

CITY OF DAPHNE
1705 MAIN STREET, DAPHNE, AL
CITY COUNCIL BUSINESS MEETING AGENDA
February 1, 2021
6:30 P.M.

1. CALL TO ORDER

2. ROLL CALL

INVOCATION Pastor Tim Conaway, Restoration Place Church
PLEDGE OF ALLEGIANCE

3. APPROVE MINUTES: January 19, 2021 regular meeting

4. REPORTS OF STANDING COMMITTEES

A. FINANCE COMMITTEE – Conaway

Review the minutes from the January 19, 2021 meeting.
Treasurer's Report for December 2020:

- Unrestricted Fund Balance - \$17,382,611
 - Total Cash Balance - \$27,276,053
- Sales Tax – November 2020 - \$1,842,647
Lodging Tax – November 2020 - \$101,123

MOTION to renew the City's annual insurance policy with John A. Robertson Insurance Agency, Inc. for a three year discounted term with the first year policy amount of \$591,171. The City is not obligated to renew for the second or third year of the policy.

B. BUILDINGS & PROPERTY COMMITTEE – Phillips

MOTION to authorize Mayor LeJeune to execute an agreement with Jade Consulting for the Main Street Streetscape project.

C. PUBLIC SAFETY COMMITTEE – Hughes

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE – Olen

E. PUBLIC WORKS COMMITTEE – Coleman

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS

A. BOARD OF ZONING ADJUSTMENTS – Adrienne Jones

Review the minutes from the July 2, 2020 meeting and the summarization from the January 7, 2021 meeting.

B. DOWNTOWN REDEVELOPMENT AUTHORITY – Conaway

MOTION to appoint Pamela Marks to the Downtown Redevelopment Authority for a six year term from February 2021 – February 2027.

C. INDUSTRIAL DEVELOPMENT BOARD – Scott

D. LIBRARY BOARD –Phillips

E. PLANNING COMMISSION – Olen

City Council Agenda – February 1, 2021

F. RECREATION BOARD – Hughes

G. UTILITY BOARD – Goodlin

6. MAYOR’S REPORT

7. CITY ATTORNEY REPORT

8. DEPARTMENT HEAD REPORTS

9. CITY CLERK’S REPORT

MOTION to approve the Prodissee Pantry’s Turkey Trot 5k/fun run on Saturday, October 23, 2021 from 6:00am – 11:00am.

10. PUBLIC PARTICIPATION

11. RESOLUTIONS & ORDINANCES

A. RESOLUTIONS:

2021 – 02 – Authorizing Resolution: FY2021 Capital Equipment Agreement (Regions Bank) – One (1) Garbage Truck and Two (2) Knuckleboom Trucks

B. 2nd READ ORDINANCES:

2021 – 04 – Pre-Zone Property Located at the Southeast Intersection of County Road 64 and Friendship Road – AJD Family Limited Partnership

2021 – 05 – Annex Property Contiguous to the Corporate Limits of the City of Daphne – Southeast of Intersection of County Road 64 and Friendship Road – AJD Family Limited Partnership

C. 1ST READ ORDINANCES:

2021 – 06 – Appropriation: Police Vehicle Replacement - \$24,911

12. COUNCIL COMMENTS

13. ADJOURN

**January 19, 2021
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.**

1. CALL TO ORDER:

There being a quorum present Council President Doug Goodlin called the meeting to order at 6:30pm.

2. ROLL CALL:

COUNCIL MEMBERS PRESENT: Tommie Conaway, Benjamin Hughes, Steve Olen, Doug Goodlin, Angie Phillips and Joel Coleman

COUNCIL MEMBERS ABSENT: Ron Scott

Also Present: Candace Antinarella, City Clerk; Mayor LeJeune; Patrick Dungan, City Attorney; Chief Tacon, Fire Department; Chief Carpenter, Police Department; Vickie Hinman, Human Resources; Ronnie Huskey, Public Works; BJ Eringman, Deputy Public Works; Kelli Reid, Finance; Charlie McDavid, Recreation; Adrienne Jones, Community Development; Ange Baggett, Marketing; Troy Strunk, Director of City Development; Conrad Bates, IT; and Jessica Linne, Assistant City Clerk.

INVOCATION/PLEDGE OF ALLEGIANCE

Invocation was given by Pastor Greg Warren, Destiny Church.

PRESENTATION: Mayor LeJeune presented the Beautification Award to Hughes Funeral Home and Crematory.

PUBLIC HEARING: Adrienne Jones presented on the AJD Family Limited Partnership Pre-Zoning Amendment and Annexation Petition located Southeast intersection County Road 64 and Friendship Road. Mr. Willisson shared with the Council the plans for the property.

Public hearing opened at 6:34pm. No one came forward to speak.

Public hearing closed at 6:35pm.

3. APPROVAL OF MINUTES:

The minutes from the January 4, 2021 regular meeting were approved.

4. REPORT OF STANDING COMMITTEES:

A. FINANCE COMMITTEE

Councilwoman Conaway said the Committee met that afternoon. She said the Finance Report will be given at the next Council meeting.

B. BUILDINGS & PROPERTY COMMITTEE

Councilwoman Phillips said the minutes from the November 9, 2020 and December 14, 2020 meetings are in the packet. She said the December 2020 new Construction Reports are in the packet. She said the next meeting is February 8th at 5:15pm.

Councilwoman Phillips said there was a motion on the agenda concerning Jade Consulting but per staff request, the motion was pulled from the meeting to be placed on a future agenda.

**MOTION by Councilman Coleman to approve the Right of Way License Agreement for North Main Street at Van Buren Street. A Second was not needed.
MOTION CARRIED UNANIMOUSLY.**

**January 19, 2021
CITY COUNCIL MEETING
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6:30 P.M.**

C. PUBLIC SAFETY COMMITTEE

Councilman Hughes said minutes from the December 11, 2020 meeting are in the packet. He said the next meeting is February 8th at 4:30pm.

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE

Councilman Olen said the next meeting is February 1st at 4:30pm.

E. PUBLIC WORKS COMMITTEE

Councilman Coleman said minutes from the December 7, 2020 meeting are in the packet. He said the next meeting is February 1st.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments

Mrs. Jones provided a handout to the Council regarding a BZA resignation letter from Thomas Warner and a list of current members. She shared the recommendations from the Committee to fill the empty seat.

B. Downtown Redevelopment Authority

Councilwoman Conaway said the Downtown Redevelopment Authority will meet on January 21st at 5:30pm.

