayes
Subject: Utility Board Member
Attachments: L. Resume 0614 PDF.pdf

Good Morning,

I am writing in reference to the vacancies on the Daphne Utility Board of Directors. I have over ten years of experience in the software industry, but for over six years now specifically within the utility community. I've worked with utilities large and small with customer facing an internal billing/provisioning products to help bring down outstanding debt and increasing their A/R as well as best practices in dealing with customer communications within the community.

I have attached my revenue for your review. Please let me know if there any questions.

Best regards,
Lindsey W. Wilson

Lindsey Wilson

Daphne, AL 36526

Phone: 251-689-5911 Email: linds0279@yahoo.com

Experience

TechLine Manufacturing

January 2014-Present

- Consulting on updating sales process with Salesforce.com and lead development.
- Opening new markets for future growth in new territories and new verticals.
- Direct Mail Campaigns promoting new products to new verticals

Manager of Market Development, Five, Inc., Fairhope, AL

July 2012-January 2014

- Project Manager for implementation of OSS/BSS software suite for municipalities, utilities, and telecommunications
- Liaison between software engineers and customers. Working with both teams for successful implementations.
- Performed training exercises for customer teams within Business Office, Dispatch, and Engineers on OSS/BSS software suites
- Travel frequently to visit current customers to negotiate, implement, and guide them through the implementation of new software suites.
- Created the designed two new product offerings which include all financial, technical information to move forward in the creation of products
- Formulated and implemented marketing strategies for Five, Inc. as well as for individual product suites. Plans included new logos, new brochures, new website appearance and content.
- Built a Business Plan to offer Five, Inc. new opportunities for growth through new product suites, marketing and increased sales effort.
- Collaborated with utility partners and educational organizations to increase industry knowledge and attend meetings.
- Responded to RFP's for OSS/BSS and ERP software solutions that municipalities, utilities, and telecommunication organizations published.

Sales Director, Twenty First Century Communications, Columbus, OH

September 2011-May 2012

- Responsible for maintaining and growing revenue through upselling current customers and acquiring new customers for a territory of over 3 million dollars per year. Includes the following states: AR, LA, MS, AL, TN, GA, FL, SC, NC.

- Lead in sales calls, presentations, demonstrations, proof of concepts, internal training, assessment services, Request for Proposals related to products and services.
- Applied a consultative approach and ability to direct support resources in analyzing the customer's business and technology requirements and developing customized solutions to fit the need.
- Weekly Sales Reporting to the President, CFO, and VP of Sales
- Attendance of national and regional trade shows and industry conferences.
- Travel nationally visiting prospects and current customers.
- Maintenance of CRM Salesforce.com

Enterprise Sales Executive, TeleVox Software Inc., Mobile, AL

May 2009-September 2011

- Achieved yearly revenue quota for Florida, Georgia, South Carolina, and North Carolina.
- Manage the relationship and revenue enterprise commercial accounts in territory where revenue exceeds \$950,000 yearly
- Won new business from the financial, utility, service delivery, and blood services whose values range from \$10,000-\$250,000 yearly.
- Employed strategies learned during extensive professional training and Consultative and Strategic Selling Strategies
- Communicate and collaborate with all internal support staff for the implementation and maintenance of customer accounts
- Build and maintain business relationships with partner companies
- Travel nationally to attend industry trade shows, user group meetings, and educational conferences.

Enterprise Healthcare Sales Account Manager, TeleVox Software, Inc.

January 2008-May 2009

- Grew and maintained customer relationships for new and current business
- Managed all customer communications with TeleVox's largest customers, including *Duke University, Emory University, M.D Anderson, Vanderbilt* along with many others
- Instructed online product demonstrations to current and potential clients on new product offerings
- Worked as a liaison between the client and all internal administrative staff to ensure smooth implementation

Downstream Marketing Manager, TeleVox Software Inc.

October 2006-January 2008

- Collaborated with partner companies for additional sales leads and revenue
- Created processes and procedures to help track all leads and sales that pertained to all partnerships and VAR's.
- Traveled nationally to attend partner's user group meetings and educational conferences

- Conducted online product presentations to sales leads and partner companies
- Increased sales through building product awareness in the market place
- Tracked yearly lead vs. sales ratio from all partner leads
- Closed over one million dollars in sales from partner leads

Account Executive, The Agency, TeleVox Software, Inc.

June 2004-October 2006

- Up sold current customers on new advertising materials plus the printing of these projects
- Supervised all new Agency orders from start to finish
- Scheduled and led all Creative Briefs with clients and creative team
- Liaison between customers and creative team as well as local and national printers to ensure best price for all
- Organized design teams daily, weekly work load
- Consistently met and exceeded monthly revenue and productions goals
- Lead the successful dissolution of The Agency Division prior to TeleVox being sold to West Corporation

Education

University of South Alabama, Mobile, AL

December 2001

BA in History, Minor in Political Science

Auburn University, Auburn, AL

September 1997-June 2000

Relevant Sales Training

- Tom Freese's Question Based Selling 2011, 2012
- Strategic Selling, 2010
- Tom Komer's Competitive Selling, 2009

Skills

- Proficient in the use of Salesforce, Concur, PeopleSoft, and the Microsoft suite of products.
- Relationship building with clients prospects, and partner companies
- Ability to meet and exceed goals and quotas

Donald P Gresh

8789 Bainbridge Dr
Daphne, AL 36526
(251) 288-4504
dgresh@gmail.com

June 10, 2014

City Council
City of Daphne
P.O. Box 400
Daphne, AL 36526

To the City Council for the City of Daphne:

The purpose of this letter is to advise of my interest in serving on the Utility Board for the City of Daphne.

I am recently retired from Pipeline Controls & Services, Inc. in Roswell, Georgia, and a new resident of Daphne, Alabama. In 1972, I graduated from the University of Arkansas with a B.S. in Public Administration. I have extensive experience in Information Technology, business applications, control systems, and management. I believe my educational background and professional experience would be an asset to the City of Daphne Utility Board..

Sincerely yours,

A handwritten signature in black ink that reads "Donald P. Gresh". The signature is written in a cursive style with a large initial 'D'.

Donald P. Gresh



Donald P. Gresh

(251) 288-4504 dgresh@gmail.com 8789 Bainbridge Drive, Daphne, AL 36526

Carrer Summary

Senior-level management experience in Information Technology, Sales and Finance. Extensive background in computers, business applications, and control systems for refined petroleum pipelines and terminals.

Applicable Experience

SR. BUSINESS ANALYST

Significant experience in refined petroleum pipelines as it regards both the business applications, as well as the SCADA or control systems. Developed business requirements to re-engineer the legacy applications of the largest U.S. pipeline. Developed detailed requirement documents to implement or upgrade control systems at multiple terminal locations. Developed and implemented a conversion strategy to replaced legacy terminal management systems with a new platform Served on the API Alarm Management subcommittee.

SR. MANAGER, FINANCE

Managed a 100 person finance department. Managed daily operations of a mainframe-based Revenue Commissioning system. Developed and implemented the telecommuting strategy for MCI. Implemented an Aperture system to document and report on the various facilities.

SALES AND MARKETING

Direct sales, and sales management experience. Sold and installed computer business systems in Arkansas and Kansas. Managed a telemarketing center handling both inbound and outbound calls. Senior manager of Marketing for the Manufacturing line of business.

TECHNICAL

Proficient in multiple commuter programming languages. Taught customer education courses. Implemented two "Help Desks". Managed multiple conversions. Developed, customized, and installed multiple business applications, including utility billing.

Education

University of Arkansas, Fayetteville, Arkansas – Bachelor of Science in Public Adminisatration, 1972.

Certified at the Fellows level in Production and Inventory Management by APICS.

Employment History

2005 - 2013	Pipeline Controls and Services, Inc.	Roswell, Georgia
1999 - 2005	CompuCom	Alpharetta, Georgia
1991 - 1999	MCI Telecommunications	Atlanta, Georgia
1987 - 1991	Digital Equipment Corporation	Alpharetta, Georgia
1985 - 1987	Management Science America (MSA)	Atlanta, Georgia
1973 - 1985	Burroughs Corporation	Detroit, Michigan

References

Jack Brooks, President
Pipeline Controls and Services, Inc.
235 Hembree Park Drive, Suite 100
Roswell, GA 30076

(770) 619-5666

Wayne Jones, Community President
US Bank
PO Box 1100
Franklin, KY 42135

(270) 776-2250

1372 Wilson Ave.
PO. Box 373
Daphne, AL 36526
251-610-7116
bmayhand@yahoo.com

Billy J. Mayhand

Objective To secure the position on Utilities Board for the City of Daphne.

Experience 1999–Present Bishop State Community College Mobile , AL

Computer Technician, Coordinator of Academic Technology

- Technical training of all faculty and staff personnel.
- A member of Bishop State’s Professional Development Committee.
- Provide technical assistance to the President and his Executive Team.
- Setup computer Labs on Main, South West, Central, and Carver campus during initial installation software and hardware.
- Hardware and software support services for the Youth Entrepreneurial Academy and the Bishop State Computer Olympiad.
- Maintain and repair computer equipment on all Campuses.
- Collaborate, train, and assist faculty, staff, and students with software and hardware computer needs.
- Instructor - Computer course academic, technical and continuing education. Courses: Visual Basic Programming; Web Page Development that includes Database management software applications-HTML with SQL, XML, and Jscript; Microsoft Applications-Office Suite; Hardware repair and support; Software installation and support; Networking Computer programming concepts.

1994–1998 IBM Corporation Atlanta, GA

Customer Support Manager - Advisory Representative

- Increased my Inter- national accounts from \$25 million to \$250 million.
- Supported 20 sales representatives throughout IBM-USA.
- Implemented new training course and trained new recruits.

1992–1994 IBM Corporation Atlanta, GA

South East Area Service Contract Manager

- Developed process for new computer service contracts.
- Created procedures and controls for contracts.
- Increased contract revenues from \$5 million to \$175 million.
- Created and managed the contract tracking data base.

- Chairman of the South East Contract task force.
- Educated all IBM employees on contract management.

1987–1992 IBM Corporation Atlanta, GA
Senior Financial Analyst and Operations Manager

- Increased territorial sales by 400%.
- Received company’s highest sales award two years in a row.
- Developed Excellence budget revisions.
- Exceeded all headquarters audit requirements five years in a row.

1980-1987 IBM Corporation Atlanta, GA
Senior Administrative Specialist

- Coordinated a merger between IBM and FedEx for computer parts distribution and inventory control.
- Planned and implemented the reorganization of the Southern Regions computer parts center.

Education

1975–1979 Alabama State University Montgomery, AL

- B.S. Business Management, Minor in Computer Science.
- Graduated with honors.
- IBM Education – Management Training , Computer Technical Training, Instructor training, Communication Skills, Business Letter Writing , Leadership Development, Contract Management, Finance/Operation Development, Lotus, MS/Words, Freelance, DOS, Computer Repair, Computer Networking, Microsoft Networking Training.

1972-1975 United States Air Force Travis AFB, CA

Interests and Awards

Daphne Alabama Board of Zoning and Adjustments.
 Kappa Alpha Psi Fraternity, Inc.
 2008 Alabama Chancellor Award Winner

References

Available upon request

Philip C. Durant

27700 Oakachoy Loop, Daphne, AL 36526

251-626-8185 – home, 251-689-0100 – cell

philip@durantweb.net

Background and Experience

- Began SMB IT company in 1997 and grew into strong regional company with sales of \$1 million+ annually and sold to another location solution provider in 2011
- Managed wide ranging IT projects for companies typically having up to 100+ employees and no internal IT staff
- Directly managed and directed 10 employees working in teams to complete multiple projects on time and on budget
- Established and maintained long term relationships with C level executives and other top staff in order to foster business goals and understanding of their various industries in order to reach defined metrics for success
- Maintained relationships within varying types of organizations including but not limited to healthcare, automotive, light industrial, legal, manufacturing, utilities, and professional level offices
- Regularly attended continuous education seminars and conferences to maintain and further knowledge of IT strategies, technologies, and theories
- Installed, maintained, and managed PC's, servers, virtualization, local and wide area networks, storage solutions, firewalls, routers, and security solutions for clients with multiple locations and up to 100+ employees
- Currently hold CompTIA A+, CompTIA Network +, and SonicWall Certifications as well as exposure to Cisco, VMWare, Citrix, EMC, Dell and various other vendors and manufacturers
- Direct experience in reviewing, specifying, engineering, and selling cloud and managed service based solutions as part of a quota based sales team

Employment History

October 1997 – December 2011 – American Computer Enterprises, Inc. – President/Consultant

January 2012 – July 2012 – STC Network Services, Inc. – Transitional role after selling company to new owner.

