

**CITY OF DAPHNE**  
**1705 MAIN STREET, DAPHNE, ALABAMA**  
**JULY 21, 2014**  
**6:30 P.M.**

- 1. CALL TO ORDER**
- 2. ROLL CALL / INVOCATION /** Pastor Bart Hare with Bay Community Church
- 3. APPROVE MINUTES:** Council meeting minutes / July 7, 2014  
Council Work Session minutes / July 14, 2014

**PRESENTATION:** Beautification 3<sup>rd</sup> Quarter Awards / Rebecca Trosclair / Eastern Shore Urgent Care, Malbis / Zaxby, Malbis

**4. REPORT STANDING COMMITTEES:**

- A. FINANCE COMMITTEE - Conaway**  
Review minutes / July 14<sup>th</sup>
  - 1. Ordinances:**
    - a.) Appropriating Funds: Edgar Circle / Melanie Loop Emergency Drainage Repair / Ordinance / **Ordinance 2014-30**
    - 2. Resolutions:**
      - a.) Bid Award: Police Vehicle Equipment Replacement / Firehouse Sales & Service / **Resolution 2014-40**
      - b.) Bid Award: Emergency Drainage Repair / Edgar Circle / Melanie Loop / Blade Construction / **Resolution 2014-41**
    - 3. Financial Reports:**
      - ❖ Treasurers Report / June 2014
      - ❖ Sales & Use Tax Collections / May 2014
      - ❖ Lodging Tax Collections / May 2014
  - B. BUILDINGS & PROPERTY COMMITTEE - Davis**  
Review minutes / July 7<sup>th</sup>
    - a.) **Resolution 2014-38** / Declaring 5 Laptops Surplus and donate them to community organizations
    - b.) **Resolution 2014-39** / Declaring 2 trucks, 1 tire changer and 1 Ford diagnostic machine surplus
  - C. PUBLIC SAFETY - Rudicell**  
Review minutes / July 9<sup>th</sup>
  - D. CODE ENFORCEMENT/ORDINANCE COMMITTEE - Scott**  
Review minutes / July 9<sup>th</sup>
  - E. PUBLIC WORKS COMMITTEE / SOLID WASTE AUTHORITY – LeJeune**

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

- A. Board of Zoning Adjustments – Adrienne Jones**
- B. Downtown Redevelopment Authority – Conaway**  
Review minutes / June 25<sup>th</sup>

- C. Industrial Development Board – Davis
- D. Library Board - Lake
- E. Planning Commission – Scott
- F. Recreation Board – LeJeune
- G. Utility Board - Fry  
Review minutes / May 28<sup>th</sup>

**6. REPORTS OF OFFICERS:**

**A. Mayors Report**

**B. City Attorney’s Report**

- a.) Discuss firms to Refinance Bonds:

**MOTION:** To authorize Adams and Reese LLP and firm selected by council to prepare all necessary documentation for council review of a debt refinancing issuance in FY 2014

**C. Department Head Comments**

**D. City Clerk Report**

**7. PUBLIC PARTICIPATION:**

**8. RESOLUTIONS & ORDINANCES:**

- a.) Declaring Certain Property Surplus / Donate to Community Organizations. . . . . /Resolution 2014-38
- b.) Declaring Certain Property Surplus / Govdeals . . . . . /Resolution 2014-39
- c.) Bid Award: Police Vehicle Equipment / Firehouse Sales & Service. . . . . /Resolution 2014-40
- d.) Bid Award: Emergency Drainage Repair / Edgar Circle / Melanie Loop / Blade Construction. . . . . /Resolution 2014-41

**ORDINANCES:**

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

- a.) Appropriation of Funds: Police Vehicle Replacement / Flooded During the April 2014 Rain Storm. . . . . /Ordinance 2014-28

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

- a.) Appropriating Funds: Edgar Circle / Melanie Loop Emergency Repairs Drainage Repairs. . . . . /Ordinance 2014-30
- b.) Appropriating Funds: Daphne Sports Complex Parking Lot. . . . . /Ordinance 2014-31

**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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**JULY 7, 2014  
CITY COUNCIL MEETING  
BUSINESS MEETING  
1705 MAIN STREET  
DAPHNE, AL  
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 Bryant Evans of Eastern Shore Church of Christ 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; Margaret Thigpen, Civic Center Director; Richard Merchant, Building Official; Vickie Hinman, HR Director; David Carpenter, Police Chief; James White, Fire Chief; Christine Ciancetta, Deputy Finance Director; Lt. Judd Beedy; Dorothy Morrison, Beautification Committee and Downtown Redevelopment Authority; Tomasina Werner, Beautification Committee; Elaine Maxime; Beautification Committee; Bob Segalla, Utility Board; Larry Cooke, BZA; Al Guarisco, Village Point Foundation; Scott Hetrick, Adams & Reese; Kevin Boucher, Adams & Reese.

Absent: Michael Hoyt, Municipal Judge.

**3. APPROVE MINUTES:**

**June 16, 2014 Council meeting minutes**

There being no correction to the June 16, 2014 council meeting minutes and stand approved as written.

**4. REPORT OF STANDING COMMITTEES:**

**A. *FINANCE COMMITTEE* – Conaway**

The next meeting will be July 14<sup>th</sup> at 4:00 p.m.

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

The committee met before the council meeting, and the minutes will be in the next council packet.

**C. *PUBLIC SAFETY COMMITTEE* – Rudicell**

The next meeting will be July 9<sup>th</sup> at 4:30 p.m.

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

The next meeting will be July 9<sup>th</sup> after the Public Safety meeting.

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***E. PUBLIC WORKS COMMITTEE*** – LeJeune

The minutes for the June 16<sup>th</sup> meeting are in the packet along with the June 4<sup>th</sup> Beautification Committee and May 12<sup>th</sup> Museum minutes. The next meeting will be July 21<sup>st</sup>.

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

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

The next meeting will be August 7<sup>th</sup> at 6:00 p.m.

***B. Downtown Redevelopment Authority*** – Conaway

The next meeting will be July 23<sup>rd</sup>.

***C. Industrial Development Board*** – Davis

The minutes for the June 23<sup>rd</sup> meeting are in the packet, and the treasurer's report was \$293,894. The next meeting will be July 28<sup>th</sup>.

***D. Library Board*** – Lake

Circulation for June was 47,911, patrons was 22,289, the reading program grand total was 1,859 and the teen program had 276 participants.

***E. Planning Commission*** – Scott

The May 22<sup>nd</sup> minutes are in the packet. The Site Review meeting will be July 16<sup>th</sup> at 8:30 a.m. and the regular Planning Commission meeting will be July 24<sup>th</sup> at 5:00 p.m.

**MOTION BY Councilman Davis to set a Public Hearing date for August 4, 2014 6:30 p.m. and approve advertising to consider:**

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

**MOTION CARRIED UNANIMOUSLY**

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***F. Recreation Board – LeJeune***

The next meeting will be July 9<sup>th</sup> at 6:30 p.m. Councilman LeJeune commended the fireworks display, and mentioned the debt forgiveness ordinance is on the agenda for a second read.

***G. Utility Board – Fry***

Council President Fry said there was one vacancy on the board council needs to fill. The six applicants are as follows: Mr. Wayne Davis, Ms. Lindsey Wilson, Mr. Donald P. Gresh, Mr. Billy Mayhand, Mr. Philip Durant and Mr. Tim Swanson.

**1<sup>ST</sup> VOTE**

<b>NAME</b>	<b>VOTE</b>	<b>TOTAL</b>
<b>Wayne Davis</b>	<b>LeJeune, Davis, Fry</b>	<b>3</b>
<b>Lindsey Wilson</b>		<b>0</b>
<b>Donald P. Gresh</b>	<b>Rudicell, Scott, Fry</b>	<b>3</b>
<b>Billy Mayhand</b>	<b>Conaway, Rudicell, Lake, Scott, LeJeune</b>	<b>5</b>
<b>Philip Durant</b>		<b>0</b>
<b>Tim Swanson</b>	<b>Conaway, Lake, Davis</b>	<b>3</b>

**TIE BREAKER VOTE**

<b>NAME</b>	<b>VOTE</b>	<b>TOTAL</b>
<b>Wayne Davis</b>	<b>LeJeune, Davis, Fry</b>	<b>3</b>
<b>Donald P. Gresh</b>	<b>Rudicell, Scott</b>	<b>2</b>
<b>Tim Swanson</b>	<b>Conaway, Lake</b>	<b>2</b>

**FINAL VOTE**

<b>NAME</b>	<b>VOTE</b>	<b>TOTAL</b>
<b>Billy Mayhand</b>	<b>Conaway, Rudicell, Lake, LeJeune, Fry</b>	<b>5</b>
<b>Wayne Davis</b>	<b>Scott, Davis</b>	<b>2</b>

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**Mr. Billy Mayhand is appointed to fill the term of Lon Johnston on the Utility Board.  
Term ends June 12, 2015.**

**6. REPORTS OF OFFICERS:**

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

Mayor Haygood commented on four items:

- 1) Update on spam – A spam service was installed on June 23<sup>rd</sup>. Statistics from the provider has been interesting: 2,000 e-mails per day on weekdays, overall averaging 1,289 messages per day, and about 61% of that is spam. He hopes council can see a difference.
- 2) Broadcasting of council meetings – He agreed to take on the task of doing some research and working along with the city's IT Department, and he engaged a couple of vendors and got some numbers. They looked at live audio, archive audio, live video/audio and archive video/audio. The easiest to do if they had the equipment they think they have right now to handle doing archive/audio broadcast of the council meetings at zero cost, but it was suggested the city sign up for service to handle the streaming of those at a cost of roughly \$20.00 - \$25.00 per month. Live video would require \$1,500 - \$2,000 worth of equipment, and a service provider for about \$50.00 per month or \$600 annually recurring. If council wanted to move to video either archive or live each of those would require an investment in the \$6,000 - \$10,000 range depending on how many cameras and the quality of the cameras, and each would require a recurring fee of roughly \$50.00 per month for a service provider that would enable the video to stream. With each of those there is additional consideration in terms of operator requirements if you have multiple cameras. One stay put camera would not require that much, but if you have multiple cameras someone has to switch between cameras.
- 3) It was brought to his attention that the Dixie Youth All Stars have advanced to sub-state tournament, and a request was made to his office for funding for the ball club to travel to Montgomery. Research was done to see what the precedent has been, and it seems in the past when a team advanced to State or beyond state, the World Series or Regional the city has provided some funding. He wanted to bring this to council's attention for consideration. If council is so inclined the money can be taken from his travel budget.
- 4) CCCC, L.L.C. Agreement – The improvements on Randall Avenue and US Highway 98 has gone before the Beautification Committee, and they have given their approval of the plan.

**MOTION BY Councilman Scott to authorize the Mayor to sign the agreements with CCCC, L.L.C. and ALDOT related to the Highway 98 and Randall Avenue Improvements. *Seconded by Councilman LeJeune.***

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

**NAY Lake**

**MOTION CARRIED**

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**MOTION BY Councilman Scott to suspend the rules to consider a motion to appropriate \$1,000 from his and Mayor Haygood’s travel budget to the Dixie Youth All Stars to travel to State Competition. NO SECOND**

**MOTION FAILS FOR A LACK OF A SECOND**

**MOTION BY Councilman Davis to suspend the rules to consider allowing a councilman to give his travel money to the Dixie Youth All Stars. *Seconded by Councilman Scott.***

**ROLL CALL VOTE**

Conaway	Aye	LeJeune	Aye
Rudicell	Nay	Davis	Aye
Lake	Nay	Fry	Aye
Scott	Aye		

**MOTION FAILS**

***B. City Attorney’s Report***

Mr. Ross requested that council convene in Executive Session at the end of the meeting to discuss personnel matters for about 45 minutes, and then come back and vote if necessary.

***C. Department Head Comments***

***James White – Fire Chief*** – said there were two small fires from fireworks on the fourth. They did not get out of hand.

***Richard Johnson*** – requested council to suspend the rules to consider Ordinance 2014-29 regarding repairing the bridge at Gator Alley so that they could move forward. It is qualified under FEMA with 75% reimbursement.

***D. City Clerk Report – Rebecca A. Hayes***

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

**MOTION BY Councilman Davis to approve the ABC License for Uncle Maddios Pizza Joint / 020 – Restaurant Retail Liquor. *Seconded by Councilman LeJeune.***

**MOTION CARRIED UNANIMOUSLY**

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**7. PUBLIC PARTICIPATION**

*Mrs. Elaine Maxime – 105 Avon Circle East* – spoke regarding the improvements at Randall Avenue and US Highway 98 saying she wants to make sure the improvements go along with the Beautification Committee’s plans. Everyone needs to know what the other is doing, and it works better that way.

*Mr. Rod Drummond – 367 Ridgewood Drive* – spoke regarding videoing council meetings and the agenda not being in the paper on Sunday’s.

**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**

**MOTION BY Councilman Scott to waive the reading of Resolutions 2014-36 and 2014-37. *Seconded by Councilman LeJeune.***

**MOTION CARRIED UNANIMOUSLY**

**MOTION BY Councilman Scott to adopt Resolution 2014-36. *Seconded by Councilman Lake.***

**MOTION CARRIED UNANIMOUSLY**

**MOTION BY Councilman Scott to adopt Resolution 2014-37. *Seconded by Councilman LeJeune.***

**MOTION CARRIED UNANIMOUSLY**

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 CITY COUNCIL MEETING  
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**ORDINANCES:**

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

**MOTION BY Councilman Scott to waive the reading of Ordinance 2014-26 and 2014-27. Seconded by Councilwoman Conaway.**

**MOTION CARRIED UNANIMOUSLY**

**MOTION BY Councilman Scott to adopt Ordinance 2014-26. Seconded by Councilman LeJeune.**

**MOTION CARRIED UNANIMOUSLY**

**MOTION BY Councilman LeJeune to adopt Ordinance 2014-27. Seconded by Councilman Davis.**

**MOTION CARRIED UNANIMOUSLY**

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

**MOTION BY Councilman Scott to suspend the rules to consider Ordinance 2014-29. Seconded by Councilman Lake.**

**ROLL CALL VOTE**

<b>Conaway</b>	<b>Aye</b>	<b>LeJeune</b>	<b>Aye</b>
<b>Rudicell</b>	<b>Aye</b>	<b>Davis</b>	<b>Aye</b>
<b>Lake</b>	<b>Aye</b>	<b>Fry</b>	<b>Aye</b>
<b>Scott</b>	<b>Aye</b>		

**MOTION CARRIED UNANIMOUSLY**

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**MOTION BY Councilman Scott to waive the reading of Ordinance 2014-29. *Seconded by Councilman Lake.***

**MOTION CARRIED UNANIMOUSLY**

**MOTION BY Councilman Lake to adopt Ordinance 2014-29. *Seconded by Councilman Scott.***

**MOTION CARRIED UNANIMOUSLY**

**ORDINANCES 2014-28 WAS A 1<sup>ST</sup> READ**

**9. COUNCIL COMMENTS**

***Councilwoman Conaway*** thanked the Daphne Art Center for the Farm Festival, and hopes next year it will be a better turnout.

***Councilman Lake*** also thanked the Daphne Art Center for the festival. He spoke regarding tree protection at Randall Avenue and US Highway 98.

***Councilman LeJeune*** said that he appreciates Mr. Lake's passion regarding trees. He said that Fairhope appreciates our green corridor to their colorful city.

***Councilman Davis*** said that the city needs to do an inventory of trees in the city, and he read from the Council Rules of Procedure Ordinance that each councilman and the mayor are allotted three minutes to speak.

***Council President Fry*** said the Daphne Art Center Festival was excellent. He hopes everyone enjoyed the fourth, and thanked the Police Department, Fire Department and Paramedics. He reminded everyone of the run-off election July 15<sup>th</sup>. He congratulated Mr. Mayhand.

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**MOTION BY Councilman LeJeune to enter into Executive Session to discuss pending personnel matters which will be for 45 minutes. *Seconded by Councilwoman Conaway.***

**Mr. Ross, the City Attorney and a certified attorney with the State of Alabama, certified that the foregoing stated reason for entering into Executive Session was in accordance with the Open Meetings Act.**

**ROLL CALL VOTE**

<b>Conaway</b>	<b>Aye</b>	<b>LeJeune</b>	<b>Aye</b>
<b>Rudicell</b>	<b>Aye</b>	<b>Davis</b>	<b>Aye</b>
<b>Lake</b>	<b>Aye</b>	<b>Fry</b>	<b>Aye</b>
<b>Scott</b>	<b>Aye</b>		

**MOTION CARRIED UNANIMOUSLY**

**Council entered into Executive Session at 8:00 p.m.**

**Council returned from Executive Session at 9:25 p.m.**

**Mr. Ross** recommended to council to set two Special Called Council Meetings. One meeting for August 5, 2014 at 5:30 p.m. and one meeting for Thursday, August 7, 2014 at 5:30 p.m., each to deal with a single subject that is a personnel matter appealing the Mayor's decision to the full council. This will be an Executive Session not open to the public. The meeting will be open and then go into a Quasi-Judicial proceeding, and come back and vote if necessary, and the vote has to be in public.

**MOTION BY Councilman Scott to call two Special Called Council Meetings for August 5, 2014 5:30 p.m. and Thursday, August 7, 2014 5:30 p.m. each to deal with a single subject that is a personnel matter appealing the Mayor's decision to the full council. This will be an Executive Session not open to the public. The meeting will open and then go into Executive Session / Quasi-Judicial proceeding, and come back and vote if necessary. *Seconded by Councilman LeJeune.***

**MOTION CARRIED UNANIMOUSLY**

Mr. Ross stated that the City Clerk will prepare the Public Notice and agenda with one item – the Quasi-Judicial Proceeding in Executive Session.

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**10. ADJOURN:**

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

**MOTION CARRIED UNANIMOUSLY**

**THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING  
ADJOURNED AT 9:32 P.M.**

Respectfully submitted by,

Certification of Presiding Officer

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Rebecca A. Hayes,  
City Clerk

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Randy Fry,  
Council President

**JULY 14, 2014  
CITY COUNCIL WORK SESSION  
1705 MAIN STREET  
DAPHNE, AL  
6:30 P.M.**

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

Also present: Rebecca Hayes, City Clerk; Kevin Boucher, City Attorney; Margaret Thigpen, Civic Center Director; David McKelroy, Recreation Director; Richard Johnson, Public Works Director.

Absent: Mayor Dane Haygood; Jay Ross, City Attorney.

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

**1. MATRIX 21 / ERNIE BERGER / TIM SWANSON**

Mr. Berger and Mr. Swanson made a presentation regarding creating a strategic plan for the city. Fee structure would be as follows:

1. Negotiate fee / Have three Senior Consultants
2. City would receive monthly M-21 Progress/Value reporting
3. All specialized consulting, if needed, would be extra, approved by council
4. Team would receive 8% of any cost savings to city starting FY2015
5. Team would receive 5% of any revenue growth if city implements their suggestions
6. City owes nothing if they do not produce anything
7. \$50,000 continuance fee after first year if council wants to keep the process going

**2. UPDATE: DISASTER RECOVERY / POWERPOINT / RICHARD JOHNSON**

Mr. Johnson gave council an update on the progress of the disaster recovery from the April rain events using a power point presentation.

**3. RECREATION BOARD PROPOSAL FOR RECREATION FACILITIES**

Councilman LeJeune thanked Hatch Mott McDonald for their help in producing the rendering for the facility. He said that these proposals will get the city current with recreation needs. He said that HMR and Hatch Mott McDonald both estimate the cost of moving dirt at the Tallent Lane property at \$2 million. Council needs to decide where to put the fields. Councilman LeJeune said there are other properties in Daphne that are for sale that would not require moving dirt if council wanted to go in that direction. He said that decisions have to be made by council.

**4. ANYTHING ELSE DEEMED NECESSARY**

Councilman Davis referred to a letter from a Mrs. Hanks thanking Civic Center staff Jason Agee and John Williams for going above and beyond the call of duty. Councilman Davis asked Mrs. Thigpen to let them know about the letter and the council's thanks for a job well done. He also mentioned a press release from the Baldwin County Economic Development Alliance (BCEDA) saying that Total Quality Logistics, a non-asset brokerage company based in Cincinnati, Ohio has announced the opening of a new sales office in Daphne at 27900 N. Main

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Street. The company looks to create in the range of 40-80 jobs over the next three years. The sales people will be responsible for identifying shippers who need assistance moving freight, finding quality carriers to haul the freight, negotiating rates and satisfying shipper's delivery needs. Councilman Davis gave kudos to the BCEDA President Lee Lawson, and Lee Johnson, Project Manager.

Councilman Scott wants to move forward with the bond refinancing, and wanted to know why it was not on the Finance Committee agenda. He said it was supposed to be on the July 7<sup>th</sup> council meeting agenda, and when it wasn't it was supposed to come through the Finance Committee, and it did not.

Council President Fry requested Mr. Boucher to get with the Mayor and Mr. Ross on moving forward with the refinancing and see if it can get on the July 21<sup>st</sup> council meeting agenda.

Council is concerned about the lack of information coming from the Finance Department.

Council discussed who sets the agendas for the committees.

Council President Fry asked that Mr. Boucher research who sets the agendas for committees, and if it is in Council's Rules of Procedure. He asked that the Rules of Procedure be on the next Ordinance Committee meeting.

Councilman Rudicell said he wants to see a narrative on the grant applications, and that there are budgeted personnel requests, and he cannot get a copy of the job descriptions for the positions.

**8. ADJOURN**

There being no further business to discuss the meeting adjourned at 8:15 p.m.

Respectfully submitted by,

Certification of Presiding Officer:

g of the bonds.

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

\_\_\_\_\_  
Randy Fry  
Council President

**CITY OF DAPHNE RECREATION BOARD  
NEW FACILITIES PROPOSAL**

**Youth Softball and Baseball Fields** Recommendation of ten (10) fields, two five (5) field complexes at new Park Drive location, complete with lights and concession / restroom building. Girls' softball fields are needed because Daphne does not have any fields designated solely for girls' softball, they share the Trione Sports Complex with adult softball and Dixie Boys Baseball. It is recommended that field dimensions be a minimum of 200 feet, maximum of 225 feet.

New baseball fields are needed to replace the fields at Lott Park. Lott Park is a beautiful facility, however is unsafe. Inadequate parking, lighting and field proximity are a safety concern at this thirty nine year old facility. It is recommended that field dimensions be 225 feet on three (3) fields and 300 feet on two (2) fields. Two larger fields will allow U14 baseball to be played at this location, keeping all youth baseball together.

Ten fields located at the same location would further enhance the city's ability to host more and larger tournaments and increase the economic impact to the city.