C. Industrial Development Board

Councilman Scott was absent.

D. Library Board

Councilwoman Phillips said the next meeting is the last Thursday of January at 4:30pm.

E. Planning Commission

Councilman Olen said the next meeting is January 28th at 5:00pm.

F. Recreation Board

Councilman Hughes said the next meeting is February 10th at 6:30pm.

G. Utility Board

Councilman Goodlin said the next meeting is January 27th at 5:00pm.

6. MAYOR'S REPORT:

Mayor LeJeune said it was a busy day at the Civic Center as the Board of Health began COVID vaccinations. He commended City staff on all their work leading up to the day and on the day. He said the Board hoped to have an additional 200 vaccinations by Thursday. He mentioned Lorenzo Thames and commended the great work he has done at the Civic Center.

Mayor LeJeune shared about the new "mydaphne" app individuals can download on their phone.

Mayor LeJeune said Captain Taylor at the Police Department has put in for his retirement as well as Don Bell who is the City's Chief Corrections Officer.

7. CITY ATTORNEY REPORT:

City Attorney said there was no report.

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CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
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8. DEPARTMENT HEAD COMMENTS:

Chief Carpenter, Police, mentioned the recent arrests the department had in regards to the burglaries. He said the vaccinations at the Civic Center went smoothly. He mentioned Don Bell had been with the City 25 years.

Chief Tacon, Fire Department, thanked the Mayor and Council for choosing her to be the new Fire Chief. She said the Fire Department will have new hires soon as well as starting Lieutenant promotional testing.

Tonja Young, Library, said all the virtual story times are well attended.

Ronnie Huskey, Public Works, thanked everyone for their help at the Civic Center. He said they are working on the parking lot at City Hall as well as taking all the Christmas decorations down.

Charlie McDavid, Recreation, said spring sport registration is now open.

9. CITY CLERK'S REPORT:

**MOTION by Councilman Coleman to approve the 020 – Restaurant Retail Liquor to Dragonfly Productions LLC dba Dragonfly Tavern located at 1800 Main Street, Daphne, Alabama. Seconded by Councilman Hughes.
MOTION CARRIED UNANIMOUSLY.**

City Clerk shared with the Council that ordinance had been codified to date.

10. PUBLIC PARTICIPATION:

Public Participation opened at 6:49pm.

Victoria Phelps, Lake Forest Property Owners Association, thanked Police and Fire for keeping Lake Forest safe. She welcomed the new Fire Chief and new Public Works Director. She thanked everyone for their work in the cleanup from Hurricane Sally.

Public Participation closed at 6:52pm.

11. RESOLUTIONS & ORDINANCES:

A. RESOLUTIONS:

2021-01 – Retaining Officers and Employees – City Judge Reappointment

**MOTION by Councilwoman Conaway to waive the reading of Resolution 2021-01. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Conaway to adopt Resolution 2021-01. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

ORDINANCES:

B. 2nd READ ORDINANCES:

2021-02 – MUSCO Lighting Early Retirement of Debt – Note Payable

**January 19, 2021
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
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6:30 P.M.**

2021-03 – Additional Appropriation – Drainage Improvements Lakeshore Drive - \$8,500

MOTION by Councilman Coleman to waive the reading of Ordinances 2021-02 and 2021-03. Seconded by Councilman Olen.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Coleman to adopt Ordinance 2021-02. Seconded by Councilman Olen.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Coleman to adopt Ordinance 2021-03. Seconded by Councilwoman Phillips.

MOTION CARRIED UNANIMOUSLY.

C. 1ST READ ORDINANCES:

2021 – 04 – Pre-Zone Property Located at the Southeast Intersection of County Road 64 and Friendship Road – AJD Family Limited Partnership

2021 – 05 – Annex Property Contiguous to the Corporate Limits of the City of Daphne – Southeast Intersection of County Road 64 and Friendship Road – AJD Family Limited Partnership

12. COUNCIL COMMENTS:

Councilwoman Conaway said the Education Advisory Committee will meet January 25th at 11am in the Conference room. She welcomed Chief Tacon.

Councilman Coleman welcomed Chief Tacon.

Councilman Olen gave kudos to the Mayor and staff for their work at the Civic Center. He welcomed Chief Tacon.

Councilman Hughes said he agreed with Councilman Olen's statements.

Councilwoman Phillips gave kudos to staff for the COVID vaccines. She welcomed Chief Tacon.

Mayor LeJeune congratulated Judge Hoyt for being reappointed. He welcomed Chief Tacon. He thanked the staff for the work with the vaccinations and asked the public to be patient as traffic would be heavy at the Civic Center and surrounding areas. He thanked Ange Baggett and Chip Martin for their help with the Civic Center.

Ange Baggett shared details of how to proceed to get the vaccinations and instructions from the Civic Center. Mayor LeJeune shared information regarding vaccination amounts.

13. ADJOURN:

THERE BEING NO FURTHER BUSINESS TO DISCUSS, COUNCIL ADJOURNED AT 7:03 PM.

Respectfully submitted by,

Certification of Presiding Officer,

January 19, 2021
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.

Candace G. Antinarella, CMC, City Clerk

Doug Goodlin, Council President



JINRIGHT & ASSOCIATES DEVELOPMENT ENGINEERS

January 20, 2021

Mayor Robin LeJeune
City of Daphne
C/O Mr. Troy Strunk, PLA
Executive Director, City Development
P.O Box 400
Daphne, Alabama 36526

VIA EMAIL & MAIL: tstrunk@daphneal.com

RE: Professional Services:
Master Plan Implementation Study for Phase 1 of Main Street Revitalization
From Potters Mill Avenue to Lott Park
Daphne, AL

Dear Mr. Strunk:

Per your request, we greatly appreciate the opportunity to present the following scope of work and fee estimate for the required master planning efforts proposed for this cornerstone of the community project. Our team has received and studied the *OLDE TOWNE DAPHNE VISIONING REPORT* prepared by MASW dated April 22, 2019. Our proposal is intended to provide a supplemental study to the transportation-based report provided by MASW. This proposal includes a field survey that collects the existing conditions of Main Street starting at Potters Mill Avenue and continuing to the North to Lott Park. This topographic survey will be the basis for helping determine which of the 21 strategies listed in the MASW report may actually be implemented along this corridor given its actual existing conditions along with assigning a preliminary budget to the respective plan. These calculated budgets will help the City finalize the design intent and extents of any future Main Street revitalization construction projects.