January 2013 – Present – TekLinks, Inc. – Managed & Cloud Services Solutions Engineer

Professional and Civic Involvement

- Past President of Daphne/Spanish Fort Rotary Club
- President of Supporting Educational Enrichment in Daphne Schools (SEEDS)
- Appointed Member of City of Daphne Board of Zoning and Adjustments

Education

Daphne High School – 1994 - 1998, 3.8 GPA, National Honors Society, Graduation with Honors

University of South Alabama – September 1998 - May 2000 – attended



**Tim Swanson & Associates, Consultant, Master Trainer, Co-Author,
Trainer of Managers in small to large organizations, China Teacher,
104 LaVerne, Suite 102, Daphne, Alabama, USA 36526,
251-375-0789,
timandrobin2004@yahoo.com**

- **1979 to Present**: Founder of Tim Swanson & Associates. Consultant to management in the areas of Needs Assessment, Training, implementing Leadership & Organizational Development and Project Management curriculum in a variety of organizations like
 1. Consolidated Edison of New York,
 2. Boston Edison,
 3. Detroit Edison,
 4. New York Power Authority,
 5. Houston Power,
 6. Long Island Power,
 7. AT&T Wireless,
 8. Boeing,
 9. Blue Shield,
 10. Andersen Windows,
 11. Bank One,
 12. FMC,
 13. Providence Hospital System,
 14. Texaco, plus 50+ additional clients.
- **Empire Airlines** – 3 years consultant to President advising on critical issues of growth, leadership & organizational development. Currently an international carrier and heavy maintenance repair station with locations in Seattle, Spokane, Portland, Phoenix and Albuquerque.
- **Project Manager** consulted at AT&T Wireless National Training for 2 ½ years in the development of a standardized curriculum for all new hire customer care employees at all national and international locations (Orlando, Florida, Los Angeles, New York, Seattle, Pittsburgh, Chicago, Dallas, Nova Scotia, etc).
- **Master Trainer, consultant, marketing** and assisted in the development of curriculum for nationally recognized management consulting firms Zenger-Miller (Achieve Global), and PCI Global, Inc.
 1. **Achieve Global formally Zenger-Miller** does leadership skill development using a behavior modeling system for coaching, change management, performance improvement, etc.

2. **PCI Global** does management leadership, project management, finance and manufacturing training using computer simulations that address real issues of people, finance, quality/service, productivity and on-time-delivery, etc.
- **Co-Author** of Time Out an educational approach to effective retirement
 - **Instructor at Spokane Community College** for 2 years and taught curriculum in Human Resources, Starting a New Business and General Management Practices
 - **Graduate Instructor** (Masters and PhD candidates)
University of Qingdao in China, 2004-2005 school year
 1. Taught English as a Second Language (ESL) in both written and verbal communication
 2. Prepared visual presentations (PowerPoint, video, debates, etc.)
 3. Interacted closely with students and faculty members
 - **Expert Witness** involving HR issues.

Employment, Education, and Community:

- Previous to consulting spent 13 years employed by:
 1. TRW, Inc. in various HR functions including East Coast Regional Employment Manager in Washington, DC,
 2. Fairchild Semiconductor as HR Employment Manager in Silicon Valley,
 3. Sun Electric, Inc. as Corporate HR Manager in Silicon Valley.
- Community involvement includes:
 1. Board of Directors for Habitat for Humanity of North Idaho for eight years in Coeur d'Alene, Idaho,
 2. 2012 candidate for Mayor of Daphne,
 3. Scouting Merit Badge councilor,
 4. 37 years of continuous activity in my church as an Elder, teacher and leader in providing support to those in need.
- Received a BA degree from California State University at Northridge in education with continuous education in corporate training programs as a participant or leader.

REPORT OF OFFICERS

**AGREEMENT FOR RIGHT-OF-WAY IMPROVEMENTS
BETWEEN THE CITY OF DAPHNE, ALABAMA
AND CCCC L.L.C.**

PROJECT _____

**RIGHT-OF-WAY IMPROVEMENTS AT INTERSECTION OF RANDALL AVE
AND US HIGHWAY 98**

THIS AGREEMENT is made and entered into by and between the City of Daphne, Alabama, (an Alabama municipal corporation) (hereinafter referred to as "CITY") and CCCC L.L.C., (an Alabama Domestic Corporation) (hereinafter referred to as "COMPANY").

WHEREAS, the CITY and COMPANY desire to cooperate in a construction agreement for the drainage upgrades at intersection of Randall Avenue and U.S. Highway 98 in Daphne, Alabama. The intention of this agreement is that the COMPANY will pay for the design engineering and materials and the CITY will supply the construction engineering, labor and equipment costs. Should the COMPANY fail to reach certain development goals after completion of the project then the COMPANY will reimburse the CITY for the labor and equipment costs.

NOW, THEREFORE, the Parties heretofore, and in consideration of the premises stated herein do hereby mutually promise, stipulate, and agree as follows:

1. Definitions:

Date of Public Project Completion is herein defined as the date the City completes all work as described in this Agreement including, but not limited to: the installation of all public infrastructures, clean up and stabilization of all disturbed areas. The aforementioned Date shall be set by the City executing a Notice of Completion. The Notice of Completion will be sent by the CITY to the COMPANY as soon as practicable.

Permitted Improvements by COMPANY is herein defined as the total value of permitted improvements as evidenced by the valuations in the Land Disturbance and Building Permits issued by the City of Daphne.

2. The COMPANY shall be responsible for full payment of the material costs of improvements as quantified later in this Paragraph. Full payment will be required in conjunction with the execution of this Agreement. COMPANY will also be responsible for material costs overruns due to unforeseen *in-situ* and/or environmental conditions outside the scope of work. COMPANY will be responsible for providing engineering design and engineering support, if required, during construction based on Exhibit "A" (Drawing by Kent Broom, Landscape Architect), less the tree removals rejected by ALDOT as evidenced by the redline strike-through on said drawing. The CITY will undertake to construct Right-of-Way improvements at the

northwest corner of the intersection of Randall Avenue and US Highway 98, consisting primarily of tree removal, construction of retaining wall, and installation of flowerbeds at the sole expense of COMPANY as follows:

(a) Estimated costs for Project is calculated as:

Contractor Labor	\$12,000.00
Above includes all equipment and material	
Total	\$12,000.00

(b) Work must be permitted by the Alabama Department of Transportation (ALDOT) with CITY as applicant and work shall not commence until (i) ALDOT ROW permit for grading/landscaping is obtained, (ii) CITY and COMPANY mutually agree on acceptable contractor and quotes obtained by COMPANY, and (iii) contractor and COMPANY participated in a pre-construction meeting with CITY. COMPANY shall be responsible for all costs of Project and payments shall be made directly to any and all contractor(s) and professional services utilized in conjunction with Project.

(c) The Parties expressly acknowledge that the above is an estimate only, and in the event the final proposed cost exceeds the estimate, the COMPANY will bear the costs of said overrun.

(d) COMPANY further agrees to sponsor said intersection for a minimum period of three (3) years at an annual rate of Two Thousand Five Hundred Dollars per year. Said sponsorship shall be evidenced by a separate agreement executed in conjunction with this agreement per the form in Exhibit "B".

ADDITIONAL TERMS AND CONDITIONS

1. The CITY will perform or have performed all work pursuant to this Agreement in accordance with the laws of Alabama and in accordance with the plans and specifications.
2. Any work performed before the execution of this Agreement will not be eligible for reimbursement.
3. The preliminary engineering will be performed by or for the COMPANY at no cost to CITY, subject to conditions as set forth in this Agreement. However, all construction, installation and procurement will be performed by or for the CITY as part of the Project cost.
4. Upon request of the CITY, the COMPANY will furnish all right-of-way by appropriate legal instrument for the project contained within its real property at no cost to the CITY.

5. The construction of the improvements will be performed by CITY employees and/or by City awarded contract, and upon completion and acceptance of the finished work, the CITY will assume full responsibility for the maintenance of that part of the improvements, which are not a part of the Alabama Highway Maintenance System.

6. Where appropriate the performance of the work covered by this Agreement will be in accordance with the current requirements of the Alabama Department of Transportation (ALDOT).

7. The terms of this Agreement may only be modified by written agreement duly executed by the Parties hereto.

8. If no action to alter or amend the Agreement is taken, this Agreement will terminate on January 1, 2015, as to any work provided herein which has not been authorized. COMPANY agrees that the CITY may unilaterally and without COMPANY'S consent extend this automatic termination. The duties of the COMPANY related to development and reimbursement obligations under the terms of this Agreement shall survive termination of this agreement.

9. By entering into this Agreement, it is warranted that COMPANY is not an agent of the CITY, its officers, employees, agents or assigns and COMPANY is an independent entity separate and distinct from the CITY and nothing in this Agreement shall be construed to create an agency relationship between the Parties.

10. Each Party agrees to pay its own costs and expenses incurred in connection with the proposals, responses, and negotiation of the transactions contemplated herein.

11. The section titles and headings are for convenience only and do not define, modify, or limit any of the terms and provisions hereof.

12. This Agreement and all terms, provisions, and obligations set forth herein shall be binding upon and shall inure to the benefit of each of the Parties and their respective successors and assigns. In addition, each Party agrees (a) to take all actions, without exception, which are necessary and appropriate at any time to assure the binding effect, legality, and enforceability of their respective obligations hereunder, and (b) not to take any action which would affect adversely in any way whatsoever the binding effect, legality, and enforceability of their respective obligations hereunder.

13. No waiver of any provision of this Agreement shall be valid unless the same shall be in writing and duly signed by an authorized representative of each of the Parties hereto. No delay or omission to exercise any right or power by any Party shall be construed to be a waiver. In the event any provision is waived, voided or nullified by a Party, such action or inaction shall not be deemed to waive any other provision hereof and the other terms and conditions will remain in full effect.

14. The Parties acknowledge and agree that time is of the essence in the performance of their respective duties under this Agreement.

15. In the event of any Party hereto being rendered unable, wholly or in part, by reason of force majeure to carry out its obligations hereunder (other than the obligation to make payment of amounts due hereunder), the obligations of such Party (including any obligations arising within the time frames set forth herein) suffering such force majeure event shall be suspended during the continuance of any inability so caused, but for no longer period, provided, however, that such Party suffering the force majeure event shall (a) deliver prompt notice to the Party to whom the obligations are due of the occurrence of such a force majeure event (such notice to describe the circumstances creating the event and the steps that such Party proposes to take to eliminate the event or the effects thereof), (b) use its best efforts to eliminate such event or the effects thereof and shall deliver periodic status reports regarding such efforts to the Party to whom the obligations are due, (c) promptly deliver notice to the Party to whom the obligations are due when such event has been eliminated or has ceased to prevent the performance of the suffering Party's obligations, and (d) proceed to fulfill or perform such obligations as soon as reasonably practical after the event has been eliminated or has ceased to prevent the performance of the suffering Party's obligations.

16. This Agreement is the entire Agreement and supersedes all prior oral agreements of the Parties relating to the subject matter. This Agreement may be amended only by a written modification executed by each of the Parties' duly authorized representatives.

17. All notice pursuant to this Agreement shall be delivered personally, sent by reputable overnight courier service (such as Federal Express), sent by facsimile (with a copy mailed or sent by courier service not later than the next business day), or sent by registered or certified mail, return receipt requested, postage prepaid, to the addresses set forth below:

If to the City:

Daphne City Hall
1705 Main Street
Daphne, Alabama 36526
Attention: Mayor Haygood
Fax: 251-621-0067

If to the Company:

CCCC L.L.C.
2033 - D. Airport Blvd.
Mobile, Alabama 36606
Attn: George Catranis
Fax: 251-471-8015

18. Should one or more of the provisions contained herein be held to be invalid, illegal or unenforceable in any respect or for any reason whatsoever, the validity, legality and enforceability of the remaining provisions hereof shall not in any way be affected or impaired thereby.

IN WITNESS WHEREOF, the Parties hereto cause this Agreement to be executed by those officers, officials and persons thereunto duly authorized, and the Agreement is deemed to be dated and to be effective on the date stated hereinafter as the date of approval by the City of Daphne following approval of the Daphne City Council.

CCCC L.L.C.
(an Alabama Domestic Corporation)

BY: [Signature]
AS ITS: member

ATTEST:

[Signature]



CITY OF DAPHNE, ALABAMA
(an Alabama municipal corporation)

BY: _____
AS ITS: Mayor

ATTEST:

REBECCA A. HAYES, CITY CLERK

STATE OF ALABAMA)
BALDWIN COUNTY)
CITY OF DAPHNE)

PROJECT BLOOM SPONSORSHIP AGREEMENT

THIS AGREEMENT, made and entered into on this the _____ day of _____, 2014, by and between the **CITY OF DAPHNE**, a Municipal Corporation, of the State of Alabama (hereinafter sometimes referred to as "City" or "the City"), and CCCC L.L.C., (hereinafter sometimes referred to as the "Sponsor"):

W-I-T-N-E-S-S-E-T-H

WHEREAS, the Sponsor has requested that, for the benefit of the residents of the City, the City of Daphne beautify certain right of ways through landscaping; and,

WHEREAS, the City of Daphne desires to have the Sponsor fund said beautification services during the 2015, 2016, and 2017 fiscal years.

THEREFORE, in consideration of the benefits moving each to the other, it is mutually agreed by and between the City and the Sponsor as follows:

I. SERVICES

In exchange for the funding by the Sponsor, City warrants that funding from the Sponsor will only be used to perform the landscaping improvements, solely directed by the City. The City intends to change the plants three or possibly four times a year. The City and Sponsor may work in concert to water the landscaping when the Sponsor's property is contiguous with the landscaping at issue. The Sponsor's funding will be used to maintain landscaping within the City, with specific emphasis at or around the intersection of:

II. APPROPRIATION

The Sponsor shall appropriate funds to the City in the following amount for each of the 2015, 2016, and 2017 fiscal years of the City: \$ 2,500 (Two Thousand Five Hundred Dollars) per fiscal year to the Daphne Tree and Flower Fund in connection with a project bloom sponsorship, said amount to be paid pursuant to a method determined by the Finance Director of the City.

IV. SEPARATE AGREEMENTS

The City shall be under no obligation to the Sponsor except to the extent

set out expressly in this Agreement. Provided, however, in the event there is a separate valid written agreement between the City and Sponsor, then this Funding Agreement is supplemental thereto and in the event of a conflict the terms of the other written agreement shall prevail.

V. NO THIRD PARTY BENEFICIARIES

It is the intent of the parties to this Agreement that they be the only parties to the Agreement and to expressly exclude third party beneficiaries; only a party to the Agreement may claim benefits under the Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and date first set forth above.

CITY OF DAPHNE, a Municipal Corporation

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk

SPONSOR NAME: CCCC LLC

BY: George Calanis

TITLE: Member

Federal Tax ID#: 72-1341980

WITNESS:

Shirane M. Kergis
By: _____

Fountain Square

Daphne, Alabama

Project No.: 2014-004

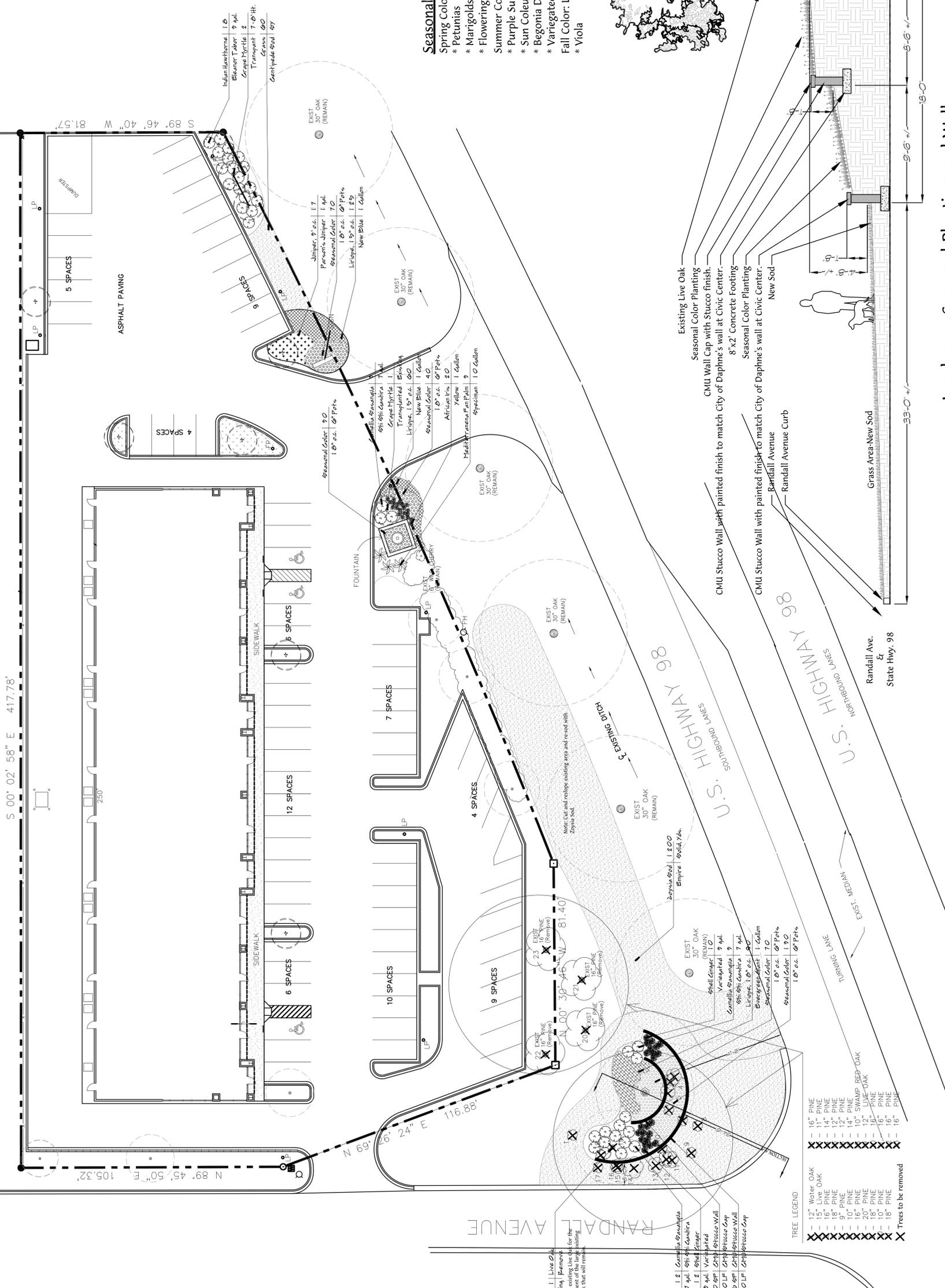
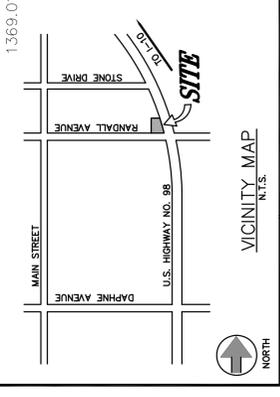
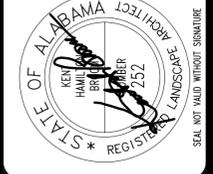
Catranis Enterprises
Fountain Square
Daphne
Alabama
36526

LP-01

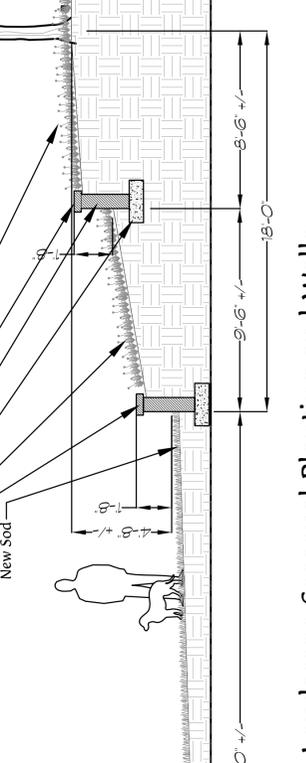
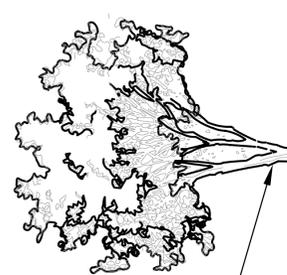
Landscape Plan

Sheet 1 of 1

Scale: 1" = 20'-0"



- Seasonal Color:**
 Spring Color: Late February-April
 * Petunias
 * Marigolds
 * Flowering Kale or Cabbage
 Summer Color: Late April - October
 * Purple Sun Loving Impatiens
 * Sun Coleus
 * Begonia Dragon Wing
 * Variegated Shell Ginger
 Fall Color: Late October-Early February
 * Viola



Landscape Seasonal Planting and Walls

SECTION: A-A
Scale: 1/4" = 1'-0"

No.	Revision/Issue	Drawn By	Issued By	KHB	4-9-2014	Rev. Date
A	ISSUED FOR APPROVAL	KHB	KHB			



- TREE LEGEND**
- XXXXXX 12" Water OAK
 - XXXXXX 15" Live OAK
 - XXXXXX 16" PINE
 - XXXXXX 14" PINE
 - XXXXXX 12" PINE
 - XXXXXX 10" PINE
 - XXXXXX 14" PINE
 - XXXXXX 10" SWAMP REP OAK
 - XXXXXX 12" LIVE OAK
 - XXXXXX 16" PINE
 - XXXXXX 18" PINE
 - XXXXXX 10" PINE
 - XXXXXX 16" PINE
 - XXXXXX 16" PINE
- X Trees to be removed

- 1 Live Oak
- 2 Live Pine
- 3 Live Pine
- 4 Live Pine
- 5 Live Pine
- 6 Live Pine
- 7 Live Pine
- 8 Live Pine
- 9 Live Pine
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**ALABAMA DEPARTMENT OF TRANSPORTATION
AGREEMENT FOR GRADING AND/OR LANDSCAPING
ON RIGHT OF WAY**

County _____ Permit Number _____

MilePost _____ Route Number _____

THIS AGREEMENT is entered into this the ____ day of _____, 20 ____, by and between the Alabama Department of Transportation acting by and through its Transportation Director hereinafter referred to as the STATE and _____, hereinafter referred to as the APPLICANT.

WITNESSETH

Whereas, the APPLICANT proposes to grade and/or landscape STATE Right of Way located and described as follows: _____

Now, therefore, in order to preserve the right-of-way in an appropriate functional condition it is agreed between the parties hereto as follows:

1. All grading on the right-of-way will be confined to and coextensive with the limits of the APPLICANT's own property which is adjacent to and coextensive with the right-of-way.

2. All work shall be subject to the inspection and approval of the STATE and located as shown on the approved plans previously submitted to the STATE which are hereby made a part of this Agreement by reference.

3. A copy of the Agreement and the plans will be kept at the site of work at all times by the APPLICANT.

4. The STATE does not grant the APPLICANT any right, title, or claim to any highway right-of-way.

5. The APPLICANT will not store material, excess dirt, or equipment on the shoulders or pavement and in event of multi-lane highways, in the median strips. The pavement will be kept free by the APPLICANT from mud and from excavation waste from trucks or other equipment. On completion of the work, all excess material will be removed from the right-of-way by the APPLICANT.