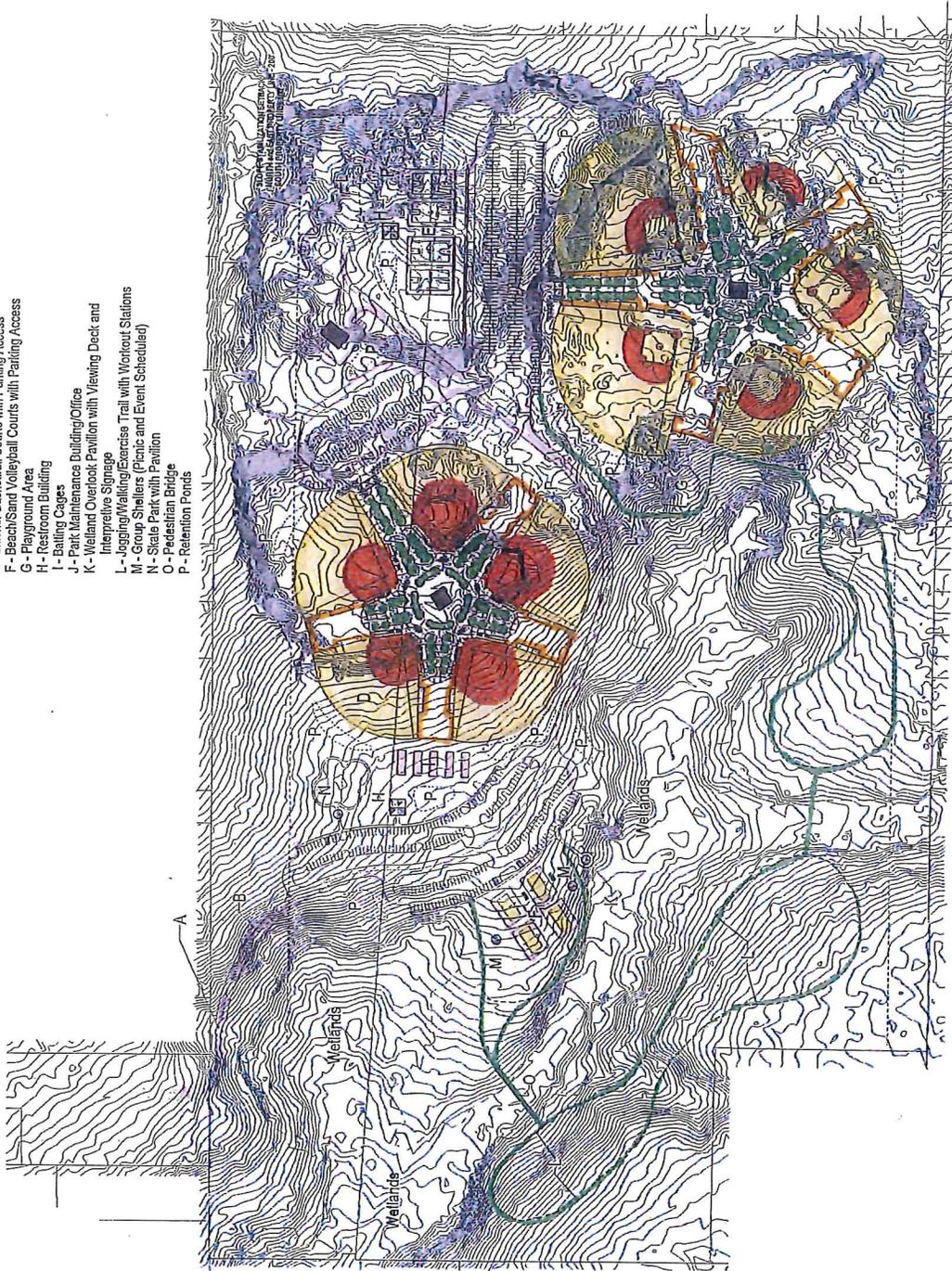
Softball and baseball at the new sports complex on Park Drive creates a stand alone facility. This will allow for future expansion of baseball and softball in the same location. It will also allow the entrance to be used for amenities that will compliment and enhance the usefulness of the facility (playground, skate park, basketball courts, beach volleyball courts, etc.). The opening of the Park Drive facility will also provide an opportunity to develop other recreational activities within the park not associated with baseball or softball, such as walking/jogging trails, biking trails, disc golf and other low impact activities.

**Tennis Courts** Recommendation of eight (8) lighted courts minimum at Lott Park. Eight courts are believed to be the best number to accommodate the needs of the community. This would allow courts for recreational play, league play, tournaments, high school matches and lessons/learning programs. Courts at Lott Park could be built without space limitations and allow for future expansion.

**Recreation Center** Recommendation for a Recreation Center at Lott Park. A facility that includes basketball court, walking track, fitness center, game room, activities rooms, swimming pool and splash pad. A facility of this type would be a tremendous asset to the city, providing a wide variety of activity and recreational opportunities for variety of ages. This facility would allow for the creation of youth and adult basketball and volleyball programs which we do not currently offer. Combined with tennis courts at this location, the down town area becomes a center for year round activity instead of seasonal.

**Multi-purpose Fields at Trione with Renovations** With increased participation in soccer, lacrosse and football, additional field space will soon be needed to accommodate these activities. Four additional fields to the south at Trione are recommended. Along with these fields, a renovation to all of Trione is recommended. Landscaping to the park for a more pleasing appearance, a playground and walking / exercise trail would enhance the overall park experience at Trione. These renovations would make Trione useable to everyone, just not those using the athletic fields. Renovations to the field fencing, restrooms and concession area at softball should also be considered at this twenty year old facility.

- A - Park Entrance
- B - Park Drive
- C - Baseball Complex with Restroom/Concession Building, Scorer's Tables, and Associated Vehicular Parking
- D - Girls' Softball Complex with Restroom/Concession Building, Scorer's Tables, and Associated Vehicular Parking
- E - Exterior Basketball Courts with Parking Access
- F - Beach/Sand Volleyball Courts with Parking Access
- G - Playground Area
- H - Restroom Building
- I - Batting Cages
- J - Park Maintenance Building/Office
- K - Wetland Overlook Pavilion with Viewing Deck and Interpretive Signage
- L - Jogging/Walking/Exercise Trail with Workout Stations
- M - Group Shelters (Picnic and Event Scheduled)
- N - Shade Park with Pavilion
- O - Pedestrian Bridge
- P - Retention Ponds





July 9, 2014

Daphne Recreational Fields

Random Order of Magnitude – Opinion of Cost

1. Rough Grading		2,000,000
(Dirt moved on site 250,000 yds. to 400,000 yds. @ 5.00 per yard = 1,250,000 to 2,000,000)		
2. Storm Water Management/Treatment		500,000
3. (8) Softball fields including lighting, fence, grass, dugouts	8 @ 300,000 =	2,400,000
4. (2) Baseball fields including lighting, fence, grass dugouts	2 @ 500,000 =	1,000,000
5. Lighting (field)	(Musco est.)	1,400,000
6. Batting Cages	10 @ 5000 =	50,000
7. Seating Aluminum Seats	(1000) @ 250.00 =	250,000
8. Roads (Asphalt)		350,000
9. Parking ( Asphalt)		700,000
10. Utilities		500,000
11. (2) Concession/Press boxes		900,000
12. Smaller Restrooms		250,000
13. (4) Tennis Courts		200,000
14. (4) Basketball Courts		250,000
15. Walking Trail		75,000
16. Pedestrian Bridges		90,000
17. Facilities Grounds Storage Building		250,000
18. Landscaping		600,000
19. Irrigation		100,000
20. Street Lighting		60,000
21. Side Walks(Concrete)		250,000
22. Misc. Park Amenities (Bike racks, Signage, Benches, Entry Gate)		75,000

Sub –Total		12,250,000.00
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25% Contingency (Grading, Storm Water Mgt. / Trt., Utilities)		750,000.00
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Total		13,000,000.00
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Design and Construction Administration Services 6% Construction Cost; (.06 x 12,250,000)		735,000.00
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<b>Grand Total</b>		<b>13,735,000.00</b>
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July 9, 2014

Daphne Recreational Fields

(Reduced Scope)

Random Order of Magnitude – Opinion of Cost

1. Rough Grading		2,000,000
(Dirt moved on site 250,000 yds. to 400,000 yds. @ 5.00 per yard = 1,250,000 to 2,000,000)		
2. Storm Water Management/Treatment		500,000
3. (8) Softball fields including lighting, fence, grass, dugouts	8 @ 300,000 =	2,400,000
4. (2) Baseball fields including lighting, fence, grass dugouts	2 @ 500,000 =	1,000,000
5. Lighting (field)	(Musco est.)	1,400,000
6. Batting Cages	10 @ 5,000 =	50,000
7. Seating Aluminum Seats	(1000) @ 250.00 =	250,000
8. Roads (Asphalt)		350,000
9. Parking ( Asphalt)		700,000
10. Utilities		500,000
11. (2) Concession/Press boxes		900,000
<del>12. Smaller Restrooms</del>		<del>250,000</del>
<del>13. (4) Tennis Courts</del>		<del>200,000</del>
<del>14. (4) Basketball Courts</del>		<del>250,000</del>
<del>15. Walking Trail</del>		<del>75,000</del>
<del>16. Pedestrian Bridges</del>		<del>90,000</del>
17. Facilities Grounds Storage Building		250,000
18. Landscaping		600,000
19. Irrigation		100,000
20. Street Lighting		60,000
21. Side Walks(Concrete)		250,000
<del>22. Misc. Park Amenities (Bike racks, Signage, Benches, Entry Gate)</del>		<del>75,000</del>
Sub –Total		11,310,000.00
<hr/>		
25% Contingency (Grading, Storm Water Mgt./Trt. Utilities)		750,000.00
Total		12,060,000.00
Design and Construction Administration Services 6% Construction Cost; (.06 x 11,310,000)		678,600.00
<hr/>		
<b>Grand Total</b>		<b>12,738,600.00</b>



**HUTCHINSON, MOORE & RAUCH, LLC**  
**ENGINEERING COST ESTIMATE**

Owner: **City of Daphne**

Project: **Lott Park Tennis and Recreation Facility**

Date: **June 10, 2014**

ITEM #	DESCRIPTION	UNIT	QTY	UNIT PRICE	AMOUNT
1	ASPHALT TENNIS COURTS <i>(INCLUDES LIGHTING, FENCING, WINDSCREENS, COLOR COATING AND SITE PREP)</i>	EA	4	60,000.00	\$ 240,000.00
2	CLAY (HYDROCOURT) TENNIS COURTS <i>(INCLUDES LIGHTING, FENCING, WINDSCREENS, COLOR COATING AND SITE PREP)</i>	EA	4	77,000.00	\$ 308,000.00
3	BLEACHERS	EA	6	8,000.00	\$ 48,000.00
4	RESTROOM/CONCESSION	EA	1	60,000.00	\$ 60,000.00
5	LIGHTING (NON-TENNIS)	LS	1		\$ 100,000.00
6	RECREATION CENTER <i>(35,000 SF @ \$150/SF)</i>	LS	1		\$ 5,250,000.00
7	POOL	LS	1		\$ 100,000.00
8	LANDSCAPING	LS	1		\$ 50,000.00
<b>TOTAL AMOUNT</b>					<b>\$ 6,156,000.00</b>



**HUTCHINSON, MOORE & RAUCH, LLC**  
**ENGINEERING COST ESTIMATE**

Owner: **City of Daphne**  
 Project: **Daphne Sports Complex - Phase 2**  
**10-Field Complex on North 1/2 of Property**  
 Date: **June 10, 2014**

ITEM #	DESCRIPTION	UNIT	QTY	UNIT PRICE	AMOUNT
1	CLEARING AND GRUBBING (80 ACRES) (201-A)	LS	1		\$ 250,000.00
2	UNCLASSIFIED EXCAVATION (210-A)	CYIP	450,000	5.50	\$ 2,475,000.00
3	BORROW EXCAVATION, SELECT FILL, 18" SAND CLAY (210-D)	CYIP	25,000	10.00	\$ 250,000.00
4	ROADBED PROCESSING (230-A)	RDBD STA	28.0	350.00	\$ 9,800.00
5	GRANULAR SOIL BASE, COURSE, UPPER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SYCIP	24,000	2.75	\$ 66,000.00
6	GRANULAR SOIL BASE, COURSE, LOWER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SYCIP	24,000	2.75	\$ 66,000.00
7	BITUMINOUS TREATMENT, TYPE A (401-A)	SY	24,000	1.25	\$ 30,000.00
8	BITUMINOUS CONCRETE WEARING SURFACE, MIX 1, 1 1/2" THICKNESS (429-A)	TON	2,000	85.00	\$ 170,000.00
9	18" ROADWAY PIPE, CLASS 3 (530-A)	LF	1,200	30.00	\$ 36,000.00
10	24" ROADWAY PIPE, CLASS 3 (530-A)	LF	1,200	50.00	\$ 60,000.00
11	30" ROADWAY PIPE, CLASS 3 (530-A)	LF	1,200	65.00	\$ 78,000.00
12	42" ROADWAY PIPE, CLASS 3 (530-A)	LF	1,200	80.00	\$ 96,000.00
13	MOBILIZATION (600-A)	LS	1		\$ 60,000.00
14	6" UNDERDRAIN PIP (606-A)	LF	1,200	20.00	\$ 24,000.00
15	LOOSE RIPRAP, CLASS 2, 18" THICK (610-A)	SY	1,500	75.00	\$ 112,500.00
16	LOOSE RIPRAP, CLASS 2, 24" THICK (610-A)	SY	450	85.00	\$ 38,250.00
17	FILTER BLANKET, NON-WOVEN (610-D)	SY	1,950	4.00	\$ 7,800.00
18	CONCRETE SIDEWALK, 4" THICK, 6' WIDE (618-A)	SY	15,000	35.00	\$ 525,000.00
19	24" PIPE END TREATMENT (619-A)	EA	3	800.00	\$ 2,400.00
20	42" PIPE END TREATMENT (619-A)	EA	5	1,000.00	\$ 5,000.00
21	INLETS, TYPE "S3", ONE WING (621-C)	EA	20	3,500.00	\$ 70,000.00
22	INLETS, TYPE "S4", ONE WING (621-C)	EA	6	4,000.00	\$ 24,000.00
23	INLETS, TYPE "S3", TWO WING (621-C)	EA	10	4,000.00	\$ 40,000.00
24	GRATE INLET (621-C)	EA	10	3,500.00	\$ 35,000.00
25	INLETS, WEIR TOP (621-C)	EA	4	3,500.00	\$ 14,000.00
26	OUTFALL STRUCTURE	EA	3	15,000.00	\$ 45,000.00
27	CONCRETE CURB, TYPE "N" (623-B)	LF	1,200	13.50	\$ 16,200.00
28	COMBINATION CURB & GUTTER, TYPE M-2, 24" WIDE (623-C)	LF	11,000	13.50	\$ 148,500.00
29	CONCRETE SLOPE PAVING (614-A)	CY	70	300.00	\$ 21,000.00
30	6" WATER PIPE/MAIN LAID C-900 (641-A)	LF	800	14.00	\$ 11,200.00
31	8" WATER PIPE/MAIN LAID, C-900 (641-A)	LF	3,000	20.50	\$ 61,500.00

ITEM #	DESCRIPTION	UNIT	QTY	UNIT PRICE	AMOUNT
32	4" PVC SLEEVES (641-A)	LF	700	5.50	\$ 3,850.00
33	2" PVC WATER PIPE (641-A)	LF	1,800	5.50	\$ 9,900.00
34	1.5" PVC WATER PIPE (641-A)	LF	2,100	5.00	\$ 10,500.00
35	TOPSOIL FROM STOCKPILES, 4" THICK (650-B)	CYIP	7,000	4.00	\$ 28,000.00
36	SEEDING (652-A)	ACRE	25	2,000.00	\$ 50,000.00
37	TEMPORARY SEEDING (654-A)	ACRE	25	1,200.00	\$ 30,000.00
38	SOLID SODDING (654-A)	SY	9,000	4.50	\$ 40,500.00
39	MULCHING (656-A)	ACRE	25	2,000.00	\$ 50,000.00
40	STONE PAD CONSTRUCTION ENTRANCE (#4 STONE)	LS	1		\$ 3,000.00
41	HAY BALES (665-F)	EA	500	5.50	\$ 2,750.00
42	WATTLES	LF	2,500	6.50	\$ 16,250.00
43	SILT FENCE, TYPE A (665-J)	LF	5,000	4.50	\$ 22,500.00
44	4" FORCEMAIN	LF	4,100	6.75	\$ 27,675.00
45	2" FORCEMAIN	LF	2,100	5.50	\$ 11,550.00
46	CONCRETE FOR SEWER CONSTRUCTION (SS-10)	CY	25	400.00	\$ 10,000.00
47	DUCTILE IRON OR CAST IRON FITTINGS FOR SEWERS/ FORCEMAINS (SS-11)	LBS	2,500	6.50	\$ 16,250.00
48	DUCTILE IRON OR CAST IRON WATER FITTINGS (WL-2)	LBS	2,500	6.50	\$ 16,250.00
49	2" GATE VALVE, SEWER	EA	7	600.00	\$ 4,200.00
50	4" GATE VALVE, SEWER	EA	5	500.00	\$ 2,500.00
51	8" GATE VALVE, WATER	EA	5	800.00	\$ 4,000.00
52	IN-LINE CLEANOUT	EA	5	450.00	\$ 2,250.00
53	FIRE HYDRANTS (WL-8)	EA	11	2,800.00	\$ 30,800.00
54	CONCRETE FOR WATER LINES (WL-11)	CY	20	400.00	\$ 8,000.00
55	RETAINING WALL	LS	1		\$ 410,000.00
56	PERFORMANCE BOND	LS	1		\$ 200,000.00
57	BALL FIELD FENCING	EA	10	25,000.00	\$ 250,000.00
58	BALL FIELD DUGOUTS	EA	20	12,000.00	\$ 240,000.00
59	BALL FIELD BLEACHERS	EA	20	8,000.00	\$ 160,000.00
60	BALL FIELD BACKSTOPS	EA	10	14,000.00	\$ 140,000.00
61	BALL FIELD RESTROOM/ CONCESSION (2ND FLOOR ANNOUNCER'S BOOTH)	EA	1	150,000.00	\$ 150,000.00
62	BALL FIELD ANNOUNCER'S BOOTHS	EA	2	20,000.00	\$ 40,000.00
63	BALL FIELD LIGHTING	LS	1		\$ 500,000.00
64	LANDSCAPING	LS	1		\$ 20,000.00
<b>TOTAL AMOUNT</b>					<b>\$ 7,358,875.00</b>



**HUTCHINSON, MOORE & RAUCH, LLC**  
**ENGINEERING COST ESTIMATE**

Owner: **City of Daphne**

Project: **Additional Multi-Purpose Fields at Trione Park with Renovations**

Date: **June 10, 2014**

ITEM #	DESCRIPTION	UNIT	QTY	UNIT PRICE	AMOUNT
1	FOUR MULTI-PURPOSE FIELDS AND PARKING	LS	1		\$ 900,000.00
2	LIGHTING (NON-TENNIS)	LS	1		\$ 400,000.00
3	BLEACHERS	EA	8	10,000.00	\$ 80,000.00
4	LANDSCAPE AND RENOVATIONS	LS	1		\$ 200,000.00
<b>TOTAL AMOUNT</b>					<b>\$ 1,580,000.00</b>

**Rebecca A. Hayes**

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**From:** Rebecca Trosclair <daphne2garden@hotmail.com>  
**Sent:** Wednesday, July 02, 2014 4:26 PM  
**To:** Rebecca A. Hayes; Michele Hanson  
**Cc:** Joe Davis; Robin LeJeune; Jane Ellis  
**Subject:** Beautification Awards -3rd Quarter 2014

We have selected two business locations for the Beautification Award for the 3rd Quarter.

Both are in Dist. 7.

- Eastern Shore Urgent Care

29710 Urgent Care Dr.

Dr. Michael Mahoney & Dr. Mark Siegel, Owners

VaLonne Harmon, Office Manager

251-626-3782

- Zaxby

LA Foods LLC

29680 Urgent Care Dr.

Hudson Sandefur, Owner

251-635-8424

David Marks, Dist. Manager

These awards will be presented at the Monday, July 21 Council Meeting.

If you have any question, please call me at 621-3296.

Thanks for your assistance.

**REPORT  
OF  
STANDING COMMITTEES**

**CITY OF DAPHNE  
FINANCE COMMITTEE MINUTES  
JULY 14, 2014  
4:00 P.M.**

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

The meeting was called to order at 4:07 p.m. Present were Chairperson Mrs. Conaway, Councilman Joseph Davis, Councilman John Lake, Senior Accountant Suz anne Henson, and Accounting Technician Sue Moody. Councilman Ron Scott arrived at 4:14p.m.

Also in attendance were Councilman Pat Rudicell, Councilman Robin LeJeune, Council President Randy Fry, Public Works Director Richard Johnson, Human Resource Director Vickie Hinman, and Civic Center Director Margaret Thigpen, Recreation Director David McKelroy.

**I. PUBLIC PARTICIPATION**

**A. Jail Food (Trustee/Inmate Meals) Budget - additional funds needed**

Judge Hoyt discussed the recent request to use some of the Court's 50% share of the Court Correction Funds to purchase inmate meals. Judge Hoyt noted his discussions with Lt. Yelding covered the need for additional monies for meals and the additional cost of the meals due to changes in federal nutritional guidelines which was mainly due to caloric intake. Judge noted that this change in nutritional guidelines required the Jail to start purchasing the larger frozen meal to meet the new federal guidelines which of course increased the cost of the meals. Judge Hoyt discussed that he wanted to assist the Jail with perhaps loaning some of the Court's 50% share of the monies by giving the Jail a larger percentage share until the Jail could repay the monies back to the court. Mr. Lake asked what the monies in this fund are typically used for. Judge discussed Court uses these funds for equipment purchases, security cameras, courtroom equipment, ect... Mrs. Henson noted that the Jail will need additional monies in this line item as current budgeted monies has been exhausted. Discussion continued on previous years expenditures for inmate meals and that there have been changes in expenditures due to fluctuating meal cost, changes in the number of inmates and guideline changes in nutritional caloric requirements.