Thank you for the opportunity to provide you with this proposal plus 15%. Please execute the proposal by signing, dating, initialing where indicated and returning one (1) copy to me for my files.

Best Regards,

JADE CONSULTING, LLC

A handwritten signature in blue ink, appearing to read 'Perry C. Jinright, III', is written over the company name.

Perry C. Jinright, III, P.E.
Manager

\lk
Enclosure
21.007

PROFESSIONAL SERVICES AGREEMENT

A. **GENERAL DESCRIPTION OF PROJECT LOCATION:**

Professional Services:

Master Plan Implementation Study for Phase 1 of Main Street Revitalization
From Potters Mill Avenue to Lott Park
Daphne, AL

B. **GENERAL**

This agreement, including attachments are hereinafter noted, made and entered into and between JADE Consulting, LLC and the Client identified herein, provides for the Professional services described under Section C of this Agreement.

Client: City of Daphne

Contact: Troy Strunk

Address: PO Box 400

City/State/Zip Code: Daphne, AL 36526

Phone No.: (251) 621-3184

Fax No: (251) 621-3185

Email: tstrunk@daphneal.com

C. **JADE CONSULTING PROFESSIONAL SERVICES** to be provided *are identified below:*

JADE Consulting, LLC is pleased to provide you with this proposal for the engineering required to develop the site for the subject property. Please note the proposal is based on the general layout of structures and site development. A different fee proposal may be required if there are significant modifications to the current layout.

I. **Master Plan Efforts**

A. **Right-of-Way and Topographic Survey** **\$34,500.00**

Main Street – between Potters Mill Avenue and Lott Park (approx. 4,600 lf)

A sufficient number of right-of-way markers/property corners will be recovered to establish the location of the right-of-way lines on both sides of the Main Street right-of-way between Potters Mill Avenue and Lott Park (approximately 4,600 linear feet). A Topographic Survey of this portion of Main Street will be provided which will show all improvements including roadways, paint stripping, driveways, parking areas, sidewalks, fences, trees 6" dbh & larger, above ground utilities, below ground utilities as marked by utility companies, storm drainage structures and pipe, elevation contour lines, etc. The limits of the Topographic Survey will include the full width of Main Street's right-of-way plus an additional 50' on each side of the right-of-way.

We will utilize all of this information as the basis of the schematic design of the City's proposed project.

B. **Pre-Design Information Analysis and Consultation/Conference** **\$5,300.00**

JADE Consulting, LLC will conduct field inventories of existing site conditions and the completed survey. The purpose of these data collection activities is to formulate base maps and identify existing conditions with sufficient detail and accuracy to conduct the site analysis identified below. Specifically, the data collected will include:

A. Identification of the geographic limits of the Planning Area

CLIENT INITIALS: _____

- B. Inventory of existing facilities, features, and development
- C. Completed topographic survey, CADD files
- D. Aerial Photography w/ USGS topography
- E. Utility Companies
- F. Character of neighboring property
- G. Neighboring zoning classifications

The purpose of these data collection activities is to identify assets, opportunities, constraints, liabilities, and other conditions, which will define the ability to implement the suggested strategies.

The JADE Team will meet with the City's staff to review the goals, objectives, and the possible options for this unique opportunity. We will confirm a mutual understanding of the project's development program.

C. Design of Schematic Master Plan

\$25,500.00

The MASW study indicated a 10-minute walk radius at the various Main Street core areas. The overlapping of these radii between Potters Mill Avenue and Lott Park strengthening the notation for these nodes to be the primary focus of this supplemental study. The *OLDE TOWNE DAPHNE VISIONING REPORT* listed 21 strategies the City should consider when working towards a complete streets program that encourages a pedestrian oriented/walkable community. These strategies can be divided into 2 each general category. The first being zoning elements that are primarily related to providing private property development guidance and the second being actual public infrastructure opportunities. The scope of this task will focus on implementing the public infrastructure enhancements. Special consideration will be given to what availabilities the iconic corners and intersections present.

Using the completed topographic survey, and directives received during our pre-design conference as a point of departure, the JADE Team will provide a schematic masterplan of the 4,600-liner foot section of Main street with descriptive annotation featuring a complete layout of available public infrastructure program elements that include the following strategy items gleaned from the *OLDE TOWNE DAPHNE VISIONING REPORT*:

1. Safety strip/ Loading zone
2. Bollards
3. Sharrows that will indicate shared lanes with a bicycle.
4. Parallel parking- study showed a possible 25 spaces with in this section of main street.
5. Roundabouts in 4 possible locations
6. Reduction in speed limits
7. Street trees
8. Remove overhead utilities
9. Enhanced pedestrian facilities that match on both the east and west side of main street with improved crosswalks.
10. Stormwater management
11. Central event plaza

CLIENT INITIALS: _____

12. Pedestrian and vehicle gateway features
13. Signage
14. Street and traffic lighting
15. Golf cart parking
16. Street diet

Following completion of scope items, A, B, and C the JADE Consulting Team will perform the following tasks to prepare the masterplan drawings:

- a. Prepare base plan using all of the available data that has been collected. This information will be set up so the plan view will be at the maximum scale that legibly fits on 24" x 36" sheets.
- b. We will use elements from the previous list to prepare plan view schematic drawings to scale. We anticipate the need to prepare a street section for up to 3 different zones along this corridor of Main Street. We will deliver these sheets to the City for review and feedback.
- c. Prepare an additional iteration of the schematic master plan based on the City's feedback. Deliver to the City for review.
- d. Finalize the Master Plan based on the City's final feedback. We will add additional design elements in viable locations during this task. This task will conclude with a PDF of the final masterplan that includes a descriptive legend.
- e. We will meet to review and discuss the project with members of the City of Daphne's staff.

D. Opinion of Probable Construction Costs \$2,500.00

JADE will assist the City of Daphne in preparing a preliminary estimate of the probable costs to construct and develop the various improvements proposed within the approved master plan for this section of Main Street. This initial projection will serve as a "thumbnail" projection to understand cost implications of the project. JADE will prepare a detailed list of the components, quantity measurements and with research on unit pricing for each item. The Opinion of Probable Costs for the project will be prepared in an Excel Spreadsheet format in order to facilitate estimating and updates.

E. Rendering \$3,500.00

Full color-rendered site plan of entire development, with descriptive legend explaining development types and proposed amenities offered. This task also includes 3 before/after visualization graphics based upon before photos that will be taken in the field.