6. All disturbed areas shall be topsoiled, and re-vegetated by the APPLICANT in accordance with standard specifications of the STATE.

7. In accomplishment of the work by the APPLICANT, no drainage structures or channels will be changed or altered other than as shown on the plans.

8. The Federal Water Pollution Control Act, The Federal Insecticide, Fungicide, and Rodenticide Act, The Alabama Water Pollution Control Act and The Alabama Environmental Management Act are hereby made a part hereof by reference.

The APPLICANT will provide proof of applicable Permit coverage and conform to the above referenced regulations for both the facility installation and maintenance of permitted facilities and areas of rights-of-way. In the event that Permit criteria are not met or a Permit is not required, the APPLICANT will submit a Best Management Plan (BMP) designed to manage and minimize the discharge of regulated pollutants into the environment.

9. The APPLICANT will provide all necessary and adequate safety precautions such as signs, flags, lights, barricades, and flagmen in accordance with the national Manual on Uniform Traffic Control Devices, of record in the Alabama Department of Transportation.

10. If hazardous material is encountered in the execution of this Agreement it will be the responsibility of the APPLICANT to notify the proper agency responsible for said hazardous material and to comply with any and all environmental regulations as established by the Environmental Protection Agency (EPA), Alabama Department of Environmental Management (ADEM), and of the Occupational Safety and Health Administration (OSHA) in the proper disposition of the hazardous material encountered.

11. Any utility adjustment will be by agreement between the APPLICANT and the Utility, and any such agreement shall be subject to the approval of the STATE.

12. The APPLICANT will perform or cause to be performed the work applied for in this permit contract and will restore the highway in the work area in as good condition as the same was prior to the work and will maintain the accomplished work and highway work area in a condition satisfactory to the Alabama Department of Transportation for a period of one year from acceptance by the Department of the work applied for by APPLICANT.

13. The APPLICANT will file with the STATE an acceptable certified check or bond in the penal amount of \$ _____ to guarantee the faithful performance of this permit contract in its entirety. To ensure the accomplished work and highway work area is maintained in a condition satisfactory to the Department, the bond shall be in effect and held for one year after the acceptance date specified in item 12. If at that time the terms of the permit have not been fulfilled, the proceeds of the bond will be applied to fulfill the terms of the permit contract; otherwise, the proceeds from the check, or any amount received by the STATE as a result of the bond, will be returned to the applicant.

14. The APPLICANT will protect, defend, indemnify and hold harmless the State of Alabama, The Alabama Department of Transportation, the officials, officers, and employees, in both their official and individual capacities, and their agents and/or assigns, from and against any and all actions, damages, claims, loss, liabilities, attorney's fees or expense whatsoever or any amount paid in compromise thereof arising out of or connected with the work performed under this Permit, and/or the APPLICANT's failure to comply with all applicable laws or regulations.

15. This agreement when executed will not be valid or binding until the APPLICANT has complied with all existing ordinances, laws, and zoning boards that have jurisdiction in the county, city, or municipality in which the facilities are located.

16. All work to be performed by the APPLICANT under this Agreement shall be completed within one year from the date of the Agreement, unless additional time for completion is granted in writing to the APPLICANT by the STATE.

This Agreement is deemed to be executed on the date hereinabove set forth by the parties hereto in their respective names by those persons and officials thereunto duly authorized.

WITNESS:

Legal Name of Applicant

By: _____

Signature and Title

Typed or Printed Name

Address Line 1

Address Line 2

Telephone Number

RECOMMENDED FOR APPROVAL:

District Manager & Date

Region / Division Engineer & Date

ALABAMA DEPARTMENT OF TRANSPORTATION
ACTING BY AND THROUGH ITS
TRANSPORTATION DIRECTOR

By: _____
Maintenance / Region / Division Engineer

Date: _____

Applicant _____ Location _____

All pages and applicable sections of this checklist must be completed in order for the accompanying permit to be processed

Required Permit Material (6 set of each):

- ____ Permit application (MB-05)
- ____ Permit Checklist
- ____ Proposed Plans (Should be neat and large enough to be legible)
- ____ ADEM Notice of Registration (If over 1 acre soil disturbance)
- ____ Form W-9
- ____ Performance bond (Cashier’s check or surety bond)
 - No personal or business checks will be accepted
 - Bond should be based on cost plus labor, and adhere to ALDOT Utility Manual
- ____ Bond Continuation Letter/Certificate (If applicable)

Note: Permit application, Form W-9, and Performance bond should all be in the name of applicant.

Application (Filled by Applicant):

- ____ Name of County
- ____ MilePost
- ____ Route Number
- ____ Date
- ____ Name of Company
- ____ Detailed Description of work on ALDOT right-of-way (Sizes, lengths, route(s), mile post, structures, proposal, modifications, etc...)
- ____ Include Amount of Bond, Bond Number, and Expiration Date
- ____ Company's Legal Name
- ____ Signature and Title of Company Official (Manager, President, etc.)
- ____ Witness’ Signature
- ____ Type or Printed Name and Title
- ____ Mailing Address and Phone Number

Grading and Landscaping Permits (MB-05)

- ____ Packages should state attention permits department
- ____ All design must meet the ALDOT Standard Specifications Manual and Special & Standard Highway drawings
- ____ Vicinity map
 - Name and direction of nearest town each way
 - State and US routes labeled on map
- ____ Mile post from start to finish shall be stated on cover/plan sheet
- ____ Scale or note stating “Not to Scale”
- ____ North arrow on all sheets

- ___ Detailed Legend
- ___ Speed limits within boundaries of permit
- ___ Highway plan view including:
 - Interstate or State Highway numbers and milepost to the nearest 0.01 mile
 - Highway width (include median width if four lanes)
 - All travel ways if four lane and service roads
 - Name and direction of nearest town each way
- ___ Distance from centerline to ROW line
- ___ Distance from proposed work to ALDOT ROW and edge of pavement
- ___ Property lines and adjacent owners
- ___ Show all curbs, concrete flumes, paved areas, and side roads
- ___ Ditch grade and direction of flow
- ___ Plan view and cross sections of grading showing edge of pavement, existing ditch (if any), and area to be graded.
- ___ Cross Sections taken at significant grade changes or at least every 25 foot
- ___ Show original grade and finished grade and designate each on cross sections
- ___ Calculate cubic yards between stations. (show totals at each station and final total at last station)
- ___ If applicable, payment for cubic yards of material removed from ALDOT ROW attached
- ___ All existing utilities, appurtenances, drainage structures and accessories (It should be determined before issuance of permit if min. coverage of utilities will be maintained once work is completed.)
- ___ All existing utility lines, within the limits of grading, must be located on the plans. Where the work intersects existing utilities a profile view will be required to ensure that the proposed work will not conflict with existing utilities. If no existing utilities are present state "No Existing Utilities" on each sheet.
- ___ If permit requires the cutting or removal of ALDOT denied access fence, the fence should be replaced with ALDOT approved fence material; Temporary fence should be installed prior to the removal of any existing denied access fence.
- ___ If a patch is to be made it shall be according to ALDOT's patch detail requirements
- ___ A Storm Water permit will be obtained "When 1 acre or more is disturbed during the installation of this facility. Applicant must provide NOR received from ADEM, or if not required, must submit a Best Management Practices Plan for erosion control.
- ___ If work is on the Interstate ROW, notes for Ingress, Egress, Access Being Closed at the End of the Day, and Fence Replacement should be included on the plan sheets.
- ___ If the G&L permit is submitted by a club, group, association, or local agency, a Cooperative Maintenance Agreement should be included in the submittal as well. If the permit is submitted by a county or city, the Cooperative Maintenance Agreement must be accompanied by an ordinance or resolution stating that the governing body will accept the maintenance.
- ___ If the permit contains storm sewer drains, the preferable inlet spacing is 50' on state ROW with a maximum spacing of 65'.
- ___ This permit should be used for all Monitoring Well submittals; See the previous memo regarding all the information that should be included in Monitoring Well permits.
- ___ Note any trees to be trimmed or removed (Include chest height tree diameter)
- ___ Include spacing and distance from EOP to all plantings. (Plantings in the median with a mature height over 18" should be placed 150' from crossovers and 12' from the EOP; Plantings on the ROW with a mature height over 18" should be placed 150' from turnouts) (Plantings that will reach a trunk diameter of 4" or more must adhere to clear zone requirements as specified in ALDOT Standard Drawings.)

- ___ Specify type(s) of tree(s) and/or shrubbery proposed
- ___ Grassing in conformance with latest standard specifications
- ___ Typical sections (if applicable)

General Notes: *All notes must be listed on plan sets or permit will not be processed*

1. All meters are to be installed off of ALDOT right-of way.
2. All manholes, valve boxes, and hand holes should be flush with existing ground.
3. Contact District Manager 48 hours prior to beginning work on ALDOT right-of-way. The District Engineers for the Region are as follows:
Sub-Region 9
 (91) Mobile County – Frankie Smith, (251) 470-8322
 (92) Baldwin County – Kevin Jones, (251) 937-2086
 (93) Escambia and Conecuh Counties – Brent Maddox, (251) 578-7540
Sub-Region 8
 (82) Marengo, Partial Choctaw & Partial Wilcox – Danny Etheridge – (334) 627-3458
 (83) Monroe & Partial Wilcox – Johnny Stallworth – (334) 682-4718
 (84) Clarke, Washington & Partial Choctaw – Dorell Owens – (251)275-3676
4. Write letter requesting to meet with District Manager upon completion of permitted work to evaluate punch list for completion of project.
5. If applicable, the bond associated with the permit will be good for one full year after the work is accepted by the Department.
6. All traffic Control Shall be in accordance with Part 6 of the Manual on Uniform Traffic Control Devices (MUTCD) 2009 edition. (If project necessitates lane closure, lane closure must be made part of the permit.)
7. Onsite Representatives & Contact Information_____
8. Onsite representatives will have on hand, at all times:
 (1) Approved permit and plans stamped by the Division Engineer
 (2) Traffic Control Plans
 (3) Erosion Control Plans
9. All disturbed areas will be resodded or seeded as directed by the Department of Transportation’s District Manager.
10. All work will meet or exceed ALDOT specifications.
11. All work on the ROW will be in conformance with the latest edition of ALDOT Standard Specifications.
12. Electric power and communication facilities will conform with the current applicable *National Electrical Safety Code*
13. A Best Management Plan shall at minimum return all exposed areas to original or better condition with a good stand of grass and/or sod. Silt fence, hay bales, and any other erosion control items needed shall be used to prevent erosion.
14. All trees over 4” shall not be cut/removed without written permission from ALDOT.
15. All installations that require bore pits must state/depict bore pit dimensions.

16. Absolutely no bore pits shall be allowed to be unfilled and/or uncovered overnight unless protected. (Bore pits have a minimum of 72 hours to be open before filled)
17. Upon completion & any time thereafter, ALDOT retains the right to request an As-Built profile on any buried utilities in said department's ROW.
18. WARNING: Do not disturb Survey Markers located on ALDOT Right-of-Way. Any property markers disturbed during construction shall be re-established by an Alabama licensed professional land surveyor at the contractor's expense.
19. The amount of area to be disturbed during construction of this permit is _____ acre(s).
20. Water lines will conform with the currently applicable standards of the *American Water Works Association*
21. Pressure pipe lines will conform with the currently applicable sections of *American National Standards Institute* (ANSI)
22. As required by Alabama Act 94-487: Call two working days before excavation 1-800-292-8525, Alabama Line Location Center, Inc.
23. It shall be the contractor's responsibility to contact the various utility owners and determine the exact location of all existing utilities on this project, whether shown on the plans or not, before commencing work. The contractor shall be fully responsible for any damages which might be occasioned by his failure to exactly locate and preserve any and all utilities.
24. The contractor shall be responsible for any ornamental vegetative landscaping (shrubs, flowers, ornamental grass, etc.) disturbed during construction and shall be replaced, transplanted or resodded as directed by the Alabama Department of Transportation district manager.
25. All fill material or onsite debris deposited in the right-of-way shall be removed prior to issuance of certificate of occupancy.
26. The contractor shall be responsible for any solid waste (I.E., wood, stumps, etc.) to be disposed of and must be in accordance with applicable regulations of the Alabama Department of Environmental Management (ADEM).
27. Property obstructions which are to remain in place, such as historical structures, trees, drains, water or gas pipes, poles, wall, etc., are not to be disturbed unless noted and approved by SHPO, ALDOT, ADEM, EPA, etc.
28. Clean up streets immediately after concrete or other delivery trucks leave the site. Mud and debris are to be kept off streets, inlets, ditched, etc.
29. Fuel tanks shall not be stored on the right-of-way overnight. Vehicles transporting fuel, chemicals, fertilizers, etc. onto right-of-way shall not be left unattended
30. Promptly notify the engineer and ALDOT of any perceived conflicts, ambiguous items or deficiencies in the plans, specifications, general notes or related contract documents.

Notes: (1) Please check all items that apply, if item is not applicable to permit write NA on line provided.

- (2) This list may not be all inclusive; ALDOT reserves the right to request additional information that may be needed for a particular project.
- (3) After completion of work a certification will be submitted by the engineer of record for the permit application stating the project was constructed in accordance with plans approved by the State and with specifications, supplemental specifications and special provisions at the time of approval.

COMMENTS: _____

Applicant	Applicant's Mailing Address	Date
Applicant's Phone Number	Applicant's E-mail address	
Engineer of Record		
Engineer's Phone Number	Engineer' E-mail address	

Kristi

CASE NO. 2014-3

ABC LICENSE ROUTING

DATE RECEIVED BY REVENUE DIV. 6-27-14 (initial) aa
 DATE FORWARDED TO POLICE DEPT. 6-27-14 aa
 DATE RECEIVED BY POLICE DEPT. 6-30-14 JH
 DATE: APPROVED DISAPPROVED
 POLICE DEPT SIGNATURE *[Signature]* Sgt. Brian Gulshy
 DATE RETURNED TO REVENUE DIV. 6-30-14 JH
 DATE FORWARDED TO CITY CLERK 7-2-14 aa
 DATE RECEIVED BY CITY CLERK 7-2-14 RH
 SCHEDULED DATE ON AGENDA 7-07-14 RH

Council Action: APPROVED DISAPPROVED TABLED

COMMENTS: _____

Rescheduled for Council Agenda Date: _____

Council Action: APPROVED DISAPPROVED TABLED

COMMENTS: _____

DATE RETURNED TO REVENUE DIV.: _____

DATE RETURNED TO TAXPAYER _____
OR TO ABC FIELD OFFICE _____ (per taxpayer request)



STATE OF ALABAMA ALCOHOLIC BEVERAGE CONTROL BOARD

ALCOHOL LICENSE APPLICATION Confirmation Number: 20140626150643334

Type License: 020 - RESTAURANT RETAIL LIQUOR State: \$300.00 County: \$400.00

Type License: State: County:

Trade Name: **UNCLE MADDIOS PIZZA JOINT** Filing Fee: \$50.00

Applicant: **AZZIP ENTERPRISES LLC** Transfer Fee:

Location Address: 6882 US HIGHWAY 90; SPACE G 1 DAPHNE, AL 36526

Mailing Address: 1920 CANEBRAKE CT S MOBILE, AL 36695

County: BALDWIN Tobacco sales: YES Tobacco Vending Machines: 0

NO Type Ownership: LLC

Book, Page, or Document info: BOOK 7013 PAGE 173

Date Incorporated: 04/12/2013 State incorporated: AL County Incorporated: MOBILE

Date of Authority: 04/12/2013 Alabama State Sales Tax ID: R008917894

Name: Title: Date and Place of Birth: Residence Address:

LISA MAAS TAYLOR 6096837 - AL	MEMBER	11/22/1987 ROCKFORD, IL	1920 CANEBRAKE CT S MOBILE, AL 36695
<i>Donald</i> DONAL LUCIUS TAYLOR 3902933 - AL	MEMBER	11/16/1961 MOBILE, AL	1920 CANEBRAKE CT S MOBILE, AL 36695

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? YES

Does ABC have any actions pending against the current licensee? NO

Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? NO

Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? NO

Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? YES

Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of cooperation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? NO

Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? NO

Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? NO

Contact Person: DON TAYLOR

Business Phone: 251-621-9777

Fax:

Home Phone: 251-621-9777

Cell Phone: 251-421-7071

E-mail: DON.TAYLOR@UNCLEMADDIOS.COM

PREVIOUS LICENSE INFORMATION:

Trade Name:

Applicant:

Previous License Number(s)

License 1:

License 2:



STATE OF ALABAMA ALCOHOLIC BEVERAGE CONTROL BOARD



ALCOHOL LICENSE APPLICATION

Confirmation Number: 20140626150643334

If applicant is leasing the property, is a copy of the lease agreement attached? YES

Name of Property owner/lessor and phone number: JUBILEE SQUARE LLC 251-380-7241

What is lessors primary business? REAL ESTATE

Is lessor involved in any way with the alcoholic beverage business? NO

Is there any further interest, or connection with, the licensee's business by the lessor? NO

Does the premise have a fully equipped kitchen? YES

Is the business used to habitually and principally provide food to the public? YES

Does the establishment have restroom facilities? YES

Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? YES

Will the business be operated primarily as a package store? NO

Building Dimensions Square Footage: 3440 Display Square Footage:

Building seating capacity: 110 Does Licensed premises include a patio area? YES

License Structure: ONE STORY License covers: ENTIRE STRUCTURE

Number of licenses in the vicinity: 2 Nearest: .1

Nearest school: 3 miles Nearest church: 2 miles Nearest residence: 1 miles

Location is within: CITY LIMITS Police protection: CITY

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

Name: Violation & Date: Arresting Agency: Disposition:

Name:	Violation & Date:	Arresting Agency:	Disposition:



STATE OF ALABAMA ALCOHOLIC BEVERAGE CONTROL BOARD



ALCOHOL LICENSE APPLICATION

Confirmation Number: 20140626150643334

Initial each

Signature page

DT

In reference to law violations, I attest to the truthfulness of the responses given within the application.

DT

In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.

DT

In reference to ACT No. 80-529, I understand that if my application is denied or discontinued, I will not be refunded the filing fee required by this application.

DT

In reference to Special Retail or Special Events retail license, I agree to comply with all applicable laws and regulations concerning this class of license, and to observe the special terms and conditions as indicated within the application.

DT

In reference to the Club Application information, I attest to the truthfulness of the responses given within the application.

DT

In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.

DT

In accordance with Alabama Rules & Regulations 20-X-5-.01(4), any social security number disclosed under this regulation shall be used for the purpose of investigation or verification by the ABC Board and shall not be a matter of public record.

The undersigned agree, if a license is issued as herein applied for, to comply at all times with and to fully observe all the provisions of the Alabama Alcoholic Beverage Control Act, as appears in Code of Alabama, Title 28, and all laws of the State of Alabama relative to the handling of alcoholic beverages.

The undersigned, if issued a license as herein requested, further agrees to obey all rules and regulations promulgated by the board relative to all alcoholic beverages received in this State. The undersigned, if issued a license as herein requested, also agrees to allow and hereby invites duly authorized agents of the Alabama Alcoholic Beverage Control Board and any duly commissioned law enforcement officer of the State, County or Municipality in which the license premises are located to enter and search without a warrant the licensed premises or any building owned or occupied by him or her in connection with said licensed premises. The undersigned hereby understands that he or she violate any provisions of the aforementioned laws his or her license shall be subject to revocation and no license can be again issued to said licensee for a period of one year. The undersigned further understands and agrees that no changes in the manner of operation and no deletion or discontinuance of any services or facilities as described in this application will be allowed without written approval of the proper governing body and the Alabama Alcoholic Beverage Control Board.

DT

I hereby swear and affirm that I have read the application and all statements therein and facts set forth are true and correct, and that the applicant is the only person interested in the business for which the license is required.

Applicant Name (print): DONALD L. TAYLOR

Signature of Applicant: *Donald L Taylor*

Notary Name (print): Betty G. Dean

Notary Signature: *Betty Dean*

Commission expires: 01/10/2015

Application Taken: 06/24/2014 App. Inv. Completed:

Submitted to Local Government:

Forwarded to District Office:

Received in District Office:

Reviewed by Supervisor:

Received from Local Government:

Forwarded to Central Office:

Receipt Confirmation Page

Receipt Confirmation Number: **20140626150643334**
 Application Payment Confirmation Number: **10328112**

Payment Summary	
Payment Item	Fee
Application Fee for License 020	\$50.00
Total Amount to be Charged	\$50.00

License Payment Confirmation Number:

Payment Summary			
Payment Item	County Fee	State Fee	Total Fee
020 - RESTAURANT RETAIL LIQUOR	\$400.00	\$300.00	\$700.00
Total Amount to be Charged	\$400.00	\$300.00	\$700.00

Application Type

Application Type: APPLICATION

Applicant Information

License Type 1: 020 - RESTAURANT RETAIL LIQUOR
 License Type 2:
 License County: BALDWIN
 Business Type: LLC
 Trade Name: **UNCLE MADDIOS PIZZA JOINT**
 Applicant Name: **AZZIP ENTERPRISES LLC**
 Location Address: 8882 US HIGHWAY 90; SPACE G 1
 DAPHNE, AL 36526
 Mailing Address: 1920 CANEBRAKE CT S
 MOBILE, AL 36695
 Contact Person: DON TAYLOR
 Contact Home Phone: 251-621-9777
 Contact Business Phone: 251-621-9777
 Contact Fax:
 Contact Cell Phone: 251-421-7071
 Contact Email Address:
 Contact Web Address:

RESOLUTIONS
&
ORDINANCES

**RESOLUTION 2014-36
2014-O-D'OLIVE CREEK PEDESTRIAN BRIDGE REPLACEMENT**

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

WHEREAS, the City of Daphne acknowledges that D'OLIVE CREEK PEDESTRIAN BRIDGE REPLACEMENT will exceed \$50,000; and

WHEREAS, the City of Daphne did receive and review bids for the D'OLIVE CREEK PEDESTRIAN BRIDGE REPLACEMENT and has determined that the bid as presented is reasonable (*Construction- \$133,750 + CE&I-\$12,500= \$146,500 Total project cost*); and

WHEREAS, FEMA grant monies are available for 75% of the project cost (\$109,875) for the D'OLIVE CREEK PEDESTRIAN BRIDGE REPLACEMENT project

WHEREAS, historically the State of Alabama has participated in a local match; and

WHEREAS, the City intends to make application with the State of Alabama upon receiving notification of State "local match" participation; and

WHEREAS, staff recommends the bid for D'OLIVE CREEK PEDESTRIAN BRIDGE REPLACEMENT be awarded to Asphalt Services, Inc..

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, hereby accept the bid from Asphalt Services, Inc. in the amount of \$133,750 as specified in BID SPECIFICATION NO. 2014-O-D'OLIVE CREEK PEDESTRIAN BRIDGE REPLACEMENT.

APPROVED AND ADOPTED by the Mayor and City Council of the City of Daphne, Alabama, this ____ day of _____, 2014.

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk

CITY OF DAPHNE

RESOLUTION 2014-37

A RESOLUTION OF THE DAPHNE CITY COUNCIL SUPPORTING FURTHER INVESTIGATION INTO THE POSSIBILITY OF CONSTRUCTING AN INTERCHANGE ON INTERSTATE 10 AT COUNTY ROAD 13

WEHREAS, the City of Daphne is a member of the Eastern Shore Metropolitan Planning Organization (MPO); and

WHEREAS, population projections compiled by the MPO indicate that the population on the Eastern Shore is expected to increase approximately 21% by the year 2020 and approximately 67% by the year 2040; and

WHEREAS, a significant amount of the projected growth is expected to take place in and around the City of Daphne; and

WHEREAS, new infrastructure will be required to accommodate the anticipated population increases and corresponding increases in traffic; and

WHEREAS, a new interchange on Interstate 10 at County Road 13 would provide an additional route for Daphne residents to access Interstate 10; and

WHEREAS, the MPO is developing a Long Range Transportation Plan with a twenty-year planning horizon to plan for future transportation needs.

NOW, THEREFORE, BE IT RESOLVED, that the Daphne City Council supports further investigation into the possibility of constructing an interchange on Interstate 10 at County Road 13 and requests that the MPO place the possible project in the Long Range Transportation Plan for further consideration.

**DANE HAYGOOD,
MAYOR**

ATTEST:

**REBECCA A. HAYES
CITY CLERK**

ORDINANCE 2014-26

An Ordinance Appropriating Funds for Survey, Engineering, Design and Letting – City-Wide Infrastructure Projects: North Main Street Paved Concrete Ditch Repairs

WHEREAS, Ordinance 2013-50 approved and adopted the Fiscal Year 2014 Budget on September 23, 2013; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2014 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2014 budget; and

WHEREAS, the City of Daphne received 16.5" of rainfall for the period of April 29-30, 2014; and

WHEREAS, as a result of such heavy rains, many streets and their drainage systems located within the City of Daphne sustained severe damage and require repairs in order to prevent further damage to the City's infrastructure; and

WHEREAS, the City of Daphne will be making application with the NRCS (Natural Resources Conservation Service) and FEMA (Federal Emergency Management Agency) for partial and/or full reimbursement of expenses incurred for such public infrastructure repairs as described below; and

WHEREAS, it is necessary to complete engineering design in a timely manner and solicit bids/quotes from qualified contractors at the same time reimbursable funding is being determined by the NRCS and FEMA.

NOW, THEREFORE, BE IT ORDAINED, that:

1. The City Council of the City of Daphne deems these projects key to the recovery efforts associated with this rain event and the repair of these public infrastructures is necessary to preserve the health, safety, and convenience of the public.
2. Fiscal Year 2014 Budget is hereby amended to include an appropriation from *Capital Reserve Fund* in the amount of \$14,250.00 for design and letting to the below described qualified engineers and repair project (attached as exhibit "A"):

Project	Engineer	Survey, Design & Letting
a. 04-2014-RE23 – N Main Concrete Ditch	Volkert	\$14,250.00
Total Survey, Design & Letting Cost:		\$14,250.00

3. The Mayor is hereby authorized to make application with the NRCS and FEMA for the reimbursement of such funds and to sign and execute all documents associated with the described projects.

APPROVED AND ADOPTED by the City Council of the City of Daphne, Alabama, this ____ day of _____, 2014.

Dane Haygood, Mayor

Attest:

Rebecca A. Hayes, City Clerk

ORDINANCE 2014-27

Debt Forgiveness: Recreation Capital Purchases Loan - Appropriation
(Sports Complex Entrance Road / Lighting / Restrooms (2) / Concession / Bleachers (4) / Fence Replacement)

WHEREAS, Ordinance 2013-50 approved and adopted the Fiscal Year 2014 Budget on September 23, 2013; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2014 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2014 budget; and

WHEREAS, Ordinance 2009-55 set forth a debt repayment plan for ground related recreation capital items purchased from an allocation of Lodging Tax due to lodging tax funding source for such capital recreational items had not accumulated to the point of providing funding for such improvements; and

WHEREAS, Ordinance 2009-55 was repealed in its entirety in Ordinance 2014-06; and

WHEREAS, an appropriation is needed from the General Fund to be transferred to the Lodging Tax Fund to fund the remaining debt balance of \$643,644 **as of May 31, 2014** (Ord#2010-09, 2011-04, 2011-14, 2012-44):

Such funds shall be "loaned" to the recreation reserve and repaid to the bay front reserve from such funds as are allocated to recreation by Ordinance 2009-55 as such lodging tax collections are recognized. No lodging tax funds will be available for other recreational purposes until such time as all sums "borrowed" are repaid in full.

; and

WHEREAS, future allocations for ground recreational capital purchases will now be available for future purchases of capital items; and

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

- 1) The Fiscal Year 2014 Budget is hereby amended to include a **General Fund** appropriation to be transferred to Lodging Tax to fund the debt balance of \$643,644 **(as of May 31, 2014)** for the ground related recreation capital purchases.
- 2) Future collections of Lodging tax proceeds allocated for such recreational grounds capital items will be available for future recreational capital purchases.

APPROVED AND ADOPTED by the Mayor and City Council of the City of Daphne, Alabama, this ____ day of _____, 2014.

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk

General Fund "Loan" to Recreation
May 31, 2014

Ordinances appropriating funds for GF "loan":	Budget	Expended to Date	Insurance Proceeds or project complete	Under (Over) Budget
Ord 2010-09 Softball/Football Lighting	497,500	(449,084)	-	48,416
Ord 2010-09 Restroom/Concession Stand (2)	275,000	(274,746)	(254)	0
Ord 2010-09 Bleachers (4)	50,000	(50,000)	-	-
Ord 2011-04 Fence & Netting Replacement	6,350	(2,063)	(4,288)	-
Ord 2011-14 Concession & Bleachers Repair	48,501	(23,198)	(25,303)	-
Ord 2012-44 Sports Complex Entrance Road	831,207	(879,610)	(13)	(48,416)
Total Available for Loan	1,708,558	(1,678,700) @A	(29,858)	0 @D

Revenues collected to Repay Loan:

FY 2010	206,226
FY 2011	213,753
FY 2012	210,983
FY 2013	254,673
FY 2014 (thru May)	<u>149,420</u>
	1,035,056 @B

Net Loan Due to Gen Fund, YTD (643,644) @C = @A - @B

Unused portion of Allocated Funds (0) @D
Reserve for Recreation (643,644)

Payoff based on Estimated Annual Collections to be applied to Loan:
(Based on 6% Lodging Tax Rate eff 4/1/14)

Current balance of Loan	643,644 @C
FY 14	(115,000) (4 months left in CY)
FY 15	(352,500)
FY 16	(176,144) (6 months)
FY 17	<u>-</u>
	<u>-</u>

ORDINANCE 2014-28

Police Vehicle Replacement Appropriation: Flooded during the April 2014 Rain Storm

WHEREAS, Ordinance 2013-50 approved and adopted the Fiscal Year 2014 Budget on September 23, 2013; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2014 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2014 budget; and

WHEREAS, the City of Daphne received 16.5" of rainfall for the period of April 29-30, 2014; and

WHEREAS, as a result of such heavy rains, one of the Police Patrol vehicles was flooded and sustained water damage; and

WHEREAS, the City's insurance carrier has deemed the 2009 Ford Crown Victoria vehicle to be "totaled" as a result of such water damage; and

WHEREAS such vehicle is required in order to meet public safety requirements.

WHEREAS, a Chevy Tahoe is requested to be purchased from the state bid contract to replace the totaled vehicle.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Daphne, Alabama, that the Fiscal Year 2014 Budget is hereby amended to include a General Fund appropriation in the amount of \$41,008 for the replacement of the 2009 Ford Crown Victoria and equipment.

APPROVED AND ADOPTED by the City Council of the City of Daphne, Alabama, this _____ day of _____, 2014.

Dane Haygood, Mayor

ATTEST:

Rebecca A. Hayes, City Clerk

Public Safety Committee
Wednesday, June 11, 2014, 2014

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 Pat Rudicell, Councilman Robin LeJeune, Councilman Randy Fry, Chief James White, and Chief David Carpenter.

CALL TO ORDER

Councilman Rudicell convened the meeting at 4:30 p.m.

PUBLIC PARTICIPATION – None.

APPROVAL OF MINUTES FROM PREVIOUS MEETING

Minutes from April and May 2014 were adopted. Motion was made by Councilman Fry and seconded by Councilman LeJeune. Motion passed.

POLICE DEPARTMENT

- A. **New Business** –Chief went over the stats and D-Runs. He advised members in attendance that the police department had a 2009 Crown Vic flooded during the May rain event that gave our city about 20+ inches of rain. Insurance has settled with the city and they are giving us \$6,600.00. A new Tahoe with options will need an appropriation of \$41,007.36. The equipment from the Crown Vic is still working so insurance would not cover it. The city garage stated they will use the equipment for parts on the older cars. Councilman LeJeune asked how many four wheel drive vehicles that the PD had? Chief stated that we had none and did not foresee getting any due to the fact that the PD has a Kubota and two four-wheelers for use if needed. Councilman Rudicell and Councilman Fry stated they were frugile and didn't want to spend the money on a new vehicle. He stated he knew that we had six Tahoe's ordered but asked if all of the rest were on the road and equipped and Chief stated "yes". Councilman Rudicell asked if there would be any adverse consequences on holding off on replacing the totaled Crown Vic until the 2016 cycle. Councilman Fry asked when we will be getting the six Tahoe's that were just ordered on the road. Chief answered maybe December. Mike Hinson was asked how we were looking thus far on the 2014 budget. He stated that the city is in very, very, very good shape. Rudicell made a motion to take this appropriation of a replacement vehicle out of general fund and to Council for a first read on the first Monday in July 2014. LeJeune seconded the motion. Motion passed. Councilman LeJeune stated that it took eight months to order the six Tahoes that were approved back in October. He wanted to know how many were planned in 2015. Chief responded that six Tahoe's and one Code Enforcement truck. LeJeune wanted to know if we had to wait to order the appropriated vehicle. Chief responded "No". Lejeune asked if we can use one of the six that are on order

now for this replacement. Chief responded "No" that these are replacing old vehicles already. LeJeune asked if the PD could provide information about crimes on businesses. Beedy responded that he could provide Lejeune with a report. Lejeune had heard that Daphne PD was not media friendly. Jud is the department Public Information officer. Beedy decides if an item is newsworthy or not. LeJeune noticed that on the stat sheet that there are 5 registered sex offenders in Daphne. He stated that the internet shows 20 or more living in Lake Forest. Jud asked LeJeune to send him the link so he can look into it. Councilman Fry asked about the appropriation for Jail Food. Are the services out for bid? Can we save some money? Chief advised that it was going for bid soon. Mike Hinson talked to Judge Hoyt yesterday morning and the Judge agreed to loan corrections fund enough out of his court fund to get them out of the red. Also brought up was the faulty sprinkler system in the jail. Lt. Yelding was advised by Simplex Grinnell that the sprinkler system was no good. If something breaks on it there are no parts for replacement because of its age. If something happens to the system we have to have fire watch by law for the prisoners. Buildings and Properties was to look at the fire systems on all properties within the city.

FIRE DEPARTMENT

A: New Business – Chief White went over stats. He wanted to make the committee aware of the availability of the demo ladder truck. The volunteers asked if they could wait a year to pay their portion so Chief White said they could wait and purchase it in 2015 budget. He stated it would not hinder his abilities. Chief stated their department assisted on to commercial fires in Fairhope.

Old Business – Station 3 has been closed for four months and it is killing response time. The residents have a false sense of security. If something should happen the city would be liable. If we get found out, we could be in big trouble. Councilman Rudicell stated that Finance is aware and it's on the front burner. Councilman Davis said that it came before Buildings and Properties and they took Mr. Johnsons advice to get an architectural design and do it the correct way. Councilman LeJeune asked when it went before the Building and Properties committee. It was stated this past meeting. He asked why nothing has been done since they vacated it because of mold on February 4th. We've had 4 months of nothing? Chief White said we needed to put it on the front burner. He stated he shut it down as soon as the mold report returned and moved the firefighters to Station 2. He stated that the volunteer firefighters are growing in number.

OTHER BUSINESS: Councilman Rudicell asked about signage and cameras at Alligator Alley? Is it a public issue? Or wildlife? We need to address the signage. He received a complaint from a citizen who got tail whipped while trying to use his kayak at Bayfront. There are many alligators at Bayfront. Councilman Rudicell says the man is encompassing both areas. Fry said to contact Natural Resources about what signage we should use and how many signs. We need to protect ourselves with risk management. Rudicell asked what the legality of kayaking was. Davis asked what the natural territorial range of gators was. Maybe we need to restrict kayaking in that area? Lt. Beedy stated that the State Game Warden could come and shoot them if a citizen made a complaint. He also stated that the cameras do not stop much. One of the city attorneys stated not to install cameras. Councilman Rudicell asked Lt. Beedy to look at the signage at all waterfront areas. Beedy said he will do.

ADJOURN

There being no further business to discuss, Councilman Rudicell made a motion to adjourn the meeting at 5:45 p.m. Councilman Fry seconded. The next meeting will be Wednesday, July 9, 2014 at 4:30 p.m. at City Hall Council Chambers.

Respectfully submitted,



Daphne Public Safety Committee

MEMORANDUM

TO: PUBLIC SAFETY COMMITTEE
FROM: CHIEF CARPENTER
DATE: JUNE 6, 2014
RE: APPROPRIATION FOR PATROL VEHICLE

I am asking for this committee's approval to go to Finance for an appropriation to cover the cost of a totaled out cruiser. The vehicle was caught in the heavy floods and our insurance adjuster has determined it to be a total loss. The totaled vehicle is a 2009 Ford Crown Vic and the actual cash value they settled on is \$6,600.00

A 2015 Chevrolet Tahoe with options is \$30,216.36. Therefore I am requesting an appropriation in the amount of \$23,616.36 in order to replace the patrol vehicle and an additional \$17,391.00 for equipment and wiring. Our city garage is stripping the equipment from the car so we will be able to reuse some of it as spare parts. Due to the water damage the shop is not recommending reusing it in a new vehicle.

Vehicle -	\$30,216.36
Equipment -	<u>\$17,391.00</u>
	\$47,607.36
Insurance	<u>\$ 6,600.00</u>
Appropriation	\$41,007.36

Subject **FW: Claim #1055113, V#209**
From Kerry Elliotte <kelliotte@daphneal.com>
To David Carpenter <dcarpenter@daphnepolice.org>
Date 2014-06-02 13:18
Priority Highest



From: Lisa White
Sent: Thursday, May 29, 2014 8:09 AM
To: Eric Seals; Captain Daniel Bell
Cc: Kerry Elliotte
Subject: FW: Claim #1055113, V#209

Eric,

As you can see below the adjuster has decided that the flooded police car is a total loss. He asked when it would be ready to move, after all the electronics, police radio, light bars, etc. are removed. Please let me know your thoughts on that when you can.

Thank you!

Lisa

From: Mike Baier [<mailto:Mike.J.Baier@EMCIns.com>]
Sent: Wednesday, May 28, 2014 3:30 PM
To: Lisa White
Subject: Claim #1055113

Lisa White,

I will be the total loss adjuster to handle the claim on the 2009 Ford Crown Vic. I have ordered the valuation reports to determine a ACV (actual cash value) settlement amount, per the policy language. Also when you get a chance a scanned copy of the title to me for our claim file, and records would be appreciated as well. In the mean time, if you could let me know when the vehicle would be ready to move, after of coarse, the electronics, radio, light bars etc would be removed. Also in the rear the barrier and seat would need to removed as well, as seems to be the case most times. My contact information is below. Please do contact me, with any questions, or give my information to whom I would need to facilitate this claim and process. Thanks much,
Mike b.

--

Michael Baier | Inside Physical Damage Appraiser/Total Loss
EMC Insurance Companies

717 Mulberry | Des Moines, IA 50309-0712

P.O. Box 712 | Des Moines, IA 50306

Tel: 515.345.7572 | Fax: 866.221.5087

mike.j.baier@emcins.com | www.emcins.com

Subject **EMC Settlement for V#209 & Cost of new**
From Lisa White <lwhite@daphneal.com>
To khempfleng@daphnepolice.org
<khempfleng@daphnepolice.org>
Cc <dcarpenter@daphnepolice.org>
Date 2014-06-03 09:13



- ERU Worksheet Daphne 4292014.pdf (83 KB)
- PD Vehicle Cost.pdf (453 KB)

Kenny,

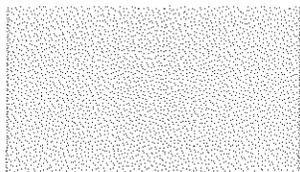
Our insurance adjuster, Mike Baier, just sent me the attached ERU-ACV Work Sheet for the flooded V#209. As you will see they have decided on \$6,600.00 which is the value of it at \$7,100 less the \$500 deductible. He is requesting the name and number of a contact to discuss when the vehicle will be ready for pick up. Suzanne had to send off for a title and that should be received soon. I know Eric and Kerry are working to get it stripped of the radios, light bar and other equipment.

You may not need this, but I thought I would send the spreadsheet that I had put together along with the help of detail from Danny's spreadsheets about the last vehicles that were purchased and all the equipment cost that are associated with it.

Please let me know your thoughts and what help I can be further with this process.

Thank you!

Lisa

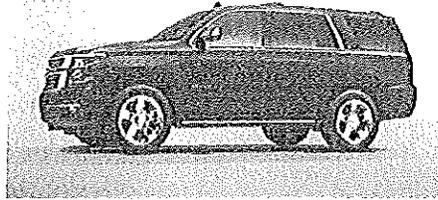


Lisa White
Accounting
lwhite@daphneal.com
City of Daphne, Alabama - "The Jubilee City"
Phone: 251-621-9000 Web: www.daphneal.com

Prepared For:
 David Carpenter
 Daphne Police Department
 Daphne, AL
 Phone: (251) 621-2834
 Email: dcarpenter@daphnepolice.org

6-4-14

Prepared By:
 Brett Minter
 Brett Minter
 1000 Greenhill Boulevard NW
 Fort Payne, AL 35967
 Phone: (256) 273-4862
 Fax: (256) 845-5364
 Email: brett@donohoochevrolet.com



2015 Fleet/Non-Retail Chevrolet Tahoe 2WD 4dr Commercial CC15706

SELECTED MODEL & OPTIONS

SELECTED MODEL - 2015 Fleet/Non-Retail CC15706 2WD 4dr Commercial

<u>Code</u>	<u>Description</u>
CC15706	2015 Chevrolet Tahoe 2WD 4dr Commercial

SELECTED VEHICLE COLORS - 2015 Fleet/Non-Retail CC15706 2WD 4dr Commercial

<u>Code</u>	<u>Description</u>
-	Interior: No color has been selected.
-	Exterior 1: No color has been selected.
-	Exterior 2: No color has been selected.

SELECTED OPTIONS - 2015 Fleet/Non-Retail CC15706 2WD 4dr Commercial

CATEGORY

<u>Code</u>	<u>Description</u>
SUSPENSION PKG	
Z56	SUSPENSION, HEAVY-DUTY, POLICE-RATED front, independent torsion bar, and stabilizer bar and rear, multi-link with coil springs (Included and only available with (9C1) Police Vehicle only)
EMISSIONS	
FE9	EMISSIONS, FEDERAL REQUIREMENTS includes (NT7) Federal tier 2 emissions
ENGINE	
L83	ENGINE, 5.3L ECOTEC3 V8 WITH ACTIVE FUEL MANAGEMENT, DIRECT INJECTION AND VARIABLE VALVE TIMING includes aluminum block construction with Flex Fuel capability, capable of running on unleaded or up to 85% ethanol (355 hp [265 kW] @ 5600 rpm, 383 lb-ft of torque [518 Nm] @ 4100 rpm; more than 300 lb-ft of torque from 2000 to 5600 rpm) (STD)
TRANSMISSION	
MYC	TRANSMISSION, 6-SPEED AUTOMATIC, ELECTRONICALLY CONTROLLED with overdrive and tow/haul mode (STD)

Report content is based on current data version referenced. Any performance-related calculations are offered solely as guidelines. Actual unit performance will depend on your operating conditions.

GM AutoBook, Data Version: 335.0, Data updated 5/30/2014
 © Copyright 1986-2012 Chrome Data Solutions, LP. All rights reserved.

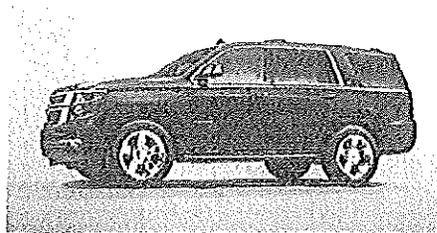
Customer File:

June 04, 2014 11:33:05 AM

Page 1

Prepared For:
 David Carpenter
 Daphne Police Department
 Daphne, AL
 Phone: (251) 621-2834
 Email: dcarpenter@daphnepolice.org

Prepared By:
 Brett Minter
 Brett Minter
 1000 Greenhill Boulevard NW
 Fort Payne, AL 35967
 Phone: (256) 273-4862
 Fax: (256) 845-5364
 Email: brett@donohoochevrolet.com



2015 Fleet/Non-Retail Chevrolet Tahoe 2WD 4dr Commercial CC15706

SELECTED MODEL & OPTIONS

SELECTED OPTIONS - 2015 Fleet/Non-Retail CC15706 2WD 4dr Commercial

CATEGORY

<u>Code</u>	<u>Description</u>
AXLE	
GU4	REAR AXLE, 3.08 RATIO (STD) (Not available with (NHT) Max Trailering Package.)
PREFERRED EQUIPMENT GROUP	
1FL	COMMERCIAL PREFERRED EQUIPMENT GROUP Includes Standard Equipment *CREDIT*
WHEEL TYPE	
RAP	WHEELS, 17" X 8" (43.2 CM X 20.3 CM) STEEL, POLICE, BLACK (Included and only available with (9C1) Police Vehicle)
TIRES	
QAR	TIRES, P265/60R17 ALL-SEASON, POLICE, V-RATED (Included and only available with (9C1) Police Vehicle)
SPARE TIRE	
ZAK	TIRE, SPARE, P265/60R17 ALL-SEASON, POLICE, V-RATED (Included and only available with (9C1) Police Vehicle)
SEAT TYPE	
AZ3	SEATING, FRONT 40/20/40 SPLIT-BENCH, 3-PASSENGER includes 6-way power driver and 2-way front passenger seat adjuster, driver and front passenger power lumbar control and power reclining, center fold-down armrest with storage, storage compartments in seat cushion (includes auxiliary power outlet), adjustable outboard head restraints and storage pockets (With vinyl, does not include (AG1) Driver 6-way power seat adjuster or (AG2) Front passenger 6-way power adjuster. With (9C1) Police Vehicle, included with (9U3) SEO, front center seat (20% seat delete.) (STD)
SEAT TRIM	
H0U	JET BLACK, CLOTH SEAT TRIM
RADIO	
IO3	AUDIO SYSTEM, AM/FM STEREO WITH CD PLAYER AND AUXILIARY INPUT JACK includes 2 USB ports and 1 SD card reader (STD)
ADDITIONAL EQUIPMENT	

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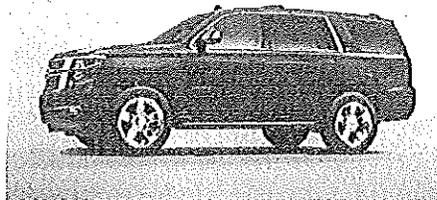
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Prepared For:
 David Carpenter
 Daphne Police Department
 Daphne, AL
 Phone: (251) 621-2834
 Email: dcarpenter@daphnepolice.org

Prepared By:
 Brett Minter
 Brett Minter
 1000 Greenhill Boulevard NW
 Fort Payne, AL 35967
 Phone: (256) 273-4862
 Fax: (256) 845-5364
 Email: brett@donohoochevrolet.com



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ADDITIONAL EQUIPMENT	
9C1	IDENTIFIER FOR POLICE PATROL VEHICLE (Must be specified.) *CREDIT*
NZZ	FRONT UNDERBODY SHIELD (Included and only available with (9C1) Police Vehicle)
K4B	BATTERY, AUXILIARY, 730 CCA
---	POWER SUPPLY, 100-AMP, AUXILIARY BATTERY, REAR ELECTRICAL CENTER (Included and only available with (9C1) Police Vehicle only)
---	POWER SUPPLY, 50-AMP, POWER SUPPLY, AUXILIARY BATTERY passenger compartment wiring harness (Included and only available with (9C1) Police Vehicle only)
---	POWER SUPPLY, 120-AMP, (4) 30-AMP CIRCUIT, PRIMARY BATTERY relay controlled, passenger compartment harness wiring (Included and only available with (9C1) Police Vehicle only)
KW7	ALTERNATOR, 170 AMPS, HIGH OUTPUT (Included and only available with (9C1) Police Vehicle only)
UT7	GROUND STUDS, AUXILIARY, REAR COMPARTMENT (Requires (9C1) Police Vehicle)
C5U	GVWR, 6800 LBS. (3084 KG) (Included and only available with (9C1) Police Vehicle)
RM7	WHEEL, 17" X 8" (43.2 CM X 20.3 CM) FULL-SIZE, STEEL SPARE includes P265/60R17 V-rated tire (Included and only available with (9C1) Police Vehicle)
---	LUGGAGE RACK, DELETE (Included and only available with (9C1) Police Vehicle only)
7X6	SPOTLAMP, LEFT-HAND (Requires (9C1) Police Vehicle)
AKO	GLASS, DEEP-TINTED (all windows, except light-tinted glass on windshield and driver- and front passenger-side glass) (Included and only available with (9C1) Police Vehicle only)
AKX	WINDSHIELD, SOLAR ABSORBING, SHADED UPPER (Included and only available with (9C1) Police Vehicle only)

9677.44

4431.20

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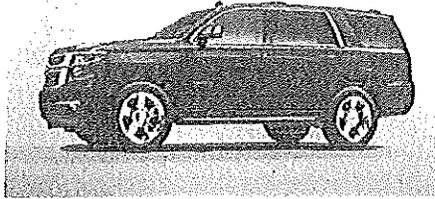
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Prepared For:
 Dávid Carpenter
 Daphne Police Department
 Daphne, AL
 Phone: (251) 621-2834
 Email: dcarpenter@daphnepolice.org

Prepared By:
 Brett Minter
 Brett Minter
 1000 Greenhill Boulevard NW
 Fort Payne, AL 35967
 Phone: (256) 273-4862
 Fax: (256) 845-5364
 Email: brett@donohoochevrolet.com



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CATEGORY

<u>Code</u>	<u>Description</u>	
ADDITIONAL EQUIPMENT		
AKK	WINDSHIELD STYLE, ACOUSTIC LAMINATED GLASS (Included and only available with (9C1) Police Vehicle only)	
---	EXTERIOR ORNAMENTATION DELETE (Included and only available with (9C1) Police Vehicle only)	
VK3	LICENSE PLATE FRONT MOUNTING PACKAGE (Included on orders with ship-to-states that require a front license plate.)	
WX7	WIRING, AUXILIARY SPEAKER (Requires (9C1) Police Vehicle)	\$ 52.80
6J3	WIRING, GRILLE LAMPS AND SIREN SPEAKERS (Requires (9C1) Police Vehicle)	\$ 80.96
6J4	WIRING, HORN AND SIREN CIRCUIT (Requires (9C1) Police Vehicle)	\$ 36.08
---	DOOR HANDLES, BODY-COLOR (Included and only available with (9C1) Police Vehicle only)	
UN9	RADIO SUPPRESSION PACKAGE, WITH GROUND STRAPS (Included and only available with (9C1) Police Vehicle)	
AG1	SEAT ADJUSTER, DRIVER 10-WAY POWER (Requires (AZ3) 40/20/40 split-bench front seat. Not available with (H2G) Jet Black vinyl seats)	
AG2	SEAT ADJUSTER, FRONT PASSENGER 6-WAY POWER	
ATD	SEAT DELETE, THIRD ROW PASSENGER (Included with (9C1) Police Vehicle) (Deletes rear storage compartment.) *CREDIT*	
---	INSTRUMENTATION, ANALOG with certified 150 mph speedometer, odometer with trip odometer, engine hour meter, fuel level, voltmeter, engine temperature, oil pressure and tachometer (Included and only available with (9C1) Police Vehicle only)	
6N6	DOOR LOCKS AND HANDLES, INSIDE REAR DOORS INOPERATIVE (doors can only be opened from outside) (Requires (9C1) Police Vehicle)	\$ 51.92
---	KEY, 2-SIDED (Included and only available with (9C1) Police Vehicle only)	
6N5	SWITCHES, REAR WINDOW INOPERATIVE (rear windows can only operate from driver's position) (Requires (9C1) Police Vehicle)	\$ 50.16

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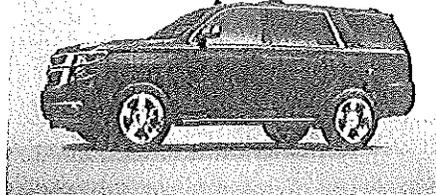
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 David Carpenter
 Daphne Police Department
 Daphne, AL
 Phone: (251) 621-2834
 Email: dcarpenter@daphnepolice.org

Prepared By:
 Brett Minter
 Brett Minter
 1000 Greenhill Boulevard NW
 Fort Payne, AL 35967
 Phone: (256) 273-4862
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CATEGORY

<u>Code</u>	<u>Description</u>
ADDITIONAL EQUIPMENT	
---	THEFT-DETERRENT SYSTEM, VEHICLE, PASS-KEY III (Included and only available with (9C1) Police Vehicle only)
---	POWER OUTLETS, 4 AUXILIARY, 12-VOLT includes 1 on the instrument panel, 1 in armrest, and 2 in the cargo area (Included and only available with (9C1) Police Vehicle)
UE0	ONSTAR DELETE (Deletes (UPF) bluetooth for phone.) *CREDIT*
---	SAFETY BELTS, 3-POINT, DRIVER AND FRONT PASSENGER IN ALL SEATING POSITIONS (Included and only available with (9C1) Police Vehicle only)
VQ2	FLEET PROCESSING OPTION
SPECIAL EQUIPMENT OPTIONS	
TGK	SPECIAL PAINT, SOLID, ONE COLOR All normally body colored non-sheet metal parts will be gloss Black. This includes front and rear facias, liftgate handle and applique, 'D' Pillars and Upper liftgate applique. Mirrors and door handles will be grained Black parts. Body-side moldings will be deleted. May require extended lead time. (Requires (01U) Special Paint with any SEO paint selection. Not available with (RWI) Chrome bodyside moldings, LPO.)
01U	SPECIAL PAINT *PRICE TO FOLLOW*
9V7	EXTERIOR BODY COLORED PARTS - DARK BLUE METALLIC Provides Dark Blue Metallic special paint WA722J and Dark Blue Metallic special painted exterior body parts in lieu of glossy Black color normally installed with special paint. Dark Blue Metallic painted parts will consist of front fascia, rear bumper fascia, rear liftgate handle and liftgate applique above license plate. Door handles, mirrors, rear D-pillar applique and liftgate spoiler will remain Black. (B85) Body-side moldings are not available. (Requires SEO (TGK) Special Paint and (01U) Special Paint. Not available with SEO (5T4) Exterior body colored parts or Victory Red.)

\$154.00

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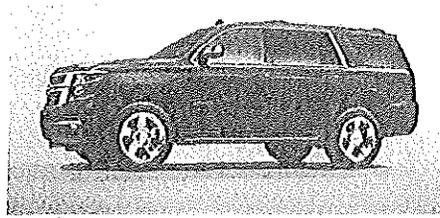
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CATEGORY

<u>Code</u>	<u>Description</u>
SPECIAL EQUIPMENT OPTIONS	
5T5	SEATS, 2ND AND 3RD ROW VINYL WITH FRONT CLOTH SEATS Provides vinyl second and third row seats and cloth front seats (Requires (H0U) Jet black trim)
9U3	SEATS, DRIVER AND PASSENGER FRONT INDIVIDUAL SEATS IN CLOTH TRIM Driver and passenger bucket seats in base cloth trim. Derived from a RPO (AZ3) 40-20-40 split bench seat with the 20% section removed. Seats are manual, not power. Does not include a floor console. All exposed floor area will remain untrimmed. (Requires (AZ3) 40/20/40 split bench seat, trim code (H0U) Jet Black cloth.)
VPV	SHIP THRU, PRODUCED IN ARLINGTON ASSEMBLY and shipped to Kerr Industries and onto Arlington Assembly

OPTIONS TOTAL

680	Heavy duty locking rear diff	\$259.60
B30	Carpet floor covering	\$167.20

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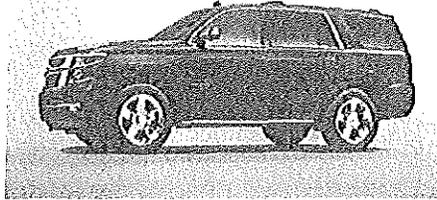
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Prepared For:
David Carpenter
Daphne Police Department
Daphne, AL
Phone: (251) 621-2834
Email: dcarpenter@daphnepolice.org

Prepared By:
Brett Minter
Brett Minter
1000 Greenhill Boulevard NW
Fort Payne, AL 35967
Phone: (256) 273-4862
Fax: (256) 845-5364
Email: brett@donohoochevrolet.com



2015 Fleet/Non-Retail Chevrolet Tahoe 2WD 4dr Commercial CC15706

PRICING SUMMARY State Contract T191L

PRICING SUMMARY - 2015 Fleet/Non-Retail CC15706 2WD 4dr Commercial

Contract # 4012863 Line # 00006 Commodity Code 070-08-081310

Base Price
Total Options:
Vehicle Subtotal
Advert/Adjustments
Destination Charge
GRAND TOTAL

\$26,330.00
\$1,361.36 options

\$29,691.36

\$29,691.36

Del. very if needed
\$1.50/mile x 350 miles = \$525.00

Total 30,216.36

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ORDINANCE 2014-29
Appropriating Funds for D'Olive Creek Pedestrian Bridge Replacement

WHEREAS, Ordinance 2013-50 approved and adopted the Fiscal Year 2014 Budget on September 23, 2013; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2014 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2014 budget; and

WHEREAS, the City of Daphne received 16.5" of rainfall for the period of April 29-30, 2014; and

WHEREAS, as a result of such heavy rains, the D'Olive Creek Pedestrian Bridge sustained severe damage; and

WHEREAS, the City of Daphne did receive and review bids for the D'Olive Creek Pedestrian Bridge Replacement and has determined that the bid as presented is reasonable (*Construction-\$133,750 + CE&I-\$12,500= \$146,500 Total project cost*); and

WHEREAS, FEMA grant monies are available for 75% of the project cost (\$109,875) for the D'Olive Creek Pedestrian Bridge Replacement project

WHEREAS, historically the State of Alabama has participated in a local match and the City intends to make application with the State of Alabama upon receiving notification of State "local match" participation; and

NOW, THEREFORE, BE IT ORDAINED, that:

1. The City Council of the City of Daphne deems this project is key to the recovery efforts associated with this rain event and the repair of this public infrastructure is necessary to preserve the health, safety, and convenience of the public.
2. This project is a qualifying FEMA PA, Cat G project at a guaranteed 75% reimbursement (\$109,875).
3. Fiscal Year 2014 Budget is hereby amended to include an appropriation in the amount of \$36,625 from the General Fund for the D'Olive Creek Pedestrian Bridge Replacement cost not reimbursed by FEMA.
4. If the State of Alabama approves a local match the City will apply for reimbursement of the remaining 25% (\$36,625) according to the State participation level.
5. The Mayor is hereby authorized to make application with FEMA and the State of Alabama for the reimbursement of such funds and to sign and execute all documents associated with the described projects.

APPROVED AND ADOPTED by the City Council of the City of Daphne, Alabama, this ____ day of _____, 2014.

Dane Haygood, Mayor

Attest:

Rebecca A. Hayes, City Clerk