*A summary of the current and previous year's budget and expenditures is as follows:*

- **FY14 Budgeted in GF: \$45,750--actual purch~~YTD~~(thru 6-30-14)--\$43,939+FY14 Ct Corr \$20,141 = **\$64,080****
- **FY13 Budgeted in General Fund - \$35,750--actual purch -\$36,368 +Court Correction-\$38,630 = **\$74,998****
- **FY12 Budgeted in General Fund: \$42,750 -actual purchases- \$43,920 +Court Correction - \$0 = **\$43,920****
- **FY11 Budgeted in General Fund: \$58,000 - actual purchases-\$44,740 +Court Correction - \$0 = **\$44,740****
- **FY10 Budgeted in General Fund: \$58,000 - actual purchases-\$54,687 +Court Correction - \$0 = **\$54,687****

**(As of June 20, 2014: Court Judicial Fund balance is \$70,560 / Court/Corrections Fund Balance: @ 50/50 split of revenues is as follows: Court balance - \$189,171 & Correction/Jail balance - \$9,641 (average monthly collections of \$8,000 total @ 50/50 split between Court and Corrections/Jail) )**

Mrs. Henson discussed the current bid with Winn Dixie, which will expire on July 31, 2014, has a smaller and a larger meal size option. Mrs. Henson noted the larger meals were bid mainly for Public Works Inmates that perform physical labor in the heat, mowing, ect. but as Judge Hoyt noted earlier since the guidelines changed for caloric intake the Jail is now having to purchase the more expensive larger meals. Mrs. Henson noted that Lt. Yelding had stopped by her office last week after meeting with the Mayor to discuss bidding out a new Jail Food bid for a different food supply system. Lt. Yelding noted that new appliances (oven/microwaves) would need to be purchased to prepare the new food supply packages. Mrs. Henson noted that Lt. Yelding had visited a couple other jails in surrounding communities and found this new food system to be more cost effective. Councilman Rudicell, who is on the Public Safety Committee stated that the new Jail Food system and need to purchase new appliances was discussed at the last Public Safety meeting. Mrs. Henson noted that from her understanding the appliances needed would cost under \$15,000 so these items would not need to be bid and if monies were approved to fund the purchase out of the Judicial Fund or the Court side of the Court/Corrections Fund then the appliances could go ahead and be purchased. Mr. Scott asked if perhaps the Court fund could assist with purchasing the Jail appliances. Judge Hoyt noted he had discussed with Lt. Yelding that the

preferred method was to loan the monies needed to cover the meal purchases but they were agreeable on making the appliance/equipment purchases out of the Court's share of the Court/Corrections Fund.

B. YMCA appropriation Request

Discussion was made that there was a request for them to be on the agenda.

### **III. HUMAN RESOURCES BUSINESS**

#### **A. Update on Human Resources Department Activity**

Mrs. Vickie Hinman reviewed the Human Resource Report including open position status.

<b><u>Positions</u></b>	<b><u>Status</u></b>
Revenue Officer	Reviewing applications
Deputy Finance Director	Reviewing applications
Finance Director	Reviewing applications
Events Assistant	Interviewing
Recreation Program Coordinator	Interviewing
Library Computer Services Technician	Pending
Temporary PT HR Technician	DOH: 6/26/2014
PT Public Service Worker	DOH: 06/26/2014
PT Fitness Associate	DOH: 6/12/2014
Mechanical Admin. Tech.	DOH: 6/05/2014

Mrs. Hinman reviewed that before the Mayor left Thursday he asked her to start the preliminary interview process for the Revenue Officer position and those interviews will be for Wednesday and Thursday of this week. Mrs. Hinman noted that there were 31 applications submitted for the Revenue Officer position. Mr. Scott ask what a preliminary interview was. Mrs. Hinman explained this is where she screens the applicants to confirm they meet the education and certification requirements of the position and they are agreeable to the salary approved. Discussion continued on the preliminary interview process. Mrs. Hinman noted that there were 20 applications for the Deputy Finance Director position and only 5 applications for the Finance Director. Mrs. Conaway asked about two positions that were open for Finance. Mrs. Hinman noted the Mayor requested to advertise for both positions to evaluate responses. Mr. Davis asked what the education and salary range is for Finance Director. Mrs. Hinman answered that the Finance Director position requires a Master's Degree and/or CPA and experience. Mrs. Hinman stated the position advertised for Steps 1-12 at a salary of \$52,380 - \$68,727. Mr. Davis said with only 5 applicants he wondered if the salary was too low. Mrs. Hinman noted a few years ago a survey was done and found that in researching surrounding cities the City of Daphne's salaries were below average. Mrs. Hinman noted that in particular the Director's positions, Grades 29 and up, the salaries were found to be very low. Mrs. Hinman noted that the City has not had to hire a new Director for a while so we have not had to face how low the pay scale is. Mr. Scott estimated the City is \$15,000-\$20,000 below the average.

Mrs. Hinman noted Events Assistance will start work this Thursday and the Recreation Program Coordinator position had 5 applicants and they interviewed on Friday and will be making a decision. Mrs. Hinman noted the mayor is working on changing the Library Computer Services Technician to just City Computer Services Technician. Mrs. Hinman noted that on the Part time HR Technician they had hired the temporary employee on June 26<sup>th</sup> that was assisting in Revenue and had previously assisted in HR but that person returned back to being a temporary employee in the Revenue department so that position is open again.

Mrs. Hinman continued covering the remaining items in the HR Report:

Safety Committee meeting was held on June 25, 2014. Report of City employee injuries and property damages for last month. Cooling towels and hats for employees in Public Works and Recreation have been distributed. January through June employee safety awards (\$10 Walmart Gift Cards) will be finalized and distributed in late July. The next Safety Committee meeting on July 31, 2014 at 10:00 a.m. The Safety Committee to begin updating Employee Safety Manual

HR projects/meetings:

- Employee Benefits/Wellness Fair date is August 13
- Budget Planning
- PT Temp HR Technician started on 6/26/20 – Training
- HR Assistant cross training on payroll and benefits

Mr. Davis asked about the Budget Planning process. Mr. Johnson reviewed the process the Public Works goes through in projecting operating budget with Finance Department assisting with the Personnel side. Mr. Davis asked about projected cost and Mr. Johnson noted the department budget sheets show 4-5 years comparisons of actual expenditures to help project the new year's budget. Mr. Davis ask about budget comparison information for Council to review. Mrs. Henson stated that the budget book given to Council also shows the previous four (4) years of actual expenditures along with the Proposed budget for the new budget year. Discussion continued on Council receiving budget request presented by departments and Council being more active in helping departments evaluate budget needs. Mr. Johnson noted budget process starts for departments at least six months prior to adoption. Discussion continued on the budget process.

## **IV. CURRENT BUSINESS**

### **A. Financial Reports**

#### **1. Treasurer's Report: June, 2014**

Mrs. Henson reviewed the Treasurer's Report and noted:

- Total Unrestricted Funds - \$10,329,776
- Increase from Last Year's Unrestricted Funds - \$ 500,941
- # of months of Unrestricted cash to cover monthly operating Expenses & Debt Service – 4.7 months compared to the previous year - 4.7 months

Included in the packet are graphs that show that activity is on track with the previous year.

***The Treasurer's Report as of June 30, 2014 Total Unrestricted Funds - \$10,329,776 and Total City Funds - \$15,984,336 was presented to be filed for audit.***

#### **2. Sales and Use Taxes: May, 2014**

Mrs. Henson reviewed the Sales & Use Tax Reports and Graphs: \$1,218,956.40 was collected for May 2014:

- YTD Variance over Budget - \$ 120,353 + 9.4%
- Percent change from last year's collections + 5.5%

Discussion was made on the increase in sales tax collection in June for May.

#### **3. Lodging Tax Collections, May, 2014**

Mrs. Henson reviewed the Lodging Tax Collections Report and noted the collections for May 2014 were \$107,155 which is up \$38,707 from May's 2013's collections of \$68,448.

- YTD Variance over Budget: \$80,746; +68.9%
- Percentage change from last year's collections: +36.1%

Discussion was made that the Lodging Tax rate increased effective April 1, 2014. Mr. Davis discussed Bayfront improvements being funded through the Lodging Tax Funds. Mr. Scott and Mr. Johnson noted that all property improvements on bay front property they are aware of have been funded through the Lodging Tax Fund.

## 5. Report: New Business Licenses – June, 2014

The Business Licenses Report was included in the packet. Total business license issued YTD is 3,777 - up 13 from last year

**98 - Total Business License issued in June** - up 25 from June 2013 (73 licenses issued).

70 - Renewals – out of the 98

26 - New businesses with **4 of those having a physical location in Daphne** and

2 - Prior year licenses. A map was included showing each of the 4 new businesses locations.

Discussion continued on the four new businesses with a physical location in Daphne: Hub City Service Center, Uncle Maddio's Pizza Joint, Southern Sparkle, and Off Lease Auto Outlet.

## 6. Bills Paid Reports – June, 2014

The Bills Paid Report was presented in the packet. Mr. Davis asked about the Clark's temporary personnel in Finance and Revenue. Mr. Davis asked if an additional person was needed in Revenue. Discussion continued that the temporary person had returned from HR to Revenue. Discussion continued on the need for a third person in Revenue. Mr. Scott noted the third employee would be addressed in the FY2015 Budget request.

### A. Appropriation Request: (Ordinance)

#### 1. Mast Arm Poles & Signal Upgrade @ Johnson Road & US98 - \$75,000

Mr. Johnson reviewed the project being done by State Department of Transportation where they are shifting the turn lanes on US98 & Johnson Road like they did on Whispering Pines and CR64 projects. Mr. Johnson noted that the State is funding that project 100%. Mr. Johnson stated the City is requesting State participation in upgrading the signal in this area to the Mast Arm Poles and a Signal Upgrade to allow use of an Intelligent Traffic Signal system. This upgrade will assist with future upgrades. Mr. Johnson noted the City will ask the State to pay the full \$75,000 match but expect at least a 50% cost share on the match of \$37,500.

***Motion by Mr. Scott to appropriate \$75,000 from General Fund for Mast Arm Poles & Signal Upgrade @ Johnson Road & US98 (ALDOT project - 50% share). Seconded by Mr. Davis. Motion carried.***

#### 2. Edgar Circle / Melanie Loop Emergency Drainage Repair - \$108,925

(Survey, Design, & Letting Cost - \$45,926 / Construction - \$389,771.50)

(Total Project cost-\$435,697.50 / City's share - \$108,925)

Mr. Johnson reviewed the project and noted this was really three projects in one. Mr. Johnson noted the City has already approved 75% reimbursement from NRCS for the channel work and 75% for the remainder of the work from FEMA. Mr. Johnson noted the State is expected to reimburse half of the remaining balance (12½%). Mr. Johnson reviewed the bid is recommended to be awarded to the low qualified bidder Blade Constructions in the amount of \$389,771.50 (total project cost is \$435,697.50). Mrs. Henson noted that the award letter for the bid will not be sent until the appropriation ordinance is approved.

***Motion by Mr. Davis to appropriate \$108,925 from General Fund for Edgar Circle / Melanie Loop Emergency Drainage Repair. Seconded by Mr. Lake . Motion carried.***

***Motion by Mr. Davis to recommend to Council to award the 2014-P-EDGAR CIRCLE/MELANIE LOOP EMERGENCY DRAINAGE REPAIR bid to Blade Construction in the amount of \$389,771.50. Seconded by Mr. Lake . Motion carried.***

**B. Bids: (Resolution)**

**1. 2014-B-POLICE VEHICLE EQUIPMENT**

Mrs. Henson review the Police Vehicle Equipment bid and noted this is an annual bid to outfit new Police vehicles purchased. Chief Carpenter submitted requesting award to the Firehouse Sales & Service, Inc..

***Motion by Mr. Scott to recommend to Council to award the 2014-B-POLICE VEHICLE EQUIPMENT for unit cost as bid to Firehouse Sales & Service, Inc.. Seconded by Mr. Davis. Motion carried.***

**V. OLD BUSINESS**

A. Police Vehicle Replacement Appropriation Request - \$41,008: *Flooded during the April 2014 Rain Storm – Ordinance will be a 2<sup>nd</sup> read at the 7-21-14 Council Meeting*

Mrs. Henson noted this was just listed as an FYI since this is an appropriation request and will be a second read at the 7-21-14 Council Meeting. Mrs. Henson noted this was discussed at the Public Safety Committee right after the June Finance Committee meeting. Discussion continued that this was the vehicle that was flooded during the April rain storm.

B. Farnborough International Air Show in England – July 14-20, 2014

Mr. Scott discussed that last year the Mayor had attended the Air Show in Paris, France and additional monies were requested and appropriated. Mr. Scott asked where did the monies come from for this year's Air Show? Mrs. Henson noted that the monies will come out of Executive training budget. (*FY14 Executive budget for training - \$15,000*).

**VI. ADJOURN** The meeting adjourned at 5:19 p.m.

**Dane Haygood**  
Mayor

**Vickie Hinman**  
Human Resources Director



**Sherree Hilburn**  
Payroll and Benefits Coordinator

**Sandi Cushway**  
Human Resources Assistant

*The Jubilee City*

July 3, 2014

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

**Positions**

Revenue Officer  
Deputy Finance Director  
Finance Director  
Events Assistant  
Recreation Program Coordinator  
Library Computer Services Technician  
Temporary PT HR Technician  
PT Public Service Worker  
PT Fitness Associate  
Mechanical Admin. Tech.

**Status**

Reviewing applications  
Reviewing applications  
Reviewing applications  
Interviewing  
Interviewing  
Pending  
DOH: 6/26/2014  
DOH: 06/26/2014  
DOH: 6/12/2014  
DOH: 6/05/2014

**Safety Committee meeting was held on June 25, 2014.** Report of City employee injuries and property damages for last month. Cooling towels and hats for employees in Public Works and Recreation have been distributed. January through June employee safety awards (\$10 Walmart Gift Cards) will be finalized and distributed in late July.

**Next Safety Committee meeting on July 31, 2014 at 10:00 a.m.**

Safety committee to begin updating Employee Safety Manual

HR projects/meetings:

- Employee Benefits/Wellness Fair date is August 13
- Budget Planning
- PT Temp HR Technician started on 6/26/20 – Training
- HR Assistant cross training on payroll and benefits

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

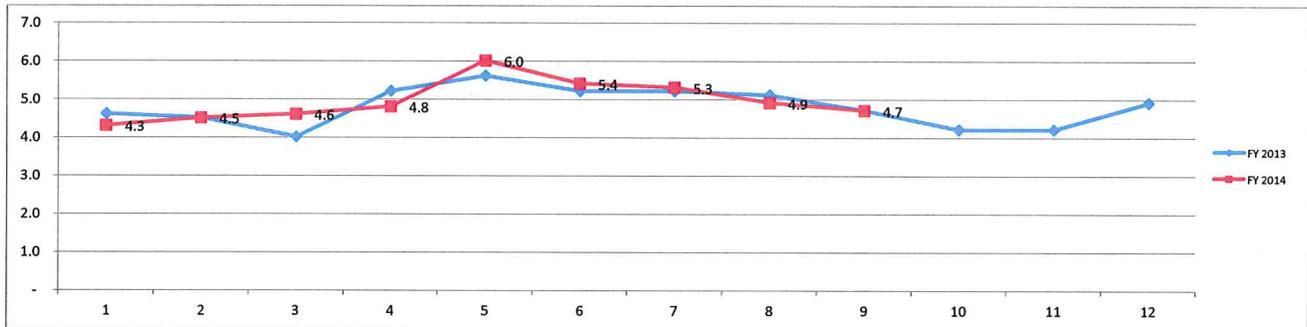
## TREASURER'S REPORT

As of June 30, 2014

Account Type/Title	Bank / Brokerage	6/30/2014	5/31/2014	Increase (Decrease) from last Month	Balance Last Year 6/30/2013	Increase (Decrease) from Last Year
<b>GENERAL FUND &amp; ENTERPRISE FUNDS</b>	Compass Bank1	\$ 5,022,002	\$ 5,626,223	\$ (604,221)	\$ 4,592,274	\$ 429,728
<b>INVESTMENT FUND</b>	Raymond James	5,192,716	5,197,697	(4,981)	\$ 5,138,748	\$ 53,968
<b>MUNICIPAL COURT</b>	Compass Bank2	115,058	106,886	8,172	\$ 97,813	\$ 17,245
<b>Total Unrestricted Funds</b>		<b>10,329,776</b>	<b>10,930,806</b>	<b>(601,030)</b>	<b>\$ 9,828,835</b>	<b>\$ 500,941</b>
<b>SPECIAL REVENUE FUNDS</b>						
MUNICIPAL COURT	Compass Bank1	13,084	7,938	5,146	(30,593)	43,677
SELF INSURANCE	Compass Bank1	55,892	54,952	940	34,959	20,933
FLEX SPENDING	Compass Bank1	(4,509)	(3,116)	(1,393)	484	(4,993)
4 CENT GAS TAX	PNC Bank1	86,448	81,721	4,727	107,016	(20,568)
7 CENT GAS TAX	PNC Bank2	368,340	399,297	(30,957)	387,654	(19,314)
TREE & FLOWER	Compass Bank1	11,200	11,200	-	-	11,200
SAIL SITE	PNC3/Compass1	3,255	520	2,735	1,067	2,188
NON-MAJOR STORMS	Compass Bank1	(57,700)	(6,958)	(50,742)	-	(57,700)
BP OIL SPILL	Compass Bank1	426,768	426,768	0	428,838	(2,070)
FEDERAL DRUG FORFEITURES	Compass Bank1	41,228	41,228	(0)	51,058	(9,830)
LOCAL DRUG FORFEITURES	Compass Bank1	20,038	19,987	51	6,542	13,496
LIBRARY	Compass Bank1	(6,688)	1,073	(7,761)	42,219	(48,907)
CONCESSION STAND	Compass Bank1	(7,880)	(6,627)	(1,253)	(2,526)	(5,354)
COURT TRAINING & EQUIPMENT	Compass Bank2	25,937	25,269	668	22,619	3,318
COURT JUDICIAL ADMINISTRATIVE	Compass Bank2	72,403	67,844	4,559	34,895	37,508
COURT CORRECTION	Compass Bank2	192,593	192,878	(285)	259,159	(66,566)
LODGING TAX	Compass Bank1	1,266,100	1,174,097	92,003	871,634	394,466
RENAISSANCE CENTER	Compass Bank1	-	-	-	-	-
CREDIT CARD DONATION ACCT	Compass Bank3	137	137	0	500	(363)
		<u>2,448,946</u>	<u>2,488,208</u>	<u>(39,262)</u>	<u>2,215,525</u>	<u>233,421</u>
<b>CAPITAL PROJECT FUNDS</b>						
CAPITAL RESERVE	Wells Fargo Bank1	1,682,028	1,682,022	6	1,541,372	140,656
2012 CONSTRUCTION	Regions Bank	507,111	519,387	(12,276)	1,568,897	(1,061,786)
		<u>2,189,140</u>	<u>2,201,409</u>	<u>(12,269)</u>	<u>3,110,269</u>	<u>(921,129)</u>
<b>DEBT SERVICE FUNDS</b>						
DEBT SERVICE	Wells Fargo Bank2	1,016,474	1,500,566	(484,092)	1,879,978	(863,504)
<b>Total Restricted Funds</b>		<b>5,654,560</b>	<b>6,190,183</b>	<b>(535,623)</b>	<b>7,205,772</b>	<b>(1,551,212)</b>
<b>Total City Funds</b>		<b>\$ 15,984,336</b>	<b>\$ 17,470,406</b>	<b>\$ (1,136,653)</b>	<b>\$ 17,034,607</b>	<b>\$ (1,050,271)</b>

# of Months of UNRESTRICTED Cash to cover monthly  
Operating Expenses & Debt Service

4.7                      4.9                      4.7



# SALES & USE TAXES

July 21, 2014 Council

## ACTUAL COLLECTIONS

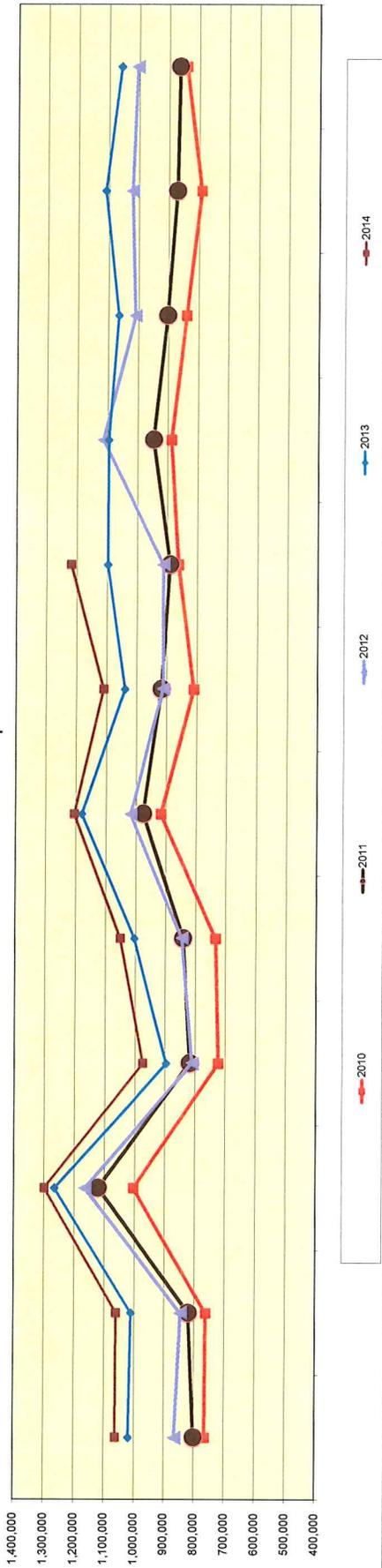
Month	FY 2014 BUDGET vs ACTUAL									
	2010	2011	2012	2013	2014	7/8 Year Sparklines	Budget	Monthly Variance	YTD Variance	% of Budget
October	764,641.13	800,512.03	864,727.27	1,019,065.37	1,062,861.14		1,031,207	31,654.56	31,654.56	3.1%
November	761,955.37	819,834.09	845,342.45	1,011,813.96	1,061,121.86		1,028,397	32,725.11	64,379.67	3.2%
December	1,004,037.20	1,121,383.45	1,165,135.62	1,266,051.50	1,299,075.20		1,364,761	(65,685.73)	(1,306.06)	-4.8%
January	723,504.28	817,230.14	809,785.59	895,717.19	974,224.69		969,137	5,087.76	3,781.70	0.5%
February	733,335.60	840,768.01	845,101.34	1,004,349.50	1,051,602.29		1,033,479	18,123.71	21,905.41	1.8%
March	916,657.55	976,181.39	1,018,721.43	1,181,007.55	1,205,342.67		1,220,063	(14,719.90)	7,185.51	-1.2%
April	809,588.73	916,536.59	911,438.60	1,039,769.87	1,110,085.05		1,101,677	8,407.73	15,593.24	0.8%
May	862,254.54	889,945.33	911,839.30	1,098,948.05	1,218,956.40		1,114,196	104,760.17	120,353.41	9.4%
June	887,262.68	946,206.78	1,114,149.53	1,097,507.32			1,213,130			
July	839,192.33	902,457.24	1,010,193.08	1,065,215.02			1,143,981			
August	790,713.80	871,437.04	1,021,267.76	1,110,126.44			1,153,572			
September	841,035.40	863,630.36	1,004,661.04	1,058,958.43			1,125,482			
<b>Totals</b>	<b>9,934,178.61</b>	<b>10,766,122.45</b>	<b>11,522,363.01</b>	<b>12,848,130.20</b>	<b>8,983,269.30</b>		<b>13,499,081</b>	<b>120,353.41</b>		<b>1.4%</b>