F. Neighborhood/Town Hall Meeting Representation Hourly NTE \$3,700.00

We propose to provide such services to help ensure that all respective party requirements are communicated. We will attend on your behalf, all required City/County Planning Commission meetings.

D. *THE COMPENSATION TO BE PAID JADE CONSULTING, LLC* for providing the requested services is identified in Sections "C" & "E" herein.

CLIENT INITIALS: _____

E. ADDITIONAL SERVICES (Hourly Basis)

Services requested, but not specifically included in the scope of services, will be considered additional services. Modification to drawings, after approval by the Client, as a result of changes requested by the Client or their other Consultants will be considered additional services and billed at an hourly rate as follows:

Professional Engineer	\$210.00
Senior Engineer	\$150.00
Engineer I	\$110.00
Graduate Engineer	\$100.00
CADD Designer	\$ 90.00
Engineering Technician	\$ 65.00
Clerical	\$ 65.00

F. TERMS & CONDITIONS

1. JADE Consulting, LLC services under this agreement does not include participation, whatsoever, in any litigation.
2. The Client hereby acknowledges that JADE Consulting, LLC cannot warrant that estimates of probable construction or operating cost provided by JADE Consulting, LLC will not vary from actual costs incurred by the Client.
3. If under this Agreement, professional services are provided during the construction phase of the project, JADE Consulting, LLC shall not be responsible for or have control over procedures, techniques, means, methods, or sequences, or for the safety precautions and programs in connection with the Work. Nor shall JADE Consulting, LLC be responsible for the Contractor's failure to carry out the Work in accordance with the Contract Documents or for Contractor's failure to comply with applicable laws, ordinances, rules and/or regulations. Under no circumstances will JADE Consulting, LLC have any direct contractual relationship with the contractor, any subcontractors or materials suppliers.
4. The laws of the State of Alabama shall govern this agreement unless specifically stated otherwise.
5. The Client, at its expense, will provide JADE Consulting, LLC with all required site information, existing plans, reports, studies, project schedules and similar information that are contained in its files. JADE Consulting, LLC may rely on the information provided by the Client without verification.

The Client will designate a representative who shall have the authority to act on behalf of the Client for this project.

The Client shall participate with JADE Consulting, LLC by providing all information and criteria in a timely manner, review documents and make decisions on project alternatives to the extent necessary to allow JADE Consulting, LLC to perform the scope of work within established schedules.

6. The Client will hold harmless and indemnify JADE Consulting, LLC for any design changes, construction changes, and/or damages resulting from the use of a topographic survey or other information prepared by others and provided by the Client.
7. The above-described compensation for JADE Consulting, LLC does not include the following Cost:

CLIENT INITIALS: _____

- a. Photostats/Photocopying/Plotting
 - b. Binding
 - c. Printing/Reprographics
 - d. Photography/Film/Film Processing
 - e. Mylar's and Reproducible
 - f. Federal Express, Courier and/or Delivery Fees
 - g. Mailing/Postage
 - h. Microfilming/Scanning/Digitizing
 - i. Blue Printing, Printing or Binding of Bid Sets
 - j. Mileage @ current Federal rate
 - k. Permits and/or Registration Fees
 - l. Travel Expenses outside of Baldwin County, Alabama, such as airfare and lodging
 - m. Other products and services requested by the Client and not specifically described herein
8. Either Client or JADE Consulting, LLC may terminate this contract with seven (7) days written notice. Upon termination, Owner will be responsible for payment of all Consultant fees and reimbursables expended through the date of termination.
 9. Invoice Schedule: Billing will be on a service at the end of each month.
 10. Terms: Net Thirty (30) days from invoice date. Finance charge of 1.5% per month (18% per annum) will be added to accounts over thirty (30) days past due. Reasonable Attorney's fees will be charged, if necessary, to collect on unpaid invoices. Compensation for all services shall be paid in Fairhope, Baldwin County, Alabama.
 11. The forum for any action to construe or enforce this agreement shall be the Baldwin County Circuit Court.
 12. This document sets forth all of the terms and conditions agreed by the parties hereto, and supersedes all prior oral or written agreements, representations or warranties not otherwise expressly set forth herein. This agreement may only be amended or modified by a written document executed by all parties.

This agreement is accepted on the later date written below:

JADE CONSULTING, LLC

CITY OF DAPHNE

SIGNED: _____

SIGNED: _____

TYPED NAME: Perry C. Jinright, III, P.E.

TYPED NAME: _____

TITLE: Member

TITLE: _____

DATE: 1/20/2021

DATE: _____

CLIENT INITIALS: _____



**CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT AGENDA
JANUARY 7, 2021 - 6:00 P.M.
COUNCIL CHAMBERS, CITY HALL**

1. **CALL TO ORDER** - 6:00 p.m.
2. **CALL OF ROLL** - Present W. Robison, C. Courson, B. Mayhand, T. Warner, D. Wolstenholme
3. **APPROVAL OF MINUTES**- Approved

July 2, 2020

4. **OLD BUSINESS** - None
5. **NEW BUSINESS** - Denied

Appeal #2020-06

A request for a Special Exception to the Daphne Land Use & Development Ordinance has been filed with the City of Daphne Board of Zoning Adjustment. The request, if granted, proposes to allow the operation of a home daycare for infants only. The property is 1709 Pollard Road, which is zoned R-2, Medium Density Single Family Residential.

Election of Officers - W. Robison, Chairman, C. Courson, Vice Chairman

6. **ADJOURNMENT** - 6:44 p.m.

CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT MINUTES
REGULAR MEETING OF JULY 2, 2020 - 6:00 P.M.
COUNCIL CHAMBERS, CITY HALL

Chairman called to order the regular meeting of the Board of Zoning Adjustment at 6:00 p.m. Roll was called thereafter and the number of members present constituted a quorum.

Members Present:

Willie Robison, Chairman
Billy Mayhand
Clay Covert
Herb Cole

Members Absent:

Carolyn Courson, Vice Chair
Thomas Warner
Derek Wolstenholme

Staff Present:

Adrienne D. Jones, Director of Community Development
Pat Johnson, Recording Secretary

Staff Absent:

Shawn Alves, BZA Attorney

Chairman called for the **Approval of Minutes** of the June 4, 2020 meeting. There were no corrections, additions or deletions.

The Minutes were approved unanimously.

Chairman called the next item on the agenda, **Appeal #2020-03 Jamie Snowden dba Eastern Shore Academy of Excellence**, a request for a special exception to the Daphne Land Use & Development Ordinance has been filed with the City of Daphne Board of Zoning Adjustment. The request proposes to allow the operation of a daycare center in a proposed new building. The vacant property is PPIN #322628 on Friendship Road, which is zoned B-2, General Business.

Ms. Jones displayed a Power Point Presentation. She cited that the applicant purposes to build and operate a daycare center for children 6 weeks to 12 years of age with 8 employees and indicated that her site plan showed 8 parking spaces. Her hours Monday - Friday, 6:30 a.m. to 6:00 p.m. The Planning Commission will review a full site plan and civil drawings will have to be approved by them. Our Building Official, Eric Butler and Public Works Director, Jeremy Sasser both recommend approval. A letter was received from Bob White, stating traffic difficulties as a possible problem to be considered, citing the need for a turn lane and signal light due to deliveries being made by their trucks all hours of the day.

CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT MINUTES
REGULAR MEETING OF JULY 2, 2020 - 6:00 P.M.
COUNCIL CHAMBERS, CITY HALL

Chairman opened the floor for public participation.

Ms. Jamie Snowden stated it was an honor and pleasure to be able to stand before the Board representing the business she plans to operate.

The Board questioned the number of children of which Ms. Snowden cited she would have 50 to 60.

The Chairman closed public participation for those in favor of this appeal due to there being none. He then asked for all opposed to the request.

Mr. Bob White, President of Mobile Lumber stated that he was not in opposition of the daycare center, but rather questioned if anyone had thought about the traffic problem that will be created with another 240 vehicle movements in a day with no traffic light or turn lane, and he wished to make the City aware of the problem that they might consider installing a traffic light.

Ms. Jones assured Mr. White that the traffic pattern would be looked at and taken into consideration by the Planning Commission during the Site Plan review process. She stated that numerous types of businesses such as: carwash, convenience store, church, gym, and grocery store could all be placed across the street from the lumber business since there are 9 lots in the Italian Settlement Subdivision for sale with B-2, General Business zoning. She also stated that an Engineer will be designing civil drawings along with a traffic study with Ms. Snowden's site plan.

The Chairman closed public participation of the appeal.

The Chairman called for an affirmatively stated motion.

A Motion was made by Mr. Mayhand and Seconded by Mr. Cole to approve Appeal #2020-03, Jamie Snowden dba Eastern Shore Academy of Excellence, a request for a special exception to the Daphne Land Use & Development Ordinance has been filed with the City of Daphne Board of Zoning Adjustment. The request proposes to allow the operation of a daycare center in a proposed new building. The vacant property is PPIN #322628 on Friendship Road, which is a B-2, General Business Zone.

The Chairman called for a roll call vote.

Mr. Mayhand	Aye
Mr. Cole	Aye
Mr. Covert	Aye
Mr. Robison	Aye

Upon roll call vote, the Motion carried unanimously.

The Chairman stated your special exception is approved. You can pick up the paperwork from Community Development.

CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT MINUTES
REGULAR MEETING OF JULY 2, 2020 - 6:00 P.M.
COUNCIL CHAMBERS, CITY HALL

Ms. Jones asked Ms. Snowden to wait a few minutes so she could take the paperwork with her tonight.

There being no other business the Chairman called for a **Motion to Adjourn.**

A **Motion** was made by **Mr. Mayhand** and **Seconded** by **Mr. Cole** to adjourn. There was no discussion of the motion.

The Motion carried unanimously.

The meeting adjourned at 6:27 p.m.

Respectfully submitted by:



Pat Johnson, Recording Secretary

APPROVED: January 7, 2021



Willie Robison, Chairman

PAMELA ELLIS MARKS

1515 2nd Street
Daphne, AL 36526
865-368-5959
pamelacellis@yahoo.com

EDUCATION

University of Tennessee, Knoxville, TN

M.S. in Agricultural and Applied Economics 2006

Concentration: Natural Resources

Thesis Research: Evaluation of Factors that Influence Farmers to
Produce New Crops with Emphasis on Switchgrass

<http://etd.utk.edu/2006/EllisPamela.pdf>

University of Alabama at Birmingham, Birmingham, AL

M.S. in Business Administration and Management 2002

Concentration: Finance

University of Alabama, Tuscaloosa, AL

B.S. in Commerce and Business Administration 2000

Major: Finance

Concentration: Investment Management

Minor: Economics

Kasetsart University, Bangkok, Thailand

Agricultural and Natural Resource Study Abroad Program 2005

Concentration: Focus on natural resource economics, policies, trade, and
the Asian agricultural industry

RESEARCH EXPERIENCE

Bunge, North America, St. Louis, MO

Senior Economist of Agribusiness and Commodities 2011-2013

-Directed junior analysts to conduct and present short-term analysis regarding supply and demand of
major commodities in North America

-Conducted long-term analysis across various agricultural commodities to provide direction for strategic
development both in corporate and agricultural divisions. Considered elasticity's and growth rates of
pertinent countries, fundamental cross-commodity influences, price parities, subsequent acreage shifts,
and various commodity-specific factors

-Forecast North American crop production using econometric modeling which facilitated global analysis
and supported risk management positions

-Developed and maintained a port capacity model to aid commodity traders in risk management
decisions related to the infrastructure, logistics and cost structures of US and global agricultural ports

Auburn University, Department of Agricultural Economics, Auburn, AL

Graduate Research and Teaching Assistant

2009

- Researched and analyzed nonmarket valuation on the impact of realtors on house prices near environmental disamenities
- Prepared and delivered lectures to undergraduate students in Principles of Macroeconomics

University of Tennessee, Department of Agricultural Economics, Knoxville, TN

Graduate Research Analyst

2004-2007

- Analyzed and researched adoption of new crops, focusing on emerging energy market
- Prepared an extensive report on analysis finding
- Presented results and implications in academic and industry venues

Cumberland Habitat Conservation, Knoxville, TN

Member of Planning Committee

2007

- Analyzed, researched, and devised financial report for use in implementing a habitat conservation plan in the Cumberland area of Tennessee
- Worked with biologists, forestry professionals, and government officials to collect data for project
- Presented results and implications to government and conservation groups

American Council of Life Insurers, Washington, D.C.