Budgeted Dollar Increase FY13 vs FY14	<b>650,951</b>
Budgeted Percent Increase FY13 vs FY14	<b>5.1%</b>

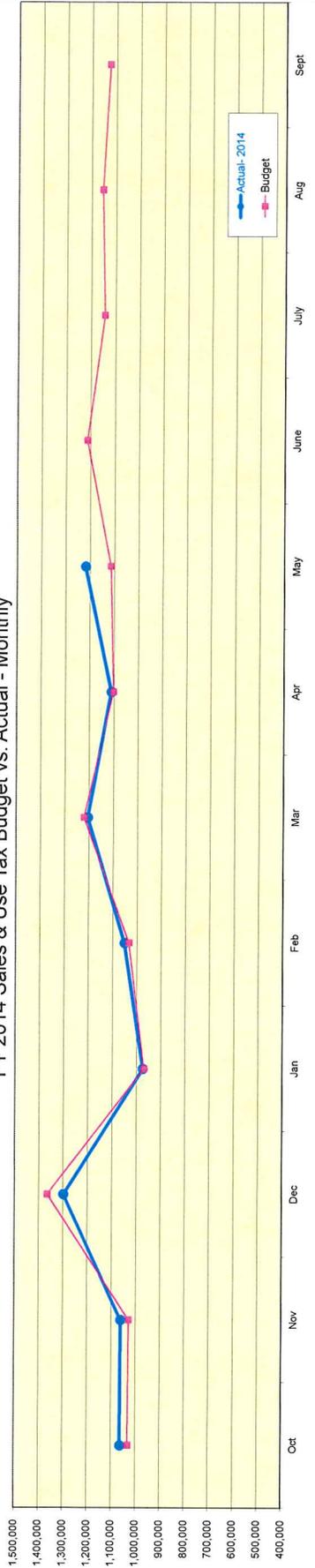
## Fiscal Year Changes Year Over Year

Month	\$ Change					Percent Change				
	2010-2011	2011-2012	2012-2013	2013-2014	6/7 Year Sparklines	2010-2011	2011-2012	2012-2013	2013-2014	6/7 Year Sparklines
October	35,870.90	64,215.24	154,338.10	43,795.77		4.7%	8.0%	17.8%	4.3%	
November	57,878.72	25,508.36	166,471.51	49,307.90		7.6%	3.1%	19.7%	4.9%	
December	117,346.25	43,752.17	100,915.88	33,023.70		11.7%	3.9%	8.7%	2.6%	
January	93,725.86	(7,444.55)	85,931.60	78,507.50		13.0%	-0.9%	10.6%	8.8%	
February	107,432.41	4,333.33	159,248.16	47,252.79		14.6%	0.5%	18.8%	4.7%	
March	59,523.84	42,540.04	162,286.12	24,335.12		6.5%	4.4%	15.9%	2.1%	
April	106,947.86	(5,097.99)	128,331.27	70,315.18		13.2%	-0.6%	14.1%	6.8%	
May	27,690.79	21,893.97	186,708.75	120,408.35		3.2%	2.5%	20.5%	11.0%	
June	58,944.10	167,942.75	(16,642.21)			6.6%	17.7%	-1.5%		
July	63,264.91	107,735.84	55,021.94			7.5%	11.9%	5.4%		
August	80,723.24	149,830.72	88,858.68			10.2%	17.2%	8.7%		
September	22,594.96	141,030.68	54,297.39			2.7%	16.3%	5.4%		
<b>Annual \$ Change</b>	<b>831,943.84</b>	<b>756,240.56</b>	<b>1,325,767.19</b>	<b>466,946.31</b>		<b>8.4%</b>	<b>7.0%</b>	<b>11.5%</b>	<b>5.5%</b>	

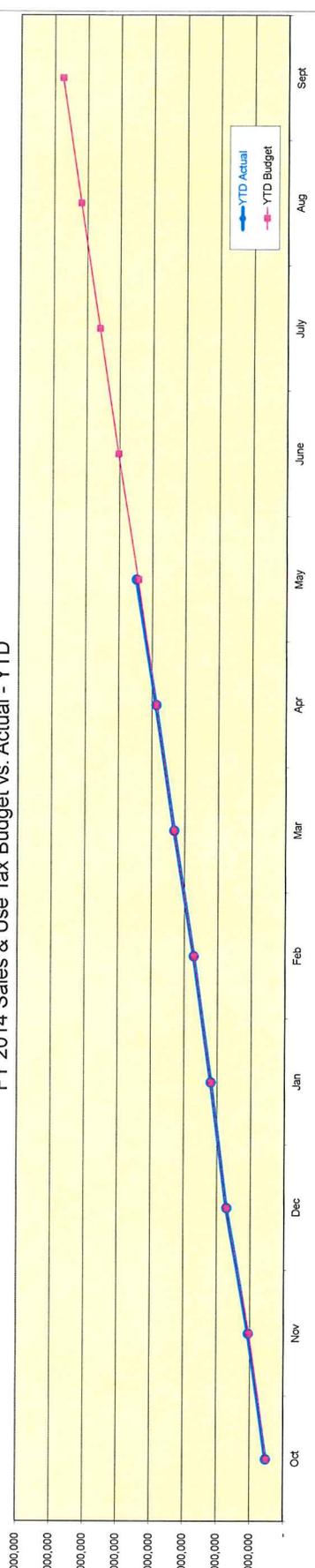
### Sales & Use Tax Comparisons



### FY 2014 Sales & Use Tax Budget vs. Actual - Monthly



### FY 2014 Sales & Use Tax Budget vs. Actual - YTD



## MONTHLY LODGING TAX COLLECTIONS

### ACTUAL COLLECTIONS

	FY 10	FY 11	FY 12	FY 13	FY 14	10 Year Spark Line
October	39,405.56	56,001.39	52,002.53	51,578.40	48,382.05	
November	33,763.37	48,329.73	47,568.08	43,459.48	43,912.92	
December	31,571.38	47,210.56	42,279.22	40,495.14	39,122.53	
January	42,883.70	49,006.12	41,917.34	47,548.01	43,198.04	
February	46,998.32	43,052.68	47,346.50	54,207.03	49,784.71	
March	52,771.52	67,422.43	70,058.33	64,325.47	71,954.97	
April	41,531.05	48,487.83	51,939.06	47,434.55	86,245.34	
May	66,820.96	57,880.48	54,740.45	68,448.49	107,155.55	
June	79,822.84	67,544.77	69,822.91	71,090.69		
July	91,906.47	76,631.86	79,417.80	94,310.47		
August	63,323.58	52,820.33	50,417.73	52,427.99		
September	52,662.79	45,216.75	46,968.89	45,148.35		
<b>Total</b>	<b>643,461.54</b>	<b>659,604.93</b>	<b>654,478.84</b>	<b>680,474.07</b>	<b>489,756.11</b>	

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

Ord 2014-06 adopted February 17, 2014, incr levy from 4% to 6% - effective for Collections for April 2014 reflected in May 2014

### FY 2014 BUDGET vs. ACTUAL

	Budget	Monthly Variance	YTD Variance	% of Budget
October	50,915.78	(2,533.73)	(2,533.73)	-5.0%
November	44,297.04	(384.12)	(2,917.85)	-0.9%
December	41,338.02	(2,215.49)	(5,133.34)	-5.4%
January	46,404.03	(3,205.99)	(8,339.34)	-6.9%
February	49,026.58	758.13	(7,581.20)	1.5%
March	65,139.77	6,815.20	(766.00)	10.5%
April	48,460.57	37,784.77	37,018.76	78.0%
May	63,428.65	43,726.90	80,745.66	68.9%
June	73,763.60			
July	87,577.05			
August	56,033.71			
September	48,615.19			
<b>Total</b>	<b>675,000.00</b>	<b>80,745.66</b>		<b>12.0%</b>

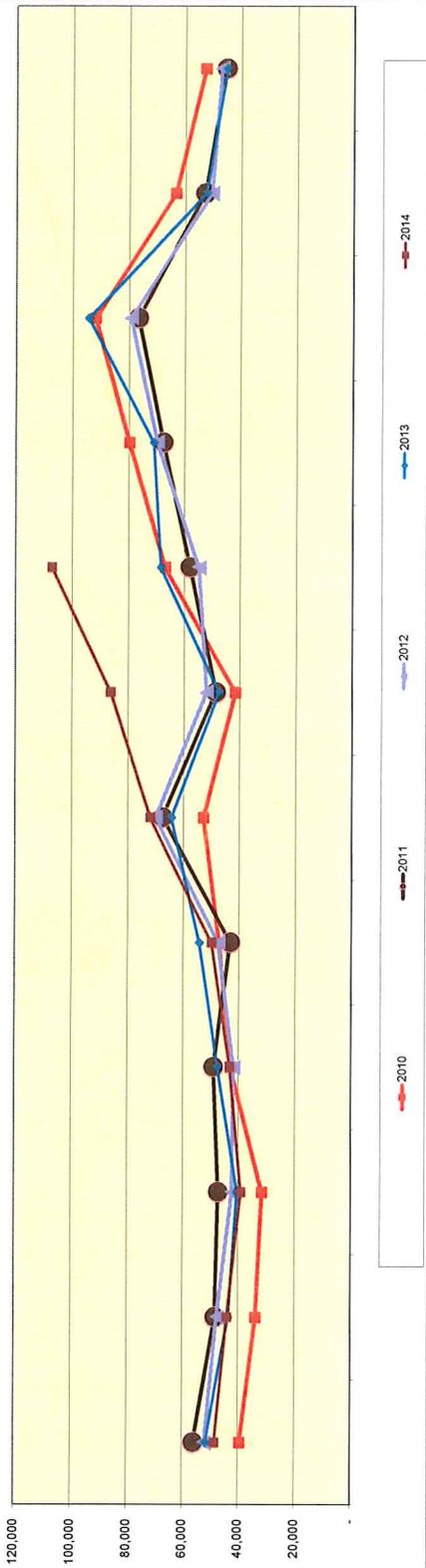
### CHANGE IN DOLLARS

	2009-2010	2010-2011	2011-2012	2012-2013	2013-2014	9 Year Spark Line
October	(7,137.64)	16,595.83	(3,998.86)	(424.13)	(3,196.36)	
November	(6,415.32)	14,566.36	(761.65)	(4,108.60)	453.44	
December	(6,573.31)	15,639.18	(4,931.34)	(1,784.08)	(1,372.61)	
January	3,177.66	6,122.42	(7,088.78)	5,630.67	(4,349.97)	
February	299.31	(3,945.64)	4,293.82	6,860.53	(4,422.32)	
March	(459.33)	14,650.91	2,635.90	(5,732.86)	7,629.50	
April	(2,746.70)	6,956.78	3,451.23	(4,504.51)	38,810.79	
May	23,527.22	(8,940.48)	(3,140.03)	13,708.04	38,707.06	
June	23,328.73	(12,278.07)	2,278.14	1,267.78		
July	31,286.69	(15,274.61)	2,785.94	14,892.67		
August	18,686.76	(10,503.25)	(2,402.60)	2,010.26		
September	17,232.17	(7,446.04)	1,752.14	(1,820.54)		
<b>Total</b>	<b>94,206.24</b>	<b>16,143.39</b>	<b>(5,126.09)</b>	<b>25,995.23</b>	<b>72,259.54</b>	

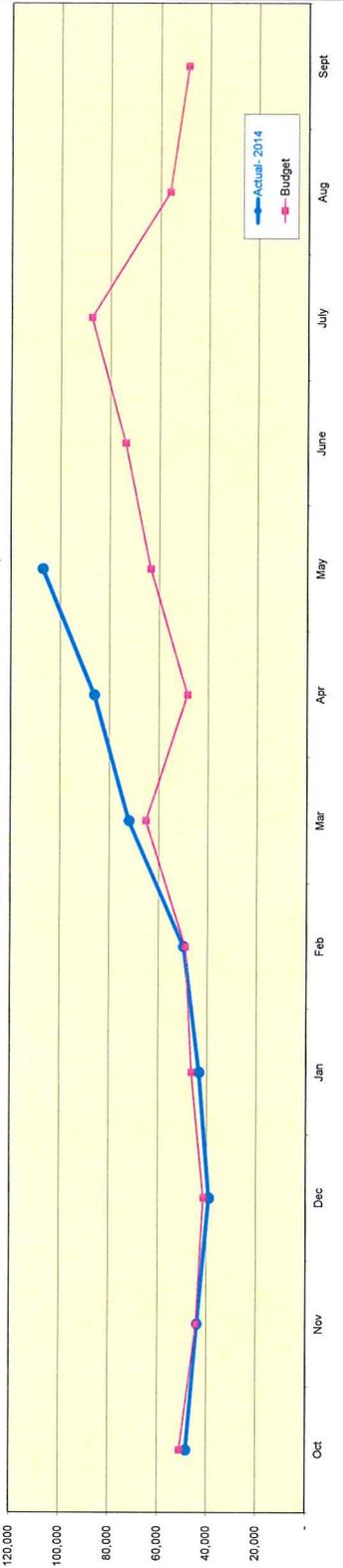
### CHANGE IN PERCENTAGE

	2009-2010	2010-2011	2011-2012	2012-2013	2013-2014	9 Year Spark Line
October	-18.1%	29.6%	-7.7%	-0.8%	-6.6%	
November	-19.0%	30.1%	-1.6%	-9.5%	1.0%	
December	-20.8%	33.1%	-11.7%	-4.4%	-3.5%	
January	7.4%	12.5%	-16.9%	11.8%	-10.1%	
February	0.6%	-9.2%	9.1%	12.7%	-8.9%	
March	-0.9%	21.7%	3.8%	-8.9%	10.6%	
April	-6.6%	14.3%	6.6%	-9.5%	45.0%	
May	35.2%	-15.4%	-5.7%	20.0%	36.1%	
June	29.2%	-18.2%	3.3%	1.8%		
July	34.0%	-19.9%	3.5%	15.8%		
August	29.5%	-19.9%	-4.8%	3.8%		
September	32.7%	-16.5%	3.7%	-4.0%		
<b>% Change</b>	<b>14.6%</b>	<b>2.4%</b>	<b>-0.8%</b>	<b>3.8%</b>	<b>14.8%</b>	

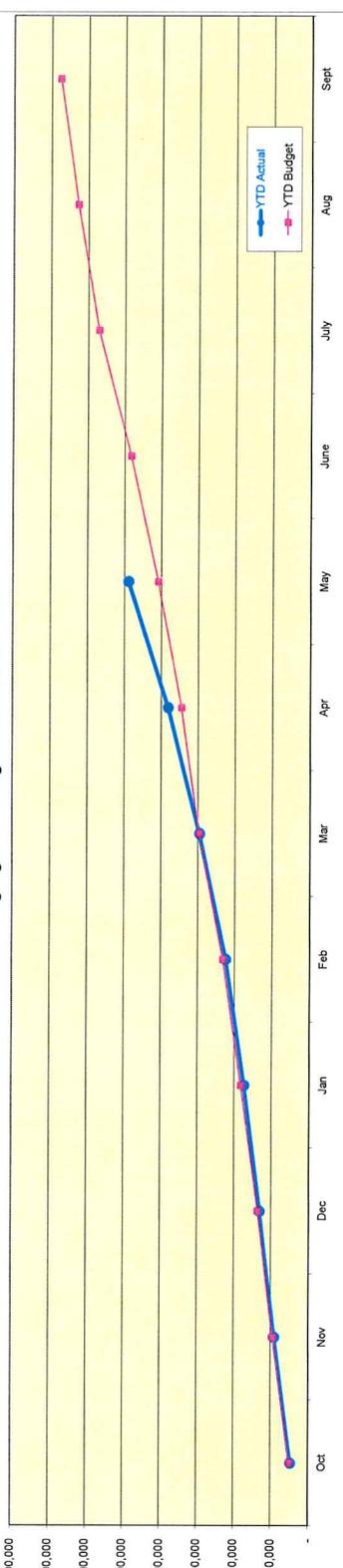
Lodging Tax Comparisons Year over Year



FY 2014 Lodging Tax Budget vs. Actual - Monthly



FY 2014 Lodging Tax Budget vs. Actual - YTD



# BUSINESS LICENSE ACTIVITY - JUNE 2014

NEW BUSINESS LICENSES (BY TYPE)		
NAICS	ACTIVITY	QTY
11	Agriculture, Forestry, Fishing and Hunting	
21	Mining, Quarrying, and Oil & Gas Extraction	
22	Utilities	
23	Construction	3
31-33	Manufacturing	2
42	Wholesale Trade	
44-45	Retail Trade	4
48-49	Transportation and Warehousing	6
51	Information	1
52	Finance and Insurance	
53	Real Estate, and Rental & Leasing	
54	Professional, Scientific, and Technical Services	1
55	Management of Companies & Enterprises	
56	Administrative, Support, Waste Mgmt, and Remediation Services	2
61	Educational Services	
62	Health Care and Social Assistance	1
71	Arts, Entertainment, and Recreation	
72	Accommodation and Food Services	3
81	Other Services (not elsewhere specified, such as personal care)	3
<b>TOTAL NEW BUSINESS LICENSES (BY TYPE)</b>		<b>26</b>

NEW BUSINESS LICENSES (BY LOCATION)	
<b>Daphne (physical location)*</b>	<b>4</b>
Daphne (no physical location)	8
Baldwin County	5
Mobile County	3
In State (not including Baldwin/Mobile counties)	
Out of State	6
<b>TOTAL NEW BUSINESS LICENSES (BY LOCATION)</b>	<b>26</b>

*NEW BUSINESSES LOCATED IN DAPHNE		
NAICS	NAME & ADDRESS	
44	Southern Sparkle 1903 Main St., Ste A	1
44	Off Lease Auto Outlet 24675 US HWY 98	1
48	Hub City Service Center 29811 Frederick Blvd	1
72	Uncle Maddio's Pizza Joint 6882 US HWY 90, Ste G-1	1
<b>*TOTAL NEW BUSINESSES LOCATED IN DAPHNE</b>		<b>4</b>

CLOSED BUSINESSES LOCATED IN DAPHNE		
NAICS	NAME & ADDRESS	
<b>TOTAL CLOSED BUSINESSES LOCATED IN DAPHNE</b>		<b>0</b>
<b>NET GAIN/-LOSS BUSINESSES LOCATED IN DAPHNE</b>		<b>4</b>

BUSINESS LICENSE COUNT through 06/30/2014	
Issued THIS MONTH:	
NEW Licenses	26
RENEWAL Licenses	70
PRIOR YEAR Licenses	2
<b>Total Issued THIS MONTH</b>	<b>98</b>
Total Issued THIS MONTH - PREVIOUS YEAR	
	73
<b>Net Gain/-Loss Current VS Previous Yr MONTH</b>	<b>25</b>
<b>Total Issued YTD 2014</b>	
	<b>3,777</b>
Total Issued in 2013	
	3,764
<b>Net Gain/-Loss Current VS Previous Yr YTD</b>	<b>13</b>

# Business License Activity June 2014

Interstate 10

Hub City Service Center  
29811 Frederick Blvd

US Hwy 90

Uncle Maddio's Pizza Joint  
6882 US Hwy 90, Ste G-1

Main Street N

Park Road

US Hwy 98

Main Street S

US Hwy 181

CR 13

Whispering Pines Road

Southern Sparkle  
1903 Main St, Ste A

Daphne Avenue/CR 64

Johnson Road

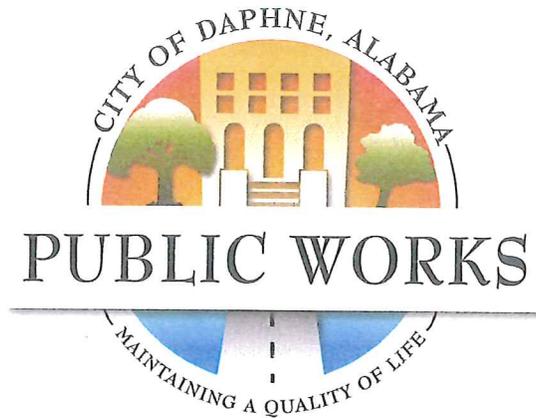
Off Lease Auto Outlet  
24675 US Hwy 98

Dane Haygood  
Mayor

Rebecca Hayes  
City Clerk

Mike Hinson  
Finance Director/Treasurer

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



Tommie Conaway  
District 1

Pat Rudicell  
District 2

John L. Lake  
District 3

Randy Fry  
District 4

Ronald Scott  
District 5

Robin LeJeune  
District 6

Joe Davis, III  
District 7

To: Christine Ciancetta, Deputy Finance Director  
Suzanne Henson, Senior Accountant

From: Richard D. Johnson, P.E.  
Public Works Director

Date: June 18, 2014

RE: Mast Arm Poles & Signal Upgrade Appropriation

Mike,

Please place the request below on the July 14<sup>th</sup> Finance Committee meeting. It was favorably recommended by the Public Works Committee at their May 19, 2014 meeting.

**A. Mast Arm Poles & Signal Upgrades at Johnson Road and US Highway 98  
City/ALDOT/Colonnade Developers – Motion to Finance Committee**

ALDOT will be reconfiguring the intersection of 98 & Johnson Road by shifting the left turn lanes with payment widening and striping as well as the developer of the Colonnade will be adding right hand turn lane on Johnson Road turning north on 98. We want to systematically upgrade our signals throughout the city, the State has proposed to replace the signal here with the arm mast poles at a price tag of \$150,000 with the city sharing half of that cost. Hopefully the developer will help, if not paying all of our half. We would like a recommendation to the June Finance Committee to move forward with this.

Motion by Tommie Conaway, Seconded by John Lake to favorably recommend to the Finance Committee to appropriate our cost (\$75,000) for the mast pole and signal upgrade

/mth



Robert Bentley  
GOVERNOR

# ALABAMA DEPARTMENT OF TRANSPORTATION

SOUTHWEST REGION  
OFFICE OF REGION ENGINEER  
1701 I-65 WEST SERVICE ROAD NORTH  
MOBILE, ALABAMA 36618-1109  
TELEPHONE: (251) 470-8200  
FAX: (251) 473-3624



John R. Cooper  
TRANSPORTATION DIRECTOR

April 7, 2014

Mr. Richard Johnson, P.E.  
Public Works Director  
City of Daphne  
Post Office Box 400  
Daphne, AL 36526

Dear Mr. Johnson:

RE: Signal Upgrade  
US 98 at Johnson Road  
City of Daphne

ALDOT has inspected the above-referenced signalized intersection, at the City's request, and has found that the existing span wire signal needs to be upgraded to a mast arm signal. The total cost of the project is estimated at approximately \$150,000.00. This cost will be split equally between the City of Daphne and ALDOT. Attached please find a Memorandum of Understanding for the project funding and a signal agreement for the proposed upgrades. Please execute and return both documents along with an approved resolution showing the City's approval of both. Also, please forward a check for the City's portion (\$75,000) to my office for further processing.

Should you have any questions or need additional information, please feel free to contact me at (251)470-8231.

Sincerely,

Daniel Driskell, P.E.,  
Traffic Engineer-Mobile

DED/dal  
c: Traffic File

Project Number: ST-002-042-024

Accounting Project Number: \_\_\_\_\_

## EXHIBIT O

### MEMORANDUM OF UNDERSTANDING

#### **FUNDING RATIO FOR THE UPGRADE OF A TRAFFIC SIGNAL AT US 98 AT JOHNSON ROAD. IN DAPHNE, ALABAMA**

The Alabama Department of Transportation (hereinafter referred to as the STATE) and the City of Daphne, Alabama (hereinafter referred to as the CITY) wishes to install a traffic signal at US98 at JOHNSON Road in the City of Daphne. This installation requires participation by the STATE and the CITY in funding the installation cost. The total estimated cost to install a traffic signal at this location is \$150,000 with 50 percent funded by the STATE and 50 percent funded by the CITY.

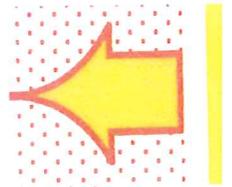
In the event the final installation cost is less than the total estimated cost, the STATE and the CITY will share in the cost underrun at the above-mentioned funding ratio and therefore the STATE will refund to the CITY 50 percent of the underrun. In the event the final installation cost exceeds the total estimated cost, the STATE and the CITY will share in the cost overrun at the above-mentioned funding ratio and therefore the CITY will submit a check to the STATE for 50 percent of the cost overrun.

---

Alabama Department of Transportation  
Region Engineer

---

City of Daphne, Alabama  
Mayor Dane Haygood





13. Traffic volume counts, traffic signal warranting criteria, traffic signal diagrams, and final construction plans, as applicable, are attached hereto and made part of this Permit/Agreement.
14. The type and number of signal & pedestrian heads per intersection or roadway lighting hardware are as follows: {Example: 5 – 3 sec, 12", red ball, yellow/green left arrow. OPTION: If plans are available to convey information below, just enter "SEE ATTACHED PLANS".} NOTE – If more space is needed, please use continuation sheets.

8-3 sec, 12", red ball, yellow ball, green ball; 2-3sec, red arrow, yellow arrow, green arrow; 2-pedestrian heads

TYPE OF SIGNAL		CONTROLLER	
<input checked="" type="checkbox"/> Traffic Control	<input type="checkbox"/> Pedestrian Control	Make:	Model #:
<input type="checkbox"/> Flashing	<input type="checkbox"/> Lane Control	<input type="checkbox"/> Fixed Time	<input type="checkbox"/> Two Phase
<input type="checkbox"/> School Flasher	<input type="checkbox"/> Railroad Crossing	<input type="checkbox"/> Semi Actuated	<input type="checkbox"/> Four Phase
<input type="checkbox"/> Other: _____		<input checked="" type="checkbox"/> Full Actuated	<input checked="" type="checkbox"/> Eight Phase
		<input type="checkbox"/> Other: _____	
		SYSTEM <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	

15. Distance in feet to the nearest adjacent traffic control signal: **NOTE** – if this Permit/Agreement covers more than one intersection, please use a continuation sheet.

North 1000 South 1000 East \_\_\_\_\_ West \_\_\_\_\_

16. Vertical and horizontal clearances for all traffic control signal equipment and/or associated hardware shall be in accordance with the Manual on Uniform Traffic Control Devices for Streets and Highways and the Alabama Department of Transportation Special and Standard Highway Drawings, current year edition.
17. The cycle length for actuated controllers shall be dictated by traffic actuation of the detectors, with minimum time ratios established from data contained in the traffic volume count. The cycle length and green time for fixed time controllers shall be dictated by the traffic volume count with adjustments when STATE approved.
18. In the event the warranting of the traffic control signal(s) is(are) based on projected traffic volumes developed and generated by a qualified Transportation Engineering Consulting firm using computer programs, data, and methodology noted in the Transportation Research Board's Highway Capacity Manual and the Institute of Transportation Engineers' Trip Generation Handbook, the following shall apply: If after the traffic signal is installed, the actual traffic volumes do not meet the Manual on Uniform Traffic Control Devices for Streets and Highways projected warranting criteria, the STATE reserves the right to demand the removal of the traffic control signal and/or associated hardware from the STATE highway system.

2. The equipment and/or associated hardware shall be installed in accordance with the applicable following:
  - A. Manual on Uniform Traffic Control Devices for Streets and Highways (MUTCD), current ALDOT approved edition.
  - B. The State of Alabama Project Details and Special and Standard Highway Drawings, current year version.
  - C. The National Electrical Code, current edition.
  - D. Alabama Department of Transportation (ALDOT) Standard Specifications for Highway Construction, current edition and applicable special provisions.
  - E. Code of Alabama, 1975 (as Amended) with specific reference to:
    - (1) §23-1-113, Municipal Connecting Link Roads – Stipulations and Conditions [specifically sub-paragraphs (6) and (7)].
    - (2) §32-5A-32, Traffic – Control signal legend.
    - (3) §32-5A-33, Pedestrian – Control signals.
    - (4) §32-5A-34, Flashing signals.
    - (5) §32-5A-35, Lane – Direction – Control signals.
3. The STATE shall determine the quantity of the equipment and/or associated hardware to be utilized in the accomplishment of the work identified by (A) and/or (B) above. In the event the OWNER or PERMITTEE, as applicable, furnishes the equipment and/or associated hardware to be utilized in the accomplishment of the work identified by (A) and/or (B) above, the OWNER or PERMITTEE, as applicable, shall ascertain that the type and quality of the equipment and/or associated hardware is in accordance with the STATE's Materials, Sources, and Devices with Special Acceptance Requirements (APL) as maintained by the STATE's Bureau of Materials and Tests.
4. Ownership of any and all equipment and/or associated hardware furnished by the STATE shall be transferred to the OWNER upon completion of the work indicated herein.
5. The equipment and/or associated hardware shall be operated and maintained at the sole expense of the OWNER. The OWNER agrees to provide electrical energy on a continuing basis as required, beginning at the time of the initial electrical service connection during the construction of the system. The OWNER agrees further to maintain said equipment and/or associated hardware in a good state of repair at all times, as required in accordance with the applicable documents: Manual on Uniform Traffic Control Devices for Streets and Highways and the Alabama Department of Transportation Standard Specifications for Highway Construction and applicable special provisions. Any traffic control signal equipment and/or associated hardware must also be in accordance with any traffic signal operating plan of the STATE which is in effect at the applicable time of such maintenance. If a malfunction of the equipment and/or associated hardware should ever occur, the OWNER shall effect repairs immediately. If said malfunction presents a potential hazard to the motoring public and the OWNER is unable to repair the equipment and/or associated hardware in a timely manner as determined by the STATE, the STATE reserves the right to repair the equipment and/or associated hardware, and invoice the OWNER for all costs incurred. The OWNER agrees to pay the STATE all such costs incurred by the STATE promptly upon receipt of the invoice from the STATE.

5a. In instances where ALDOT maintains a fiber-optic trunk line that is used in conjunction with a closed-loop signal system, the OWNER shall maintain the fiber-optic cable from the splice point in the trunk line out to the traffic control equipment.

6. A.  Unwarranted traffic control signal. (Mark with "X" if applicable in check-box)

If the installation is identified on page one as (A) "New Installation" or (B) "Equipment Upgrade" with "Traffic Control Signal:" marked, and this installation is requested by a school authority or a local government on behalf of a school authority and the signal is unwarranted as marked above, then upon installation of the equipment and/or associated hardware, the OWNER agrees to accept all responsibility for any injury that may be caused by or related to the installation, location, operation, sequencing, and/or maintenance of the equipment and/or associated hardware.

B.  All other work. (Mark with "X" if applicable in check-box)

The  OWNER  PERMITTEE (mark with "X" as applicable for the party identified on page one, section 1) shall defend, indemnify, and hold harmless the State of Alabama, the Alabama Department of Transportation, and its agents, servants, employees, in their official or individual capacities and/or facilities from and against all claims, damages, losses and expenses, including but not limited to attorney's fees, arising out of or resulting from the installation of the equipment and/or associated hardware, or any claim, damage, loss, or expense to the person or property caused in whole or in part by the deliberate, wanton, willful, intentional, reckless, or negligent acts or omissions of the OWNER or PERMITTEE, as applicable, anyone employed by the OWNER or PERMITTEE, as applicable, or anyone for whose acts the OWNER or PERMITTEE, as applicable, may be liable.

Additionally, the OWNER shall defend, indemnify, and hold harmless the State of Alabama, the Alabama Department of Transportation, its officers, officials, agents, servants, employees, in both their official and individual capacities, from and against any and all claims, damages, losses, and expenses, including but not limited to attorney's fees, arising out of or resulting from the OWNER'S operation and maintenance of the equipment and/or associated hardware, or any claim, damage, loss or expense to the person or property caused in whole or in part by the deliberate, wanton, willful, intentional, reckless, or negligent acts or omissions of the OWNER, anyone employed by the OWNER, or anyone for whose acts the OWNER may be liable.

The term "hold harmless" includes the obligation of the OWNER or the PERMITTEE, as applicable, to pay damages on behalf of the State of Alabama, the Alabama Department of Transportation, and its agents, servants, and/or employees.

7. Complete removal of the equipment and/or associated hardware, hereinabove identified by (C), will be at the sole expense of the  STATE  OWNER  PERMITTEE.
8. The STATE reserves the right to demand the removal of the equipment and/or associated hardware should the STATE deem its condition or operation hazardous. Further, the STATE shall have the right to remove the equipment and/or associated hardware should the OWNER fail to do so upon demand by the STATE. Any equipment and/or associated hardware which is deemed by the STATE to be non-uniform or obsolete will be removed and disposed of by the OWNER. None of the non-uniform or obsolete equipment and/or associated hardware which has been removed shall be reused on the STATE highway system.
9. If future traffic conditions require changes and/or adjustments to said equipment and/or associated hardware (other than ordinary timing), the OWNER shall obtain the approval of the STATE before such changes are implemented and the STATE shall make a determination on whether a new Permit/Agreement is required to be submitted for the UPGRADING, OPERATION, and MAINTENANCE of the new equipment and/or associated hardware. All such changes shall be at the sole cost and expense of the OWNER.
10. In the event Federal funds are utilized in the accomplishment of the work hereinbefore described, "*Exhibit M*" is attached to and made a part of this Permit/Agreement.

11. FUNDS SHALL NOT BE CONSTITUTED AS A DEBT

It is agreed that the terms and commitments contained herein shall not be construed as a debt of the State of Alabama in violation of Article 11, Section 213 of the Constitution of Alabama, 1901, as amended by Amendment Number 26. It is further agreed that if any provision of this Permit/Agreement shall contravene any statute of Constitutional Provision or Amendment, be enacted, then the conflicting provision in this Permit/Agreement shall be deemed null and void.

For any and all disputes arising under the terms of this Permit/Agreement, the parties hereto agree, in compliance with the recommendations of the Governor and Attorney General, when considering settlement of such disputes, to utilize appropriate forms of non-binding alternative dispute resolution including, but not limited to, mediation by and through the Attorney General's Office of Administrative Hearings or where appropriate, private mediators.

12. TERMINATION DUE TO INSUFFICIENT FUNDS

- A. If this Permit/Agreement term is to exceed more than one fiscal year, then said Permit/Agreement is subject to termination in the event that funds should not be appropriated for the continued payment of the Permit/Agreement in subsequent fiscal years.
- B. In the event of proration of the fund from which payment under this Permit/Agreement is to be made, this Permit/Agreement will be subject to termination.

19. In the event the work to be accomplished is hereinbefore identified by (A), (B), and/or (C) and [1] in part or wholly constitutes an interconnected, coordinated, fixed time relationship, signal control operation between two or more intersections (herein referred to as a SYSTEM and hereinabove indicated by the SYSTEM check-box for YES marked in the controller box above), [2] is located within the limits of a SYSTEM, or [3] is within close proximity as to adjoin a SYSTEM, the  STATE  OWNER  PERMITTEE shall substantiate the work identified by (A), (B), and/or (C) to be SYSTEM compatible. Evidence of substantiation shall be submitted to the STATE prior to the execution of this Permit/Agreement and shall include a minimum of three (am peak, pm peak, and off peak) timing plans (cycles, split, and offset combinations) for all phasing sequences with associated time/space diagrams for each intersection location identified hereinbefore by (A), (B), and/or (C) and any immediately adjoining intersection(s) NOT identified hereinbefore but part of a SYSTEM. Said submittals may be computer generated; submittals may include simulation file data. The STATE reserves the right to require the use of any existing timing plan(s) in effect prior to the execution of this Permit/Agreement if the work constitutes an addition to or a part of a SYSTEM; any use of the existing number of timing plans may supersede the hereinabove required minimum of three. Submittal data described herein, as applicable, are attached hereto and made a part of this Permit/Agreement.
20. By entering into this agreement, the OWNER and/or PERMITTEE is not an agent of the State, its officers, employees, agents or assigns. The OWNER and/or PERMITTEE is an independent entity from the State and nothing in this agreement creates an agency relationship between the parties.
21. By signing this contract, the contracting parties affirm, for the duration of this agreement, that they will not violate federal immigration law or knowingly employ, hire for employment, or continue to employ an unauthorized alien within the State of Alabama. Furthermore, a contracting party found to be in violation of this provision shall be deemed in breach of this agreement and shall be responsible for all damages resulting therefrom.

WITNESS WHEREOF, the parties hereto have caused this Permit/Agreement to be executed by those officers, officials, and persons thereunto duly authorized, and the Permit/Agreement is deemed to be dated and to be effective on the date stated hereinafter as the date of the approval of the Maintenance Engineer.

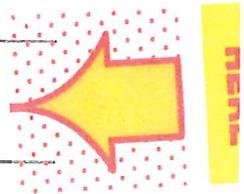
(Seal of OWNER)

_____
Legal Name of PERMITTEE (if applicable)
By: _____
Authorized Signature for PERMITTEE

\_\_\_\_\_  
Legal Name of OWNER

Attest: \_\_\_\_\_  
(Seal or notary signature)

By: \_\_\_\_\_  
Authorized Signature for OWNER



Recommended for approval:

Approved as to form:

By: \_\_\_\_\_  
Region / Division Engineer Signature

By: \_\_\_\_\_  
Jim R. Ippolito, Jr.  
Chief Counsel  
Alabama Department of Transportation

**STATE OF ALABAMA acting by and through the ALABAMA DEPARTMENT OF TRANSPORTATION**

The within and foregoing Permit/Agreement is hereby approved on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

APPROVED:

By: \_\_\_\_\_  
State Traffic Engineer Signature

By: \_\_\_\_\_  
State Maintenance Engineer Signature

**ORDINANCE 2014-  
Appropriating Funds for Edgar Circle / Melanie Loop Emergency Drainage Repair**

**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 Edgar Circle / Melanie Loop sustained severe damage; and

**WHEREAS**, the City of Daphne did receive and review bids for the Edgar Circle / Melanie Loop Emergency Drainage Repair Replacement and has determined that the bid as presented is reasonable (*Construction- \$389,771.50 + CE&I-\$45,926 = \$ 435,697.50 Total project cost*); and

**WHEREAS**, NRCS (Natural Resources Conservation Service) will reimburse 75% of Stream Channel Restoration portion of the project cost - \$186,240 (*NRCS-\$139,680 / City Match-\$46,560*) and FEMA grant monies are available for the remaining 75% of the project cost-\$249,458 (*FEMA-\$187,093 / City Match-\$62,365*) for the EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR project; and

**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.

**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's total cost is \$435,698 and is a qualifying NRCS and FEMA PA project at a guaranteed total reimbursement of \$326,773 (*NRCS 75% of Channel Restoration portion - \$139,680 + FEMA 75% of balance of project cost - \$187,093*).
3. Fiscal Year 2014 Budget is hereby amended to include an appropriation in the amount of \$108,925 from the General Fund for the Edgar Circle / Melanie Loop Emergency Drainage Repair cost not reimbursed by NRCS and FEMA.
4. If the State of Alabama approves a local match the City will apply for reimbursement of the remaining 25% (\$108,925) according to the State participation level.
5. The Mayor is hereby authorized to make application with NRCS, 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

**RESOLUTION 2014-  
2014-P-EMERGENCY DRAINAGE REPAIR EDGAR CIRCLE / MELANIE LOOP**

**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 EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR will exceed \$50,000; and

**WHEREAS**, the City of Daphne did receive and review bids for the EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR and has determined that the bid as presented is reasonable (*Construction-\$389,771.50 + CE&I-\$45,926.00 = \$435,697.50 Total project cost*); and

**WHEREAS**, NRCS (Natural Resources Conservation Service) will reimburse 75% of Stream Channel Restoration portion of the project cost - \$186,240 (*NRCS-\$139,680 / City Match-\$46,560*) and FEMA grant monies are available for the remaining 75% of the project cost-\$249,458 (*\$249,458: FEMA-\$187,093 / City Match-\$62,365*) for the EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR project; and

**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 EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR be awarded to Blade Construction.

**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 Blade Construction in the amount of \$389,771.50 as specified in BID SPECIFICATION NO. 2014-P-EMERGENCY DRAINAGE REPAIR EDGAR CIRCLE / MELANIE LOOP.

**APPROVED AND ADOPTED by the Mayor and City Council of the City of Daphne, Alabama, this \_\_\_\_ day of \_\_\_\_\_, 2014.**

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

**ATTEST:**

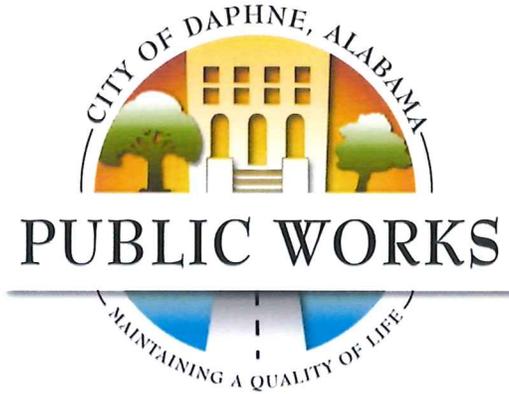
\_\_\_\_\_  
Rebecca A. Hayes, City Clerk

Dane Haygood  
Mayor

Rebecca Hayes  
City Clerk

Finance Director/Treasurer

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



Tommie Conaway  
District 1

Pat Rudicell  
District 2

John L. Lake  
District 3

Randy Fry  
District 4

Ronald Scott  
District 5

Robin LeJeune  
District 6

Joe Davis, III  
District 7

## Memorandum

**To:** Councilwoman Tommie Conaway - Chairwoman, Finance Committee

**Thru:** The Honorable Mayor Dane Haygood

**From:** Richard D. Johnson, P.E.; Public Works Director

**CC:** HMR Engineers; Finance; File

**Date:** July 10, 2014

**Re:** Project 04-2014-RE8 - Edgar Circle/Melanie Loop

Mr. Mayor:

Based upon the bid tabulations provided by the Project Engineer, HMR Engineers, on July 10, 2014, it is my recommendation to award the Contract to Blade Construction for the restoration of the receiving channels (U.T. of D'Olive Creek) downstream of Edgar Circle and Melanie Loop and the repairs/mitigation of the drainage system associate with both roads. The damage to the channels and roads occurred during the April 29 & 20, 2014 flood event. They are the qualifying low bidder.

I further recommend the following appropriations be made:

- Stream Channel Restoration \$186,240.00\*  
\*Note: 75% reimbursable NRCS EWP Funds  
(NRCS: \$139,680.00 City Match: \$46,560.00) \*
- Road Drainage Repairs + Mitigation \$203,531.50\*\*  
\*\*Note: 75% reimbursable FEMA PA Category C: Roads  
(FEMA: \$152,648.63 City Match: \$50,882.87) \*
- Construction Engineering Inspection & Testing (HMR): \$ 45,926.00\*\*\*  
\*\*\*75% reimbursable (NRCS & FEMA)  
(NRCS/FEMA: \$34,444.50 City Match: \$11,481.50) \*

Project Total: \$435,697.50

City Match: \* \$108,924.38

Bid Const - \$389,771.50

CE&I - \$45,926.00

Total Const Cost \$435,697.50

July 21, 2014 Council Meeting



# HUTCHINSON, MOORE & RAUCH, LLC

Post Office Box 1127  
Daphne, Alabama 36526

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

July 9, 2014

Mayor Dane Haygood  
City of Daphne  
Post Office Box 400  
Daphne, AL 36526

RE: Bid Document No.: 2014-P-Edgar Circle / Melanie Loop

Dear Mayor Haygood:

Enclosed is the Tabulation of Bids received July 9, 2014 for the subject project.

We recommend that you award the Contract to Blade Construction, LLC at their submitted lowest bid of \$389,771.50.

Sincerely,

HUTCHINSON, MOORE & RAUCH, LLC

A handwritten signature in cursive script, appearing to read 'Tim Lawley', written over a horizontal line.

Timothy D. Lawley, P.E.  
Project Manager

\djh  
Enclosures

**CITY OF DAPHNE**  
**BID DOCUMENT NO: 2014-P-EDGAR CIRCLE / MELANIE LOOP**  
**JULY 9, 2014**



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

**BLADE CONSTRUCTION, LLC**

**ARRINGTON CURB & EXCAVATION, INC.**

**AMMONS & BLACKMON CONSTRUCTION, LLC**

**SUNSET CONTRACTING**

ITEM#	DESCRIPTION	UNIT	QTY	BLADE CONSTRUCTION, LLC		ARRINGTON CURB & EXCAVATION, INC.		AMMONS & BLACKMON CONSTRUCTION, LLC		SUNSET CONTRACTING	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	Clearing & Grubbing (Approx. 1 Acre) (201-A)	LS	1		\$ 10,000.00		\$ 16,578.95		\$ 12,450.00		\$ 58,031.52
2	36" RCP Removal (206-D)	LF	58	\$ 100.00	\$ 5,800.00	\$ 90.50	\$ 5,249.00	\$ 120.00	\$ 6,960.00	\$ 12.59	\$ 730.22
3	60" CMP Removal (206-D)	LF	20	\$ 150.00	\$ 3,000.00	\$ 100.00	\$ 2,000.00	\$ 300.00	\$ 6,000.00	\$ 40.84	\$ 816.80
4	"S" Inlet Removal (206-E)	EA	3	\$ 2,500.00	\$ 7,500.00	\$ 1,750.00	\$ 5,250.00	\$ 1,500.00	\$ 4,500.00	\$ 631.18	\$ 1,893.54
5	Vertical Headwall Removal (206-E)	EA	1	\$ 1,500.00	\$ 1,500.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 3,403.01	\$ 3,403.01
6	Borrow Excavation (Brown Clay) (210-D)	CY (TBM)	3,000	\$ 10.00	\$ 30,000.00	\$ 5.25	\$ 15,750.00	\$ 12.50	\$ 37,500.00	\$ 17.83	\$ 53,490.00
7	Borrow Excavation, A-2-4 or Better (210-D)	CY (TBM)	600	\$ 12.00	\$ 7,200.00	\$ 10.00	\$ 6,000.00	\$ 13.00	\$ 7,800.00	\$ 15.01	\$ 9,006.00
8	Foundation Backfill (5" Thick, #57 Stone) (214-B)	Tons	35	\$ 52.00	\$ 1,820.00	\$ 45.00	\$ 1,575.00	\$ 65.00	\$ 2,275.00	\$ 89.84	\$ 3,144.40
9	Crushed Aggregate Base (8" Compacted Thickness) (301-A)	SY	135	\$ 14.50	\$ 1,957.50	\$ 20.00	\$ 2,700.00	\$ 52.00	\$ 7,020.00	\$ 24.68	\$ 3,331.80
10	Bituminous Wearing Surface (165 lbs/sy) (424-A)	Tons	20	\$ 125.00	\$ 2,500.00	\$ 140.00	\$ 2,800.00	\$ 200.00	\$ 4,000.00	\$ 154.02	\$ 3,080.40
11	Bituminous Binder Layer (165 lbs/sy) (424-B)	Tons	15	\$ 119.00	\$ 1,785.00	\$ 140.00	\$ 2,100.00	\$ 200.00	\$ 3,000.00	\$ 128.35	\$ 1,925.25
12	60" RCP (530-A)	LF	116	\$ 199.00	\$ 23,084.00	\$ 260.68	\$ 30,238.88	\$ 186.00	\$ 21,576.00	\$ 185.96	\$ 21,571.36
13	Mobilization (600-A)	LS	1		\$ 10,000.00		\$ 23,578.79		\$ 6,000.00		\$ 30,653.41
14	Class II Rip-Rap (610-C)	Tons	1,420	\$ 65.00	\$ 92,300.00	\$ 76.54	\$ 108,686.80	\$ 75.00	\$ 106,500.00	\$ 63.57	\$ 90,269.40
15	Class III Rip-Rap (610-C)	Tons	750.0	\$ 81.00	\$ 60,750.00	\$ 90.97	\$ 68,227.50	\$ 80.00	\$ 60,000.00	\$ 65.87	\$ 49,402.50
16	Class V Rip-Rap (610-C)	Tons	500.0	\$ 110.00	\$ 55,000.00	\$ 105.35	\$ 52,675.00	\$ 95.00	\$ 47,500.00	\$ 84.60	\$ 42,300.00
17	Filter Blanket (7 Oz. Non-Woven) (610-D)	SY	2,100	\$ 5.00	\$ 10,500.00	\$ 1.53	\$ 3,213.00	\$ 2.50	\$ 5,250.00	\$ 2.83	\$ 5,943.00
18	Slope Paved Headwall (60" RCP) (619-A)	EA	1	\$ 2,800.00	\$ 2,800.00	\$ 3,550.00	\$ 3,550.00	\$ 1,500.00	\$ 1,500.00	\$ 2,333.60	\$ 2,333.60
19	Vertical Headwall (60" RCP) (619-A)	EA	2	\$ 3,700.00	\$ 7,400.00	\$ 7,240.00	\$ 14,480.00	\$ 4,000.00	\$ 8,000.00	\$ 11,668.02	\$ 23,336.04
20	Type "S" Inlet (Double Wing) (621-C)	EA	3	\$ 3,500.00	\$ 10,500.00	\$ 3,080.00	\$ 9,240.00	\$ 7,585.00	\$ 22,755.00	\$ 6,805.30	\$ 20,415.90
21	Topsoil, 4" Compacted Thickness (650-A)	CY	300	\$ 12.00	\$ 3,600.00	\$ 16.25	\$ 4,875.00	\$ 20.00	\$ 6,000.00	\$ 25.67	\$ 7,701.00
22	Seed (652-A)	Acre	1.0	\$ 275.00	\$ 275.00	\$ 500.00	\$ 500.00	\$ 2,000.00	\$ 2,000.00	\$ 1,026.79	\$ 1,026.79
23	Solid Sod (Centipede) (654-A)	SY	250	\$ 12.00	\$ 3,000.00	\$ 6.50	\$ 1,625.00	\$ 6.25	\$ 1,562.50	\$ 5.83	\$ 1,457.50
24	Mulch (656-A)	Acre	1.0	\$ 975.00	\$ 975.00	\$ 1,000.00	\$ 1,000.00	\$ 1,100.00	\$ 1,100.00	\$ 1,026.79	\$ 1,026.79
25	Erosion Control Blanket (COIR Control Mat 40) (659-C)	SY	1,800	\$ 6.00	\$ 10,800.00	\$ 2.50	\$ 4,500.00	\$ 6.25	\$ 11,250.00	\$ 5.53	\$ 9,954.00

CITY OF DAPHNE  
 BID DOCUMENT NO: 2014-P-EDGAR CIRCLE / MELANIE LOOP  
 JULY 9, 2014

ITEM#	DESCRIPTION	UNIT	QTY	BLADE CONSTRUCTION, LLC		ARRINGTON CURB & EXCAVATION, INC.		AMMONS & BLACKMON CONSTRUCTION, LLC		SUNSET CONTRACTING	
				UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
26	Erosion Control	LS	1		\$ 16,000.00		\$ 250.00		\$ 3,630.00		\$ 5,250.61
27	Traffic Control	LS	1		\$ 1,000.00		\$ 250.00		\$ 4,000.00		\$ 1,458.50
28	Bonds	LS	1		\$ 8,725.00		\$ 4,500.00		\$ 7,000.00		\$ 7,467.53
<b>TOTAL AMOUNT</b>					<b>\$ 389,774.50</b>		<b>\$ 392,392.92</b>		<b>\$ 408,128.50</b>		<b>\$ 460,420.87</b>



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

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

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

MEMORANDUM

**TO:** SUZANNE HENSON  
**FROM:** CHIEF DAVID CARPENTER *DC.*  
**DATE:** JULY 2, 2014  
**RE:** VEHICLE EQUIPMENT BID

I would like to request that we accept the 2014 bid from Firehouse Sales and Service in reference to Bid Document #2014-B-Police Vehicle Equipment. We have always been very satisfied with their equipment and service.

If you have any questions, please contact me.

**CITY OF DAPHNE**  
**BID DOCUMENT NO: 2014-B-POLICE VEHICLE EQUIPMENT**  
**7/1/2014 @ 11:30 A.M.**

Those present were as follows:

Mrs. Suzanne Henson  
 Chief David Carpenter

Senior Accountant  
 Police

4 Bid invitations were mailed/picked up/e-mailed, 2 sealed bids were received.

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

**Equipment List 2015 Tahoe's**

DESCRIPTION	FIREHOUSE SALES & SERV, INC	DANA SAFETY SUPPLY
Cost of 1 Self Locking 3- Piece Horizontal Sliding Center SUV Partition with Clear Coated Polycarbonate Window with Lower Extension Panels and Mounting Hardware #10- VS/RP for 2015 Chevy Tahoe	\$619.25	\$ 633.35
Cost of 1 High Strength Aluminum SUV Push Bumper Full Front Grille Style Complete with All Mounting Hardware- Black Powder Coated PB-400-VS-F for 2015 Chevy Tahoe	\$273.00	\$ 267.67
Cost of 1 Rear Cargo Partition with Square Steel Lower Section and Expanded Steel Wire Mesh Upper Section with Black Powder Coat Finish #938-0040A for 2015 Chevy Tahoe	\$328.00	\$ 345.79
Cost of 1 Rear Side Passenger Window Bars- Steel with All Mounting Hardware #WB-TAH-07 for 2015 Chevy Tahoe	\$171.20	\$ 163.75
Cost of 1 Dual Rail Weapon System T-Panel with Standard Shotgun Lock and Universal Lock for 2015 Chevy Tahoe	\$314.50	\$ 304.27
Cost of 1 SUV Aluminum Law Enforcement Storage and Security Vault with Single Drawer Slide Out, Size: 48" W x 28.5" L x 12" H for 2015 Chevy Tahoe- American Aluminum Accessories	\$826.00	NO BID
Cost of 1 Surface Mount 8-LED Grille Lights with Mounting Bracket and Built-In Flasher Color: Blue #WT-LH81-B-FH	\$67.50	NO BID
Cost of 1 Universal Undercover LED Insert, 10' Wire Length with Inline Flasher #ELUC2S010W-C. Color: Clear	\$69.80	\$ 56.00
Cost of 1 Gen-3 Single Ghost Rock Mini Warning LED lights with Black Heavy Duty Bracket #EGHST3-B. Color: Blue	\$106.25	\$ 76.00
Cost of 1 Split-Phantom Star Burst 34" Low Profile Undercover Interior LED Light Bar, 24 High Intensity Gen-4 LED's complete with Mounting Hardware #ULB24. Color: Blue for 2015 Chevy Tahoe	\$484.60	\$ 605.00
Cost of 1 Light Bar 53" LED- Roof Mounted- (Blue) with Amber Rear Directional Bar, (2) Alley Lights, 2- Take Down Lights	\$1,584.00	NO BID
Cost of 1 Electronic Siren/Controller, 200 Watt with Slide Switch and Microphone	\$471.00	NO BID
Cost of 1 LED Clear Rear Hatch Spotlight, Surface Mount with 45 Degree Flood Lens	\$108.55	NO BID
Cost of 1 Rear Hatch Light Bar LED 6-Head, 32" with Mounting Bracket. Color: Blue #WLS46BB	\$238.65	NO BID
Cost of 1 Side Cargo Window LED 2-Head EX Light with Mounting Bracket. Color: Blue #WT-WLS32BB	\$104.80	NO BID
Cost of 1 Intersection Clearing System, Low Frequency Tone Siren Amp complete with Hardware and Mounting Bracket Kit #Rumbler 3	\$432.00	NO BID
Cost of 1 Heavy Duty Headlight Flasher, Solid State with Selectable Flash Patterns, ETHTAHD-11	\$68.80	\$ 51.00
Cost of 1 Heavy Duty SUV Console C-1810 10" Deep x 9" Wide, complete with C-TMW-GMC-02 Tunnel Track Mounting System, (1) C-AP-0325 3" Accessory Pocket, (1) C-ARM-105 Flip Adjustable Arm Rest complete with All Filler Plates and Equipment Bracket Mounts, also with (1) C-HDM-204 Heavy Duty Telescoping Side Mount Computer Base with (1) C-MD-102 Swing Arm with Motion Adapter and (1) C-3090 Universal Laptop Tray and (1) C-CUP2-1Dual Cup Holder for 2015 Chevy Tahoe	\$989.20	NO BID
Cost of 1 4-LED Light, Push Bumper PB-450-L for 2015 Chevy Tahoe	\$672.00	NO BID
	<b>ALL items bid</b>	<b>9 items bid / 10 items NOT bid</b>

**OPTION:**

> Additional purchases may be required throughout the year for same unit cost as stated in bid. contract. Quantities and frequency of purchases will be at the City's discretion. Equipment must be of comparable quality or better (based on market availability). If equipment requirements change to accommodate a different year model then vendor will supply equipment of same quality with a cost not to exceed cost bid.

Comply YES

**RESOLUTION NO. 2014-  
2014-B-POLICE VEHICLE EQUIPMENT**

**WHEREAS**, The City of Daphne is required under section 41-16-20 of the Code of Alabama to secure competitive bids for items in excess of \$15,000; and

**WHEREAS**, The City of Daphne acknowledges that the cost for the POLICE VEHICLE EQUIPMENT will exceed this amount; and

**WHEREAS**, Staff has reviewed the bids for the POLICE VEHICLE EQUIPMENT and determined that the bid as presented is reasonable; and

**WHEREAS**, Staff recommends the bid for the POLICE VEHICLE EQUIPMENT be awarded to Firehouse Sales & Service, 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 of Firehouse Sales & Service, Inc. for unit cost as bid herein and made a part hereof for BID SPECIFICATION NO. 2014-B-POLICE VEHICLE EQUIPMENT.

**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**

**ORDINANCE 2014**  
**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.

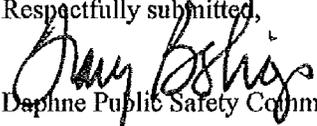
**Old Business** – Station 3 has been closed for four months and it is killing response time. The residents have a false sense of security. If something should happen the city would be liable. If we get found out, we could be in big trouble. Councilman Rudicell stated that Finance is aware and it's on 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 4<sup>th</sup>. 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,

  
Jay Beshy  
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

## **Buildings & Property Committee Meeting**

**Monday, July 7, 2014**

**5:30 PM**

**Daphne City Hall- Executive Conference Room**

### **Committee Minutes**

**Present:** Councilman Joe Davis; Councilman Randy Fry; Councilman Pat Rudicell; Margaret Thigpen, Civic Center Director; Sarah Toulson, Assistant City Clerk (Recording Secretary); Christine Ciancetta, Deputy Finance Director; Richard Johnson, Public Works Director; Richard Merchant, Building Official; Frank Barnett, Maintenance Supervisor; David McKelroy, Parks and Recreation Director; Suzanne Henson, Senior Accountant; Mayor Dane Haygood

**Absent:** Rick Whitehead

**The meeting brought to order at 5:30 pm by Chairman Joe Davis.**

#### **1. Public Participation**

Lamar and Willet White of 104 Gordon Loop, Daphne, addressed the committee to request a City sponsorship for their hazard mitigation buyout application, as a part of FEMA's national flood insurance program. The sponsorship would require the city to provide a 25 percent match with FEMA to buy out the property and use it for green space. Mr. Richard Merchant explained the process for qualification and awarding of the grant as well as gave a description of the area.

Chairman Davis questioned the Whites regarding the history of the property. Councilman Fry requested clarification for the costs associated with this grant for the City. Chairman Davis expressed a desire to see the situation put into writing for the Committee's consideration, based on the expertise of Mr. Merchant and conversation with the Whites.

The Committee took no action, but generally decided to consider this on an on-going basis, and encouraged the Whites to proceed with the appraisal process.

#### **2. Approval of Minutes: June 2, 2014**

<p><b>Motion</b> by Mr. Fry to adopt the June 2, 2014 minutes as written. Seconded by Mr. Rudicell. <b>Motion carried unanimously.</b></p>
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#### **3. Civic Center & Bayfront report (June): Margaret Thigpen**

Margaret Thigpen distributed and discussed her June report. June 2014 revenue totaled \$14,871.00, an increase from June 2013 levels. Year to Date revenues stood at \$156,199.50, above figures listed for FY2013. Additionally, Ms. Thigpen reported total deposits for June

stood at \$10,800.50, and that the Civic Center has seen 12 events during June, for a total of 16 days used, not including setup days.

Ms. Thigpen then turned to Bayfront Pavilion, reporting revenues for June totaling \$11,401.00, above June 2013 levels, and year-to-date revenues totaling \$62,275.00, an increase from 2013 numbers. Additionally, Ms. Thigpen reported total deposits for June stood at \$12,676.00, and that Bayfront Pavilion has seen 13 events during June, for a total of 14 days used, not including setup days.

Ms. Thigpen listed a number of recently passed and upcoming events scheduled at the Civic Center which are listed on her report herein.

In addition, she updated the Committee on the following:

- Ms. Thigpen provided economic impact data from the recent Master Gardener's State Conference, which is contained in her report herein.
- She provided information regarding the City's past contributions and other financial data for the Taste of the Eastern Shore event.
- The Purchase Request for the Civic Center roof repairs was currently in the Mayor's office awaiting approval.

Councilman Pat Rudicell commented on the contribution to the Taste of the Eastern Shore possibly contradicting the recently passed Community Contributions Ordinance. The Committee took no action, but generally agreed that the issue was best suited for a work session discussion.

#### **4. Building inspection monthly reports (June):** Richard Merchant

Mr. Richard Merchant reviewed the building report for the month of June. He reported 16 new residential construction projects initiated, and no new commercial development. The department issued 136 permits during June, with a total job cost of \$3,160,476.54 with permit fees totaling \$23,323.05.

#### **5. Resolutions for Surplus Property**

Ms. Suzanne Henson presented two resolutions for surplus property, which are contained in the packet herein. She passed out an updated copy of the Resolution to donate five (5) laptop computers, which is also contained with the packet herein.

Chairman Davis asked that the organization receiving the donated equipment send a letter of receipt.

**Motion** by Mr. Rudicell to recommend the Resolutions for Surplus Property for adoption by the City Council. Seconded by Mr. Fry. **Motion carried unanimously.**

## **6. Algae Systems Information Kiosk**

Sarah Toulson reported that the Downtown Redevelopment Authority would be interested in funding the purchase of the kiosk and would like to see some definitive options and associated costs for consideration.

Richard Johnson mentioned the need to match the architectural style of Bayfront Pavilion and the nearby gazebo, to consider the ease of installation, and encouraged the consideration of a unit that provided a weatherproof case with key-only access to protect posted information.

## **7. Proposed Partnership with BARC**

Chairman Davis reviewed the history of the conversation with BARC regarding a potential partnership. He said after his research, he does not believe our animal shelter facilities are adequate for the type of project for which they are requesting assistance. No action was taken by the Committee.

## **8. Clarification of Gator Alley signage**

No action taken by Committee. General discussion was had regarding Daphne's "Gator Alley" signage. The owner of "Alligator Alley," a separate business outside of Daphne, asked the City to consider changing the name of Gator Alley for clarification purposes.

**With no further business to discuss, the meeting was adjourned at 6:28, motion by Mr. Rudicell and seconded by Mr. Fry.**

## **Public Safety Committee**

*Wednesday, July 9, 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

Tracy Bishop - Secretary

### **Committee Members Attending:**

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

### **CALL TO ORDER**

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

**PUBLIC PARTICIPATION** – None.

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

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

### **POLICE DEPARTMENT**

- A. New Business** –Chief went over the stats and D-Runs. He advised that we are still waiting on the approval of appropriations to replace the vehicle that was flooded out in May. Rudicell stated the second read will be at the council meeting on July 21<sup>st</sup>. Chief asked Councilman LeJeune if Lt. Beedy got back with him on his inquiry on sex offenders at last meeting and he advised that he had not. Chief asked Tracy to let Lt. Beedy know that this is still needed. He did advise that he had gotten the email from Lt. Beedy on business burglaries. Chief filled the committee in on our assistance to Spanish Fort Police Department with a domestic incident where a man barricaded himself inside an apartment at Arlington complex. They do not have an SRT Team so they asked for our assistance. Our SRT Team eventually got the subject out with minor injuries. Councilman Scott asked if we get reimbursed costs when we lend mutual aid. Chief responded “No” we have never asked for compensation. Scott also asked about the Correction Fund and the Court Fund. Christine Ciancetta explained about each fund and what they can and cannot be used for. She explained that the jail sentences and the inmate population are more than this time last year. She also mentioned that the jail was looking into purchasing two convection ovens and meal trays and a commercial dishwasher to start cooking their own inmate food which would save the city up to 58% from what we are paying now. Councilman Fry asked if that cost too much. She responded that it did not and that it would only require the two convection ovens and needed no hood vent system and passed health department standards.

Chief Carpenter briefed the committee on Marie Scott, retired Correction Officer, in the hospital not expected to live.

Councilman Scott thanked Melvin for the “Cross Traffic Does Not Stop” signs at Sam’s, Country Club Drive, and Lake Forest Blvd. Councilman Fry asked why so many tickets were written in May? Chief stated that the officers were working overtime on a traffic grant. Fry asked if we were still not unlocking cars. Chief stated the department was not unlocking cars until the Attorney General’s opinion comes out . He stated the fines were hefty to risk it.

## **FIRE DEPARTMENT**

**A: New Business** – Chief White went over stats. Chief did a Press Release where the agreement with the Alabama Fire College was signed. Class schedules are filled all the way until next year. Chief was questioned on the overtime issues and this was discussed among the committee members. If three additional firefighters are hired, this should reduce the overtime. Chief stated he is very hopeful to get Station 3 started and the mold removed. They plan on improving the façade. Station 2’s new look on their façade is wonderful.

### **Old Business**

**OTHER BUSINESS:** Councilman Rudicell reviewed the recommendations on signage at the city parks submitted by Lt. Beedy. He asked Melvin McCarley to work with Lt. Beedy on additional signage.

## **ADJOURN**

There being no further business to discuss, Councilman Scott made a motion to adjourn the meeting at 5:00 p.m. Councilman LeJeune seconded. The next meeting will be Wednesday, August 13, 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 May 2014**

	Current:	FY to Date:
<b>Suppression:</b>		
<b>1-Fire/Explosion:</b>	-	-
10-Fire, Other	0	5
11-Structure Fire/Commercial	0	3
11-Structure Fire/Residential	5	14
12-Fire in Mobile Property used as fixed structure	1	2
13-Mobile Property (vehicle) Fire	2	9
14-Natural Vegetation Fire	1	14
15-Outside Rubbish Fire	2	3
16-Special Outside Fire	0	1
17-Cultivated Vegetable Crop Fire	0	0
<b>2-Overpressure Rupture:</b>	0	0
<b>3-Rescue Call and Emergency Medical Service Incidents:</b>	161	835
<b>4-Hazardous Conditions (No fire):</b>	0	13
<b>5-Service Call:</b>	16	91
<b>6-Good Intent Call:</b>	19	52
<b>7-False Alarm &amp; False Call:</b>	20	83
<b>8-Severe Weather &amp; Natural Disaster:</b>	0	7
<b>9-Other Situation:</b>	0	1
<b>Total Emergency Calls:</b>	227	1234
<b>Monthly Total Calls:</b>	238	1230
<b>Highest:</b>		
	15:00	15:00
<b>Lowest:</b>		
	<1:00	<1:00
<b>Average (Minutes/Seconds) :</b>		
	5:14	5:14
<b>Miscellaneous Reports:</b>		
<b>Training Hours</b>	290.50	1681.76
<b>Property Loss - \$</b>	\$88,050.00	\$206,600.00
<b>Fire Personnel Injuries by Fire/Civilian Injuries by Fire</b>	0	0
<b>Advance Life Support Rescues</b>	105	594
<b>Number of Patients Treated</b>	159	816
<b>Child Passenger Safety Seat Inspections/Installations</b>	4	45
<b>Pre-Plans</b>	12	178
<b>Classes</b>		
	7	24
<b>Persons Attending</b>	79	287
<b>Plan Reviews</b>		
	2	11
<b>Final/Certificate of Occupancy</b>	0	3
<b>General/Annual Inspections</b>	13	123
<b>General/Re-Inspections (Violation Follow-up - Annual)</b>	0	14
<b>Business Licenses</b>	1	33
<b>All Other/Misc. Activities</b>	1	47
<b>Total Activities:</b>	17	231

Authorized by:

*James White*

**CITY OF DAPHNE**  
**FIRE DEPARTMENT MONTHLY REPORT**  
Chief James White

Patrol Division		Detective Division:		JAIL:			Animal Control		Crimes Reported This Month:	
(Capt. Bell/Lt. Hempfleng)		(Capt. Bell/Lt. Beedy )		(Capt. Taylor/Lt. Yelding)			(Capt. Taylor/ Lt. Yelding)			
						YTD				
# Complaints	1,224	# New Cases Received:	51	Total Arrestees Received & Processed:	170	1,503			Arson	0
Accidents, Private Property	13	# Previous Unsolved Cases:	92	Arrestees by Agency:			#Complaints	76	Burglary – Commercial	1
Accidents, Roadway	68	# Cases Solved:	35	Daphne PD	102	948	#Follow-ups	100	Burglary – Residence	5
Accidents, Traffic Homicide	0	Resulting in Total Arrests:	4	BCSO	13	93	#Citations	9	Burglary - Vehicle	8
Arrest, Controlled Substance	1	Felonies:	4	Spanish Fort PD	46	363	# Warnings	5	Criminal Mischief	4
Arrest, Drug Paraphernalia	3	Misdemeanors:	0	Silverhill PD	8	73	#Felines Captured	39	Disorderly Conduct	1
Arrest, Felony Marijuana	0	Houses Searched	0	Troopers	1	25	#Canines Captured	30	Domestic Disturbance	6
Arrest, Misdemeanor Marijuana	3			Other Agencies	0	1	#Other Captured	14	False Info to Police	1
Arrest, Alias Warrant	26						#Returned to Owner	4	Felony Assault	0
Arrest, DUI	11	<b>Warrants:</b>					#Adopted Out	17	Felony Theft	12
Arrest, Felony	2	Served	42				#Euthanized - Adoptable	0	Harassment	3
Arrest, Misdemeanor	56	Agency Assists	5	Highest	36		#Euthanized - Unadoptable	50	Identity Theft	0
Assist, Motorist / Citizen	252	Recalls (Pd Fines)	0	Lowest	20				Indecent Exposure	0
Citations	495	Total Warrants Served	47						Kidnapping	0
Drug Report	5			Meals Served	2,388	18,301			Menacing	0
Routine Patrol/Special OPS		<b>Sex Offender:</b>		Medical Cost	\$1,312.17	\$16,993.98			Misdemeanor Assault	1
Searches, Vehicle	47	New Registration:	0	Worker Inmate Hours	176	1,383			Misdemeanor Theft	18
Security Checks	385	Contact Verification	2						Murder	0
Warnings	236	Total # registered in Daphne	5						Other Death Investigations	0
		<b>DARE:</b>							Public Intoxication	1
		# Hours Report Writing:	2						Public Lewdness	0
		# Students Instructed SRO	750						Receiving Stolen Property	0
Drugs Seized:	4	# Students Instructed DARE	350						Reckless Endangerment	1
Money Seized:	0	# Police Reports by SRO	2						Resisting Arrest	1
Vehicles Seized:	0	# Arrest by SRO	1						Robbery	0
Vehicles Seized	0								Sex Crime Investigations	1
		<b>CODE ENFORCEMENT:</b>							Suicide	0
CMV Inspections / CMV OOS	38	Warnings:	2						Suicide, attempted	0
		Citations	0						Theft of Services	0
		Warning Compliance	12						Unauthorized Use of Services	0
		Follow – Up	14						Weapon Offenses	0
									White Collar Crimes	8

<i>Approved by:</i>				<i>David Carpenter, Chief of Police</i>						

**Code Enforcement / Ordinance Committee**

*Wednesday, July 9, 2014*

*1705 Main Street*

*Daphne, AL*

*5:30 p.m.*

*Councilman Ron Scott, Chairman  
Councilman Robin LeJeune*

*Councilman Pat Rudicell  
Councilman Randy Fry*

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

There being a quorum present Councilman Scott called the meeting to order at 5:20 p.m.

**MEMBERS PRESENT:** Ron Scott; Randy Fry; Robin LeJeune; Pat Rudicell.

Also present: Rebecca Hayes, City Clerk, recording secretary; Kevin Boucher, Attorney; Councilman Joe Davis.

**II. APPROVE MINUTES / June 9, 2014**

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

**III. PUBLIC PARTICIPATION**

*Mr. Steve Kingsmore – Loxley* – supports industry regulation as long as it is fair to the consumer. E-cigarettes are intended for adults only, and the ingredients have not been found to be carcinogenic, and is safer than traditional cigarettes. He said it is premature to ban e-cigarettes before the FDA renders a decision on their safety.

*Mr. Zach Carpenter – Loxley – Cyclops Vapor Manufacturer* - said banning is not the way to go with e-cigarettes. He said you do not get carcinogens from them. He supports education on what they do, and what they have done for three years. This is not smoking. He said that perception of vaping has people in fear of them.

**IV. ORDINANCE REVIEW**

**1. Amending Ordinances 2006-47 & 2007-10 / Sewer Connection Requirements**

a.) Amendment: Appeal Process

Kevin reported that according to the section of the Code of Alabama the BZA was incorporated they can only hear zoning and variance appeals.

The committee discussed the process asking if an already existing committee could hear the appeals. They suggested the Environmental Advisory Committee.

Kevin said that he would research to see if an already existing committee can hear the appeals. He will check with Richard Johnson. This could be a stop gap temporary fix before appealing to council.

2. **Proposed Ordinance Repealing Ordinance 2008-19 / Protecting Air Quality in the City of Daphne**
  - a.) Amendment: Banning E-Cigarettes in City Facilities

Kevin reviewed the changes from the June meeting with the committee.

The committee wanted the ordinance sent to the Police Chief, Judge, City Prosecutor and Department Heads for review, and be on the August 4<sup>th</sup> agenda for a first read.

**MOTION BY Councilman LeJeune to send the proposed ordinance Repealing Ordinance 2008-19 / Protecting Air Quality in the City of Daphne to the Police Chief, Judge, City Prosecutor and Department Heads for review, and send to council with a favorable recommendation for the August 4<sup>th</sup> council meeting. *Seconded by Councilman Rudicell.***

**MOTION CARRIED UNANIMOUSLY**

#### **V. OTHER BUSINESS**

The committee discussed tree protection and asked Kevin to review the ordinance and see what authority council has over tree protection.

Kevin said that he does not think this section of the Land Use Ordinance applies to council, because the ordinance gives the power of waiver to the Public Works Director. The implication does not apply to city property.

#### **VIII. NEXT MEETING**

The next meeting will be August 13, 2014

#### **IX. ADJOURN**

There being no further business to discuss the meeting adjourned at 6:05 p.m.

Respectfully submitted

Rebecca A. Hayes,  
Recording Secretary

**REPORT  
OF  
SPECIAL BOARDS**

**DOWNTOWN REDEVELOPMENT AUTHORITY**  
**1705 MAIN STREET, DAPHNE, AL**  
**June 25, 2014**

**COMMITTEE MINUTES**

**Members Present:** Casey Zito, Debbie Strahley, Council Member Tommie Conaway  
Kennard Balme, Dayna Oldham, Doug Bailey

**Absent:** Dorothy Morrison, Patricia Vanderpool

**Also Present:** Sarah Toulson (Recording Secretary); Adrienne Jones, Community  
Development Director; Annie Root, Daphne Art Center;

***Casey Zito called the meeting to order at 5:40 pm***

**Public Participation:**

Killian and Mary Love addressed the DRA briefly, asking the DRA to consider funding the Daphne Football Team newspaper advertisement. The Committee took no action, deciding that this expenditure fell outside the goals and objectives of the DRA, but members encouraged Killian and Mary to seek out the businesses and places of employment of the individual DRA members. Various members acknowledged that they would take this request to their employers.

**1. Algae Systems Information Kiosk**

Sarah Toulson addressed the DRA on behalf of the Buildings and Property Committee to gauge their interest in providing funding to place an information kiosk at Bayfront Park. The DRA was generally interested, but specified that the kiosk should have more than one side and be more “natural looking” to keep with the surrounding architecture and feel of the park. There was a preference among members for option six on the list contained herein. Ms. Toulson will speak with the Buildings and Property Committee and work on providing definitive options and price quotes.

**2. Approval of Minutes:**

<p><b>Motion:</b> to approve the minutes from the May 28, 2014 meeting as written. <b>Moved by Dayna Oldham, second by Debbie Strahley.</b></p>
---

<p style="text-align:center"><b>Carried unanimously.</b></p>
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### 3. Treasurer's report

Chairwoman Zito reported that the DRA currently had \$110,489.27 on hand, after all approved expenses cleared.

**Motion:** to approve the Treasurer's Report as given. **Moved by Debbie Strahley, second by Dayna Oldham.**

**Carried unanimously.**

### 4. Beautification Report

No report.

### 5. Daphne Farm and Art Show: Annie Root, Daphne Art Center

Ms. Annie Root of the Daphne Art Center spoke regarding the Olde Towne Daphne Farm and Art show. She provided an update as to the number and type of vendors that had been confirmed for the event.

Kennard Balme gave an update on the various marketing efforts he and Ms. Root had undertaken to raise awareness for the event.

### 6. Economic Development Training Course

**Motion:** to allocate funds of \$550 plus accommodations and other expenses to allow Ken Balme to attend the Economic Development Training Course on behalf of the DRA. **Moved by Doug Bailey, second by Dayna Oldham.**

**Carried unanimously.**

### 7. City of Daphne Comprehensive Plan: Adrienne Jones, Director of Community Development

Ms. Jones addressed the DRA, thanking them for allowing her to speak with them and asking the DRA for input on the Daphne Comprehensive Plan. The Committee addressed the following:

- Areas for potential improvement in downtown: the strip mall on Daphne Avenue
- Entrances to the downtown area: Members mentioned that the entrances to downtown were not truly defined, and needed to be shown to say Olde Towne Daphne. Many signage issues concerning the demarcation of downtown were discussed, especially the need for direction from US 98.
- Committee members noted that way-finding and a lack of branding for the downtown area was a barrier to development.
- Architectural harmony: members noted that similar architecture for buildings and businesses in the area would improve the overall aesthetics.

**Next meeting: June 25th at 5:30 pm.**

**The meeting was adjourned at 6:39 pm.**

Accepted by:

  
Chairman, Daphne Utilities



Daphne Utilities

# APPROVED MINUTES

## Utilities Board Meeting

City of Daphne Council Chambers ♦ May 28, 2014 ♦ 5:00 p.m.

### I. Call to Order

The regular May 2014, Board meeting for the Utilities Board of the City of Daphne was held on May 28, 2014 and called to order by Chairman Robert Segalla, at 5:01 p.m., proceeded by the Roll Call:

### II. Roll Call

**Members Present:** Robert Segalla, Chairman  
Randy Fry, Vice Chairman  
Lon Johnston, Secretary/Treasurer  
Fenton Jenkins

**Others Absent:** Dane Haygood, Mayor

**Others Present:** Jerry Speegle – Board Attorney  
Rob McElroy – General Manager  
Danny Lyndall – Assistant General Manager/Operations Manager  
Janice Daniel – Senior Customer Service Representative  
Teresa Logiotatos – Finance Manager  
Lori May-Wilson – Executive Assistant  
David Sadberry – Facilities Support Manager  
Melinda Immel – Volkert & Associates  
Ray Moore – HMR

**Others Absent:** Drew Klumpp – Administrative Services Manager

### III. Pledge of Allegiance

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

### IV. Approval of Minutes

#### A. Utilities Board Minutes from April 30, 2014:

The Chairman inquired if there were any corrections noted for the submitted Minutes for the April 30th, 2014, Utilities Board meeting. No corrections were recommended.

*MOTION BY Lon Johnston to approve the Minutes for April 30, 2014 as submitted; Seconded by Fenton Jenkins.*

**AYE:** FRY, JENKINS, JOHNSTON, SEGALLA

**ABSENT:** HAYGOOD

**ABSTAIN:**

**MOTION CARRIED**

### V. OLD BUSINESS –

#### A. Items in Abeyance:

##### 1. Update on Franchise Agreement for Natural Gas and Wastewater

Rob McElroy updated the Board on the wastewater franchise agreement for Spanish Fort. He stated that while at present there is no franchise agreement with Spanish Fort, it has been implied in the past that if our

lines are expanded we would run in danger of litigation with them as a result. He advised that Daphne Utilities' has recently been approached by apartment complexes desiring the services of Daphne Utilities so as to disconnect from another utilities' services as a cost-saving measure for the apartment complexes. He requested input and feedback regarding the effect of entering into a wastewater franchise agreement with Spanish Fort to expand Daphne Utilities' lines that would encompass a wastewater only 3% add-on to our cost that would be passed through to the customer in addition to the existing scheduled rate increases impacting only Spanish Fort customers. The Chairman recommended tabling any action in order to explore this situation. Mr. McElroy further expressed that even with a 3% increase, the subject apartment complexes would still experience a dramatic cost-savings. The Chairman also expressed that consideration needs to be placed on Daphne Utilities' service capacity as well.

## VI. NEW BUSINESS –

- A. Recommendation of Award and Bid tabulation for the 2014 Annual Contract for CIPP of Various Sanitary Sewer Mains (Motion under Board Action);

Melinda Immel explained the details of this project and what is required to proceed and answered questions from the Board.

***MOTION BY Lon Johnston to award for the 2014 Annual Contract for CIPP of Various Sanitary Sewer Mains to Suncoast Infrastructure, Inc. in the amount of \$186,582.00 as presented; Seconded by Fenton Jenkins.***

**AYE: FRY, JENKINS, JOHNSTON, SEGALLA**

**ABSENT: HAYGOOD**

**ABSTAIN:**

**MOTION CARRIED**

- B. Recommendation of Award and Bid tabulation for the Lakeview Loop Water Main Improvements (Motion under Board Action);

Melinda Immel explained the details of this project and what is required to proceed and answered questions from the Board.

***MOTION BY Lon Johnston to award for the Lakeview Loop Water Main Improvements to Construction Labor Services, Inc. in the amount of \$62,948.49 as presented; Seconded by Fenton Jenkins.***

**AYE: FRY, JENKINS, JOHNSTON, SEGALLA**

**ABSENT: HAYGOOD**

**ABSTAIN:**

**MOTION CARRIED**

- C. Recommendation of Award and Bid tabulation for the HR and Payroll Services Contract (Motion under Board Action);

Mr. Speegle explained the HR and Payroll Services Contract and answered questions from the Board, and suggested the Board consider approving the contract presented by ADP Workforce Now Comprehensive services subject to the General Manager and Legal Counsel approval of the terms of the contract.

***MOTION BY Fenton Jenkins to authorize Legal Counsel Jerry Speegle and General Manager Rob McElroy to negotiate an HR and Payroll Services Contract that is acceptable to be submitted for approval by the Board; Seconded by Lon Johnston.***

**AYE: FRY, JENKINS, JOHNSTON, SEGALLA**

**ABSENT: HAYGOOD**

**ABSTAIN:**

**MOTION CARRIED**

## VII. BOARD ATTORNEY'S REPORT

Mr. Speegle had nothing further to add to his report, however he recommended Executive Session due to additional information he's received on a pending litigation matter and represented and declared that this was a suitable exception to the Open Meetings Act and also advised of another matter to be considered in Executive Session involving reputation and competence of an employee of Daphne Utilities and to hear a grievance if the Board approves, calling for an expected estimated duration of Executive Session for 55 minutes.

**MOTION BY Fenton Jenkins to adjourn to Executive Session; Seconded by Randy Fry.**

**AYE: FRY, JENKINS, JOHNSTON, SEGALLA**

**ABSENT: HAYGOOD**

**ABSTAIN:**

**MOTION CARRIED**

Executive Session adjourned at 5:22 pm.

Before the Board adjourned, Mr. Lon Johnston read to the Board, staff and audience his letter of resignation from the Utilities Board effective June 12<sup>th</sup>.

Executive Session ended and the Chairman reconvened the meeting at 5:54 pm.

**VIII. FINANCIAL REPORT**

Teresa Logiotatos reviewed the financials with the Board and pointed out the figures for the revenue and expense budgets and on the Check History Report.

**IX. GENERAL MANAGER'S REPORT**

**A. GM Report**

Mr. McElroy explained to the Board regarding the Daphne Utilities and Algae Systems partnership article in the *Sense* magazine and advised of a recent tour of the project by the Green Coast Council.

**A. Operations Report**

Danny Lyndall introduced new employees and had nothing further to add to his report

The Chairman recognized and congratulated Doug Brooks for taking over the responsibility of ensuring proper oversight of all regulatory inspections as well as the accuracy of federal and state paperwork.

Danny Lyndall advised the Board that more detail on projects can be found at the end of his report

**B. Engineering & Consulting Reports**

Melinda Immel of Volkert & Associates had nothing further to include in her report.

Ray Moore of HMR discussed the projects being developed, such as the boosting the water pressure in certain areas, as well as meeting with grant researchers for input regarding projects to complete sewerage in Daphne.

**X. BOARD ACTION – Addressed under New Business.**

**XI. PUBLIC PARTICIPATION –**

Willie Williams of 1513 Pollard Road, Daphne, AL addressed the Board with concerns of proper meeting conduct and procedures. Mr. Speegle advised that proper protocol has been followed pertaining to procedures for Executive Session and topics.

**XII. BOARD COMMENTS – Mr. Johnston thanked the staff and supporting engineering firms for making his ten years on the Utilities Board for the City of Daphne a pleasant experience. Mr. Speegle expressed his appreciation for Mr. Johnston's dedication and civic duty to the Utilities Board and the City of Daphne. Mr. Fry and Chairman Segalla also expressed their appreciation.**

**XIII. ADJOURNMENT -**

**MOTION BY Lon Johnston to adjourn.**

**AYE: Fry, Jenkins, Johnston, Segalla**

**NAY:**

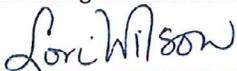
**ABSENT: Haygood**

**ABSTAIN:**

**MOTION CARRIED**

The meeting adjourned at 6:24 p.m.

Preceding minutes submitted to the Daphne Utilities Board by:



Lori Wilson, Executive Assistant, Daphne Utilities

**REPORT  
OF  
OFFICERS**



Refunding of Series 2003 and partial Series 2006 G/O Warrants  
Comparison of Proposals

Items of Comparison	Cash at Closing				Other Proposals	
	Harbor Financial	Frazer Lanier	Raymond James	Merchant Capital	Harbor Financial	Frazer Lanier

Sources:

Refunded Par Amount - 2003	2,015,000	1,045,000	1,540,000	2,015,000	2,015,000	2,015,000
Refunded Par Amount - 2006	7,545,000	7,285,000	7,285,000	6,805,000	7,545,000	7,285,000
Total Refunded	9,560,000	8,330,000	8,825,000	8,820,000	9,560,000	9,300,000
Additional Funding	405,000	1,325,000	1,060,000	1,175,000	430,000	755,000
Net Premium	255,670	-	344,787	165,689	252,841	-
Total Sources	10,220,670	9,655,000	10,229,787	10,160,689	10,242,841	10,055,000

Uses:

Deposit to Escrow	9,440,845	8,941,150	9,472,793	9,418,987	10,142,891	9,908,350
Underwriter's Discount	49,825	-	69,195	-	49,950	-
Costs of Issuance	50,000	120,688	60,000	152,450	50,000	141,175
Total Uses	9,540,670	9,061,838	9,601,988	9,571,437	10,242,841	10,049,525
Net Cash at Closing	680,000	593,162	627,799	589,252	-	5,475

Net Cash at Closing	680,000	593,162	627,799	589,252	-	5,475
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Remaining Net total annual PV Savings  
(taking into account Net Cash at Closing)

PV Savings	24,866	(772)	(5,036)	52,905	805,628	561,535
	704,866	592,390	622,763	642,157	805,628	567,010

Underwriter's Discount Rate	0.50%	0.00%	0.00%	0.00%	0.50%	0.00%
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Percentage savings of refunded bonds Existing Average Coupon	7.37%	7.11%	7.06%	7.28%	8.43%	6.10%
	4.43%	4.43%	4.43%	4.43%	4.43%	4.43%

True Interest Cost	1.90%	2.42%	2.46%	2.31%	1.99%	3.54%
Interest % savings over current	2.53%	2.01%	1.97%	2.12%	2.44%	0.90%

Weighted Average Maturity (years)	5.8	7.7	7.7		6.2	10.9
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PV % assumed on PV Cash Flow (AIC)	2.07%	2.60%	2.55%		2.07%	
2006 Refunding amount % of Total 2006	43.90%	42.39%	42.39%	39.60%	43.90%	42.39%

## RESOLUTION 2014 - 38

### A RESOLUTION DECLARING CERTAIN PERSONAL PROPERTY SURPLUS AND AUTHORIZING DISPOSITION FOR DONATION

**WHEREAS**, the City of Daphne has determined that there are some older computer equipment/Laptops that are no longer required for public or municipal purposes; and

**WHEREAS**, such Computer equipment / laptops are no longer used by the City; and

**WHEREAS**, several community organizations provide a certain quality of life services to the citizens and children of Daphne.

**WHEREAS**, the City of Daphne supports the efforts of these community organizations in meeting the needs of families and children in Daphne; and

**WHEREAS**, the City of Daphne has determined that these organizations could utilize these Five (5) laptops; and

**WHEREAS**, the Five (5) Laptops are recommended for disposal;

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

- 1- The following property is hereby declared to be surplus computer equipment  
and
- 2- The Mayor is authorized to donate the Five (5) Laptops to one or more community organizations that provide these quality of life services to the citizens and children of the City of Daphne.

**ADOPTED AND APPROVED 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**

## RESOLUTION 2014 - 39

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

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

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

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

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

DEPT	EQ/VEH#	DESCRIPTION	VIN
SW	772	2000 FORD F150	1FTRX17W0YNB32502
Recycling	27	1990 FORD F350	1FDHF37G8LNA53036
Mechanical	2656	Hofman Monty 1550 Tire Changer	
Mechanical	2658	Ford WDS Diagnostic Machine	29486195105

- 2- The Mayor is authorized to advertise and accept bids through Govdeals.com as contracted for the sale of such personal property, and

- 3- The Mayor is authorized to sell said property to the highest bidder and deposit any and all proceeds to the General Fund. The Mayor is further authorized to direct the disposition of any property which is not claimed by any bidder.

**ADOPTED AND APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA**, this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

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

**ATTEST:**

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

**RESOLUTION NO. 2014-40  
2014-B-POLICE VEHICLE EQUIPMENT**

**WHEREAS**, The City of Daphne is required under section 41-16-20 of the Code of Alabama to secure competitive bids for items in excess of \$15,000; and

**WHEREAS**, The City of Daphne acknowledges that the cost for the POLICE VEHICLE EQUIPMENT will exceed this amount; and

**WHEREAS**, Staff has reviewed the bids for the POLICE VEHICLE EQUIPMENT and determined that the bid as presented is reasonable; and

**WHEREAS**, Staff recommends the bid for the POLICE VEHICLE EQUIPMENT be awarded to Firehouse Sales & Service, 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 of Firehouse Sales & Service, Inc. for unit cost as bid herein and made a part hereof for BID SPECIFICATION NO. 2014-B-POLICE VEHICLE EQUIPMENT.

**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**

## 2014-B-POLICE VEHICLE EQUIPMENT

Where a specific brand is noted, all bidders should be aware that the brand name is used to indicated the desired quality and performance of the product that is desired.

### Equipment list 2015 Tahoe's

<u>COST OF 1</u>	<u>DESCRIPTION</u>
<u>\$ 619.25</u>	Self Locking 3- Piece Horizontal Sliding Center SUV Partition with Clear Coated Polycarbonate Window with Lower Extension Panels and Mounting Hardware #10- VS/RP for 2015 ChevyTahoe Setina Mfg.
<u>\$ 273.00</u>	High Strength Aluminum SUV Push Bumper Full Front Grille Style Complete with All Mounting Hardware- Black Powder Coated PB-400-VS-F for 2015 Chevy Tahoe Setina Mfg.
<u>\$ 328.00</u>	Rear Cargo Partition with Square Steel Lower Section and Expanded Steel Wire Mesh Upper Section with Black Powder Coat Finish #938-0040A for 2015 Chevy Tahoe Setina Mfg.
<u>\$ 171.20</u>	Rear Side Passenger Window Bars- Steel with All Mounting Hardware #WB-TAH-07 for 2015 Chevy Tahoe Setina Mfg.
<u>\$ 314.50</u>	Dual Rail Weapon System T-Panel with Standard Shotgun Lock and Universal Lock for 2015 Chevy Tahoe Setina Mfg.
<u>\$ 826.00</u>	SUV Aluminum Law Enforcement Storage and Security Vault with Single Drawer Slide Out, Size: 48" W x 28.5" L x 12" H for 2015 Chevy Tahoe- American Aluminum Accessories
<u>\$ 67.50</u>	Surface Mount 8-LED Grille Lights with Mounting Bracket and Built-In Flasher Color: Blue #WT-LH81-B-FH Whacker
<u>\$ 69.80</u>	Universal Undercover LED Insert, 10' Wire Length with Inline Flasher #ELUC2S010W-C. Color: Clear Sound Off
<u>\$ 106.25</u>	Gen-3 Single Ghost Rock Mini Warning LED lights with Black Heavy Duty Bracket #EGHST3-B. Color: Blue Sound Off
<u>\$ 484.60</u>	Split-Phantom Star Burst 34" Low Profile Undercover Interior LED Light Bar, 24 High Intensity Gen-4 LED's complete with Mounting Hardware #ULB24. Color: Blue for 2015 Chevy Tahoe Star Warning
<u>\$1584.00</u>	Light Bar 53" LED- Roof Mounted- (Blue) with Amber Rear Directional Bar, (2) Alley Lights, 2- Take Down Lights Arjent S2 Federal Signal
<u>\$ 471.00</u>	Electronic Siren/Controller, 200 Watt with Slide Switch and Microphone Federal Signal #Touchmaster UTMD-MB/AL
<u>\$ 108.55</u>	LED Clear Rear Hatch Spotlight, Surface Mount with 45 Degree Flood Lens, Sound Off Mighty Lite
<u>\$ 238.65</u>	Rear Hatch Light Bar LED 6-Head, 32" with Mounting Bracket. Color: Blue #WLS46BB Whacker
<u>\$ 104.80</u>	Side Cargo Window LED 2-Head EX Light with Mounting Bracket. Color: Blue #WT-WLS32BB Whacker

**2014-B-POLICE VEHICLE EQUIPMENT**

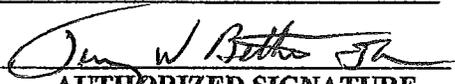
- \$ 432.00 Intersection Clearing System, Low Frequency Tone Siren Amp complete with Hardware and Mounting Bracket Kit #Rumbler 3 Federal Signal
- \$ 68.80 Heavy Duty Headlight Flasher, Solid State with Selectable Flash Patterns, ETHTAHD-11 Sound Off
- \$ 989.20 Heavy Duty SUV Console C-1810 10" Deep x 9" Wide, complete with C-TMW-GMC-02 Tunnel Track Mounting System, (1) C-AP-0325 3" Accessory Pocket, (1) C-ARM-105 Flip Adjustable Arm Rest complete with All Filler Plates and Equipment Bracket Mounts, also with (1) C-HDM-204 Heavy Duty Telescoping Side Mount Computer Base with (1) C-MD-102 Swing Arm with Motion Adapter and (1) C-3090 Universal Laptop Tray and (1) C-CUP2-1Dual Cup Holder for 2015 Chevy Tahoe Havis
- \$ 672.00 4-LED Light, Push Bumper PB-450-L for 2015 Chevy Tahoe Setina Mfg.

**THE BIDDER ACKNOWLEDGES WITH THE SUBMISSION OF A BID THAT HE/SHE HAS REVIEWED THE TERMS AND CONDITIONS OF THIS BID AND ACCEPTS THEM.**

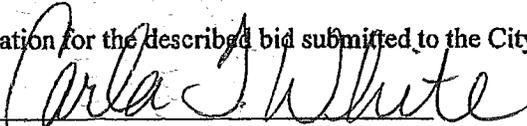
**OPTION:**

- > Additional purchases may be required throughout the year for same unit cost as stated in bid, contract. Quantities and frequency of purchases will be at the City's discretion. Equipment must be of comparable quality or better (based on market availability). If equipment requirements change to accommodate a different year model then vendor will supply equipment of same quality with a cost not to exceed cost bid.

<u>X</u> Comply	Do not Comply
COMPANY NAME	<u>Firehouse Sales &amp; Service, Inc.</u>
PHONE NUMBER	<u>251-432-1625</u>
FAX NUMBER	<u>251-431-0706</u>
E-MAIL	<u>jbethea@fyrfyterhillmarine.com</u>
FEDERAL ID#	<u>63-0941913</u>

  
 AUTHORIZED SIGNATURE  
Jerry W. Bethea, Jr.  
 PRINT NAME

Quotation for the described bid submitted to the City of Daphne, Alabama this 24 day of June, 2014.

  
 Notary Public

<b>THE BID MUST BE RETURNED IN PERSON TO:</b> CITY OF DAPHNE ATTENTION: SUZANNE HENSON 1705 MAIN STREET DAPHNE, ALABAMA 36526	<b>BY MAIL TO:</b> CITY OF DAPHNE ATTENTION: SUZANNE HENSON P.O. BOX 400 DAPHNE, ALABAMA 36526
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**(FAXED BIDS WILL NOT BE ACCEPTED)**

**RESOLUTION 2014-41**

**2014-P-EMERGENCY DRAINAGE REPAIR EDGAR CIRCLE / MELANIE LOOP**

**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 EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR will exceed \$50,000; and

**WHEREAS**, the City of Daphne did receive and review bids for the EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR and has determined that the bid as presented is reasonable (*Construction-\$389,771.50 + CE&I-\$45,926.00 = \$435,697.50 Total project cost*); and

**WHEREAS**, NRCS (Natural Resources Conservation Service) will reimburse 75% of Stream Channel Restoration portion of the project cost - \$186,240 (*NRCS-\$139,680 / City Match-\$46,560*) and FEMA grant monies are available for the remaining 75% of the project cost-\$249,458 (*\$249,458: FEMA-\$187,093 / City Match-\$62,365*) for the EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR project; and

**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 EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR be awarded to Blade Construction.

**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 Blade Construction in the amount of \$389,771.50 as specified in BID SPECIFICATION NO. 2014-P-EMERGENCY DRAINAGE REPAIR EDGAR CIRCLE / MELANIE LOOP.

**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

**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.

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**Dane Haygood, Mayor**

**ATTEST:**

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**Rebecca A. Hayes, City Clerk**

**ORDINANCE 2014-30**

**Appropriating Funds for Edgar Circle / Melanie Loop Emergency Drainage Repair**

**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 Edgar Circle / Melanie Loop sustained severe damage; and

**WHEREAS**, the City of Daphne did receive and review bids for the Edgar Circle / Melanie Loop Emergency Drainage Repair Replacement and has determined that the bid as presented is reasonable (*Construction- \$389,771.50 + CE&I-\$45,926 = \$ 435,697.50 Total project cost*); and

**WHEREAS**, NRCS (Natural Resources Conservation Service) will reimburse 75% of Stream Channel Restoration portion of the project cost - \$186,240 (*NRCS-\$139,680 / City Match-\$46,560*) and FEMA grant monies are available for the remaining 75% of the project cost-\$249,458 (*FEMA-\$187,093 / City Match-\$62,365*) for the EDGAR CIRCLE / MELANIE LOOP EMERGENCY DRAINAGE REPAIR project; and

**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.

**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's total cost is \$435,698 and is a qualifying NRCS and FEMA PA project at a guaranteed total reimbursement of \$326,773 (*NRCS 75% of Channel Restoration portion - \$139,680 + FEMA 75% of balance of project cost - \$187,093*).
3. Fiscal Year 2014 Budget is hereby amended to include an appropriation in the amount of \$108,925 from the General Fund for the Edgar Circle / Melanie Loop Emergency Drainage Repair cost not reimbursed by NRCS and FEMA.
4. If the State of Alabama approves a local match the City will apply for reimbursement of the remaining 25% (\$108,925) according to the State participation level.
5. The Mayor is hereby authorized to make application with NRCS, 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:**

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**Rebecca A. Hayes, City Clerk**

**ORDINANCE 2014-31**

**Appropriating Funds for Daphne Sports Complex Parking Lot**

**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 south east parking lot of Daphne Sports Complex sustained severe damage; and

**WHEREAS**, the City of Daphne did receive and review bids for the repair of the south east parking lot of Daphne Sports Complex and has determined that the bid as presented is reasonable (*Construction- \$12,662.00 + CE&I + Material Testing -\$2,000.00 = \$14,662.00 Total project cost*); and

**WHEREAS**, FEMA grant monies are available for 75% of the project cost (\$10,996.50) for the repair of the south east parking lot of Daphne Sports Complex project; and

**WHEREAS**, the State of Alabama EMA monies are available for 12.5% of the project cost (\$1,832.75) for the repair of the south east parking lot of Daphne Sports Complex project; and; 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 and State EMA PA, Cat G project at a guaranteed 87.5% reimbursement (\$12,829.25).
3. Fiscal Year 2014 Budget is hereby amended to include an appropriation in the amount of \$1,832.75 from the General Fund for the repair of the south east parking lot of Daphne Sports Complex cost not reimbursed by FEMA and the State EMA.
4. The Mayor is hereby authorized to make application with FEMA and the State of Alabama EMA 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.

**Attest:**

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

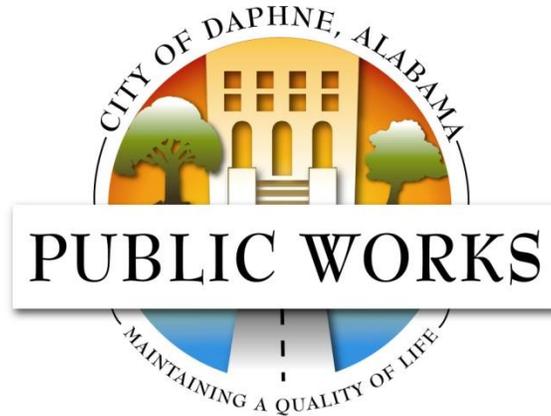
\_\_\_\_\_  
**Rebecca A. Hayes, City Clerk**

Dane Haygood  
Mayor

Rebecca Hayes  
City Clerk

Finance Director/Treasurer

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



Tommie Conaway  
District 1

Pat Rudicell  
District 2

John L. Lake  
District 3

Randy Fry  
District 4

Ronald Scott  
District 5

Robin LeJeune  
District 6

Joe Davis, III  
District 7

## Memorandum

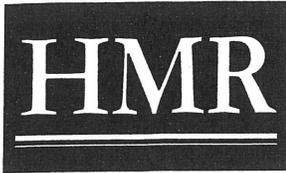
**To:** Councilman Randy Fry – President; Councilwoman Conaway, Finance  
**Thru:** The Honorable Mayor Dane Haygood  
**From:** Richard D. Johnson, P.E.; Public Works Director   
**CC:** HMR Engineers; Finance; File  
**Date:** July 16, 2014  
**Re:** Project 2014-RE09 - Daphne Sports Complex Parking Lot

Mr. Mayor:

Based upon the quote tabulations provided by the Project Engineer, HMR Engineers, on July 16, 2014, it is my recommendation to award the Contract to Asphalt Services, Inc. (ASI) for the repair of the south east parking lot of Daphne Sports Complex. The damage to the parking lot occurred during the April 29 & 20, 2014 flood event. They are the qualifying low quote.

I further recommend the following appropriations be made:

- Contract to repair SE Parking Lot (ASI) \$ 12,662.00\*  
 \*Note: 75% reimbursable FEMA PA Category G: Parks  
 12.5% reimbursable State EMA  
 (FEMA/EMA: \$11,079.25 City Match: \$1,582.75)
  - Construction Engineering Inspection & Testing (HMR): \$ 2,000.00\*\*  
 \*\*Note: 75% reimbursable FEMA PA Category G: Parks  
 12.5% reimbursable State EMA  
 (FEMA/EMA: \$1,750.00 City Match: \$250.00)
- |                |               |
|----------------|---------------|
| Project Total: | \$ 14,6662.00 |
| City Match:    | \$ 1,832.75   |



# HUTCHINSON, MOORE & RAUCH, LLC

Post Office Box 1127  
Daphne, Alabama 36526

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

July 16, 2014

Mayor Dane Haygood  
City of Daphne  
Post Office Box 400  
Daphne, AL 36526

RE: Daphne Sports Complex Emergency Repair

Dear Mayor Haygood:

Enclosed is the Tabulation of Bids received July 16, 2014 for the subject project.

We recommend that you award the Contract to Asphalt Services, Inc. at their submitted lowest bid of \$12,662.00.

Sincerely,

HUTCHINSON, MOORE & RAUCH, LLC

A handwritten signature in black ink, appearing to read 'Tim Lawley', written over a horizontal line.

Timothy D. Lawley, P.E.  
Project Manager

vdjh  
Enclosures

**CITY OF DAPHNE**  
**DAPHNE SPORTS COMPLEX EMERGENCY REPAIRS**  
**JULY 16, 2014**

 Hutchinson, Moore & Rauch, LLC Engineers ♦ Surveyors ♦ Land Planners				ASPHALT SERVICES, INC.		AMERICAN ASPHALT, INC.		AMMONS & BLACKMON CONSTRUCTION, LLC	
ITEM#	DESCRIPTION	UNIT	QTY	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	ASPHALT REMOVAL	SY	10	\$ 10.00	\$ 100.00	\$ 50.00	\$ 500.00	\$ 15.00	\$ 150.00
2	CURB REMOVAL (206-D)	LF	30	\$ 12.00	\$ 360.00	\$ 20.00	\$ 600.00	\$ 15.00	\$ 450.00
3	BORROW EXCAVATION (A-2-4 OR BETTER) (210-D)	CY (TBM)	40	\$ 20.00	\$ 800.00	\$ 18.00	\$ 720.00	\$ 35.00	\$ 1,400.00
4	GRANULAR SOIL BASE COURSE, UPPER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SY	30	\$ 8.00	\$ 240.00	\$ 15.00	\$ 450.00	\$ 12.50	\$ 375.00
5	GRANULAR SOIL BASE COURSE, LOWER LAYER, TYPE A, ROAD MIXED, 4" COMPACTED THICKNESS (301-A)	SY	39	\$ 8.00	\$ 312.00	\$ 15.00	\$ 585.00	\$ 12.50	\$ 487.50
6	BITUMINOUS WEARING SURFACE, 1/2" MAX AGG. SIZE, 165 #/SY (429-A)	TONS	3	\$ 300.00	\$ 900.00	\$ 500.00	\$ 1,500.00	\$ 350.00	\$ 1,050.00
7	MOBILIZATION (600-A)	LS	1	\$ 2,500.00	\$ 2,500.00	\$ 4,000.00	\$ 4,000.00	\$ 7,000.00	\$ 7,000.00
8	INLET THROAT & TOP REMOVAL (621-C)	EA	1	\$ 500.00	\$ 500.00	\$ 750.00	\$ 750.00	\$ 1,000.00	\$ 1,000.00
9	PARTIAL INLET (TYPE "S" DOUBLE WING THROAT & TOP) (621-C)	EA	1	\$ 3,500.00	\$ 3,500.00	\$ 4,000.00	\$ 4,000.00	\$ 3,500.00	\$ 3,500.00
10	TYPE M-2 CONCRETE CURB AND GUTTER (623-C)	LF	30	\$ 25.00	\$ 750.00	\$ 35.00	\$ 1,050.00	\$ 40.00	\$ 1,200.00
11	TOPSOIL (650-A)	CY	10	\$ 20.00	\$ 200.00	\$ 25.00	\$ 250.00	\$ 50.00	\$ 500.00
12	SOLID SOD (CENTIPEDE) (654-A)	SY	150	\$ 10.00	\$ 1,500.00	\$ 7.00	\$ 1,050.00	\$ 10.00	\$ 1,500.00
13	EROSION CONTROL	LS	1	\$ 1,000.00	\$ 1,000.00	\$ 2,000.00	\$ 2,000.00	\$ 800.00	\$ 800.00
<b>TOTAL AMOUNT</b>					<b>\$ 12,662.00</b>		<b>\$ 17,455.00</b>		<b>\$ 19,412.50</b>

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

  
 \_\_\_\_\_  
 Timothy D. Lawley, PE  
 Project Manager  
 Hutchinson, Moore & Rauch, LLC

# STATE-LOCAL DISASTER ASSISTANCE AGREEMENT

**DISASTER: FEMA 4176-DR-AL**

**CFDA # 097.036**

**APPLICANT NAME:** \_\_\_\_\_

**APPLICATION NO.:** PA \_\_\_\_\_

**TYPE DISASTER: Severe Storms, Tornadoes, Straight-line Winds and Flooding**

**INCIDENT PERIOD: April 28-May 5, 2014**

**COST SHARES: FEDERAL \_\_\_\_\_ STATE \_\_\_\_\_ LOCAL \_\_\_\_\_.**

\*

This agreement between the State of Alabama and the Applicant shall be effective on the date signed by the State and the Applicant. It shall apply to all assistance funds provided by or through the State to the Applicant as a result of the above referenced disaster and incident period.

The designated representative of the Applicant certifies that:

1. The representative has legal authority to apply for assistance on behalf of the Applicant.
2. The Applicant will provide all necessary financial and managerial resources to meet the terms and conditions of receiving federal and state disaster assistance.
3. The Applicant will use disaster assistance funds solely for the purpose for which these funds are provided and as approved by the Governor's Authorized Representative.
4. The Applicant is aware of and will comply with cost-sharing requirements for federal and state disaster assistance as shown above.
5. The Applicant will establish and maintain a proper accounting system to record revenues and expenditures of disaster assistance funds in accordance with generally accepted accounting standards and OMB circulars A-87, A-102, A-110, A-122, A-128, and A-133 as applicable.
6. The Applicant will give state and federal agencies designated by the Governor's Authorized Representative, access to and the right to examine all records and documents related to use of disaster assistance funds.
7. The Applicant will return to the State, within fifteen days of such request by the Governor's Authorized Representative, any advance funds which are not supported by audit or other federal or state review of documentation maintained by the Applicant.
8. The Applicant will comply with all applicable codes and standards in completion of eligible repair or replacement of damaged public facilities.
9. The Applicant will comply with all applicable provisions of federal and state law and regulation in regard to procurement of goods and services and to contract for repair or restoration of public facilities.
10. The Applicant will begin and complete all items of work within the time limits established by the Governor's Authorized Representative in agreement with all applicable Federal regulations.

11. The Applicant will comply with all federal and state statues and regulations relating to nondiscrimination.
12. The Applicant will comply with provisions of the Hatch Act limiting the political activities of public employees.
13. The Applicant will comply with regulations implementing the Drug-Free Workplace Act of 1988, 44 CFR Part 17, Subpart F.
14. The Applicant will comply with the flood insurance purchase requirements of the Flood Disaster Protection Act of 1973 which may require purchase of flood insurance for some costs over \$5,000.
15. The Applicant will not enter into cost-plus-percentage-of-cost contracts for completion of disaster restoration of repair work.
16. The Applicant will not enter into contracts for which payment is contingent upon receipt of state or federal disaster funds.
17. The Applicant will not enter into any contract with any party which is debarred or suspended from participation in federal assistance programs.
18. The Applicant will submit quarterly progress reports on all open large projects. No additional funds will be distributed if quarterly reports are not received in a timely manner.
19. The Applicant will obtain insurance on damaged facilities as outlined in 44 CFR 206.253.
20. The Applicant will provide copies of every audit report issued on the entity at the time of its receipt by the entity to:

State of Alabama  
 Department of Examiners of  
 Public Accounts  
 P.O. Box 302251  
 Montgomery, AL 36130-2251  
 Attn: Audit Report Repository

and

State of Alabama  
 Emergency Management Agency  
 P.O. Drawer 2160  
 Clanton, AL 35046-2160  
 Attn: Public Assistance Branch Chief

Signed for the Applicant:

\_\_\_\_\_  
 Name and Title

\_\_\_\_\_  
 Signature

\_\_\_\_\_  
 Date

Signed for the State:

\_\_\_\_\_  
 Governor's Authorized Representative

\_\_\_\_\_  
 Date