Investment Analyst

2000-2001

- Researched, analyzed and reported financial data to the 102 participating insurance companies
- Presented results and implications in academic and industry venues
- Prepared financial bulletin for publication
- Analyzed, compiled, and edited data for inclusion in investment bulletins as well as special requests related to the investment bulletins
- Generated numerous reports from the data to send to management at insurance companies
- Performed analysis for future speculation

RELATED EXPERIENCE

Big Green Tree Machine, Daphne, AL

Operations Management

2020-Present

- Lead the modelling, planning, and execution of all financial processes
- Execute short and long term custom comprehensive financial strategies
- Answer inquiries and provide estimates for new business prospects
- Supervise crew and coordinate daily work schedule
- Maintain financial records and bookkeeping

Wachovia Securities Management Group, Charlotte, NC

Internal Wholesaler

2002 – 2003

- Developed a base of internal clients and devised financial strategies to help them achieve the long-term financial goals of potential external clients
- Built and maintained strong relationships with agent force, internal and external partners

- Reviewed fund performance and fund reallocation for variable and fixed annuities ranging from \$10,000 to \$10 million
- Identified and implemented cost effective and efficient solutions to problems related to cross product sales
- Recognized and took initiative to resolve problems and interacted with senior level management to implement solutions

Blue Cross Blue Shield of Alabama, Birmingham, AL

Reimbursement Analyst

2008

- Directed the maintenance of procedure codes, diagnosis codes, modifiers, procedure bundling edits, edit-logic, nomenclature, and pricing
- Coordinated updates for all professional fee schedules on codes which had a financial impact of over \$3 billion in payout annually
- Responded to both internal and external inquiries as they related to pricing or coding
- Responded and directed a diverse and high professional staff consisting of statisticians, health care analysts, professional reimbursement analysts, medical procedure registered nurses, research coordinators, pricing specialist, and senior claims analysts

SKILLS

- Over 8 years of experience with applied econometric and statistical analysis using SAS for purpose of quantitative analysis and data management
 - Examples:
 - Effects of various farm and producer characteristics on the share of farmland they would be willing to convert to switchgrass
 - Measurement of views about on-farm issues such as market development, use of contracts, or potential harvest limitations on influenced conversion share
 - Measurement of effect of environmental labels on consumer willingness-to-pay for a market good and whether the effect is greater or less for an environmental attribute with both public and private benefits
- Proficient in Statistical software programs such as SPSS, STATA, Limdep, and ArcGIS
- Proficient in MS Office Suite, Bloomberg, Visual Basic Applications, and Adobe Acrobat

PUBLICATIONS AND PRESENTATIONS

“Evaluation of Factors that Influence Farmers to Produce New Crops with Emphasis on Switchgrass”

National Oceanic and Atmospheric Administration (NOAA)

Washington, D.C.

Summer 2007

K. Jensen, C.D. Clark, P. Ellis, B. English, J. Menard, M. Walsh, and D. De La Torre Ugarte

“Farmers Willingness to Grow Switchgrass for Energy Production.”

Biomass and Bioenergy. 31 (Nov-Dec 2007): 773-781

www.sciencedirect.com

Jensen, K., Pamela Ellis, Jamey Menard, Burton English, Christopher Clark, and Marie Walsh.

Farmer Willingness to Grow Switchgrass for Energy Production.

American Agricultural Economics Association Annual Meeting

Long Beach, CA. July 2006

<http://aimag.ag.utk.edu/pubimpact.html>

Jensen, K., Pamela Ellis, Jamey Menard, Burton English, Christopher Clark, and Marie Walsh.
Tennessee Farmers' Views of Producing Switchgrass.

Bio-Based Energy Analysis Group

Department of Agricultural Economics, University of Tennessee. October 2005.

<http://beag.ag.utk.edu/pp/switchgrasssurvey.pdf>

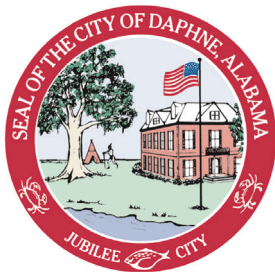
Kim L. Jensen, Burton C. English, Pamela Ellis, and Christopher Clark.

Switchgrass Production Potential in Tennessee.

Bio-Based Energy Analysis Group.

University of Tennessee Institute of Agriculture.

Project funded by Department of Energy and University of Tennessee Agricultural Experiment Station. October 2005.



City of Daphne

Event Permit Application

Date of Application: _____ Permit Requested: ☐ Event/Fundraiser ☐ Parade/Run ☐ Band

Contact Information

Organization Name: _____

Contact Name: _____ E-mail Address: _____

Address: _____

Street / P.O. Box

City/State/Zip Code

Primary Phone Number: _____ Secondary: _____

Event Information

Event Name: _____ Event Date: _____

Event Location: _____ # Participants/Vehicles: _____

Start Time: _____ Stop Time: _____ Assembly Time: _____

Parades/Runs Only

Special Requests: _____

_____ Road Closures Requested: ☐ Yes ☐ No

Special Instructions

Approval: Internal Use Only

Date Routed: _____

Fire Dept: _____

Police Dept: _____

Public Works: _____

Parks & Recreation: _____

Only required if event interrupts traffic near Daphne parks

For Special Event/Band Permits:

Council Member: _____

District #

Signature

For Parade/Run Permits & Use of City Grounds:

City Council: _____

Date of Approval

Not valid unless stamped "Approved"

Parade/Run Permits ONLY

☐ Fee Paid: \$ _____ ☐ N/A ☐ Waived

☐ Insurance Filed ☐ N/A

Route Selection: ☐ 1 ☐ 2 ☐ 3 ☐ 4

CITY OF DAPHNE, ALABAMA

RESOLUTION 2021-02

**AUTHORIZING RESOLUTION:
FY2021 CAPITAL EQUIPMENT AGREEMENT (REGIONS BANK) –
ONE (1) GARBAGE TRUCK AND TWO (2) KNUCKLEBOOM TRUCKS**

A RESOLUTION OF THE CITY COUNCIL, THE GOVERNING BODY (“THE COUNCIL”) OF CITY OF DAPHNE, ALABAMA (THE “CITY”), FINDING IT NECESSARY TO ACQUIRE CERTAIN EQUIPMENT FOR GOVERNMENTAL PURPOSES AUTHORIZED BY LAW: FINDING THAT IT WOULD BE IN THE PUBLIC INTEREST TO ACQUIRE SUCH EQUIPMENT UNDER THE TERMS OF A SECURED EQUIPMENT FINANCING AGREEMENT, THE CITY WILL ACQUIRE SUCH EQUIPMENT AND BE REIMBURSED FOR THE COST OF SUCH EQUIPMENT. FINDING THAT SUCH PROPOSAL IS IN THE INTEREST OF THE CITY AND AUTHORIZING AND DIRECTING THE AUTHORIZED OFFICERS (AS HEREINAFTER DEFINED) TO EXECUTE A SECURED EQUIPMENT FINANCING AGREEMENT AND SUPPORTING SCHEDULES AND ATTACHMENTS INCLUDING, BUT NOT LIMITED TO, ASSIGNMENTS OF TITLE TO THE EQUIPMENT TO REGIONS BANK, OR AN AFFILIATE THEREOF, TO THE END THAT THE EQUIPMENT SHALL BE ACQUIRED BY SUCH BANK AND FINANCED FOR THE CITY ON THE TERMS AND CONDITIONS EXPRESSED IN SUCH AGREEMENT.

WHEREAS, the Council has determined that it is necessary to acquire the below items of Equipment (the “Equipment”) for use by the City for purposes authorized by law:

- One (1) Heil command SST-Automated - 28CY Garb Truck - *up to-* \$325,000
- Two (2) Freightliner M2-106 Knuckleboom Truck (\$165,000/ea) -*up to-* \$330,000

WHEREAS, the Council has determined that it would be in the public interest to finance the acquisition of such equipment through a Secured Equipment Financing Agreement (the “Agreement”) between the City and Regions Bank, or an affiliate thereof (the “Lender”) as provided under Section 41-16A-1 *et seq.* of the Code of Alabama, 1975; and

WHEREAS, the Lender has proposed to offer an interest rate of 1.70% per annum for a period of five years to finance the acquisition of the Equipment in accordance with the Agreement.

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

SECTION 1: The Mayor and City Clerk (hereinafter the “Authorized Officers”) be and are hereby authorized and directed to execute and attest the Agreement, including all attachments thereto, a Bill of Sale and such other related agreements, contracts, documents, certificates, instruments, notices and schedules as shall be necessary or desirable at any time or from time to time to carry out the purposes or comply with the Agreement (collectively, the “Financing Documents”). Such Financing Documents shall be in substantially the form approved by the Council with such appropriate variations, omissions and insertions as are permitted or required by this Resolution and as are consented to by the Authorized Officers executing the Agreement, such consent being evidenced by their signatures.

SECTION 2: Upon delivery and acceptance by the City of the Equipment, the Authorized Officers are authorized and directed to execute a Certificate of Acceptance of such Equipment and the term shall commence on the date of acceptance.

SECTION 3: The Authorized Officers are further authorized and directed to execute and deliver on behalf of the City a Financing Statement and all other documents as provided for in the agreement to establish and maintain the security interest of REGIONS BANK in such Equipment.

SECTION 4: The City and the Council agree to provide property damage and liability insurance in accordance with the terms of the Agreement.

SECTION 5: Maynard, Cooper & Gale, PC, as counsel to the Lender, is authorized and directed to execute and file, for and on behalf of the City, Form 8038-G with the Internal Revenue Service with respect to the Agreement and the tax-exempt status thereof.

The motion was approved after a full discussion, the same was put to vote with the following results:

Doug Goodlin	Voted: _____
Tommie Conaway	Voted: _____
Joel Coleman	Voted: _____
Steve Olen	Voted: _____
Ron Scott	Voted: _____
Ben Hughes	Voted: _____
Angie Phillips	Voted: _____

ADOPTED AND APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA ON THIS THE ____ DAY OF _____, 2021.

CITY OF DAPHNE

Robin LeJeune Mayor

ATTEST:

Candace Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2021-04**

**Ordinance to Pre-Zone Property Located at the
Southeast of intersection of County Road 64 and Friendship Road
AJD Family Limited Partnership**

WHEREAS, AJD Family Limited Partnership, as the owner of certain real property located within the unincorporated area of Baldwin County, Alabama, have requested that said property that is currently zoned by the County as B-2, Neighborhood Business District and RSF-2, Single Family District, Baldwin County District 15, in the extraterritorial planning jurisdiction of the City of Daphne, be pre-zoned as B-2, General Business, prior to annexation into the City of Daphne; and

WHEREAS, said real property is located Southeast of intersection of County Road 64 and Friendship Road, being more particularly described as follows:

Legal Description for Property to be Pre-Zoned:

LEGAL DESCRIPTION FOR PROPERTY TO BE PRE-ZONED B-2:

BEGINNING AT A HUTCHINSON, MOORE AND RAUCH CAPPED REBAR FOUND AT THE NORTHEAST CORNER OF LOT 10, AMENDED PLAT, ITALIAN SETTLEMENT BUSINESS PARK - PHASE I, AS PER PLAT RECORDED ON SLIDE NO. 2439-D OF THE PROBATE COURT RECORDS OF BALDWIN COUNTY, ALABAMA; THENCE RUN S 89°28'29" E 400.00 FEET TO A POINT; THENCE RUN S 00°12'28" W 200.00 FEET TO A POINT ON THE NORTH BOUNDARY OF LOT 4, TRIONE TRACE, AS PER PLAT RECORDED ON SLIDE NO. 1594-A OF SAID PROBATE COURT RECORDS OF BALDWIN COUNTY, ALABAMA; THENCE ALONG SAID NORTH BOUNDARY OF LOT 4, TRIONE TRACE, RUN N 89°28'29" W 400.00 FEET TO A HUTCHINSON, MOORE AND RAUCH CAPPED REBAR FOUND AT THE SOUTHEAST CORNER OF SAID LOT 10, ITALIAN SETTLEMENT BUSINESS PARK - PHASE I; THENCE ALONG THE EAST BOUNDARY OF SAID LOT 10, ITALIAN SETTLEMENT BUSINESS PARK - PHASE I, RUN N 00°12'28" E 200.00 FEET TO THE POINT OF BEGINNING. CONTAINING 79,998 SQUARE FEET OR 1.84 ACRES, MORE OR LESS.

WHEREAS, at the regular Planning Commission meeting on November 19, 2020, the Commission considered said request and set forth a unanimous favorable recommendation to the City Council to pre-zone the property B-2, General Business; and,

WHEREAS, due notice of said proposed pre-zoning has been provided to the public as required by law through publication and open display at City Hall, and a public hearing was held before the City Council on January 19, 2020; and,

WHEREAS, the City Council of the City of Daphne, after due consideration and upon consideration of the recommendation and notes of the Planning Commission, deemed that said application for pre-zoning of the above described real property and as set forth on a map of the property attached hereto and made a part of this Ordinance as Exhibit "A" is proper and in the best interest of the health, safety, and welfare of the citizens of the City of Daphne, Alabama; and

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

SECTION I: ZONING

That above described real property is hereby pre-zoned to B-2, General Business, City of Daphne. Upon annexation of the property prior to the expiration of the pre-zoning as set forth in Section IV, the property shall be assigned the zoning district in accordance with the pre-zoning and the zoning ordinance and zoning map shall be amended to reflect said zoning. Should annexation not occur prior to the expiration of this pre-zoning as set forth in Section IV, this pre-zoning shall have no effect and the designation of a zoning district for the property shall be set forth in the annexation ordinance.

Until such time as the property is annexed into the City of Daphne, the property shall remain in the unincorporated area of Baldwin County and zoned in accordance with the Baldwin County Commission's zoning plan. The County's zoning for the property at the time the request for pre-zoning was submitted was B-2, Neighborhood Business District and RSF-2, Single Family District, Baldwin County District 15.

SECTION II: REPEALER.

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

SECTION III: SEVERABILITY.

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

SECTION IV: EFFECTIVE AND EXPIRATION DATE.

This Ordinance shall take effect after the date of its approval by the City Council of the City of Daphne and publication as required by law. Pursuant to Code of Alabama (1975) Section 11-52-85, the zoning of the subject property shall become effective upon the date the territory is annexed into the corporate limits. If any portion of the subject property is not annexed into the corporate limits within 180 days of the initiation of annexation proceedings as provided by law, this pre-zoning shall be null and void. Should the pre-zoning become null and void, the applicant may reapply for pre-zoning at any time as long as an annexation petition is pending.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ day of _____, 2021.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2021-05**

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

**Southeast of intersection of County Road 64 and Friendship Road
AJD Family Limited Partnership**

WHEREAS, on the 19th day of October, 2020, AJD Family Limited Partnership, being the owner of certain real property hereinafter described, did file with the City Clerk a petition requesting that said tracts or parcels of land be annexed into and become part of the City of Daphne, Alabama (the “City”); and

WHEREAS, said petition did contain an accurate description of the property to be annexed together with a map of the said territory showing its relationship to the corporate limits of the City of Daphne, Alabama, and the signatures of all owners of the property described; and

WHEREAS, after proper publication, a public hearing was held by the City Council on January 19, 2020, concerning the petition for annexation; and

WHEREAS, said petition was presented to the Planning Commission of the City of Daphne at a regular scheduled meeting on November 19, 2020, and the Commission set forth a unanimous favorable recommendation for the City Council of the City of Daphne to consider said request for annexation of said property.

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

SECTION ONE: ANNEXATION

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

SECTION TWO: ZONING

At the February 1, 2020, regularly scheduled City Council meeting, Ordinance 2020- was adopted pre-zoning the said property as B-2, General Business District, with the apportionment of said zoning districts to the subject property described therein.

SECTION THREE: DESCRIPTION OF TERRITORY

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

Legal Description for Annexation:

BEGINNING AT A HUTCHINSON, MOORE AND RAUCH CAPPED REBAR FOUND AT THE NORTHEAST CORNER OF LOT 10, AMENDED PLAT, ITALIAN SETTLEMENT BUSINESS PARK - PHASE I, AS PER PLAT RECORDED ON SLIDE NO. 2439-D OF THE PROBATE COURT RECORDS OF BALDWIN COUNTY, ALABAMA; THENCE RUN S 89°28'29" E 400.00 FEET TO A POINT; THENCE RUN S 00°12'28" W 200.00 FEET TO A POINT ON THE NORTH BOUNDARY OF LOT 4, TRIONE TRACE, AS PER PLAT RECORDED ON SLIDE NO. 1594-A OF SAID PROBATE COURT RECORDS OF BALDWIN COUNTY, ALABAMA; THENCE ALONG SAID NORTH BOUNDARY OF LOT 4, TRIONE TRACE, RUN N 89°28'29" W 400.00 FEET TO A HUTCHINSON, MOORE AND RAUCH CAPPED REBAR FOUND AT THE SOUTHEAST CORNER OF SAID LOT 10, ITALIAN SETTLEMENT BUSINESS PARK - PHASE I; THENCE ALONG THE EAST BOUNDARY OF SAID LOT 10, ITALIAN SETTLEMENT BUSINESS PARK - PHASE I, RUN N 00°12'28" E 200.00 FEET TO THE POINT OF BEGINNING. CONTAINING 79,998 SQUARE FEET OR 1.84 ACRES, MORE OR LESS.

SECTION FOUR: MAP OF PROPERTY

The property hereby annexed into the City of Daphne, Alabama, as described in Section Three of this Ordinance, is set forth on a map of the property attached hereto and made a part of this Ordinance as Exhibit "A" showing its relationship to the corporate limits of the City of Daphne.

SECTION FIVE: EFFECTIVE DATE AND PUBLICATION

This Ordinance shall become effective upon its date of publication as required by Section 11-42-21 Code of Alabama (1975), as amended, and the property described herein shall be then annexed into the corporate limits of the City of Daphne, and a certified copy of the same shall be filed with the Office of the Judge of Probate of Baldwin County, Alabama, in accordance with Section 11-42-21, Code of Alabama (1975), as amended.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS THE ____ DAY OF _____, 2021.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2021-06**

POLICE VEHICLE REPLACEMENT APPROPRIATION

WHEREAS, Ordinance 2020-32 approved and adopted the Fiscal Year 2021 Budget on September 21, 2020; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2021 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2021 budget; and

WHEREAS, Police vehicle # 312 was involved in an accident and the City's insurance carrier has deemed the 2012 Chevy Tahoe vehicle to be "totaled" as a result of such collision; and

WHEREAS, the City's insurance carrier has determined the value of the vehicle to be \$16,774, and will issue a check net of the \$500 insurance deductible to the City in the amount of \$16,274; and

WHEREAS, such vehicle is required in order to meet public safety requirements and total cost of a new vehicle is \$41,185.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, that funds in the amount of \$24,911 from the General Fund are hereby appropriated and made a part of the Fiscal Year 2021 Budget for the police vehicle replacement.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ DAY OF _____, 2021.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk