

CITY OF DAPHNE
1705 MAIN STREET, DAPHNE, AL
CITY COUNCIL BUSINESS MEETING AGENDA
February 15, 2021
6:30 P.M.

1. CALL TO ORDER

2. ROLL CALL

INVOCATION Pastor Mike Megginson, 3 Circle Church
PLEDGE OF ALLEGIANCE

PUBLIC HEARING: Proposed Amendments to Ordinance 2011-54, Land Use and Development Ordinance, Articles 16, Parking Requirements for All Districts, and Article 8, Definition of Terms.

PUBLIC HEARING: Burris – Warner, L.L.C. Zoning Amendment

3. APPROVE MINUTES: February 1, 2021 regular meeting

4. REPORTS OF STANDING COMMITTEES

A. FINANCE COMMITTEE – Conaway

B. BUILDINGS & PROPERTY COMMITTEE – Phillips
Review the minutes from the January 11, 2021 meeting.

MOTION to authorize the Mayor to execute a contract with Dewberry Engineers for Lavender Lane Contract.

C. PUBLIC SAFETY COMMITTEE – Hughes
Review the minutes from the January 11, 2021 meeting.

MOTION to create a part-time Corrections Officer Position for Daphne Police Department.

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE – Olen

E. PUBLIC WORKS COMMITTEE – Coleman
Review the minutes from the January 4, 2021 meeting.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS

A. BOARD OF ZONING ADJUSTMENTS – Adrienne Jones
Review the minutes from the January 7, 2021 meeting and the summarization from the February 4, 2021 meeting.

B. DOWNTOWN REDEVELOPMENT AUTHORITY – Conaway

C. INDUSTRIAL DEVELOPMENT BOARD – Scott

D. LIBRARY BOARD –Phillips

E. PLANNING COMMISSION – Olen
Review the minutes from the December 17, 2020 meeting and the report from the January 28, 2021 meeting.

F. RECREATION BOARD – Hughes

City Council Agenda – February 15, 2021

G. UTILITY BOARD – Goodlin

Review the minutes from the November 2020 meeting.

6. MAYOR’S REPORT

7. CITY ATTORNEY REPORT

8. DEPARTMENT HEAD REPORTS

9. CITY CLERK’S REPORT

MOTION to approve the publication and set a public hearing on April 5, 2021 for the Destiny Church International, Inc. proposed Zoning Amendment.

MOTION to approve the street closure for the Mancini’s Antique Club St. Pat’s Block Party located at 1715 Main Street, Daphne, on March 13, 2021 from 5:00pm – 10:00pm.

10. PUBLIC PARTICIPATION

11. RESOLUTIONS & ORDINANCES

A. RESOLUTIONS:

2021 – 03 – Resolution Authorizing the City to Enter into a Cooperative Maintenance Agreement with the Alabama Department of Transportation for the City’s Maintenance of Certain Structures within the State’s Right – of – Way

B. 2nd READ ORDINANCES:

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

C. 1ST READ ORDINANCES:

2021 – 07 – Appropriation for Hurricane Zeta Damage: Boardwalks and Bay Access - \$108,500

2021 – 08 – Amending the City of Daphne, Alabama Land Use and Development Ordinance 2011-54, Article XVI, Parking Requirements for All Districts and Article 8, Definition of Terms

2021 – 09 – Re-Zone Property Located Northeast of the Intersection of Ryan Avenue and Main Street

2021 – 10 – Council Rules and Procedures

12. COUNCIL COMMENTS

13. ADJOURN

To: Office of the City Clerk

MEMORANDUM

From: Adrienne D. Jones, AICP, 
Community Development Director

Subject: Proposed Amendments to Ordinance 2011-54, Land Use and Development Ordinance, Articles 16, Parking Requirements for All Districts, and Article 8, Definition of Terms

Date: December 17, 2020

At the December 17, 2020, regular meeting of the City of Daphne Planning Commission, eight members were present. The motion carried for a unanimous **favorable recommendation** to approve a proposed amendment to the Land Use and Development Ordinance, Articles 16, Parking Requirements for All Districts, and Article 8, Definition of Terms to create parking requirements for a big box retail store or warehouse.

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

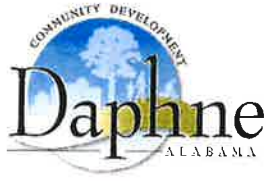
Upon receipt of said documentation, please prepare an ordinance for placement on the City Council agenda to set a public hearing.

Thank you,
ADJ/jv

attachment(s)

cc: file

FILE
12/18/20
10:30am



DRAFT LUDO AMENDMENT

LAND USE**PARKING REQUIREMENTS**

Restaurants, (including bars, bars grills, diners, cafés, taverns, night-clubs, lunch counters, and all similar dining and/or drinking establishments).

One and one-fourth (1.25) spaces for each four (4) seats.

(e) Major Retail Establishments Shopping Centers

One (1) space per each two hundred square feet (200 sq. ft.) of gross floor area.

(1) Shopping Center

One (1) space per each two hundred square feet (200 sq. ft.) of gross floor area.

(2) Big Box Retail Store or Retail Warehouse

One (1) parking space for each three hundred square feet (300 sq. ft.) of gross floor area

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(f) Marinas

Two (2) spaces per berth (also applies to dry storage).

(g) Industries

(1) Commercial, Manufacturing and Industrial establishments (not catering to the maximum retail trade):

One (1) space for each employee on the working shift, plus one (1) space for each vehicle operating from the premises.

(2) Wholesale establishments:

One (1) space for every fifty square foot (50 ft) of customer service area, plus two (2) spaces for each three (3) employees on the maximum working shift, plus one (1) space for each company vehicle operating from the premises.

(3) Electric Power and Gas Substation:

Twenty five percent (25%) of the parcel on which located or four (4) spaces, whichever is smaller.

with the provision of breakfast for the guests by the home owner in an establishment having one to three guest rooms which are subordinate and incidental to the main, owner occupied, single family residential use. All service is to be provided by the home owner.

Berm. A planted or landscaped elevated ground area between two other areas, generally designed to restrict view and to deflect or absorb noise. Berms with ground cover that necessitates mowing shall have a slope not greater than one (1) foot of rise per three (3) feet of run.

Best Management Practice (BMPs). Permanent or temporary structural practices and vegetative measures which, when properly designated, installed and maintained by property owners or contractors, provide erosion and sedimentation control for rainfall events. The result of which is to reduce non-point source inputs to receiving waters in order to achieve water quality protection goals.

Biochemical Oxygen Demand or BOD₅. A measure of the organic strengths of wastes in wastewater/sewage.

Bio-retention. An engineered process which manages stormwater runoff, using the chemical, biological and physical properties afforded by a natural, terrestrial-based community of plants, microbes and soil. Bio-retention provides water quantity (flood) controls and improves water quality through removal of pollutants and nutrients associated with runoff.

Billboard. An off-premises or off-site sign advertising an establishment, merchandise, product, service, or entertainment which is not sold, provided, manufactured, or furnished on the property on which said sign is located.

Big Box Retail Store. A retail establishment with gross floor area exceeding 50,000 square feet in area. This definition shall also include warehouse retailing.

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Block. A piece or parcel of land entirely surrounded by public highways or streets, other than alleys.

Board of Zoning Adjustment or Board. A board appointed by the Daphne City Council as authorized by state statute to hear and decide appeals, special exceptions and variances from the terms of the Land Use and Development Ordinance. Also known as the BZA or Board of Adjustment.

Boarding House. A building or part thereof, other than a hotel, motel, or restaurant, where meals and/or lodging are provided for compensation, where no cooking or dining facilities are provided in individual rooms.

Boat Repair. Major overhauling or repair of small craft and pleasure boats that requires open air, partially covered or enclosed dry dock facilities and such heavy equipment, yard space, and dock facilities as may be necessary.

Buffer. Land which is maintained in either a natural or landscaped state and is used to screen and/or mitigate the impacts of incompatible development on surrounding areas, properties or rights-of-way. Buffers may include berms, shrubs, trees, fences or walls, other screening devices, or a combination of such devices as required by *Article 19, Landscape and Tree Protection*.

Buildable Area. The portion of a lot remaining after required yards have been provided.

Buildable Area, Net. The total horizontal area of a parcel, in square feet, less the area of any

To: Office of the City Clerk

MEMORANDUM

From: Adrienne D. Jones, AICP, *ADJ*
Director of Community Development

Subject: Burris-Warner, L.L.C.
Zoning Amendment

Date: December 17, 2020

PRESENT ZONING: R-1, Low Density Single Family Residential

PROPOSED REZONING: R-2, Medium Density Single Family Residential

LOCATION: Northeast of the intersection of Ryan Avenue and Main Street

RECOMMENDATION: At the Thursday, December 17, 2020, regular meeting of the Daphne Planning Commission, eight members were present, and the motion carried for a favorable recommendation for the above-captioned zoning amendment.

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

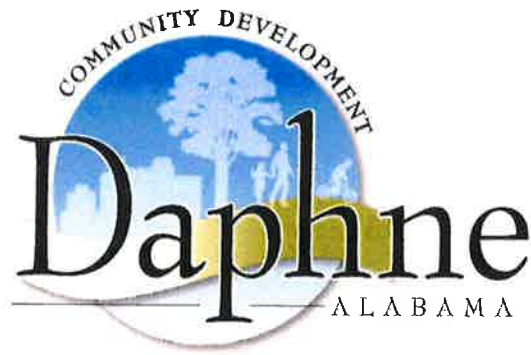
Upon receipt of said documentation, please prepare an ordinance for placement on the City Council agenda to set a public hearing.

Thank you,
ADJ/jv

Attachment(s)

1. Zoning Amendment Application
2. Legal Description (Exhibit A)
3. Boundary Survey (Exhibit B)
4. Adjacent property owners list
5. Community Development Report

FILE
12/18/20
10:20am



BURRIS WARNER, LLC
ZONING AMENDMENT REQUEST



APPLICATION FOR REZONING OR PRE-ZONING

Office use only: Rev. 072816

Application Number:

ZA-20-05 or PZA-

Date Submitted: Nov. 14, 2020

Planning Commission Public

Hearing Date: Dec. 17, 2020

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

SITE DATA

Site Location (Address or General Proximity to Nearest Intersection):

PPIN#(s):

North side Ryan Ave, just east of Knights of Columbus

290347

Gross Site Area (acreage):

249.6 x 135 = 33,696 sq ft

Requested Zoning or Pre-Zoning:

from R1 to R2

Current Zoning Designation(s):

R1

Amended Request:

Initials:

Date:

Current Land Use:

vacant lot

Anticipated Land Use:

2 lots for single family homes

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

100' x 249.6' Lot 1 Columbus Way, Sub Slide 2296-C in City of Daphne
Section 29-T85-R2E (Deed)

Specify other recently approved or pending requests related to the subject property. Circle the answer(s).

Annexation

Subdivision

Site Plan

Special Exception

Variance

Specify Other

added 35' along Ryan on

APPLICANT & AGENT INFORMATION

*If an LLC or LLP or Corporation, provide name and signature of Registered Member or Agent and provide a copy of Articles of Incorporation.

west side

Name of Current Owner:

Burris-Warner, LLC - John Warner

Mailing Address:

24106 Main St, Fairhope, AL

Phone/Fax:

E-mail: 251-752-2558

Name of Authorized Agent:

John B Warner

76532

aymie@bellsouth.net

Mailing Address:

same

Phone/Fax:

E-mail:

Name of Developer*:

same

Phone/Fax:

E-mail:

Other:

Phone/Fax:

E-mail:

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

Applicant's Signature:

[Signature]

Date 11-9-20

Agent's Signature:

Date



REVERSIONARY CLAUSE ACKNOWLEDGEMENT

SKIP THIS PAGE IF REQUESTING PRE-ZONING OR PLANNED UNIT DEVELOPMENT ZONING

Pursuant to Article 22-2 of the Land Use & Development Ordinance, zoning and rezoning may revert back to prior designation if certain conditions are not met. Said conditions are specified in Article 22 of the Land Use Ordinance. Legibly sign and print/type responses below. Indicate N/A or an "X" where item is not applicable. **Submit with rezoning request where applicable.**

CURRENT OWNER'S ACKNOWLEDGEMENT

I, John B Warner J.B.W., acknowledge that I am aware that this rezoning request is subject to a reversionary clause as noted in Article 22-2 of the Land Use & Development Ordinance. Date: 11-12-20

John B Warner, Burris-Warner, LLC
PRINTED NAME OF CURRENT OWNER/PETITIONER

DEVELOPER'S ACKNOWLEDGEMENT

I, J.B.W., acknowledge that I am aware that this rezoning request is subject to a reversionary clause as noted in Article 22-2 of the Land Use & Development Ordinance. Date: 11-12-20

John B Warner, Burris-Warner, LLC
PRINTED NAME OF DEVELOPER

PROPERTY ADDRESS OR PPIN#(s):

290347

Burris-Warner, LLC

Rezoning Request of Vacant Lot on north side of Ryan Avenue

(lot in between Knights of Columbus and Baldwin County Board of Education)

EXHIBIT A

State of Alabama

County of Baldwin

City of Daphne

Legal Description

Lot 1A of the Re-Plat of Lots 1 & 2, Columbus Way, according to the map or plat thereof, recorded on Slide 2748-B, of the records in the Office of the Judge of Probate, Baldwin County, Alabama.

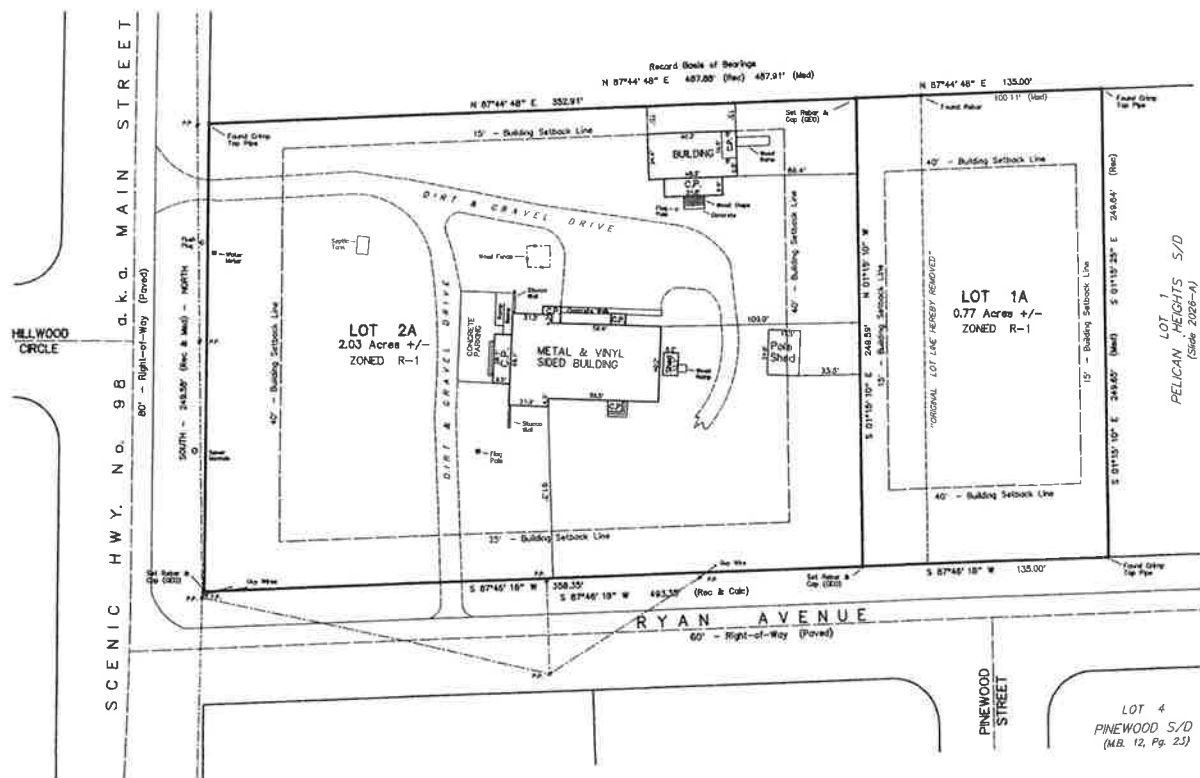
SLIDE 0002748-B

1066122

SLIDE 0002748-B

LEGEND

P.P. = POWERPOLE
MSD = MEASURED
REC = RECORD
PL = PROPERTY LINE
F.L. = FOUND IRON PIN
C.P. = COVERED PORCH
CONC. = CONCRETE
MH = MANHOLE
T.P. = TELEPHONE PEDESTAL
CATV = CABLE TELEVISION
+/- = MORE OR LESS
P.O.B. = POINT OF BEGINNING
CALC. = CALCULATED
U.G. = UNDERGROUND



Graphic Scale (In Feet)

BLACKSTONE BRITAIN, AND DESCRIPTION OF SOME FLATTS
STATE OF ALABAMA
COUNTY OF BALDWIN

J. MATTHEW B. KOVITZ, A REGISTERED LAND SURVEYOR, HERNEY STATE THAT ALL PARTS OF THIS SURVEY AND GRANTING HAVE BEEN COMPLETED IN ACCORDANCE WITH CURRENT REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR SURVEYING IN THE STATE OF ALABAMA TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF

I ALSO STATE THAT THIS DRAWING AND OR CERTIFICATION DOES NOT REFLECT ANY TITLE OR EASEMENT RESEARCH OTHER THAN WHAT IS VISIBLE ON THE GROUND ON

MASTERS, WILLIAM F. JR.
AL A. 2000-000000

PLANNED RELOCATION OF LAND SURVEYED
LOTS 1 & 2, COLUMBUS 1947 AS RECORDED ON BLK 2286-C, IN THE OFFICE OF THE
JUDGE OF PROBATE, BULDOZER COUNTY, ALABAMA. (Description omitted by clerk)

DESCRIPTION OF PROPERTY AND ADJACENTS
1. JOHN BELLING, AS REPRESENTATIVE OF THE EASTERN SHORE ADJACENTS OF
COLUMBIAN BEACH, HAS REPRESENTED THE LANDS EMPOWERED IN THE WITHIN PLAT TO BE
COLUMBIAN BEACH, AND PLATTED TO BE KNOWN AS THE PLAT OF SECTION 26, T-2-S, R-2-E,
COLUMBIAN BEACH, PROPERTY IS LOCATED IN SECTION 26, T-2-S, R-2-E, GALDWIN
COUNTY, OKLAHOMA.

[Signature] 10/21/20
DATE

STATE OF ALABAMA
COUNTY OF BALDWIN
I, Patricia L. Condit, a HENRITY PUBLIC IN DEED FOR THE COUNTY OF
BALDWIN, IN THE STATE OF ALABAMA, DO CERTIFY THAT HEREIN I AM SUBSCRIBED
TO THE CERTIFICATE OF OWNERSHIP AND DECLARATION, AFFIRMED BEFORE ME THIS 01ST
DAY IN PERSON AND NOW ON 01/01/2014 THAT HE CONDO, SIGNED AND DELIVERED BEFORE ME
THIS DAY IN PERSON AND NOTARIALIZED AT HIS FREE AND VOLUNTARY ACT FOR THE
LAKES AND PUNJINGS THEREIN SET FORTH.

GIVEN UNDER MY HAND AND OFFICIAL SEAL THIS 21 DAY OF October, 2020

Peter J. Cook
NOTARY PUBLIC
MY COMMISSION EXPIRES 7-16-2022

DEVELOPMENT OF COMMUNITY DEVELOPMENT

(STATE OF ALABAMA)
(CITY OF DAPHNE)
JOURNALS OF BALDWIN

ON 10/25/2020 THE DAPHNE PLANNING COMMISSION DETERMINED
THAT IT BE TO EXEMPT FROM THE SUBDIVISION REGULATIONS OF THE CITY OF
DAPHNE IN ACCORDANCE WITH ARTICLE 11.6 OF THE LAND USE & DEVELOPMENT
ORDINANCE, DATED THE 21 DAY OF JULY, 2008.

Attest: 12/22/2020

ALABAMA STATE COMMISSIONER OF COMMUNITY DEVELOPMENT

SURVEYORS NOTES

- A. SURVEYORS REPORT DOES NOT FIT INTO CONGRUENCE
ANY ADDITIONAL FACTS THAT AN ACCURATE AND CORRECT
TITLE SEARCH AND/OR EXAMINATION MIGHT DISCLOSE
IN ORDER FOR ADJACENT PROPERTIES. IN ADDITION
THEY ARE NOT ATTENDING TO THE PROPERTY. IN ADDITION
ANY TITLE OR EASEMENT RESEARCH, OTHER THAN WHAT IS
RECORDED IN THE PUBLIC RECORDS, HAS BEEN CONDUCTED
OR RECORDS WE HAPPEN TO HAVE ON FILE FURNISHED BY
THE BEARINGS AND DISTANCES SHOWN HEREON WERE
COMPUTED FROM RANDOM TRAVELERS WITHIN A CLOSED
CIRCLE.
C. MEASUREMENTS SHOWN HEREON WERE MADE IN
CONFORMANCE WITH THE FOLLOWING:
D. PROPERTY IS SUBJECT TO ANY AND ALL RESTRICTIONS AND
EASEMENTS, ANY EASEMENTS OR EASEMENTS OF ANY
OUR FIRM, AND/OR THOSE ON PREVIOUS SUBDIVISION PLATS
RECORDED IN THE PUBLIC RECORDS.
E. PARCELS SHOWN IN COMMON LINE MOVEMENT: 43-08-28-
100 (128R1 FAYETTE) 43-08-28-100-04201 (JPM
00074)
F. NEW PARCELS WERE CREATED:
G. DISTANCE: 100 FEET CONFORM TO THE THOSE
SHOWN ON THE PLAT OR THOSE IN EFFECT AT TIME OF
RECORDING AND RECORDING OF THE PLAT.
H. The signature of the seller hereon is not intended
to be taken as a warranty of the accuracy of the
information contained in the above plat. Said
Seller is considered a self-imposed trustee.
I. I, the undersigned, have been vacated by section 15
reverting this document to 1/1/10/10



VICINITY MAP

**"RE-PLAT"
OF
LOTS 1 & 2
COLUMBUS WAY
FOR COMMON LINE MOVEMENT
(PROPERTY LOCATED IN SECTION 29, T-5-S, R-2-E)
BALDWIN COUNTY, ALABAMA**

PROJECT NO:	2020151R
DATE:	10/08/2020
SCALE:	1" = 30'
DRAWN BY:	MK
FIELD WORK:	10/08
FIELD BOOK:	RGR3
SHEET 1 OF 1 SHEETS	

NOT VALID
WITHOUT
EMBOSSED
SEAL

GEO-SURVEYING, INC.
PROFESSIONAL LAND SURVEYING
129 Club Drive
Fairhope, Alabama 36532
Phone: (251) 990-0815 Fax: (251) 990-0866



SEA

REVISIONS		
DESCRIPTION	DATE	BY
SHOW IMPROVEMENTS		
ON LOT 3A	10/20/20	NPL

ROBIN LEJEUNE
MAYOR

ADRIENNE D. JONES, AICP,
COMMUNITY DEVELOPMENT
DIRECTOR/ZONING ADMINISTRATOR



CITY COUNCIL
TOMMIE CONAWAY
DISTRICT 1
STEVE OLEN
DISTRICT 2
JOEL COLEMAN
DISTRICT 3
DOUG GOODLIN
DISTRICT 4
RON SCOTT
DISTRICT 5
BENJAMIN HUGHES
DISTRICT 6
ANGIE PHILLIPS
DISTRICT 7

December 4, 2020

NOTICE OF PUBLIC HEARING

A petition for REZONING will be considered by the Daphne Planning Commission. Burris-Warner, L.L.C. proposes to rezone 0.77 acres +/- located northeast of Ryan Avenue and Main Street, from R-1, Low Density Single Family Residential, to R-2, Medium Density Single Family Residential.

Said petition will also be considered by the Daphne City Council pursuant to Alabama Code 11-52-85. The application is available for review at City Hall in the Department of Community Development, 1705 Main Street, during regular business hours. An informal site preview meeting will be held on Wednesday, December 9, 2020 at 8:30 a.m. in the Council Chambers of City Hall. The public is invited to attend: limited participation may be allowed by the chairman.

The public hearing will be held by the Daphne Planning Commission on Thursday, December 17, 2020 at 5:00 p.m. in the Council Chambers of City Hall. You may submit your views in writing, in person, or by representation.

Sincerely,
Adrienne D. Jones
Director of Community Development

Burris-Warner, L.L.C. Zoning Amendment

P. O. Box 400 - Daphne, Alabama 36526
Phone: 251.620.1700



BURRIS WARNER, LLC
Zoning Amendment

Zoning Classification:

R-1, Low Density Single Family Residential

Surrounding Zonings/Uses:

- **North**—R-1, Low Density Single Family Residential
- **South**—R-1, Low Density Single Family Residential
- **East**—B-2, General Business (Baldwin County Virtual School)
- **West**—R-1, Low Density Single Family Residential (Knights of Columbus Fraternal Organization)

Existing Utility Service Providers: Daphne Utilities, Riviera Utilities

Affected City Service Providers: Fire Station 1, Police Beat 1

Staff Recommendation to PC: Favorable recommendation City Council

Proposed Zoning:

R-2, Medium Density Single Family Residential

Development Concept:

To subdivide the site for two single residential dwellings.

Council District:
1

Existing Conditions:
0.77 ac

Planning Commission Recommendation:

Pending

What is R-1 zoning? R-1, Low Density Single Family Residential District:

This district is provided to afford the opportunity for a low density, suburban residential environment consisting of single family residences on large parcels of land.

What is R-2 zoning? This district is provided to afford the opportunity for a medium density single family, urban residential environment consisting of single family residences on lots of a moderate size.

What is allowed in R-1 and R-2 districts?

According to Article 35-3 Permitted Uses & Conditions, of the Land Use & Development Ordinance the following are permissible uses by right and/or by Planning Commission approval:

By Right: Dwelling, one family, home occupation, library, radio and tv antenna

By Planning Commission Approval: tennis courts, riding stables, park, playground, boat dock, water or sewage pump station, water storage, telephone exchange, racquetball, public utility station, post office, natural preserve area, manufactured home, laundry, innovative design development, business school or college, college or university, college sorority or frat house, electric power substation, gas regulator station, hospital, clinic, extended care facility, police substation, post office, public utility substation with proper screening, telephone exchange, water storage.

What is the difference in the proposed use and the adjacent property use?

The Knights of Columbus establishment and the Virtual School are institutional uses and the proposed use is residential. The current zoning allows for the construction of one dwelling unit. According to the applicant, John Warner, he desires to subdivide the property for two lots in a flag-lot configuration, thus two dwellings. The land across Ryan Avenue is zoned R-1.

RECOMMENDATION:

Staff recommends that the Planning Commission set forth a favorable recommendation to City Council with the condition that development of the subject property shall be limited to no more than 2 residential lots; and the rezoning shall be subject to the reversionary clause. If the property has not been duly subdivided within 12 months of the zoning approval, the zoning shall revert back to R-1, Low Density Single Family Residential district.

13-4 Minimum Lot Requirements

	Minimum Lot Area Square feet (sq ft)	Minimum Lot Width at Setback Line (ft)	Maximum Lot Coverage Percent (%) ^a	Maximum Density^b (units/acre)	Maximum Height^e (stories) (ft)
R-1, Low Density Single Family	20,000	100	25	2.0	2.5 stories 35 ft
R-2, Medium Density Residential	15,000	90	25	2.5	2.5 stories 35 ft
R-3, High Density Single Family	12,000	80	30	3.5	2.5 stories 35 ft
R-4, High Density Single Family-- Multi-Family--	5,000 7,500 ^c	50 85	38 35	8.0 14.0	3 stories 50 ft
R-5, Mobile Homes	See	Articles	25 & 26	for	Details
R-6(G) Garden/Patio Homes	5,000	50	38	8	2.5 stories 35 ft
R-6(D), Duplex, R-7(A), R-7(M), R-7(T) respectively: Apartments, Mid Rise Condominium, Townhouses	See	Section	13-9	for	Details
B-1, B-1(a), B-2, B-3 Business Districts and Mixed Use Districts	N/A	N/A	N/A	N/A	4 stories 50 ft
Extra-territorial Planning Jurisdiction	12,000 ^d	80	30	3.5	2.5 stories 35 ft

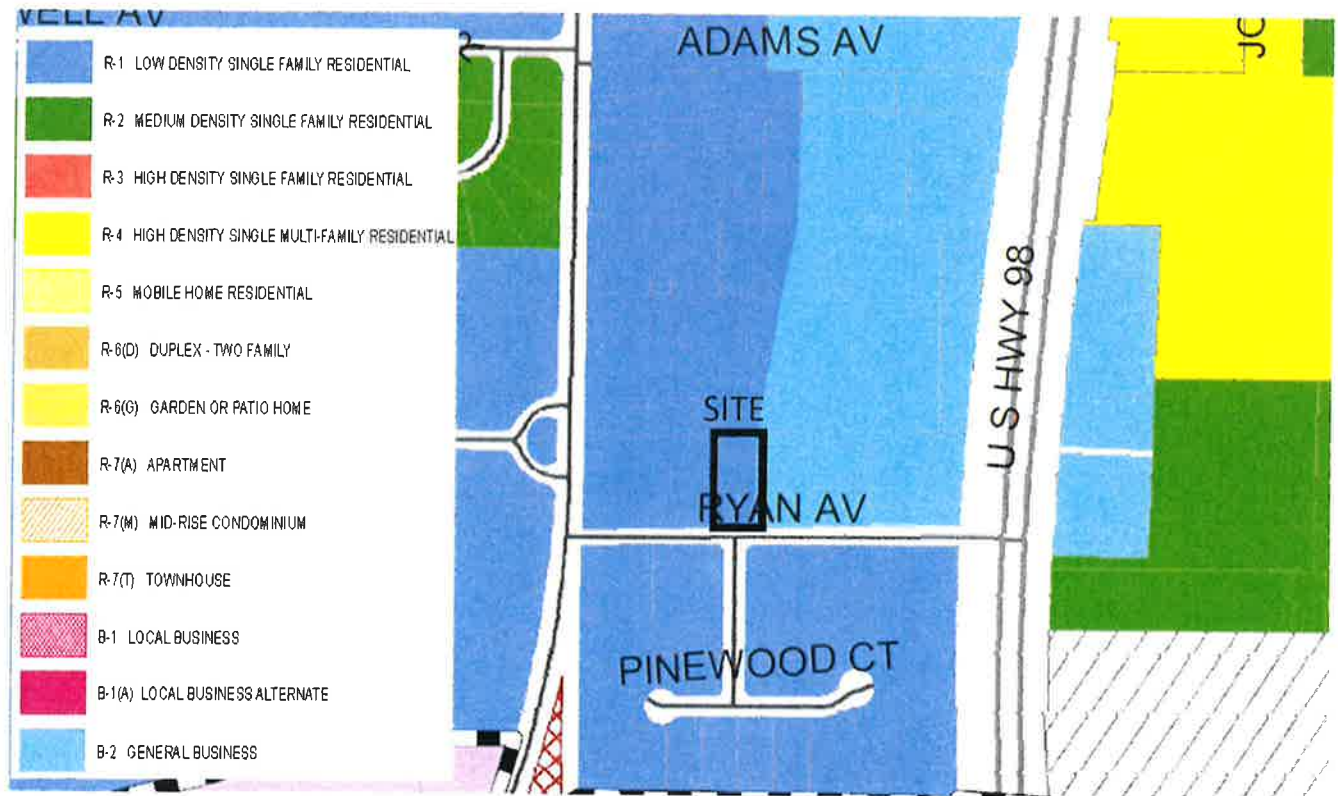
a. Maximum lot coverage percentages do not apply to lots of record smaller than required in the district in which they are located. b. Maximum density = total number of dwelling units per gross acre to be developed. c. Minimum lot area determined by adding 7,500 square feet for one (1) unit plus two thousand five hundred (2,500) square feet for each additional unit. d. Applies to unzoned lots contained within any subdivision located in the extraterritorial planning jurisdiction where the size of the development exceeds ten (10) acres. e. Maximum height does not apply to overlay districts (see specific applicable overlay districts. Structures up to seventy-five (75) feet may be permitted on sites zoned B-2 or R-7 upon approval by the Planning Commission. In no case shall such building exceed seventy-five feet in height

13-6 Minimum Zoning District Setback Requirements

The following setback requirements shall apply in districts as outlined below, except in a Planned Unit Development, the Olde Towne Daphne District, the Village Overlay District, the Eastern Shore Park Overlay District, or the Jubilee Retail Overlay District, unless otherwise provided in said overlay district.

SETBACKS

Zoning District	Front Yard				Rear Yard	Side Yard	Corner Lot Side Yard	
	Arterial & Collector Streets	Local Streets & Service Roads	U.S. Highway 98 ^e	U.S., State or County Roads			Arterial & Collector Streets	Local Streets & Service Roads
R-1	40	40	50	e	40	15	40	25
R-2	35	35	50	e	35	10	35	20
R-3	30	30	50	e	30	10	30	20



[illegible]

FRONT - 35 FEET
SIDE - 15 FEET
STREET SIDE - 25 FEET
REAR - 40 FEET

Burris-Warner, LLC

Rezoning Request of Vacant Lot on north side of Ryan Avenue

(lot in between Knights of Columbus and Baldwin County Board of Education)

EXHIBIT A

State of Alabama

County of Baldwin

City of Daphne

Legal Description

Lot 1A of the Re-Plat of Lots 1 & 2, Columbus Way, according to the map or plat thereof, recorded on Slide 2748-B, of the records in the Office of the Judge of Probate, Baldwin County, Alabama.

February 1, 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, Ron Scott, Steve Olen, Doug Goodlin, and Joel Coleman

COUNCIL MEMBERS ABSENT: Angie Phillips

Also Present: Mayor LeJeune; Jay Ross, 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; and Conrad Bates, IT.

INVOCATION/PLEDGE OF ALLEGIANCE

Invocation was given by Pastor Tim Conaway, Restoration Place Church.

3. **APPROVAL OF MINUTES:**

The minutes from the January 19, 2021 regular meeting were approved.

4. **REPORT OF STANDING COMMITTEES:**

A. **FINANCE COMMITTEE**

Councilwoman Conaway said the minutes from the January 19, 2021 meeting are in the packet. She gave the Treasurer's Report for December 2020: Unrestricted Fund Balance - \$17,382,611; Total Cash Balance - \$27,276,053; Sales Tax for November 2020 - \$1,842,647; and Lodging Tax for November 2020 - \$101,123. Committee met that afternoon. She said the Finance Report will be given at the next Council meeting.

MOTION by Councilwoman Conaway 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. A Second was not needed.
MOTION CARRIED UNANIMOUSLY.

B. **BUILDINGS & PROPERTY COMMITTEE**

Councilwoman Phillips was absent.

MOTION by Councilman Goodlin to authorize Mayor LeJeune to execute an agreement with Jade Consulting for the Main Street Streetscape project. A Second was not needed. Councilman Coleman asked if all the previous concerns had been addressed. Councilman Olen said they had been.
MOTION CARRIED UNANIMOUSLY.

C. **PUBLIC SAFETY COMMITTEE**

Councilman Hughes said the next meeting is February 8th at 4:30pm.

D. **CODE ENFORCEMENT/ORDINANCE COMMITTEE**

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

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

E. PUBLIC WORKS COMMITTEE

Councilman Coleman said the Committee met earlier that afternoon. He said the biggest topic was the recycling center. He said the next meeting Monday, March 1st at 5:30pm.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments

Mrs. Jones said the BZA will be meeting Thursday evening at 6:00pm. She said the minutes from the July 2, 2020 meeting and the summarization from the January 7, 2021 meeting were in the packet.

B. Downtown Redevelopment Authority

Councilwoman Conaway said the Downtown Redevelopment Authority will meet on February 18th at 5:30pm.

**MOTION by Councilwoman Conaway to appoint Pamela Marks to the Downtown Redevelopment Authority for a six year term from February 2021 – February 2027. Seconded by Councilman Olen.
MOTION CARRIED UNANIMOUSLY.**

C. Industrial Development Board

Councilman Scott said the next meeting was February 2nd at 11:30am.

D. Library Board

Councilwoman Phillips was absent.

E. Planning Commission

Councilman Olen said the next meeting is February 25th 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 February 24th at 5:00pm.

6. MAYOR'S REPORT:

Mayor LeJeune said there were over 3,000 vaccinations in four days at the Civic Center. He commended the staff for their hard work. He said the vaccine has moved to OWA.

He said the parking lot construction is underway next door. He said they are working to get back to maintaining the facilities. He mentioned the flooring in Chambers.

7. CITY ATTORNEY REPORT:

City Attorney said there was a brief matter of executive session. He said there was no reason for the Council to make any decision so they can adjourn into executive session at the end of the meeting.

8. DEPARTMENT HEAD COMMENTS:

Scott Taylor, Police, shared the department has hired a dispatcher. He said an officer that was pulled into active military duty after completing the Police Academy is now back at Daphne PD.

Chief Tacon, Fire Department, said they are restarting fire inspections. She said she recently met with the Fire Chiefs from Spanish Fort and Fairhope. She said the Mission Statement needs to be updated and has asked the employees to contribute what they feel the Mission Statement should be. Councilman Scott asked how many employees had received the vaccine. Chief Tacon said about half the employees.

**February 1, 2021
CITY COUNCIL MEETING
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DAPHNE, AL
6:30 P.M.**

Ange Baggett, Civic Center, thanked everyone for their patience as the vaccinations took place. She reminded everyone to download the MyDaphne app. She said the Hilton Hotels are offering discounted rates for those attending athletic events.

Vickie Hinman, Human Resources, shared that W-2s have been distributed. She said they have recently hired a new intern for HR.

Charlie McDavid, Recreation, said the basketball season is wrapping up. He thanked staff for their hard work throughout the season. He said youth baseball and softball is gearing up.

Adrienne Jones, Planning, reviewed the upcoming February 25th agenda items.

Troy Strunk, Building, gave the January report for Building Inspection. He said they are interviewing for multiple positions.

Kelli Reid, Finance, said the City is almost finished with cleanup through FEMA. She shared that the CAFR should be ready in a few weeks.

9. CITY CLERK'S REPORT:

**MOTION by Councilman Scott to approve the Prodissee Pantry's Turkey Trot 5k/fun run on Saturday, October 23, 2021 from 6:00am – 11:00am. Seconded by Councilman Joel Coleman.
MOTION CARRIED UNANIMOUSLY.**

10. PUBLIC PARTICIPATION:

Public Participation opened at 6:51pm.

Curt Fonger, 1443 Randall Avenue, shared concern that the City of Daphne Facebook page hadn't been updated in a while. He applauded the City Clerk's office and the Marketing Department for informing the citizens through the City's website. He said the Mydaphne app is useful.

Victoria Phelps, Lake Forest, gave an update on Lake Forest. She gave kudos to Kelli on the FEMA update. She gave a review on the sidewalk segments.

Public Participation closed at 6:59pm.

11. RESOLUTIONS & ORDINANCES:

A. RESOLUTIONS:

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

**MOTION by Councilman Scott to waive the reading of Resolution 2021-02. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Resolution 2021-02. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

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

ORDINANCES:

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

MOTION by Councilman Scott to waive the reading of Ordinances 2021-04 and 2021-05. Seconded by Councilman Coleman.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to adopt Ordinance 2021-04. Seconded by Councilman Coleman.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to adopt Ordinance 2021-05. Seconded by Councilman Coleman.

MOTION CARRIED UNANIMOUSLY.

C. 1ST READ ORDINANCES:

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

12. COUNCIL COMMENTS:

Councilman Scott said it was nice to see things happening on Pollard Road through the TAP grants.

Councilman Hughes said a flashing signal was placed at the intersection of Cherry Circle and Ridgewood Drive in Lake Forest. He gave kudos to the Public Works Department.

Councilman Olen thanked everyone involved in the vaccination program.

Councilman Coleman echoed what Councilman Olen said.

City Attorney certified that the Council should enter into an Executive Session concerning matters of buying, selling or leasing of real property. He said it should take 10 minutes. He said no action is needed from the Council.

MOTION by Councilman Scott to enter into Executive Session. Seconded by Councilman Olen.

Acting City Clerk called roll.

Councilwoman Conaway	Aye
Councilman Olen	Aye
Councilman Coleman	Aye
Councilman Scott	Aye
Councilman Hughes	Aye
Councilwoman Phillips	Absent
Council President Goodlin	Aye

MOTION CARRIED UNANIMOUSLY.

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

13. ADJOURN:

THERE BEING NO FURTHER BUSINESS TO DISCUSS, COUNCIL ADJOURNED INTO EXECUTIVE SESSION AT 7:05 PM.

Respectfully submitted by,

Certification of Presiding Officer,

Candace G. Antinarella, CMC, City Clerk

Doug Goodlin, Council President

BUILDINGS & PROPERTY COMMITTEE MEETING

**January 11, 2021, 5:15 p.m.
City Hall, Council Chamber
1705 Main Street, Daphne, AL 36526**

MEETING MINUTES

MEMBERS PRESENT: Councilwoman Angie Phillips, Councilman Ron Scott, Councilman Benjamin Hughes, Councilman Joel Coleman, Councilman Doug Goodlin, Councilman Steve Olen, and Councilwoman Tommie Conaway

ALSO PRESENT: Candace Antinarella, City Clerk; Patrick Dungan, City Attorney; Mayor LeJeune; Troy Strunk, City Development; Suzanne Henson, Finance; Kelli Reid, Finance; Ange Baggett, Marketing; Charlie McDavid, Recreation; BJ Eringman, Public Works.

1) CALL MEETING TO ORDER / ROLL CALL

There being a quorum present Councilwoman Angie Phillips called the meeting to order at 5:15 p.m.

2) PUBLIC PARTICIPATION

Al Guarisco, Randall Avenue, shared his concerns about the Village Point Preserve. He said there were very special trees in the park. He said there needs to be more specialty plants in the park.

3) SURPLUS PROPERTY

There was no resolution for surplus.

4) BUILDING INSPECTION REPORT

Troy Strunk shared about the senior living location. He said he is not sure when the work will start.

5) CIVIC CENTER & BAYFRONT PAVILION REPORT

Ange Baggett gave the report on the Civic Center. She said carpet installation should be completed that week.

6) RECREATION REPORT

Ange Baggett gave the recreation report and said there was an update in the packet on the Senior Center. Councilman Scott asked if there was a way the Senior Center could help seniors schedule their COVID vaccines.

7) LIBRARY REPORT

There was no report.

8) VILLAGE POINT BAYFRONT PROPERTIES REPORT

There was no report. Mayor LeJeune said they are looking to do some potted plants for Arbor Day.

9) FACILITIES REPORT

The Facilities Report will be given at the next meeting.

10) OLD BUSINESS

11) NEW BUSINESS

Troy Strunk presented a proposal for the Main Street Streetscape from Jade Consulting. The Council discussed the proposal from Jade Consulting.

**MOTION by Councilman Scott to move to Council to authorize the Mayor to enter into a contract for the Olde Towne Daphne Streetscape Masterplan with Jade Consulting LLC. Seconded by Councilman Coleman. Councilman Goodlin asked about the fee schedule for Jade Consulting along with hourly rates. Troy Strunk said there will be a few public presentations. Councilman Scott said Jade Consulting was the engineering company on the Gator Boardwalk.
MOTION CARRIED UNANIMOUSLY.**

Troy Strunk presented on the Right-of-Way Licensing Agreement at North Main Street and Van Buren Street. Council discussed the agreement.

12) ANY OTHER BUILDINGS AND PROPERTY BUSINESS

13) NEXT MEETING

The next meeting is scheduled for Monday, February 8, 2021 at 5:15 p.m.

17) ADJOURN

There being no further business to discuss, the Council adjourned at 6:20pm.



25353 Friendship Road
Daphne, Alabama 36526
Ph. 251-990-9950
Fax: 251-990-9910

February 11, 2021

Honorable Mayor
Robin LeJeune
City of Daphne
PO Box 400
Daphne, AL 36526

RE: Hwy 98 Intersection Improvements, Added Services

Dear Mayor LeJeune,

Per your request, Dewberry Engineers Inc. is pleased to submit this proposal for Construction Engineering and Inspection services for the above mentioned project.

SECTION 1 - PROJECT UNDERSTANDING

CHANGES DUE TO FUNDING SOURCE

Based on our discussion this project is seeking ESMPO funds. Dewberry will coordinate submittals and reviews with ALDOT. We are pleased to say that we are on the on-call list with ALDOT, which is required for us to do this work.

To perform this work ALDOT will have to authorize our man-day estimate for the value of the proposed work. ALDOT will need to receive a portion of the monies allocated by the MPO for the proposed DESIGN REVIEW AND CE&I work. This process will require the plans that have already been produced to be reworked into a format that complies with the Guide Lines for Developing Construction Plans (GDCP). While it will not be starting over, this will require significant changes to comply with the GDCP.

Based on the MPO funding mechanism, the project will require a materials report produced by a geotechnical engineer. To date, Geocon has provided the necessary geotechnical information. Selecting a geotechnical engineer is the City of Daphne's choice, but it may be most cost effective to utilize Geocon.

OTHER CHANGES

The proposed scope of work has shifted the access previously proposed along the Hwy 98 frontage between the Wacky Shrimp to the rear and is now connecting Target's Parking Lot with Lavender Lane. Due to this change, there will be revisions to the scope of work within the right of way. It is Dewberry's understanding that the median work would be provided by others, as well as the traffic signalization by Neel Shaffer. If this is in error, we will need to amend our proposal to modify the scope of work.

Additional scope requires plan production and additional surveying at key locations within the Hwy 98 right of way, at the Judicial Center, Target Parking Lot, Chick-Fil-A parking lot and the Wacky Shrimp Parking Lot. The proposed improvements will be based on recommendations of the Traffic Impact Study (TIS) provided by Neel Shaffer to the Hwy 98 right of way and the connection to Target, Chick-Fil-A and Wacky Shrimp.



BASIC SCOPE OF SERVICES

TASK 1: Survey Services

- A. Provide Topographic Survey within the median at the locations shown for improvement in the attached TIS sketch, as well as topographic information at the Judicial Center, Target Parking Lot, Chick Fil A and Wacky Shrimp.
- B. Locate existing utilities within the right of way of Hwy 98 per ALDOT requirement for permitting. This will require depths on all utility infrastructure contained within the project work area.
- C. Provide necessary survey exhibits to accompany easement documents associated with City of Daphne property, Target, Wacky Shrimp, and Chick-Fil-A. Easements will be subject to review and approval by ALDOT and therefore, will require some assistance from both the City and City Attorney.

TASK 2: ENGINEERING SCOPE OF SERVICES

- A. Provide engineered plans, and specifications for the modified improvements within the median of Hwy 98 as follows:
 - a. Hall Lane Median Improvements
 - b. Lavender Lane Median Improvements
 - c. Chick-Fil-A Median Improvements
- B. Provide engineered plans and specification for the proposed access between the Judicial Center and Target, with possible connections to Chick-Fil-A and Wacky Shrimp. These accesses will be coordinated with the owners of each establishment.
- C. Coordinate new traffic signal plans with Neel Schaffer to accommodate the required turning movements at the intersection of Lavender Lane and Hwy 98. Neel Shaffer will be providing the traffic signal design and permitting associated with the traffic signal. Dewberry will be providing the surveying, grading and drainage plans associated with this intersection improvement.
- D. Update existing project plans for Hall Lane and Van Ave. for submittal to ALDOT and Contract documents associated with the necessary work. Upgrade plans to ALDOT format.
- E. Reformat plans to comply with the required GDCP because of ESMPO funding. This will require the plans to be produced and submitted for a 30% review, 60% review, Plan in Hand Review, PS&E review, Construction Review and Office Engineer Review. Each submittal will require a plan review meeting.
- F. Prepare and submit ADEM NPDES permit. Initial project was below threshold for an ADEM permit. ADEM permit fees will need to be paid directly to ADEM and are not included in this scope of work.
- G. It has been our experience that ALDOT will let the project since funding comes through the MPO. However, if that is not the case, Dewberry can coordinate the letting for the price below.

SECTION 3 – FEES –

Attached is the Approved ALDOT Man-Day Estimate associated with the design fees for the project. Total Fee estimated at **\$197,920.00**. Included in this cost is the value for the traffic signalization and geotechnical work.

CE&I for this work will be provided for under a separate cover upon request.

TERMS AND CONDITIONS

In consideration of the engineering services provided by Dewberry Engineers Inc. Client agrees to pay in addition to the invoice amount, interest at the rate of 1.5% per month (18% APR) for all balances outstanding for more than thirty (30) days from the invoice date, said interest to be calculated retroactively to the invoice date. In the event that Dewberry Engineers Inc. prevails in any litigation brought with respect to any dispute that may arise out of or in connection with this Contract, Client agrees to pay reasonable attorney's fees and expenses of Dewberry Engineers, Inc. associated with said litigation. In the event the Client prevails in any such litigation, Dewberry Engineers Inc. agrees to pay reasonable attorney's fees and expenses of the Client associated with said litigation.

RESTRICTION OF USE

This proposal includes information that shall not be disclosed outside of the CLIENT and shall not be duplicated, used, or disclosed, in whole or in part, for any purpose other than to evaluate this proposal. If, however, a contract is awarded to this offer, or as a result of, or in connection with, the submission of this information, CLIENT shall have the right to duplicate, use, or disclose the information to the extent provided in the resulting contract. This restriction does not limit CLIENT's right to use information contained in this proposal if it is obtained from another source without restriction. The information subject to this restriction is contained on all pages of this proposal.

AUTHORIZATION

If this proposal meets with your approval, please return one (1) executed original to this office. Receipt of the executed proposal will serve as our authorization to proceed. If you have questions, please do not hesitate to contact us.

Sincerely,
Dewberry Engineers Inc.



Andrew N. Bobe P.E.
Sr. Associate / Sr. Project Manager

Attachments:

Attachment A:	Standard Hourly Billing Rate Schedule (8/1/2020)
Attachment B:	Standard Terms and Conditions: (REV 3/19)
Attachment C:	TIS Sketch.

The foregoing contract with Dewberry Engineers Inc. is accepted:

Print Individual Firm or Corporation Name

Signature of Authorized Representative Date

Print Name of Authorized Representative and Title

ATTACHMENT B
STANDARD TERMS AND CONDITIONS

These Standard Terms and Conditions ("STCs") are incorporated by reference into the foregoing agreement or proposal, along with any future modifications or amendments thereto made in accordance with Paragraph 23 below (the "Agreement") between Dewberry ("we" or "us" or "our") and its client ("you" or "your") for the performance of services as defined in our proposal ("Services"). These STCs are fully binding upon you just as if they were fully set forth in the body of the Agreement, and shall supersede any term or provision elsewhere in the Agreement in conflict with these STCs.

1. **Period of Offer.** Unless we decide, in writing, to extend the period for acceptance by you of our proposal, you have 90 days from our proposal date to accept our proposal. We have the right to withdraw the proposal at any time before you accept. Delivery of a signed proposal—whether original or copy—to us constitutes your acceptance of the proposal, including attachments expressly incorporated into the proposal by reference. The proposal and incorporated attachments shall constitute the entire Agreement between you and us. If you request us to render Services before you deliver a signed proposal to us, and we render Services in accordance with the proposal, you agree that the proposal and these STCs constitute the Agreement between you and us even if you fail to return a signed proposal to us.
2. **Scope of Services.** For the fee set forth in the Agreement, you agree that we shall only be obligated to render the Services expressly described in the Agreement. Our Services shall not be construed as providing legal, accounting, or insurance services. Unless the Agreement expressly requires, in no event do we have any obligation or responsibility for:
 - a. The correctness or completeness of any document which was prepared by another entity.
 - b. The correctness or completeness of any drawing prepared by us, unless it was properly signed and sealed by a registered professional on our behalf.
 - c. Favorable or timely comment or action by any governmental entity on the submission of any construction documents, land use or feasibility studies, appeals, petitions for exceptions or waivers, or other requests or documents of any nature whatsoever.
 - d. Taking into account off-site circumstances other than those clearly visible and actually known to us from on-site work.
 - e. The actual location (or characteristics) of any portion of a utility which is not entirely visible from the surface.
 - f. Site safety or construction quality, means, methods, or sequences.
 - g. The correctness of any geotechnical services performed by others, whether or not performed as our subcontractor.
 - h. The accuracy of earth work estimates and quantity take-offs, or the balance of earthwork cut and fill.
 - i. The accuracy of any opinions of construction cost, financial analyses, economic feasibility projections or schedules for the Project.

Should shop drawing review be incorporated into the Services, we shall pass on the shop drawings with reasonable promptness. Our review of shop drawings will be general, for conformance with the design concept of the Project to which this Agreement relates ("Project") and compliance with the information given in the construction documents, and will not include quantities, detailed dimensions, nor adjustments of dimensions to actual field conditions. Our review shall not be construed as permitting any departure from contract requirements nor as relieving your contractor of the sole and final responsibility for any error in details, dimensions or otherwise that may exist.

3. **Your Oral Decisions.** You, or any of your directors, officers, partners, members, managers, employees or agents having apparent authority from you, may orally: (a) make decisions relating to Services or the Agreement; (b) request a change in the scope of Services under the Agreement; or (c) request us to render additional Services under the Agreement, subject to our right to require you to submit the request in writing before your decision or request shall be considered to have been effectively made. You may, at any time, limit the authority of any or all persons to act orally on your behalf under this Paragraph 3, by giving us seven (7) days advance written notice.
4. **Proprietary Rights.** The drawings, specifications and other documents prepared by us under this Agreement are instruments of our service for use solely for the Project and, unless otherwise provided, we shall be deemed the author of these documents and shall retain all common law, statutory, and other reserved rights, including the copyright and rights to any Dewberry trademarks. Upon payment in full for our Services, you shall be permitted to retain copies, including reproducible copies of our instruments of service for information and reference for the Project. Our instruments of service shall not be used by you or others on other projects for any reason or for completion or modification of this Project by other professionals, unless you enter into a written agreement with us allowing for such use. Submission or distribution of documents to meet official regulatory requirements or for similar purposes in connection with the Project is not to be construed as publication inconsistent with our reserved rights. You shall defend, indemnify and hold us harmless, and release us, from any and all liability, loss, damages, claims and demands for loss, damages, property damages or bodily injury, arising out of any use (including, without limitation, the means or media of transfer, possession, use, or alteration) of our instruments of service by (i) you, if such use is inconsistent with our reserved rights or this Paragraph 4, or (ii) any third party, regardless of the manner of use, if such third party received our instruments of service directly or indirectly from you (including if we or others have transmitted such instruments of service to the third party at your request or direction, for your benefit, or, and without limiting the foregoing, pursuant to a contractual obligation that is directly or indirectly derived (or flowed down) from a contract to which you have privacy).
5. **Fees and Compensation.** If you request us to render services not specifically described in the Agreement, or, if we or anyone in our employ, is called upon to be deposed or to testify in a matter in which we are not a named party, that relates to the Project, you agree to compensate us for such services in accordance with the hourly rates as set forth on Attachment A of this Agreement or in any subsequently effective schedule, unless otherwise agreed in writing. If no compensation rate is set forth on Attachment A, or through written agreement between you and us, we shall be compensated for such services at our then current hourly rates.
6. **Period of Service.** The provisions of this Agreement and the compensation provided for under the Agreement have been established in anticipation of the orderly and continuous progress of the Project. Our obligation to render the Services will extend only for that period which may reasonably be required to complete the Services in an orderly and continuous manner and we may then, at our sole option, terminate the Agreement.
7. **Reimbursable Expenses.** Unless the Agreement otherwise provides, you shall reimburse us, or our affiliates, for all expenses we incur to render the Services for you under this Agreement. We may submit invoices for reimbursable expenses separately from invoices for Services.
8. **Payment Terms.** We may submit invoices at any time to you for Services and for reimbursable expenses incurred. Invoices are payable within 30 days of the invoice date, and you agree to pay a finance charge of 1½% per month on any unpaid balance not received by us within 30 days of the invoice date. If you require payment via credit card, Dewberry will assess a 3% processing fee on the total amount invoiced. Invoices may be based either upon our estimate of the proportion of the total Services actually completed at the time of billing for lump sum or fixed fee services, or in the case of hourly services, upon rendering of the Services. If any invoice is not paid within 30 days of the invoice date, we shall have the right either to suspend the performance of our Services until all invoices more than 30 days past due are fully paid or to terminate the agreement and to initiate proceedings to recover amounts owed by you. Additionally, we shall have the right to withhold from you the possession or use of any drawings or documents prepared by us for you under this or any other agreement with you until all delinquent invoices are paid in full. You shall not offset payments of our invoices by any amounts due, or claimed to be due for any reason. All payments made by you should specify the invoice numbers being paid. If we receive payments that do not specify the invoices being paid, you agree that we may apply payments in our sole discretion. Time is of the essence of your payment obligations; and your failure to make full and timely payment shall be deemed a material breach.
9. **Information from You and Public Sources.** You shall furnish us all plans, drawings, surveys, deeds and other documents in your possession, or that come into your possession, which may be related to the Services, and shall inform us in writing about all special criteria or requirements related to the Services (together, "Information"). We may obtain deeds, plats, maps and any other information filed with or published by any governmental or quasi-governmental entity (together, "Public Information"). Unless we are engaged in writing as an additional service to independently verify such, we may rely upon Information and Public Information in rendering Services. We shall not be responsible for errors or omissions or additional costs arising out of our reliance on Information or Public Information. You agree to give prompt notice to us of any development or occurrence that affects the scope or timing of Services, or any defect in the final work submitted by us, or errors or omissions of others as they are discovered. We shall not be responsible for any adverse consequence arising in whole or in part from your failure to provide accurate or timely information, approvals and decisions, as required for the orderly progress of the Services.
10. **Plan Processing.** We may submit plans and related, or other, documents to public agencies for approval. However, it may be necessary, in order to serve your interests and needs, for us to perform special processing, such as attending meetings and conferences with different agencies, hand carrying plans or other documents from agency to agency, and other special services. These special services are not included in the basic fee and shall be performed as additional services on an hourly fee basis in accordance Paragraph 5 above.
11. **Meetings and Conferences.** To the extent the Agreement provides, we will attend meetings and conferences that you, or your representatives, reasonably require. Furthermore, we will meet on an as-needed basis with public agencies that might be involved in the Project. Because we cannot forecast the scope and nature of these meetings and conferences, we will perform meeting and conference services on an hourly fee basis in accordance with our applicable hourly rate schedule.
12. **Your Claims.** Intentionally Deleted.



13. **Hazardous or Toxic Wastes or Substances, Pollution or Contamination.** You acknowledge that Services rendered under this Agreement may be affected by hazardous or toxic wastes or substances, or pollution or contamination due to the presence of hazardous or toxic wastes or substances. To induce us to enter into this Agreement, you agree to indemnify, defend and hold us harmless from and against any and all liability, loss, damages, claims and demands for loss, damages, property damages or bodily injury, that relate, in any way, to both (a) hazardous or toxic wastes or substances, or pollution or contamination due to the presence of hazardous or toxic wastes or substances, and (b) the performance by us of our obligations under the Agreement. Unless otherwise expressly set forth in this Agreement, we shall have no responsibility for searching for, or identifying, any hazardous or toxic wastes or substances, or pollution or contamination due to the presence of hazardous or toxic wastes or substances; but if we discover or suspect the presence of any such wastes, substances, pollution or contamination due to the presence of hazardous or toxic wastes or substances, then we, in our sole discretion, and at any time, may stop work under, or terminate, this Agreement, in which event we will have no further liability to you for performance under this Agreement, and you shall make the payments to us required by Paragraph 14 of the STCs.
14. **Termination.** Either party may terminate the Agreement if the other party materially breaches the Agreement and does not cure the breach within 7 days after receiving notice of the breach from the non-breaching party. You shall immediately pay us for our Services rendered and expenses incurred through the termination date, including fees and expenses that we incur as a result of the termination.
15. **Payment of Other Professionals.** If this Agreement includes continuation of services begun by other architects, engineers, planners, surveyors, or other professionals, we may suspend our Services until you make arrangements satisfactory to such other professionals for payment. If satisfactory arrangements have not been made within a time determined by us to be reasonable, then we may in our sole discretion terminate this Agreement.
16. **Assignment and Third-Party Beneficiaries.** Neither party shall assign or transfer any rights, interests or claims arising under this Agreement without the written consent of the other, provided, however, that we are permitted to (i) employ independent consultants, associates, and subcontractors as we may deem necessary to render the Services, (ii) assign our right to receive compensation under this Agreement, and (iii) transfer the Agreement to an affiliate of ours, in our sole discretion, with written notice to you (an affiliate for purposes of this Paragraph 16 is defined as any other business entity that directly or indirectly, through one or more intermediaries, controls, is controlled by, or is under common control with, us). This Agreement does not confer any benefit or right upon any person or entity other than the parties, except that our partners, members, managers, directors, officers, employees, agents and subcontractors shall have and be entitled to the protection afforded us under Paragraphs 9, 12, 13, 16, 20 and 22 of this Agreement.
17. **Applicable Law and Forum Selection.** The Commonwealth of Virginia's laws shall govern this Agreement in all respects, including matters of construction, validity, and performance. Except as provided in Paragraph 18, the parties agree that the courts of Fairfax County, Virginia, and the Federal District Court, Eastern District of Virginia, Alexandria Division, (together, "Courts") shall have exclusive jurisdiction over any controversy, including matters of construction, validity, and performance, arising out of this Agreement. The parties consent to the jurisdiction of the Courts and waive any objection either party might otherwise be entitled to assert regarding jurisdiction. The parties irrevocably waive all right to trial by jury in any action, proceeding, or counterclaim arising out of or related to this Agreement.
18. **Arbitration of Our Claims for Compensation.** Intentionally Deleted.
19. **Severability.** If any part, term, or provision of this Agreement is held to be illegal or unenforceable, the validity and enforceability of the remaining parts, terms, and provisions of this Agreement shall not be affected, and each party's rights shall be construed and enforced as if the Agreement did not contain the illegal or unenforceable part, term, or provision.
20. **Limitations on Liability.** In recognition of the relative risks and benefits of the Project to you and us, you agree, that our liability for any loss, damages, property damages or bodily injury of or to you caused in whole or in part by us in the performance of this Agreement or any supplementary services in any way related to this Agreement, shall be limited to the limits of insurance for professional liability carried by us. The parties intend that the foregoing limitation on liability shall apply to all claims, whether sounding in tort, contract, warranty, or otherwise. You release, waive, and shall not seek contribution from, or indemnification by, us for any claims of any nature made against you by any other person who may suffer any loss, damages, property damages or bodily injury in any manner associated with our services, or any supplementary services in any way related to this Agreement.
21. **Payment of Attorney's Fees.** The losing party shall pay the winning party's reasonable attorney's fees and expenses for the prosecution or defense of any cause of action, claim or demand arising under this Agreement in any court or in arbitration.
22. **Indemnification.** You agree to indemnify, defend and hold us harmless from and against any and all liability, loss, damages, claims and demands for loss, damages, property damages or bodily injury, arising out of acts or omissions by you; provided, that you are not required to indemnify and hold us harmless under this Paragraph 22 in the event of our sole negligence.
23. **Integration Clause.** The Agreement represents the entire agreement of the parties. No prior representations, statements, or inducements made by either us, you, or the respective agents of either, that is not contained in the Agreement shall enlarge, modify, alter, or otherwise vary the written terms of the Agreement unless they are made in writing and made a part of the Agreement by attachment, incorporated by reference in the Agreement or signed or initialed on behalf of both parties.
24. **Notice.** Any notices issued to us shall be sent to our project manager with a copy sent via email to Notices@dewberry.com or mailed to 8401 Arlington Blvd, Fairfax VA 220131, Attn: Notices.

STANDARD HOURLY BILLING RATE SCHEDULE WITH CREW

DEWBERRY	HOURLY RATES
PROFESSIONAL	
Principal	\$299.00
Architect I, II, III	\$92.00, \$105.00, \$120.00
Architect IV, V, VI	\$140.00, \$155.00, \$175.00
Architect VII, VIII, IX	\$195.00, \$210.00, \$230.00
Interior Designer I, II, III, IV	\$85.00, \$100.00, \$120.00, \$150.00
Engineer I, II, III	\$110.00, \$120.00, \$135.00
Engineer IV, V, VI	\$150.00, \$170.00, \$200.00
Engineer VII, VIII, IX	\$220.00, \$235.00, \$250.00
Professional I, II, III	\$95.00, \$115.00, \$135.00
Professional IV, V, VI	\$155.00, \$170.00, \$185.00
Professional VII, VIII, IX	\$200.00, \$225.00, \$240.00
TECHNICAL	
Geographer/GIS I, II, III	\$85.00, \$95.00, \$110.00
Geographer/GIS IV, V, VI	\$125.00, \$140.00, \$155.00
Geographer/GIS VII, VIII, IX	\$185.00, \$205.00, \$235.00
Designer I, II, III	\$100.00, \$120.00, \$140.00
Designer IV, V, VI	\$155.00, \$175.00, \$200.00
CADD Technician I, II, III, IV	\$75.00, \$90.00, \$105.00, \$125.00
Surveyor I, II, III	\$60.00, \$75.00, \$90.00
Surveyor IV, V, VI	\$105.00, \$115.00, \$130.00
Surveyor VII, VIII, IX	\$150.00, \$170.00, \$195.00
Technical I, II, III	\$80.00, \$95.00, \$110.00
Technical IV, V, VI	\$120.00, \$130.00, \$150.00
CONSTRUCTION	
Construction Professional I, II, III	\$120.00, \$145.00, \$165.00
Construction Professional IV, V, VI	\$185.00, \$210.00, \$235.00
Inspector I, II, III	\$80.00, \$105.00, \$125.00
Inspector IV, V, VI	\$140.00, \$155.00, \$170.00
SURVEY FIELD CREWS	
Fully Equipped 1, 2, 3, 4 Person Crews	\$125.00, \$155.00, \$190.00, \$225.00
With Laser Scanner 1, 2 Person	\$175.00, \$205.00
ADMINISTRATION	
Admin Professional I, II, III, IV	\$70.00, \$90.00, \$110.00, \$145.00
Non-Labor Direct Costs	Cost XXX Dewberry waives right to mark up on direct cost for the project.

Project No. 0 County Baldwin Description Hwy 98 Intersection Improvements (City of Daphne) Scope of Work Intersection and access Improvements Project Length 0.50 Miles Consultant Dewberry					
CORRIDOR STUDY					
	Engineer	Engineer. Tech.	Environment	Environ. Tech.	Clerical
Task A: Preliminary Corridor Investigation					
A-1 Obtain & Study State Supplied Maps					
A-2 Prepare Corridor Base Maps, Identify Features & Env. Sensitive Areas			0.25	0.25	
A-3 Consult With Various Agencies, Ascertain Their Requirements					
A-4 Develop General Design Criteria for Each Reasonable Alternate					
A-5 Perform a Capacity Analysis for Each Design Alternate					
A-6 Develop Study Report and Present to State and FHWA					
Task A Totals	0.00	0.00	0.25	0.25	0.00
Task B: Alternative Upgrading Studies					
B-1 Develop and Study Preliminary Alternate Designs to Determine Feasibility		1.00			
B-2 Tabulate ROW Requirements for All Alternates/Develop Cost Estimates					
B-3 Conduct Environmental Studies/Develop Alternative Matrix					
B-4 Prepare Information for and Attend Public Inv. Meeting / Analyze Comments	1.00	1.00	1.00		
B-5 Review Feasible Alternates & Prepare Environmental Assessment	0.50	1.00	0.50		
B-6 Prepare Information for and Attend Corridor Hearing / Analyze Comments					
Task B Totals	1.50	3.00	1.50	0.00	0.00
Task C: Engineering Analysis on Selected Alternative					
C-1 Refine Selected Alternate and Prepare Layout Map and Profile/Study Report	1.00		1.00	1.00	
C-2 Prepare PCE on Preferred Alternate/Submit for Review & Approval					
Task C Totals	1.00	0.00	1.00	1.00	0.00
TOTALS	2.50	3.00	2.75	1.25	0.00

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (Corridor Study)			
PERSONNEL COST			
	Man-days x Daily Rate		
Project Manager (10% of Eng. & Env.)	0.53	\$ 585.18	\$ 310.15
Engineer	2.50	\$ 363.51	\$ 908.78
Engineering Technician/CADD	3.00	\$ 315.90	\$ 947.70
Environmental	2.75	\$ 408.78	\$ 1,124.15
Environmental Technician	1.25	\$ 294.21	\$ 367.76
Clerical	0.00	\$ 225.00	\$ -
Total Direct Labor			\$ 3,658.54
Combined Overhead (%)	143.73		\$ 5,258.42
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ 8,916.96
Operating Margin (10%)			\$ 891.70
Sub-Total			\$ 9,808.66
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
Subconsultant Administration Expense (5%)			\$ -
Sub-Total			\$ 9,808.66
Facilities Capital Cost of Money (% of Direct Labor)	0.00		\$ -
TOTAL FEE			\$ 9,808.66

**See Grand Total Fee sheet

Project No. 0 County Baldwin Description Hwy 98 Intersection Improvements (City of Daphne) Scope of Work Intersection and access Improvements Project Length 0.50 Miles Consultant Dewberry					
Out-of-pocket Expenses (Corridor Study)					
TRAVEL COST					
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total	
	0	0	\$0.575	\$ -	
	0	0	\$0.575	\$ -	
	0	0	\$0.575	\$ -	
	0	0	\$0.575	\$ -	
Total Mileage Cost				\$ -	
Subsistence Cost	Days	# People	\$/Day	Total	
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -	
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -	
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -	
Travel allowance (overnight)***	0	0	\$75.00	\$ -	
				\$ -	
Total Subsistence Cost				\$ -	
Total Travel Cost				\$ -	
PRINTING / REPRODUCTION COST					
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet	Total
	0	0	0	\$ -	\$ -
	0	0	0	\$ -	\$ -
	0	0	0	\$ -	\$ -
	0	0	0	\$ -	\$ -
	0	0	0	\$ -	\$ -
	0	0	0	\$ -	\$ -
Total Printing/Reproduction Cost				\$ -	
Communication Cost (telephone, fax, etc.)					Total
					\$ -
Postage Cost (overnight, stamps, etc.)					Total
					\$ -
Other (provide description on next line)					Total
					\$ -
Total Out-of-pocket Expenses				\$ -	
Comments:					

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.

Project No. <u>0</u> County <u>Baldwin</u> Description <u>Hwy 98 Intersection Improvements (City of Daphne)</u> Scope of Work <u>Intersection and access Improvements</u> Project Length <u>0.50 Miles</u> Consultant <u>Dewberry</u>					
FIELD SURVEY					
Based on a 2 Man Crew					
Task A: Mobilization and Basic Control Survey					
A-1 Mobilize/Demobilize			0.250		
A-2 Contact Property Owners					0.500
A-3 Perform Basic Control Survey	0.250		0.750	0.750	
A-4 Conduct On-site Inspection	0.250		0.250		
Task A Totals	0.500	1.250	0.750	0.500	0.500
Task B: Project Alignment and Profile					
B-1 Run Closure of Basic Control Survey/Prepare Closure Diagram	0.250		0.500	0.500	
B-2 Establish Centerline/Obtain Ground Profile			0.500	0.500	
B-3 Obtain Topographic Data			0.500		
Task B Totals	0.250	1.500	1.000	0.000	0.000
Task C: Supplemental Control Surveys and Data Gathering					
C-1 Traverse Cross-Roads and Railroads					
C-2 Stream Topography & Cross Sections/Complete HYD-100 & 101 Forms					
C-3 Define Drainage Areas/Prepare Schematic Drainage Map					
C-4 Obtain Cross-Sections at 20 Meter Intervals and Ground Break Points					

FIELD SURVEY					
	PLS	Crew	Tech/CADD	Clerical	
Task C Totals	0.000	0.000	0.000	0.000	0.000
Task D: Utility Surveys, Drainage Sections and Compilation of Data					
D-1 Identify/Locate Utilities	0.250	0.250			
D-2 Obtain Hydrological Location Survey		0.250			
D-3 Tie All Available Section Corners & All Available Front Corners of Affected Properties to Project Centerline		0.500			
D-4 Obtain Copies of Latest Deeds					0.250
D-5 Set & Reference Pls, PCs, POTs, POCs, & other critical points	0.500	0.250	2.000		
D-6 Reduce Survey Field Notes		0.250			
D-7 Submit Work for Review/Sealed Mylar Plot of Accepted Field Map	0.100				
Task D Totals	0.850	1.500	2.000	0.250	
TOTALS	1.60	4.25	3.75	0.75	

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (Field Survey)			
PERSONNEL COST			
	Man-days x Daily Rate		
Project Manager (10% of PLS)	0.16	\$ 585.18	\$ 93.63
PLS	1.60	\$ 306.00	\$ 489.60
Survey Crew (see man-day sheet)	4.25	\$ 517.00	\$ 2,197.25
Engineering Technician/CADD	3.75	\$ 315.90	\$ 1,184.63
Clerical	0.75	\$ 225.00	\$ 168.75
Total Direct Labor			\$ 4,133.86
Combined Overhead (%)	143.73		\$ 5,941.60
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ 10,075.46
Operating Margin (10%)			\$ 1,007.55
Sub-Total			\$ 11,083.01
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
			\$ -
			\$ -
			\$ -
Subconsultant Administration Expense (5%)			\$ -
Sub-Total			\$ 11,083.01
Facilities Capital Cost of Money (% of Direct Labor)	0.00		\$ -
TOTAL FEE			\$ 11,083.01

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (Field Survey)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

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Project No. 0
County Baldwin
Description Hwy 98 Intersection Improvements (City of Daphne)
Scope of Work Intersection and access Improvements
Project Length 0.50 Miles
Consultant Dewberry

PRELIMINARY ROADWAY & BRIDGE PLANS		Engineer	Technician/CADD
Roadway			
Phase I			
1. Assemble and review all existing studies, plans and reports			
2. Develop design criteria for all roadways and submit to State			
3. Perform conceptual traffic analysis for the design year			
4. Establish conceptual design alternates			
5. Develop typical sections			
6. Review/confirm location of grade separations			
7. Identify potential hazardous waste sites			
8. Coordinate with railroad, utility and other companies as needed			
9. Meet with State/FHWA to determine alternates to be carried forward			
Phase I Totals		0.00	0.00
Phase II			
1. Prepare preliminary design plans of selected alternates			
2. Make adjustments in main roadway profile to optimize its location			
3. Place existing and proposed major drainage facilities on layout			
4. Submit request for ROW and utility cost estimates			
5. Perform detailed traffic analysis/Prepare and submit traffic analysis report			
6. Prepare cost estimate for each alternate			
7. Present preliminary design plans to State/FHWA for review			
8. Attend and present the preliminary plans at Public Involvement Meeting			
9. Analyze and resolve comments from Public Involvement Meeting			
10. Meet with State/FHWA to determine design to be carried forward			
Phase II Totals		0.00	0.00
Phase III			
1. Provide State with 3 sets of plan rolls for the entire project			
2. Perform access study by developing alternates to provide access			
3. Compare cost of providing access vs. cost of damages for loss of access			
4. Provide recommendations for providing access to each tract in a report			
Phase III Totals		0.00	0.00

PRELIMINARY ROADWAY & BRIDGE PLANS			
		Engineer	Technician/CADD
Phase IV			
1. Make necessary revisions/complete preliminary design plans			
2. Submit locations of haz. mat. sites & UST's to the State			
3. Make appropriate revisions to cost estimate			
4. Present preliminary plans to State/FHWA for review			
5. Attend Design Hearing			
6. Analyze and resolve comments from Design Hearing			
7. Provide narrative of sequence of construction concept			
8. Provide conceptual signing plans			
9. Present preliminary design plans and recommendations to State/FHWA			
10. Furnish deliverables to State at completion of project			
Phase IV Totals		0.00	0.00
PRELIMINARY ROADWAY TOTALS		0.00	0.00
Bridge			
1. Prepare preliminary span layouts (TS&L) plans for all required bridges		0.00	0.00
2. Furnish preliminary cost estimates of each alternative bridge		0.00	0.00
		0.00	0.00
PRELIMINARY BRIDGE TOTALS		0.00	0.00
PRELIMINARY PLANS TOTALS		0.00	0.00

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (Preliminary Roadway Plans)			
PERSONNEL COST			
	Man-days	x Daily Rate	
Project Manager (10% of Eng.)	0.00	\$ 585.18	\$ -
Engineer	0.00	\$ 363.51	\$ -
Engineering Technician/CADD	0.00	\$ 315.90	\$ -
Clerical	0.00	\$ 225.00	\$ -
Total Direct Labor			\$ -
Combined Overhead (%)	143.73		\$ -
Sub-Total			\$ -
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ -
Operating Margin (10%)			\$ -
Sub-Total			\$ -
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
			\$ -
			\$ -
			\$ -
Subconsultant Administration Expense (5%)			\$ -
Sub-Total			\$ -
Facilities Capital Cost of Money (% of Direct Labor)	0.00		\$ -
TOTAL FEE			\$ -

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (Preliminary Roadway Plans)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

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Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (Preliminary Bridge Plans)			
PERSONNEL COST			
	Man-days	x Daily Rate	
Project Manager (10% of Eng.)	0.00	\$ 585.18	\$ -
Engineer	0.00	\$ 363.51	\$ -
Engineering Technician/CADD	0.00	\$ 315.90	\$ -
Clerical	0.00	\$ 225.00	\$ -
Total Direct Labor			\$ -
Combined Overhead (%)	143.73		\$ -
Sub-Total			\$ -
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ -
Operating Margin (15%)			\$ -
Sub-Total			\$ -
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
			\$ -
			\$ -
			\$ -
Subconsultant Administration Expense (5%)			\$ -
Sub-Total			\$ -
Facilities Capital Cost of Money (% of Direct Labor)	0.00		\$ -
TOTAL FEE			\$ -

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (Preliminary Bridge Plans)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.

Form Revised 7-30-13

Project No. 0 County Baldwin Description Hwy 98 Intersection Improvements (City of Daphne) Scope of Work Intersection and access Improvements Project Length 0.50 Miles Consultant Dewberry			
ROW Map, Tract Sketches and Deeds			
Estimated number of tracts=	4		
Task A: Right-of-Way Map			
Task B: Tract Sketches			
Task C: Deeds			
Project Setup/Research/Revision			
TOTALS		0.25	0.50

Note: A "Tract" is all property of a single owner acquired by ALDOT. This includes all parcels, drainage easements, construction easements, etc.

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (ROW Map, Tract Sketches & Deeds)			
PERSONNEL COST			
	Man-days x Daily Rate		
Project Manager (10% of Eng.)	0.03	\$ 585.18	\$ 17.56
Engineer	0.25	\$ 363.51	\$ 90.88
Engineering Technician/CADD	4.25	\$ 315.90	\$ 1,342.58
Clerical	0.50	\$ 225.00	\$ 112.50
Total Direct Labor			\$ 1,563.52
Combined Overhead (%)	143.73		\$ 2,247.25
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ 3,810.77
Operating Margin (10%)			\$ 381.08
Sub-Total			\$ 4,191.85
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
			\$ -
			\$ -
			\$ -
Subconsultant Administration Expense (5%)			\$ -
Sub-Total			\$ 4,191.85
Facilities Capital Cost of Money (% of Direct Labor)	0.00		\$ -
TOTAL FEE			\$ 4,191.85

**See Grand Total Fee sheet

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (ROW Map, Tract Sketches & Deeds)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.

Project Number	0	CPMS #		
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of work	Intersection and access Improvements			
Length	0.50	miles		
Consultant Dewberry				

ROADWAY PLANS SHEET TITLE	NO OF SHEETS	ESTIMATED MAN-DAYS			
		ENGINEER		TECHNICIAN	
		SHEET	TOTAL	SHEET	TOTAL
TITLE SHEET	1.00	0.200	0.200	0.250	0.250
INDEX SHEET	1.00	0.100	0.100	0.500	0.500
GEOMETRIC LAYOUT/SURVEY CONTROL	5.00	0.100	0.500	0.100	0.500
PROJECT NOTE SHEET (Project)	1.00	0.100	0.100	0.200	0.200
PROJECT NOTE SHEET (TCP)	1.00	0.100	0.100	0.100	0.100
PROJECT NOTE SHEET (Signage)			0.000		0.000
PROJECT NOTE SHEET (Signals)	2.00		0.000		0.000
PROJECT NOTE SHEET (ITS)	2.00		0.000		0.000
PROJECT NOTE SHEET (Lighting)	1.00		0.000		0.000
PROJECT NOTE SHEET (Traffic Loops)	1.00		0.000		0.000
PLANS LEGEND & ABBREVIATIONS	1.00		0.000		0.000
TYPICAL SECTIONS					
Main Roadway	4.00	0.200	0.800	1.000	4.000
Cross Roads	1.00	0.500	0.500	0.500	0.500
Detour & Misc.			0.000		0.000
Ramps			0.000		0.000
Ditches			0.000		0.000
			0.000		0.000
SUMMARY SHEET					
Main Summary	2.00	1.000	2.000	2.000	4.000
SUMMARY BOX SHEETS					
Roadway Drainage (non-culvert)	0.25	0.100	0.025	0.200	0.050
Culvert Extension, New Culvert	0.50	0.100	0.050	0.200	0.100
Bridge Culvert Extension, New Bridge Culvert	0.25	0.100	0.025	0.200	0.050
Guardrail/End Anchors			0.000		0.000
Slope Paving (Under Bridges)			0.000		0.000
Side Drain Pipe	0.25	0.100	0.025	0.200	0.050
Signing	1.00	0.100	0.100	0.200	0.200
Base & Pavement	0.10	0.100	0.010	0.200	0.020
Bridge			0.000		0.000
Striping & Pavement Markings	0.50	0.100	0.050	0.200	0.100
Curb & Gutter	0.50	0.100	0.050	0.200	0.100
Bridge End Slabs			0.000		0.000
Roadway Lighting	0.50	0.100	0.050	0.200	0.100
Signals	0.50	0.100	0.050	0.200	0.100
ITS	0.10	0.100	0.010	0.200	0.020
Sidewalk	0.25	0.100	0.025	0.200	0.050
Slope Paving (Ditches)/Ditch Summary			0.000		0.000
Concrete Safety Barrier			0.000		0.000
Retaining Wall			0.000		0.000

ROADWAY PLANS SHEET TITLE	NO OF SHEETS	ESTIMATED MAN-DAYS			
		ENGINEER		TECHNICIAN	
		SHEET	TOTAL	SHEET	TOTAL
Misc. Boxes			0.000		0.000
Erosion Control	1.00	0.100	0.100	0.200	0.200
Removal Items	1.00	0.100	0.100	0.200	0.200
Utility Relocation	0.50	0.100	0.050	0.200	0.100
			0.000		0.000
PLAN & PROFILE					
Main Roadway	4.00	0.500	2.000	1.000	4.000
Crossroads			0.000		0.000
Detours			0.000		0.000
Island Details	1.00	0.500	0.500	1.000	1.000
Spot Grades Details	4.00	0.500	2.000	1.000	4.000
PAVING LAYOUT (includes striping)					
Main Roadway	2.00	0.500	1.000	1.000	2.000
Crossroads			0.000		0.000
Intersections	2.00	0.500	1.000	1.000	2.000
			0.000		0.000
INTERCHANGES					
Geometrics	1.00	0.500	0.500	1.000	1.000
Ramps Profiles			0.000		0.000
Site Grading	1.00	0.500	0.500	1.000	1.000
Cross Sections			0.000		0.000
Signing	4.00	0.500	2.000	1.000	4.000
Ramp Gore Details			0.000		0.000
			0.000		0.000
TRAFFIC CONTROL					
Sequence of Construction	0.50	0.500	0.250	1.000	0.500
Summary & Items	0.50	0.500	0.250	1.000	0.500
Typical Section Sketches			0.000		0.000
Layout Sheets (signs, devices, shifts, etc.)	4.00	0.500	2.000	1.000	4.000
Special Drawings-Detour Sheets			0.000		0.000
			0.000		0.000
SIGNING					
Sign Layout	1.00	0.250	0.250	1.000	1.000
Sign X-Section			0.000		0.000
Sign Panel Details	1.00	1.000	1.000	2.000	2.000
Soils Data Sheets (provided by geotech firm)			0.000		0.000
			0.000		0.000
			0.000		0.000
SIGNALIZATION					
Signal Layout and Traffic Analysis (1 per site)	1.00	0.250	0.250		0.000
Traffic Counts (1 per site)	0.50	0.250	0.125		0.000
Signal Warrant Analysis (1 per site)	0.50	0.250	0.125		0.000
Soils Data Sheets (provided by Geocon)	1.00	0.100	0.100		0.000
			0.000		0.000
ITS					
Systems Engineering	1.00		0.000		0.000
Special Study			0.000		0.000
Legend			0.000		0.000
Special Details			0.000		0.000

ROADWAY PLANS SHEET TITLE				NO OF SHEETS	ESTIMATED MAN-DAYS			
					ENGINEER		TECHNICIAN	
					SHEET	TOTAL	SHEET	TOTAL
ITS Layouts				1.00		0.000		0.000
Optical Fiber Splice Charts						0.000		0.000
Fiber - Cable Routing Diagram				1.00		0.000		0.000
Specifications				1.00		0.000		0.000
						0.000		0.000
LIGHTING								
Plan Layout				1.00	0.500	0.500	0.500	0.500
Demo Plans				1.00	0.250	0.250	0.250	0.250
Special Details				1.00	1.000	1.000	2.000	2.000
Soils & Passive Pressure (provided by geotech firm)						0.000		0.000
						0.000		0.000
UTILITY SHEETS								
Utility Locations (plan/profile)				4.00	0.250	1.000	0.500	2.000
						0.000		0.000
DRAINAGE SECTIONS								
Pipe & Culvert X-Sect./Hydraulic Computations				2.00	0.500	1.000	1.000	2.000
Hydraulic Data Sheet				1.00	0.250	0.250	2.000	2.000
Details						0.000		0.000
						0.000		0.000
SOIL SHEETS								
Soil Boring Logs (provided by geotech firm)				1.00	0.100	0.100	0.100	0.100
Soil Profile (provided by geotech firm)				1.00	0.100	0.100	0.100	0.100
						0.000		0.000
EROSION CONTROL								
Legend & Sequence				1.00	0.100	0.100	0.250	0.250
Phased Sheets (Phase I)				1.00	0.250	0.250	1.000	1.000
Phased Sheets (Phase II)				1.00	0.250	0.250	1.000	1.000
Phased Sheets (Phase III)				1.00	0.250	0.250	1.000	1.000
CBMPP & NOI				1.00	0.250	0.250	1.000	1.000
						0.000		0.000
ROADWAY CROSS SECTIONS								
Main Roadway				1.00	0.200	0.200	1.000	1.000
Crossroads				2.00	0.200	0.400	1.000	2.000
Earthwork Balancing				0.50	0.200	0.100	1.000	0.500
						0.000		0.000
REVIEW COMMENTS								
30% Review						1.00		2.00
Plan-in-Hand Inspection						1.00		5.00
PS&E Inspection						1.00		5.00
Cost Estimates								
Design Hearing						2.00		1.00
SUB-TOTAL				83.70		29.87		68.19
10% Supervision						2.99		
TOTALS								
				83.70		29.87		68.19

Project No. 0 County Baldwin Description Hwy 98 Intersection Improvements (City of Daphne) Scope of Work Intersection and access Improvements Project Length 0.50 Miles Consultant Dewberry					
CORRIDOR STUDY	Engineer	Engineer. Tech.	Environment	Environ. Tech.	Clerical
Task A: Preliminary Corridor Investigation					
A-1 Obtain & Study State Supplied Maps					
A-2 Prepare Corridor Base Maps, Identify Features & Env. Sensitive Areas			0.25	0.25	
A-3 Consult With Various Agencies, Ascertain Their Requirements					
A-4 Develop General Design Criteria for Each Reasonable Alternate					
A-5 Perform a Capacity Analysis for Each Design Alternate					
A-6 Develop Study Report and Present to State and FHWA					
Task A Totals	0.00	0.00	0.25	0.25	0.00
Task B: Alternative Upgrading Studies					
B-1 Develop and Study Preliminary Alternate Designs to Determine Feasibility		1.00			
B-2 Tabulate ROW Requirements for All Alternates/Develop Cost Estimates					
B-3 Conduct Environmental Studies/Develop Alternative Matrix					
B-4 Prepare Information for and Attend Public Inv. Meeting / Analyze Comments	1.00	1.00	1.00		
B-5 Review Feasible Alternates & Prepare Environmental Assessment	0.50	1.00	0.50		
B-6 Prepare Information for and Attend Corridor Hearing / Analyze Comments					
Task B Totals	1.50	3.00	1.50	0.00	0.00
Task C: Engineering Analysis on Selected Alternative					
C-1 Refine Selected Alternate and Prepare Layout Map and Profile/Study Report					
C-2 Prepare PCE on Preferred Alternate/Submit for Review & Approval	1.00		1.00	1.00	
Task C Totals	1.00	0.00	1.00	1.00	0.00
TOTALS	2.50	3.00	2.75	1.25	0.00

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (Corridor Study)			
PERSONNEL COST			
	Man-days x Daily Rate		
Project Manager (10% of Eng. & Env.)	0.53	\$ 585.18	\$ 310.15
Engineer	2.50	\$ 363.51	\$ 908.78
Engineering Technician/CADD	3.00	\$ 315.90	\$ 947.70
Environmental	2.75	\$ 408.78	\$ 1,124.15
Environmental Technician	1.25	\$ 294.21	\$ 367.76
Clerical	0.00	\$ 225.00	\$ -
Total Direct Labor			\$ 3,658.54
Combined Overhead (%)	143.73		\$ 5,258.42
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ 8,916.96
Operating Margin (10%)			\$ 891.70
Sub-Total			\$ 9,808.66
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
Subconsultant Administration Expense (5%)			\$ -
Sub-Total			\$ 9,808.66
Facilities Capital Cost of Money (% of Direct Labor)	0.00		\$ -
TOTAL FEE			\$ 9,808.66

**See Grand Total Fee sheet

Project No. 0				
County Baldwin				
Description Hwy 98 Intersection Improvements (City of Daphne)				
Scope of Work Intersection and access Improvements				
Project Length 0.50 Miles				
Consultant Dewberry				
Out-of-pocket Expenses (Corridor Study)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.

Project No. <u>0</u> County <u>Baldwin</u> Description <u>Hwy 98 Intersection Improvements (City of Daphne)</u> Scope of Work <u>Intersection and access Improvements</u> Project Length <u>0.50</u> Miles Consultant <u>Dewberry</u>					
FIELD SURVEY					
Based on a <u>2</u> Man Crew		PLS	Crew	Tech/CADD	Clerical
Task A: Mobilization and Basic Control Survey					
A-1 Mobilize/Demobilize			0.250		
A-2 Contact Property Owners					0.500
A-3 Perform Basic Control Survey		0.250	0.750	0.750	
A-4 Conduct On-site Inspection		0.250	0.250		
Task A Totals		0.500	1.250	0.750	0.500
Task B: Project Alignment and Profile					
B-1 Run Closure of Basic Control Survey/Prepare Closure Diagram		0.250	0.500	0.500	
B-2 Establish Centerline/Obtain Ground Profile			0.500	0.500	
B-3 Obtain Topographic Data			0.500		
Task B Totals		0.250	1.500	1.000	0.000
Task C: Supplemental Control Surveys and Data Gathering					
C-1 Traverse Cross-Roads and Railroads					
C-2 Stream Topography & Cross Sections/Complete HYD-100 & 101 Forms					
C-3 Define Drainage Areas/Prepare Schematic Drainage Map					
C-4 Obtain Cross-Sections at 20 Meter Intervals and Ground Break Points					

FIELD SURVEY				
	PLS	Crew	Tech/CADD	Clerical
Task C Totals	0.000	0.000	0.000	0.000
Task D: Utility Surveys, Drainage Sections and Compilation of Data				
D-1 Identify/Locate Utilities	0.250	0.250		
D-2 Obtain Hydrological Location Survey		0.250		
D-3 Tie All Available Section Corners & All Available Front Corners of Affected Properties to Project Centerline		0.500		
D-4 Obtain Copies of Latest Deeds				0.250
D-5 Set & Reference Pls, PCs, POTs, POCs, & other critical points	0.500	0.250	2.000	
D-6 Reduce Survey Field Notes		0.250		
D-7 Submit Work for Review/Sealed Mylar Plot of Accepted Field Map	0.100			
Task D Totals	0.850	1.500	2.000	0.250
TOTALS	1.60	4.25	3.75	0.75

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (Field Survey)			
PERSONNEL COST			
	Man-days x Daily Rate		
Project Manager (10% of PLS)	0.16	\$ 585.18	\$ 93.63
PLS	1.60	\$ 306.00	\$ 489.60
Survey Crew (see man-day sheet)	4.25	\$ 517.00	\$ 2,197.25
Engineering Technician/CADD	3.75	\$ 315.90	\$ 1,184.63
Clerical	0.75	\$ 225.00	\$ 168.75
Total Direct Labor			\$ 4,133.86
Combined Overhead (%)	143.73		\$ 5,941.60
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ 10,075.46
Operating Margin (10%)			\$ 1,007.55
Sub-Total			\$ 11,083.01
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
			\$ -
			\$ -
			\$ -
Subconsultant Administration Expense (5%)			\$ -
Sub-Total			\$ 11,083.01
Facilities Capital Cost of Money (% of Direct Labor)	0.00		\$ -
TOTAL FEE			\$ 11,083.01

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (Field Survey)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.

Project No. 0 County Baldwin Description Hwy 98 Intersection Improvements (City of Daphne) Scope of Work Intersection and access Improvements Project Length 0.50 Miles Consultant Dewberry		
PRELIMINARY ROADWAY & BRIDGE PLANS		
	Engineer	Technician/CADD
Roadway		
Phase I		
1. Assemble and review all existing studies, plans and reports		
2. Develop design criteria for all roadways and submit to State		
3. Perform conceptual traffic analysis for the design year		
4. Establish conceptual design alternates		
5. Develop typical sections		
6. Review/confirm location of grade separations		
7. Identify potential hazardous waste sites		
8. Coordinate with railroad, utility and other companies as needed		
9. Meet with State/FHWA to determine alternates to be carried forward		
Phase I Totals	0.00	0.00
Phase II		
1. Prepare preliminary design plans of selected alternates		
2. Make adjustments in main roadway profile to optimize its location		
3. Place existing and proposed major drainage facilities on layout		
4. Submit request for ROW and utility cost estimates		
5. Perform detailed traffic analysis/Prepare and submit traffic analysis report		
6. Prepare cost estimate for each alternate		
7. Present preliminary design plans to State/FHWA for review		
8. Attend and present the preliminary plans at Public Involvement Meeting		
9. Analyze and resolve comments from Public Involvement Meeting		
10. Meet with State/FHWA to determine design to be carried forward		
Phase II Totals	0.00	0.00
Phase III		
1. Provide State with 3 sets of plan rolls for the entire project		
2. Perform access study by developing alternates to provide access		
3. Compare cost of providing access vs. cost of damages for loss of access		
4. Provide recommendations for providing access to each tract in a report		
Phase III Totals	0.00	0.00

PRELIMINARY ROADWAY & BRIDGE PLANS		
	Engineer	Technician/CADD
Phase IV		
1. Make necessary revisions/complete preliminary design plans		
2. Submit locations of haz. mat. sites & UST's to the State		
3. Make appropriate revisions to cost estimate		
4. Present preliminary plans to State/FHWA for review		
5. Attend Design Hearing		
6. Analyze and resolve comments from Design Hearing		
7. Provide narrative of sequence of construction concept		
8. Provide conceptual signing plans		
9. Present preliminary design plans and recommendations to State/FHWA		
10. Furnish deliverables to State at completion of project		
Phase IV Totals	0.00	0.00
PRELIMINARY ROADWAY TOTALS	0.00	0.00
Bridge		
1. Prepare preliminary span layouts (TS&L) plans for all required bridges	0.00	0.00
2. Furnish preliminary cost estimates of each alternative bridge	0.00	0.00
	0.00	0.00
PRELIMINARY BRIDGE TOTALS	0.00	0.00
PRELIMINARY PLANS TOTALS	0.00	0.00

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (Preliminary Roadway Plans)			
PERSONNEL COST			
	Man-days	x	Daily Rate
Project Manager (10% of Eng.)	0.00	\$	585.18 \$ -
Engineer	0.00	\$	363.51 \$ -
Engineering Technician/CADD	0.00	\$	315.90 \$ -
Clerical	0.00	\$	225.00 \$ -
Total Direct Labor			\$ -
Combined Overhead (%)	143.73		\$ -
Sub-Total			\$ -
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ -
Operating Margin (10%)			\$ -
Sub-Total			\$ -
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
		\$	-
		\$	-
		\$	-
Subconsultant Administration Expense (5%)		\$	-
Sub-Total			\$ -
Facilities Capital Cost of Money (% of Direct Labor)	0.00	\$	-
TOTAL FEE			\$ -

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (Preliminary Roadway Plans)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)**	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (Preliminary Bridge Plans)			
PERSONNEL COST			
	Man-days	x	Daily Rate
Project Manager (10% of Eng.)	0.00	\$	585.18 \$ -
Engineer	0.00	\$	363.51 \$ -
Engineering Technician/CADD	0.00	\$	315.90 \$ -
Clerical	0.00	\$	225.00 \$ -
Total Direct Labor			\$ -
Combined Overhead (%)	143.73		\$ -
Sub-Total			\$ -
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ -
Operating Margin (15%)			\$ -
Sub-Total			\$ -
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
		\$	-
		\$	-
		\$	-
Subconsultant Administration Expense (5%)		\$	-
Sub-Total			\$ -
Facilities Capital Cost of Money (% of Direct Labor)	0.00	\$	-
TOTAL FEE			\$ -

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (Preliminary Bridge Plans)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.

Form Revised 7-30-13

Project No. 0 County Baldwin Description Hwy 98 Intersection Improvements (City of Daphne) Scope of Work Intersection and access Improvements Project Length 0.50 Miles Consultant Dewberry			
ROW Map, Tract Sketches and Deeds	Engineer	Tech/CADD	Clerical
Estimated number of tracts= 4			
Task A: Right-of-Way Map	0.25	3.00	0.50
Task B: Tract Sketches		1.00	
Task C: Deeds		0.25	
Project Setup/Research/Revision			
TOTALS	0.25	4.25	0.50

Note: A "Tract" is all property of a single owner acquired by ALDOT. This includes all parcels, drainage easements, construction easements, etc.

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (ROW Map, Tract Sketches & Deeds)			
PERSONNEL COST			
	Man-days x Daily Rate		
Project Manager (10% of Eng.)	0.03	\$ 585.18	\$ 17.56
Engineer	0.25	\$ 363.51	\$ 90.88
Engineering Technician/CADD	4.25	\$ 315.90	\$ 1,342.58
Clerical	0.50	\$ 225.00	\$ 112.50
Total Direct Labor			\$ 1,563.52
Combined Overhead (%)	143.73		\$ 2,247.25
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ 3,810.77
Operating Margin (10%)			\$ 381.08
Sub-Total			\$ 4,191.85
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
			\$ -
			\$ -
			\$ -
Subconsultant Administration Expense (5%)			\$ -
Sub-Total			\$ 4,191.85
Facilities Capital Cost of Money (% of Direct Labor)	0.00		\$ -
TOTAL FEE			\$ 4,191.85

**See Grand Total Fee sheet

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (ROW Map, Tract Sketches & Deeds)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.

Project Number <u>0</u> CPMS # _____ County <u>Baldwin</u> Description <u>Hwy 98 Intersection Improvements (City of Daphne)</u> Scope of work <u>Intersection and access Improvements</u> Length <u>0.50</u> miles Consultant <u>Dewberry</u>					
ROADWAY PLANS SHEET TITLE	NO OF SHEETS	ESTIMATED MAN-DAYS			
		ENGINEER		TECHNICIAN	
		SHEET	TOTAL	SHEET	TOTAL
TITLE SHEET	1.00	0.200	0.200	0.250	0.250
INDEX SHEET	1.00	0.100	0.100	0.500	0.500
GEOMETRIC LAYOUT/SURVEY CONTROL	5.00	0.100	0.500	0.100	0.500
PROJECT NOTE SHEET (Project)	1.00	0.100	0.100	0.200	0.200
PROJECT NOTE SHEET (TCP)	1.00	0.100	0.100	0.100	0.100
PROJECT NOTE SHEET (Signage)			0.000		0.000
PROJECT NOTE SHEET (Signals)	2.00		0.000		0.000
PROJECT NOTE SHEET (ITS)	2.00		0.000		0.000
PROJECT NOTE SHEET (Lighting)	1.00		0.000		0.000
PROJECT NOTE SHEET (Traffic Loops)	1.00		0.000		0.000
PLANS LEGEND & ABBREVIATIONS	1.00		0.000		0.000
TYPICAL SECTIONS					
Main Roadway	4.00	0.200	0.800	1.000	4.000
Cross Roads	1.00	0.500	0.500	0.500	0.500
Detour & Misc.			0.000		0.000
Ramps			0.000		0.000
Ditches			0.000		0.000
			0.000		0.000
SUMMARY SHEET					
Main Summary	2.00	1.000	2.000	2.000	4.000
SUMMARY BOX SHEETS					
Roadway Drainage (non-culvert)	0.25	0.100	0.025	0.200	0.050
Culvert Extension, New Culvert	0.50	0.100	0.050	0.200	0.100
Bridge Culvert Extension, New Bridge Culvert	0.25	0.100	0.025	0.200	0.050
Guardrail/End Anchors			0.000		0.000
Slope Paving (Under Bridges)			0.000		0.000
Side Drain Pipe	0.25	0.100	0.025	0.200	0.050
Signing	1.00	0.100	0.100	0.200	0.200
Base & Pavement	0.10	0.100	0.010	0.200	0.020
Bridge			0.000		0.000
Striping & Pavement Markings	0.50	0.100	0.050	0.200	0.100
Curb & Gutter	0.50	0.100	0.050	0.200	0.100
Bridge End Slabs			0.000		0.000
Roadway Lighting	0.50	0.100	0.050	0.200	0.100
Signals	0.50	0.100	0.050	0.200	0.100
ITS	0.10	0.100	0.010	0.200	0.020
Sidewalk	0.25	0.100	0.025	0.200	0.050
Slope Paving (Ditches)/Ditch Summary			0.000		0.000
Concrete Safety Barrier			0.000		0.000
Retaining Wall			0.000		0.000

ROADWAY PLANS SHEET TITLE	NO OF SHEETS	ESTIMATED MAN-DAYS			
		ENGINEER		TECHNICIAN	
		SHEET	TOTAL	SHEET	TOTAL
Misc. Boxes			0.000		0.000
Erosion Control	1.00	0.100	0.100	0.200	0.200
Removal Items	1.00	0.100	0.100	0.200	0.200
Utility Relocation	0.50	0.100	0.050	0.200	0.100
			0.000		0.000
PLAN & PROFILE					
Main Roadway	4.00	0.500	2.000	1.000	4.000
Crossroads			0.000		0.000
Detours			0.000		0.000
Island Details	1.00	0.500	0.500	1.000	1.000
Spot Grades Details	4.00	0.500	2.000	1.000	4.000
PAVING LAYOUT (includes striping)					
Main Roadway	2.00	0.500	1.000	1.000	2.000
Crossroads			0.000		0.000
Intersections	2.00	0.500	1.000	1.000	2.000
			0.000		0.000
INTERCHANGES					
Geometrics	1.00	0.500	0.500	1.000	1.000
Ramps Profiles			0.000		0.000
Site Grading	1.00	0.500	0.500	1.000	1.000
Cross Sections			0.000		0.000
Signing	4.00	0.500	2.000	1.000	4.000
Ramp Gore Details			0.000		0.000
			0.000		0.000
TRAFFIC CONTROL					
Sequence of Construction	0.50	0.500	0.250	1.000	0.500
Summary & Items	0.50	0.500	0.250	1.000	0.500
Typical Section Sketches			0.000		0.000
Layout Sheets (signs, devices, shifts, etc.)	4.00	0.500	2.000	1.000	4.000
Special Drawings-Detour Sheets			0.000		0.000
			0.000		0.000
SIGNING					
Sign Layout	1.00	0.250	0.250	1.000	1.000
Sign X-Section			0.000		0.000
Sign Panel Details	1.00	1.000	1.000	2.000	2.000
Soils Data Sheets (provided by geotech firm)			0.000		0.000
			0.000		0.000
			0.000		0.000
SIGNALIZATION					
Signal Layout and Traffic Analysis (1 per site)	1.00	0.250	0.250		0.000
Traffic Counts (1 per site)	0.50	0.250	0.125		0.000
Signal Warrant Analysis (1 per site)	0.50	0.250	0.125		0.000
Soils Data Sheets (provided by Geocon)	1.00	0.100	0.100		0.000
			0.000		0.000
ITS					
Systems Engineering	1.00		0.000		0.000
Special Study			0.000		0.000
Legend			0.000		0.000
Special Details			0.000		0.000

ROADWAY PLANS SHEET TITLE				NO OF SHEETS	ESTIMATED MAN-DAYS			
					ENGINEER		TECHNICIAN	
					SHEET	TOTAL	SHEET	TOTAL
ITS Layouts				1.00		0.000		0.000
Optical Fiber Splice Charts						0.000		0.000
Fiber - Cable Routing Diagram				1.00		0.000		0.000
Specifications				1.00		0.000		0.000
						0.000		0.000
LIGHTING								
Plan Layout				1.00	0.500	0.500	0.500	0.500
Demo Plans				1.00	0.250	0.250	0.250	0.250
Special Details				1.00	1.000	1.000	2.000	2.000
Soils & Passive Pressure (provided by geotech firm)						0.000		0.000
						0.000		0.000
UTILITY SHEETS								
Utility Locations (plan/profile)				4.00	0.250	1.000	0.500	2.000
						0.000		0.000
DRAINAGE SECTIONS								
Pipe & Culvert X-Sept./Hydraulic Computations				2.00	0.500	1.000	1.000	2.000
Hydraulic Data Sheet				1.00	0.250	0.250	2.000	2.000
Details						0.000		0.000
						0.000		0.000
SOIL SHEETS								
Soil Boring Logs (provided by geotech firm)				1.00	0.100	0.100	0.100	0.100
Soil Profile (provided by geotech firm)				1.00	0.100	0.100	0.100	0.100
						0.000		0.000
EROSION C								
Legend & Sequence				1.00	0.100	0.100	0.250	0.250
Phased Sheets (Phase I)				1.00	0.250	0.250	1.000	1.000
Phased Sheets (Phase II)				1.00	0.250	0.250	1.000	1.000
Phased Sheets (Phase III)				1.00	0.250	0.250	1.000	1.000
CBMPP & NOI				1.00	0.250	0.250	1.000	1.000
						0.000		0.000
ROADWAY CROSS SECTIONS								
Main Roadway				1.00	0.200	0.200	1.000	1.000
Crossroads				2.00	0.200	0.400	1.000	2.000
Earthwork Balancing				0.50	0.200	0.100	1.000	0.500
						0.000		0.000
REVIEW COMMENTS								
30% Review						1.00		2.00
Plan-in-Hand Inspection						1.00		5.00
PS&E Inspection						1.00		5.00
Cost Estimates								
Design Hearing						2.00		1.00
SUB-TOTAL				83.70		29.87		68.19
10% Supervision						2.99		
TOTALS								
				83.70		29.87		68.19

Project No. 0			
County Baldwin			
Description Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work Intersection and access Improvements			
Project Length 0.50 Miles			
Consultant Dewberry			
Fee Proposal (Roadway Plans)			
PERSONNEL COST			
	Man-days x Daily Rate		
Project Manager (10% of Eng.)	2.99	\$ 585.18	\$ 1,749.69
Engineer	29.87	\$ 363.51	\$ 10,858.04
Engineering Technician/CADD	68.19	\$ 315.90	\$ 21,541.22
Clerical		\$ 225.00	\$ -
Total Direct Labor			\$ 34,148.95
Combined Overhead (%)	143.73		\$ 49,082.29
Out-of-Pocket Expenses**			\$ -
Sub-Total			\$ 83,231.24
Operating Margin (10%)			\$ 8,323.12
Sub-Total			\$ 91,554.36
SUB-CONSULTANTS (attach man-day & fee FROM each sub-consultant; show total fee for each here)			
Materials Report (GeoCon)			\$ 14,335.00
Traffic Signal Design (Greshem Smith)			\$ 16,600.00
Signal Permit (5 Days at \$1,600/day)			\$ 8,000.00
System Timing Development			\$ 13,900.00
Scoot System Installation			\$ 26,500.00
Subconsultant Administration Expense (5%)			\$ 1,946.75
Sub-Total			\$ 172,836.11
Facilities Capital Cost of Money (% of Direct Labor)			\$ -
TOTAL FEE			\$ 172,836.11

**See Grand Total Fee sheet

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (Roadway Plans)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.

FEE COMPUTATIONS FOR PREPARING BRIDGE DESIGN & PLANS

Consultant: **Dewberry**

Submittal Date:

PROJECT NO: 0

DESCRIPTION: Hwy 98 Intersection Improvements (City of Daphne)

COUNTY: Baldwin

SHEET TITLE	NO. OF SHEETS	CONSULTANT ESTIMATED MANDAYS			
		ENGR. days/sheet	TOTAL DAYS	TECH. days/sheet	TOTAL DAYS
Preliminary Bridge Layout	0	0	0	0	0
Index, Notes, Quantities, & Required	0	0	0	0	0
Bridge General Plan & Elevation	0	0	0	0	0
SUBTOTAL	0		0		0
BRIDGE SUPERSTRUCTURE DESIGN & DETAIL					
Span Details	0	0	0	0	0
Girder Details	0	0	0	0	0
Bearings, Diaphragms, Miscellaneous Details	0	0	0	0	0
SUBTOTAL per SPAN	0		0		0
Number of individual spans/girders requiring design and detail	0				
SUBTOTAL	0		0		0
Will bridge be in vertical curve or superelevation/transition? Enter "y" for yes, enter "n" for no	y				
Incremental (1/10 point) Elevations (when required)	0	0	0	0	0
BRIDGE SUBSTRUCTURE DESIGN & DETAIL					
Abutment Details	0	0	0	0	0
Number of individual abutments requiring design and detail	0				
SUBTOTAL	0		0		0
Bent Details	0	0	0	0	0
Number of individual bents requiring design and detail	0				
SUBTOTAL	0		0		0
Complexity Effort - (entered as mandays) additional effort required due to complexity of design such as skew, horiz. and vertical curve			0		0
SHOP DRAWING REVIEW					
Prestressed Girders			0		
TOTALS - Total # Shts	0	Engr. Days	0	Tech. Days	0

FEE COMPUTATIONS FOR BRIDGE PLANS

Consultant: **Dewberry** PROJECT NO: **0**
 DESCRIPTION: **Hwy 98 Intersection Improvements (City of Daphne)**
 COUNTY: **Baldwin**

EMPLOYEE WAGES:

Project Manager (10% of Engineer)
 >>>>>>>> 0.00 Days \$585.18 per Day =

Engineer 0.00 Days x \$363.51 per Day =

Technician 0.00 Days x \$315.90 per Day =

TOTAL DIRECT LABOR

Combined Overhead (%) >>>>> 143.73 % x = #VALUE!

SUBTOTAL COSTS = #VALUE!

Out-of-pocket expense** = \$0.00

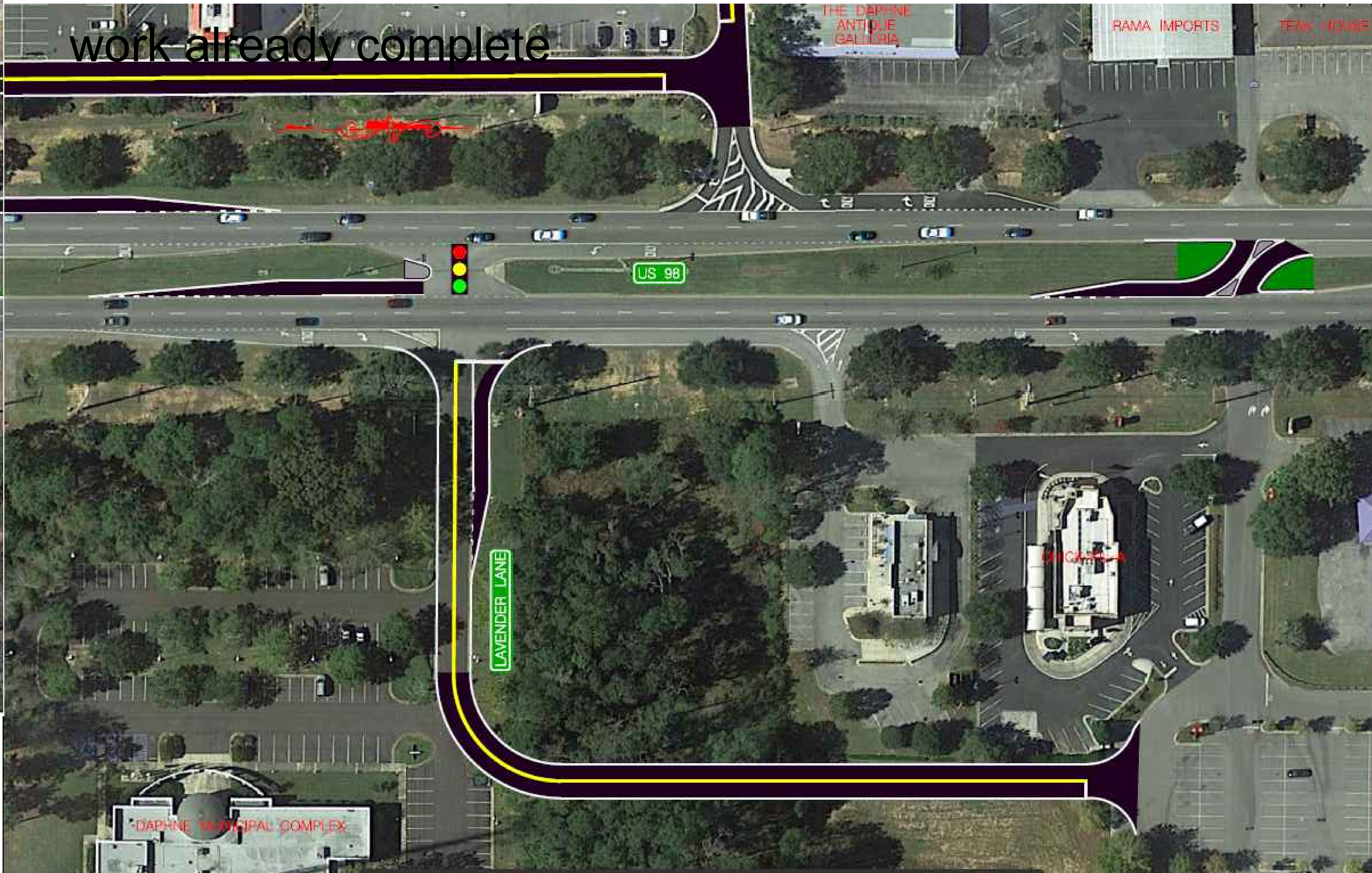
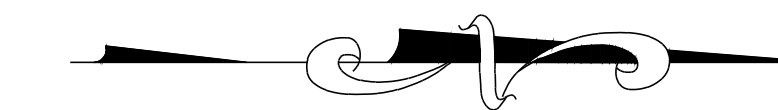
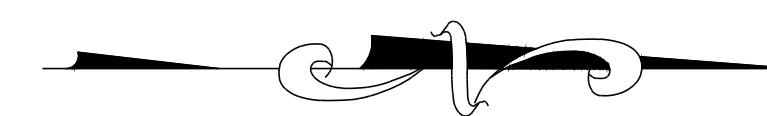
PROFIT (15%) = #VALUE!

TOTAL BRIDGE FEE = #VALUE!

**See Grand Total Fee sheet

Project No.	0			
County	Baldwin			
Description	Hwy 98 Intersection Improvements (City of Daphne)			
Scope of Work	Intersection and access Improvements			
Project Length	0.50 Miles			
Consultant	Dewberry			
Out-of-pocket Expenses (Bridge Plans)				
TRAVEL COST				
Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
	0	0	\$0.575	\$ -
Total Mileage Cost				\$ -
Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
Total Subsistence Cost				\$ -
Total Travel Cost				\$ -
PRINTING / REPRODUCTION COST				
Type of printing/reproduction	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
	0	0	0	\$ -
Total Printing/Reproduction Cost				\$ -
Communication Cost (telephone, fax, etc.)				Total
				\$ -
Postage Cost (overnight, stamps, etc.)				Total
				\$ -
Other (provide description on next line)				Total
				\$ -
Total Out-of-pocket Expenses				\$ -
Comments:				

***You must have ALDOT approval for ANY overnight trips of less than 100 miles.



**January 11, 2021
PUBLIC SAFETY MEETING MINUTES
1705 MAIN STREET
DAPHNE, AL
4:30 P.M.**

1. CALL TO ORDER:

There being a quorum present Councilman Benjamin Hughes called the meeting to order at 4:30pm.

2. ROLL CALL:

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

COUNCIL MEMBERS ABSENT:

Also Present: Candace Antinarella, City Clerk; Mayor LeJeune; Patrick Dungan, City Attorney; Troy Strunk, City Development; Joey Holasz, Fire Department; Lt. Ardis, Police Department; and Recording Secretary, Christina Brazell.

3. PUBLIC PARTICIPATION:

Alfred Guarisco- Resident of 1205 Randall Ave, Daphne, Al. Wanted to speak on traffic hazards concerning the drivers crossing onto Hwy 98 from Randall Ave. There are several incidents where his view has been blocked, and he was unable to see to cross. He has to take another route just to get onto Hwy 98. He feels unsafe, wanted to know if there was any way to block this area off. He also wanted to mention the 2 four way stops on Randall Ave. He advised that this was effective that it caused others to avoid this area. However, he and his neighbors feel that this is now unnecessary to have to make all of these stops, that this is harassment by legislation.

4. APPROVAL OF MINUTES FROM PREVIOUS MEETING

Minutes from December 14, 2020, were approved as presented.

5. POLICE DEPARTMENT:

Old Business:

Lt. Ardis: Rash of catalytic convertor thefts occurring, narrowed down to a possible suspect. Not releasing name at this time until arrest is made.

Rash of vehicle and residential burglaries as well, again, narrowed down to a possible suspect, not releasing the name at this time.

Speed trailer has arrived. It is a little different than the one we have used in the past. We are contacting the local representative in regards to training on the new equipment.

A female has been arrested regarding the attempted home burglary in Lake Forest Subdivision (As seen on social media).

November D-Run report is missing from this month's packet, will be provided by next meeting.

**January 11, 2021
PUBLIC SAFETY MEETING MINUTES
1705 MAIN STREET
DAPHNE, AL
4:30 P.M.**

New Business:

Spreadsheet was provided regarding individual Patrol Statistics was in error. Information was provided to council regarding what these statistics are used for, as well as which officers are credited for responding to calls. Lt. Ardis was thanked for the stats regarding Animal Control.

6. FIRE DEPARTMENT:

Old Business:

Battalion Chief Holasz: 2 Fire responses on stat sheet were mutual aid responses, not our structure fires.

Holasz: Job announcements went out, applicants are being reviewed, working with Human Resources on moving forward with the open positions. The issues are shooting for the March 1st time frame, does not seem possible.

Another issue we have is the firefighting gear being delayed coming in. One solution may be leasing gear. Expenditure is an unbudgeted expense. Will work with other Battalion Chiefs and see if any other solutions can be reached. The gear is on bid list.

Holasz: We had no traction with the meeting regarding the issues with the ambulance services. Will continue to pursue changes.

Question posed regarding whether or not Medstar provides a shift report that tells them how many trucks are on that day. Holasz replied that this was not shared. Their representative advised they are set to have 10 trucks on a day, but that does not seem the case.

Holasz: Regarding Medstar past meeting: They are just telling us that there is an overall shortage, so he couldn't provide any definite numbers on how many trucks would be available at a given time. Information is never conveyed to the Fire Department, it's by word of mouth they discover the numbers. .

Mayor: With our meeting, they did talk about the priority dispatch, calling in a nurse for advice, so with the Chief other things have gotten better. We will be working with the surrounding cities to go in together and work on enticing someone to take a look at the fact this would be a larger area versus just one city to service. This will take some time. Want to also give Medstar some time to make improvements. But the city going into the transport business is not an option.

Mayor: We are not saying we are not looking at all options, we want to look at the option of working with the other cities. Also, now that Chief Tacon is coming on, we want to give her the opportunity to get situated. Realistically, 60 days or 2 months would be a good starting point to say we haven't seen improvement. This time frame was agreed upon by the city council.

**January 11, 2021
PUBLIC SAFETY MEETING MINUTES
1705 MAIN STREET
DAPHNE, AL
4:30 P.M.**

Holasz: Wednesday there will be a meeting with Representative from Birmingham. This will be regarding the contract. He stated that there are no standards nor precedents currently in place for ground support. The Fire Department services follow the 9 minute response standards currently. He went on to say that there is nothing in the state law or Baldwin County Commission regarding this. That's why most municipalities have gone out and done their own bid and put out their requirements. From a number stand point, 2,550 EMS type calls came into the city of Daphne, 817 patients were transported. That means at least 75 percent of the medical calls were transported. When you start looking 1600.00 dollars for transport, those are pretty good profit numbers. Chief Tacon and Chief Hamrick both will be involved in this upcoming meeting and keep everyone posted.

New Business:

Holasz: Spent time with the new Fire Chief, meeting the crews, going to all of the stations. Received positive feedback from the crews as a result of the conversations that took place. She was invited to several of the meetings that took place, one with the mayor (GMR meeting).

7. OTHER BUSINESS:

5:08 p.m. **ADJOURNMENT**



CALL TO ORDER

II. COMMITTEE MEMBERS PRESENT:

Councilwoman Tommie Conaway; Councilman Doug Goodlin; Councilman Steve Olen; Councilman Ron Scott; Councilman Joel Coleman; Councilman Benjamin Hughes; Councilwoman Angie Phillips; Mayor LeJeune

Others Present: Ronnie Huskey, Public Works Director; William Eringman, Deputy Director; Patrick Dungan & Jay Ross, City Attorney; Kelli Kichler-Reid, Finance Director; Amanda Thompson, GMC; Troy Strunk, Executive Director, City Development; Candace Antinarella, City Clerk; Betsy Schneider, Municipal Operations Director; Andy Bobe, Dewberry/Preble-Rish

PUBLIC PARTICIPATION & CORRESPONDENCE

A. Correspondence and Public Participation—

IV. OLD BUSINESS

- A. Approval of Minutes – December 7, 2020—Minutes—Councilman Olen emailed Natalie Fonseca in regards to a few minor corrections—Minutes approved subject to those corrections.
- B. Drainage at 7991 Whispering Pines Road—Mr. William Eringman updated the committee in regards to Mr. Smith's request for assistance at his property. Mr. Eringman stated that he went to the location with the Street Supervisor to address the concern. Mr. Eringman contacted Mr. Smith and informed him that the city would assist with minor grading at his property. Mr. Eringman went on to state that he would need elevation data before beginning the ROW project. Mayor LeJeune verified that the city would not be going on Mr. Smith's property—project on the ROW only. Councilman Scott spoke about the installation of a sidewalk at the location and whether or not it would cause additional challenges at the location. Mr. Eringman stated the sidewalk should remain neutral at the location due to the area being built up and the sidewalk crossing near the location. Mr. Eringman informed the committee that coming from County Road 64 the sidewalk will be on the west side until Wilson, then it will crossover west back to east and go up along the east side and connect to the sidewalk at the apartments.

V. PROJECT ENGINEER'S REPORTS

- A. Mott MacDonald – No Projects to Report
- B. GMC – Pollard Road TAP Grant Rebidding (Parten Smith, Inc. is scheduled to begin construction on January 4th, 2021), City Hall Parking Lot (Rob Middleton Construction is scheduled to begin construction on January 11th, 2021) Pollard Road and Hwy 64 Intersection Improvements (GMC has revised the ALDOT man day estimate, provided a proposal to the City to add resurfacing CR 64 from 98 to CR 13 and is revising the preliminary cost estimate), Fire Station #5 (Termac is working on punch list items and final close out), Daphne Recycling/Transfer Station (waiting on response from ADEM for Tallent Lane site); Ridgewood Drive Sidewalks (GMC has prepared a proposal to design and continue the Ridgewood Drive sidewalk from where it is currently terminated—between Tibidow Circle and Brentwood Drive—to Bay View Drive.
- C. Dewberry —Hwy 98 Intersection Improvements (The MOU with the City and Target has been submitted to ALDOT. Dewberry has asked for the approved man-day estimate can be provided so the contract can be put together per agreed upon values), Bay Front Street Scape (AT&T has finished the majority of their relocation work. Mediacom is working on their plan and fee. There has been change over of people handling this project. It is estimated that work will begin with Mediacom in early February.), Corte-Austin Rd (The contractor has placed top soil and a winter seed mix along the right of way and has also provided an additional grass pond for the right of ways. Dewberry will be submitting the release of retainage request on this project for final close out), Bay Front Park Master Plan/Pier Permitting (New contract has been submitted.)



- D. Volkert –No Pending Projects
- E. Jade—MBMEP-ADEM 319 Tiawasee Creek Restoration Project—(Project was awarded by the City. The contractor is working on completing contract documents and acquiring City business license.)

VI. NEW BUSINESS

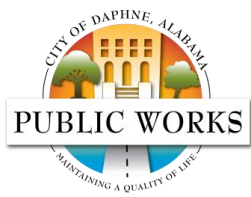
- A. Hurricane Sally/Zeta Update—Mr. William Eringman wanted to say thank you again to the Public Works staff. Mr. Eringman went on to thank the contractors—True North and Crowder Gulf. Mr. Eringman informed the committee that December 11 was the last day for citizens to place their hurricane debris curb side and Public Works was moving towards normal Solid Waste operations. Mr. Eringman stated that as of December 20, the contractors removed 306,000 cy and the project is approximately around \$5 million. Councilman Hughes asked about the volume received at Tallent Lane during the hurricane debris removal process. Amanda Thompson with GMC responded (inaudible). Councilman Scott asked again about a tipping fee to charge at Tallent Lane and requested Mrs. Kelli Kichler-Reid address the matter. Councilman Coleman thanked Mr. William Eringman for his hard work and dedication to the city in the aftermath of the hurricanes.
- B. Resurfacing Project with John G. Walton—Mr. William Eringman informed the committee that he received a schedule from John G. Walton. Mr. Eringman stated the company has completed County Road 13 to Lawson Road, Whispering Pines Rd, Park Dr, Johnson Rd, Cherry Hill Drive, Worchester Dr, Aragon Cir, Marikesh Dr and Donette Lp. Mr. Eringman stated Greenwood Drive, Creekside Dr & Avon Ct will be the week of January 4. Mr. Eringman went on to state Calverdale Cir, Lindsey Cir and Donna Cir will be the week of January 11 and Lakeview Lp, Pineview Cir, Bucu Ct and Van Buren will be the final locations. Mr. Eringman said that John G. Walton should have the project complete by the end of January. Councilwoman Phillips followed up in regards to Canterbury and Timber Creek sidewalk extension. Mr. Eringman stated that the sidewalk extension at Timber Creek would be to nowhere. Councilwoman Phillips requested Mr. Eringman contact the person requesting the sidewalk extension in Timber Creek. Mr. Eringman stated the sidewalk request in Canterbury has an entire phase on the east entrance without sidewalks. Mr. Eringman said that numerous utilities are located at the area where there are no sidewalks. Councilwoman Phillips asked to only sidewalk the location at the park and the small section just before the east entrance at the curb.
- C. Mr. William Eringman welcomed Mr. Ronnie Huskey as the new Public Works Director.

VII. DIRECTOR'S REPORT (Handouts reviewed by committee)

- A. Work Request Report –November 2019 & 2020—The Public Works Department completed 233 work orders in November 2020. (Separate Handout)
- B. Vehicle/Equipment Maintenance Reports – November 2019-2020 & FY2019-2020 YTD (Separate Handout)
- C. Public Works Related Overtime Report— 25% percentage of the year used; \$93,378.84 Used YTD as of December 22, 2020. (Separate Handout) Mr. Eringman stated the amounts for Hurricane Sally/Zeta were not extracted from the report to show the accurate amount of overtime YTD.
- D. Mosquito Report—November 2020 (Separate Handout)
- E. Street Sweeper Report—No Report—Mr. Eringman stated the street sweeper is in continuous use. Mr. Eringman stated the system in the truck used to track the data is for mosquito spraying vs street sweeper. Mr. Eringman began researching different street sweeper programs prior to Hurricane Sally—the challenge is finding the correct software and hardware for the equipment to track the street sweeper. Councilman Goodlin asked for an update for striping within the city. Mr. Eringman was given a list to use the unit prices to stripe while John G. Walton is completing projects in the city. Mr. Eringman stating striping needs to be completed on a consistent manner.

VIII. DAPHNE SOLID WASTE DISPOSAL ENTERPRISE (Handouts reviewed by committee)

- A. Monthly Recycle Tonnage Report (Tonnage Comparison) – November 2020—No Report
- B. Solid Waste New Customer Report – November 2020—35 new residential; 1 new commercial



CITY OF DAPHNE PUBLIC WORKS COMMITTEE MINUTES
January 4, 2021 - 5:30 P.M.
DAPHNE CITY HALL

- (Separate Handout)
- C. Tallent Lane Facility Report – October 2020—11.22 tons taken to MacBride Landfill (Separate Handout) **True North Emergency Management’s total report of vegetative debris received at Tallent Lane Facility (November 1-30, 2020)—89,029.90 cy.

IX. MUSEUM COMMITTEE

- A. Minutes – November 9, 2020

X. BEAUTIFICATION COMMITTEE

- A. Minutes – No information submitted.

XI. ENVIRONMENTAL ADVISORY COMMITTEE

- A. Minutes – November 30, 2020

XII. FUTURE BUSINESS

- A. Next Meeting – **Monday, February 1, 2021**

XIII. ADJOURNMENT

Motion by Tommie Conaway, seconded by Ron Scott to adjourn. Meeting adjourned at 6:25 p.m.



**CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT AGENDA
FEBRUARY 4, 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, D. Wolstenholme, C. Covert
3. **APPROVAL OF MINUTES** - Approved
January 7, 2021
4. **OLD BUSINESS** - None
5. **NEW BUSINESS** - Tabled until the March 4, 2021 Regular Meeting

Appeal #2021-01

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, would allow the operation of a church on PPIN #31245, Lot 7, in Daphne Business Park Unit III, a 14.0 acre undeveloped parcel on Stanton Road. The property is zoned C/I, Commercial Industrial.

6. **ADJOURNMENT**

CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT MINUTES
REGULAR MEETING OF JANUARY 7, 2021 - 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
Carolyn Courson, Vice Chair
Thomas Warner
Derek Wolstenholme

Members Absent:

Clay Covert
Herb Cole

Staff Present:

Adrienne D. Jones, Director of Community Development
Pat Johnson, Recording Secretary
Shawn Alves, BZA Attorney

Chairman called for the **Approval of Minutes** of the July 2, 2020 meeting. There were no corrections, additions or deletions.

The Minutes were approved unanimously.

Chairman called the next item on the agenda, **Appeal #2020-06 Albert McCreary/John Kim**, 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 home daycare for infants only. The property is 1709 Pollard Road, which is zoned R-2, Medium Density Single Family Residential.

Ms. Jones displayed a Power Point Presentation noting that 1709 Pollard Road is zoned R-2 and the 800 square foot house abuts other R-2 dwellings on 2 sides, Pollard Road and County Road 64. She cited that Article XXXI of the Land Use & Development Ordinance allows 20 listed home occupations and defines and outlines the criteria for such. She stated according to the applicant's application he wants to "add a one on one home environment for infants". Ms. Jones also cited if the special exception is approved for a home-based daycare for infants, then no further review of a site plan would be required and the area used shall not exceed 20% of the gross floor area of the principal building and it shall be confined to said building. Accessory building or outside storage also apply to the 20% of gross floor area. Employment is permitted only to members of the family residing in the dwelling.

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

Furthermore, in no case shall more than 2 persons be engaged in the home occupation. Also, favorable recommendations from the Building Official and Public Works Director are required. Ms. Jones recommended approval with the following conditions: there shall be no more than 4 infants or less as mandated by the State of Alabama; the operating hours shall be from 7:00 a.m. to 6:00 p.m. Monday thru Friday, and all employees shall dwell in the house, no outside employees permitted.

Chairman opened the floor for public participation.

Mr. Albert McCreary stated that he and his fiancé reside at 1709 Pollard Road and they wanted to open a daycare for infants only since there were a lot of people at their church who did not have childcare because they do not take infants. He stated that they were trying to add to the community in the area of infant care intending to use the one room closest to the road and dwelling in the remaining three.

The Board discussed the 800 square footage of the house, the 20% gross floor area usage, Mr. McCreary's 0 to 18 months definition for an infant, would the infants be going outside, the number of cars parked in the yard in the daytime, the basic ingress/egress off of Pollard Road, and a maximum of 4 infants that the applicants desires to have.

Ms. Jones questioned how many people actually live in the home and who would be operating the daycare, and had they started the application process with DHR.

Mr. McCreary answered he and his fiancé lived in the house, and she would be operating the daycare, and that they had applied with the City first and not DHR.

Ms. Jones stated Mr. McCreary your lease shows 600 Jackson Street as your address is that accurate?

Mr. McCreary answered that is where we were prior to moving to 1709.

The Board discussed Mr. McCreary residing at 1709 Pollard Road since November 2020, and asked if he understood failing to adhere to any of the rules set forth in the Ordinance would result in forfeiture if granted approval.

Mr. McCreary answered yes, he understood, but his fiancé does have a 25 year old daughter who will come by to help sometimes because I work for Baldwin County and will be gone. Mr. McCreary said he now understands the fiancé's daughter would not be able to assist since she did not reside there.

The Board reiterated that only family members residing in the dwelling could be employees, the 20% square footage floor area usage for the daycare, and that the Building Official, Eric Butler and Acting Public Works Director, William Eringman, had both signed and sent their approval documentation.

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

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. Willie Williams, 1513 Pollard Road, a neighbor representing his wife, Sabrina, Ms. Macy O. Brazelton and Ms. Mary Thomas stated that they were in opposition to the daycare because it is zoned R-2 residential and we desire that it stay residential only, and he asked for all opposed to the special exception to stand, and 15 people stood in opposition. He cited the square footage of the house limiting 32 square feet for each child per DHR regulations, which meant Mr. McCreary would only be allowed one infant excluding the bathroom, kitchen, isolation area, cubby area, and a separate diapering area. DHR also requires a play area of less than sixty feet, a reception area for the parents to enter in and out, and he observed the horrible traffic flow along Pollard Road, concluding that a daycare is not feasible. He also mentioned that the Council had also opposed changing the zoning of this property.

Mr. Steve Olen cited after measuring the diagram submitted by his calculation 24 to 30 percent was the total gross floor area being used with the bathroom and kitchen if it was to scale. He also noted the definition of family is not a fiancé and after his reviewing the lease it appeared to be a business contract because it was done in a business name, which appears to circumvents the zoning of the property.

Ms. Jones cited she does not think the kitchen and bathroom should be considered as part of the business in the total percentage of gross floor area, and said Mr. McCreary signed the lease presented to him by the landlord. Thus, he should not be penalized for the form of the lease.

In rebuttal, Mr. McCreary cited that they do live there and that the area for the infants is set-up with its own fridge and microwave. He also cited that the 20% gross floor area is okay by DHR rules for 4 infants and the number of cars in and out for those infants should not cause any harm.

The Chairman closed public participation of the appeal.

The Chairman called for an affirmatively stated motion.

A Motion was made by Ms. Courson and Seconded by Mr. Wolstenholme to approve Appeal #2020-06, Albert McCreary/John Kim, request for a special exception to the Daphne Land Use & Development.

The Chairman called for a roll call vote.

Mr. Warner	Nay
Mr. Mayhand	Nay
Mr. Courson	Nay
Mr. Wolstenholme	Nay
Mr. Robison	Nay

Upon roll call vote, **the Motion failed.**

The Chairman stated your special exception is denied. You have fifteen days from today to notify Community Development in writing if you plan to appeal this decision in Baldwin County Circuit Court. You can pick up your paperwork in the morning in the Community Development office.

Mr. Warner stated as of January 8, 2021, he was resigning as a member of the Board and that he was thankful to have served with everyone.

Election of Officers

The Chair stated next on the agenda is the election of officers and he opened the floor for the nominations for Chairman.

Mr. Mayhand nominated Mr. Robison for Chairman. The nominations were closed with no other nominations, Mr. Willie Robison is Chairman.

The Chair opened the floor for the nominations for Vice Chairman.

Mr. Wolstenholme nominated Ms. Courson for Vice Chairman. The nominations were closed with no other nominations; Ms. Carolyn Courson is Vice Chairman.

The Chairman stated Ms. Pat Johnson is our Recording Secretary.

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

A **Motion** was made by **Ms. Courson** and **Seconded** by **Mr. Warner** to **adjourn. There was no discussion of the motion.**

The Motion carried unanimously.

The meeting adjourned at 6:44 p.m.

Respectfully submitted by:



Pat Johnson, Recording Secretary

APPROVED: February 4, 2021



Willie Robison, Chairman

To: Office of the City Clerk
From: Adrienne D. Jones, AICP, 
Community Development Director
Subject: Planning Commission Minutes and Report
Date: January 29, 2021

MEMORANDUM

Attached please find a copy of the approved minutes for the City of Daphne Planning Commission regular meeting of December 17, 2020 and the report of the regular meeting of January 28, 2021 for placement on the February 15, 2021 City Council agenda for review.

Should you have any questions or comments in this regard, please do not hesitate to call.

ADJ/jv

From the Office of

Adrienne D. Jones,
Community Development Director
P. O. Box 400
Daphne, Alabama 36526
251-620-1700 ph

01/29/21
BIO 3 PM
JV

The City of Daphne
Planning Commission Minutes
Regular Meeting of December 17, 2020
Council Chamber, City Hall - 5:00 P.M.

Call to Order:

Chairman called the regular meeting of the City of Daphne Planning Commission to order at 5:03 p.m. The number of members present constitutes a quorum.

Call of Roll:

Members Present:

James "Bo" White
John Peterson
Phillip Hodgson, Secretary
Hudson Sandefur
Steve Olen
Kevin Spriggs
William "BJ" Eringman, Deputy Public Works Director
Marybeth Bergin, Chairman

Staff Present:

Adrienne Jones, AICP, Director of Community Development
Jan Vallecillo, Planning Coordinator
Patrick Dungan, Attorney
Troy Strunk, Executive Director, City Development

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

Chairman asked for questions, comments or corrections to the minutes ***of the regular meeting of November 19, 2020. There being none, minutes are approved as submitted.***

The next order of business is preliminary plat review for Jubilee Farms Subdivision, Phase Eleven.

An introductory presentation was given by Al Finley, representative of Dewberry, requesting preliminary plat review of an eighty-seven lot subdivision consisting of twenty-nine point nine-eight acres located southeast of Austin Road and Alabama Highway 181. He stated that the outstanding deficiencies have been addressed.

Chairman asked for Commission questions or comments.

Chairman opened the floor to public participation. No one came forth. She closed public participation and asked for a motion.

A Motion was made by Mr. Hodgson and Seconded by Mr. Sandefur to approve Jubilee Farms Subdivision, Phase Eleven preliminary subdivision plat. There was no discussion on the motion. The Motion carried unanimously.

The next order of business is preliminary plat review for Belforest Estates.

The City of Daphne
Planning Commission Minutes
Regular Meeting of December 17, 2020
Council Chamber, City Hall - 5:00 P.M.

Ms. Jones advised that the applicant has requested that the application be tabled until the regular meeting of January 28, 2021.

Chairman advised that a public hearing will be held at that time. She asked for Commission questions or comments and a motion.

A Motion was made by Ms. Bergin and **Seconded** by Mr. Hodgson **to table preliminary subdivision plat review for Belforest Estates, at the request of Matt Sankey, developer, until the January 28, 2021 regular meeting. There was no discussion on the motion. The Motion carried unanimously.**

The next order of business is preliminary/final plat review for Cotton Farms Subdivision.

An introductory presentation was given by Randall Tillman, representative of David Lowery Surveying, requesting preliminary/final plat review of a seven-lot family subdivision consisting of forty-two point six acres located southwest of County Road 64 and Pursley Road.

Chairman asked for Commission questions or comments. Mr. Eringman noted that Public Works has not reviewed this subdivision. Ms. Jones responded the preliminary/final has no onsite improvements; therefore, there is not a requirement for staff review of the subdivision plat.

Chairman opened the floor to public participation. No one came forth. She closed public participation and for a motion.

A Motion was made by Mr. Sandefur and **Seconded** by Mr. Hodgson **to approve Cotton Farm preliminary/final subdivision plat. There was no discussion on the motion. The Motion carried unanimously.**

The next order of business is a master plan revision of French Settlement Subdivision.

An introductory presentation was given by Melissa Currie, representative of Dewberry, requesting master plan revision of French Settlement Subdivision located south of and adjacent to French Settlement Subdivision, and northwest of Parker Lane and County Road 13. She stated that the amendment consists of sixty-four detached lots, common area along County Road 13, and roadway alignment consistent with the original master plan; the overall number of lots shown on the approved master plan decreased, while the lots in the proposed phase increased. She advised that the development shall consist of sixty-seven lots with R3, R-4, and R-6(G) zoning.

Ms. Currie presented an overview of modifications to the master plan revision to address issues discussed at the site preview meeting: elimination of a connection from Parlange Lane to Rosedown Lane; common area along County Road 13 has been enlarged; overall green space has increased; traffic calming measures have been added to Rosedown Lane, French Settlement Drive and Asphodel Lane.

Ms. Jones presented a table reflective of the comparison of the proposed amendment and approved master plan.

The City of Daphne
Planning Commission Minutes
Regular Meeting of December 17, 2020
Council Chamber, City Hall - 5:00 P.M.

Chairman noted there appears to be concern. She explained that a master plan does not require a public hearing at this level of an application, but it is required moving forward.

Chairman asked for Commission questions or comments.

Mr. Hodgson asks about the staff recommendation. Ms. Jones responded of the amendments presented, this proposal is the one staff favors; however, there is a slight concern about the addition of more small lots than was initially projected in the development. Ms. Currie stated the master plan revision presents a mix of housing choices, provides diversity, and responds very well to market concerns & demands.

Mr. Spriggs expressed concerns about the elimination of the connection to Parlange Lane shown on the approved master plan, the aesthetics effect on the curb appeal of the subdivision; presentation of the master plan to the residents of French Settlement Subdivision; and inclusion of this phase in the POA. He asked if the boulevard could have a landscaped median and green zone consistent with main entrance at Longue Vue Boulevard & County Road 13.

Mr. Eringman expressed concerns about the connection of Parlange Lane or consideration of the installation of a turnaround for garbage service. Ms. Currie advised that these developers do not own that phase of the development and noted a common area is the barrier between the street and this phase of the development.

Mr. Olen asked if the master plan provides for the traffic calming measures requested. Mr. Strunk stated that he is very pleased with the changes and advised that Ms. Currie has agreed to add a median at the entrance.

Chairman asked when a traffic impact study will be conducted to see if improvements to County Road 13 are warranted. Mr. Eringman responded that should be consideration at the time of the presentation of a preliminary plat.

Chairman asked for Commission questions or comments.

Mr. Peterson asked if the lot sizes are consistent with the Land Use Ordinance and the Comprehensive Plan. Ms. Jones responded that the Future Land Use Map and the Comprehensive Plan will show the use of the property as residential, not lots.

Ms. Jones stated she would rather see this property developed as residential rather than an institutional use. She advised of a slight concern in the composition of the lot sizes with R-6(G), Garden/Patio Homes, at the entrance.

Chairman asked about the approval of a master plan containing zoning prior to the approval of the zoning amendment.

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Planning Commission Minutes
Regular Meeting of December 17, 2020
Council Chamber, City Hall - 5:00 P.M.

Mr. Dungan responded approval can be given to the master plan without an obligation to the zoning designations shown because ultimately rezoning requires approval by the City Council.

Chairman asked for Commission questions or comments and for a motion.

A Motion was made by Mr. Spriggs and **Seconded** by Mr. Peterson **to approve French Settlement Subdivision master plan amendment with enhancements to County Road 13 and improvements to Parlange Lane.**

During discussion, Mr. Hodgson asked about a condition to increase the size of the lots located on County Road 13. Ms. Jones responded if the Commissioner agrees there should be conditions, the application should be tabled and presented with changes at the next regular meeting. The developer can still move forward with the application for rezoning.

The Motion was withdrawn.

A Motion was made by Mr. Spriggs and **Seconded** by Ms. Bergin **to table French Settlement Subdivision master plan amendment until the January 28, 2021 regular Planning Commission meeting. There was no discussion on the motion. The Motion carried unanimously.**

The next order of business is a rezoning request for Burris-Warner, L.L.C.

An introductory presentation was given by John Warner, representative of Burris-Warner, L.L.C., of a zoning request from R-1 to R-2 located northeast of the intersection of Ryan Avenue and Main Street for the development of two residential lots.

Chairman asked for Commission questions or comments.

Chairman opened the floor to public participation. No one came forth. She closed public participation and asked for a motion.

A Motion was made by Mr. Hodgson and **Seconded** by Mr. Sandefur **to set forth a favorable recommendation to City Council to rezone the subject property from R-1 to R-2 with a condition that (a) the development of the subject property shall be limited to no more than two residential lots; and, (b) the rezoning shall be subject to the reversionary clause. There was no discussion on the motion. The Motion carried unanimously.**

The next order of business is a proposed amendment to Article XVI, Parking Provisions for All Districts, and Article VIII, Definition of Terms, of the Land Use and Development Ordinance.

Ms. Jones presented a proposed amendment to the Land Use and Development Ordinance to provide the definition of and to create a subsection to parking requirements for all districts for a commercial retail and/or warehouse facility consisting of fifty-thousand square feet or greater gross floor area. She asked for questions and/or comments and a recommendation to the City Council.

The City of Daphne
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Regular Meeting of December 17, 2020
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Chairman asked for Commission questions or comments and asked for a motion.

A Motion was made by Ms. Bergin and Seconded by Mr. Olen *to set forth a favorable recommendation to City Council to amend the provisions of Article XVI, Parking Requirements for All Districts, and Article VIII, Definition of Terms, as presented at the December 17, 2020 Regular Planning Commission meeting. There was no discussion on the motion. The Motion carried unanimously.*

The next order of business is public participation.

Chairman asked for public participation.

None presented.

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

Mr. Dungan stated no report.

The next order of business is commissioner's comments.

None presented.

The next order of business is director's comments.

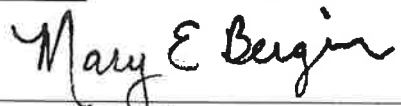
Ms. Jones stated that the Comprehensive Plan Committee finalizes the RFQ in January. She discussed staff preparation of an amendment to the Land Use Ordinance to creation of a DISC Overlay District. She presented the upcoming meeting dates. Site Preview is January 20, and the Regular Meeting is January 28, 2021. She wished everyone a Merry Christmas and a Happy New Year!

There being no further business, the meeting was adjourned at 6:00 p.m.

Respectfully submitted by:


Jan Vallecillo, Planning Coordinator

Approved: January 28, 2021


Marybeth Bergin, Chairman

CITY OF DAPHNE
PLANNING COMMISSION AGENDA
REGULAR MEETING OF JANUARY 28, 2021
COUNCIL CHAMBERS, CITY HALL - 5:00 P.M.

AJG Report

1. **CALL TO ORDER:** 5:03 p.m.
2. **CALL OF ROLL:** Marybeth Bergin, Andrew Prescott, James "Bo" White, Steve Olen, Kevin Spriggs, and Phillip Hodgson
3. **APPROVAL OF MINUTES:**

Review of minutes of the regular meeting of December 17, 2020. (**Approved**)
4. ***OLD BUSINESS:**
5. **NEW BUSINESS:**

A. PRELIMINARY/FINAL PLAT REVIEW:

1. File SDPF21-01: (**Approved**)

Subdivision: Belforest Subdivision

Present Zoning: *RSF-1, Single Family Residential, Baldwin County District 15, in the Extraterritorial Planning Jurisdiction of Daphne*

Location: 11033 County Road 54, southeast of County Road 54 West

Area: 5.29 ± Acres, (2) lots

Owner: Keith McElligott and John & Kacey Cook

Agent: Allan Hurst

Surveyor: John Crenshaw

B. FRENCH SETTLEMENT SUBDIVISION MASTER PLAN REVISION AND ZONING AMENDMENT:

1. *File MPA20-03: (**Approved**)

Presentation to be given by Melissa Currie, representative of Dewberry, requesting a master plan revision of French Settlement Subdivision.

2. File ZA21-01: (**Favorable recommendation to the City Council**)

Applicant: Destiny Church International, Inc.

Present Zoning: *R-2, Medium Density Single Family Residential, R-3, High Density Single Family Residential, & R-4, High Density Single Family Residential*

Proposed Zoning: *R-3, High Density Single Family Residential, & R-6 (G), Garden/Patio District*

Location: South of and adjacent to French Settlement Subdivision; northwest of Parker Lane and County Road 13

Area: 19.0 Acres ±

Owner: Destiny Church International Inc. - Rife Stewart

Developer: 68V Pay Dirt, L.L.C. - Nathan Cox

Agent: Dewberry - Melissa Currie

CITY OF DAPHNE
PLANNING COMMISSION AGENDA
REGULAR MEETING OF JANUARY 28, 2021
COUNCIL CHAMBERS, CITY HALL - 5:00 P.M.

Report

C. PETITIONS:

VACATION OF EASEMENT:

1. File VOE21-01: (Favorable recommendation to the City Council)

Applicant: Southern Shores Homes, L.L.C.
Location: 120 and 121 Timberline Court, Lake Forest Subdivision, Unit 28,
Lots 20 & 21
Area: 0.55 Acres $\pm$
Owner: Southern Shores Homes, LLC - Zachary Blake Cooper

D. ADMINISTRATIVE PRESENTATIONS:

1. File AP21-01: (Tabled until the meeting of February 25, 2021)

Presentation to be given by Adrienne Jones, Director of Community Development, regarding a proposed amendment to the Land Use and Development Ordinance: Creation of DISC Overlay District, Article 41.

2. File AP21-02: (Tabled until the meeting of February 25, 2021)

Presentation to be given by Adrienne Jones, Director of Community Development, regarding Official Zoning and Street Map Updates.

6. PUBLIC PARTICIPATION: None presented

7. ATTORNEY'S REPORT: No report

8. COMMISSIONER'S COMMENTS: None presented

9. DIRECTOR'S COMMENTS: Director presented the upcoming meeting dates. Site Preview is February 17, and the Regular Meeting is February 25, 2021.

10. ADJOURNMENT: 5:21 p.m.

Accepted by:

Chairman, Daphne Utilities



APPROVED MINUTES

Utilities Board Meeting

Council Chambers, Daphne City Hall ♦ December 2, 2020 ♦ 5:00 p.m.

I. Call to Order

The regular November 2020 Board meeting for the Utilities Board of the City of Daphne was held on December 2, 2020, in the Council Chambers at Daphne City Hall and called to order at 5:02 p.m. by Chairman Selena Vaughn, followed by the Roll Call:

II. Roll Call

Members Present: Selena Vaughn, Chairman
Tim Patton, Vice Chairman
Billy Mayhand, Secretary/Treasurer
Mayor Robin LeJeune, Board Member
Councilman Doug Goodlin, Board Member

Members Absent:

Others Present: Jerry Speegle – Board Attorney
Scott Polk – General Manager
Bobby Purvis – Operations Manager
Drew Klumpp – Administrative Services Manager
Samantha Coppels – Communications Manager
Teresa Logiotatos – Finance Manager

Others Absent: Lori May-Wilson – Executive Assistant

III. Pledge of Allegiance

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

IV. Approval of Minutes

A. Utilities Board Meeting Minutes October 28, 2020

The Chairman requested any additions, corrections, or deletions for the submitted minutes for the October 28, 2020 Utilities Board meeting.

With no additions, deletions, or corrections, the Chairman declared that the submitted October 28th minutes would stand approved.

V. OLD BUSINESS – None

VI. NEW BUSINESS –

A. Recommendation for Bid Award (In-house) –Janitorial Services for Daphne Utilities (Board

Action: MOTION)

Mr. Scott Polk gave details to the Board about the current bid process for the janitorial services. Buyer Marinda Turner confirmed that references were investigated, explained about previous janitorial services and answered questions from the Board.

MOTION by Mayor Robin LeJeune to accept the Cleaned Wright as the responsible low bidder, the other two [lowest and next to lowest] being deemed irresponsible bidders, the [contract] subject to review from legal; Motion was Seconded by Billy Mayhand.

AYE: Goodlin, LeJeune, Mayhand, Patton, Vaughn NAY: ABSENT: ABSTAIN: **MOTION CARRIED**

B. Recommendation for Bid Award (GMC) – SRF Tertiary Filtration & UV Disinfection (Board

Action: MOTION)

Mr. Robbie Strom with GMC addressed the Board detailing the bid process for the project and answered questions from the Board before recommending J&P Construction.

MOTION by Mr. Tim Patton to approve the award [of the bid for the SRF Tertiary Filtration and UV Disinfection] to J & P Construction Co. [in the amount of \$2,497,000.00]; Motion was Seconded by Doug Goodlin.

AYE: Goodlin, LeJeune, Mayhand, Patton, Vaughn NAY: ABSENT: ABSTAIN: **MOTION CARRIED**

C. RESOLUTION 2020-06 - AUTHORIZING THE ISSUANCE BY THE BOARD OF ITS \$4,815,000 SUBORDINATED WATER, GAS AND SEWER REVENUE BOND - SERIES 2020-CWSRF-DL; \$5,215,000 SUBORDINATED WATER, GAS AND SEWER REVENUE BOND - SERIES 2020-DWSRF-DL (Board Action: RESOLUTION)

Mr. Scott Polk explained to the Board that the resolution presented provided authorization to move forward with signing the documents for both the CWSRF Clean Water and DWSRF Drinking Water loan closing documents. He noted that it had been validated through financials that capacity was more than enough to support the bond issues and that another series [of bonds] are expiring this year allowing for flexibility if needed.

MOTION by Mr. Doug Goodlin to waive the reading of Resolution 2020-06 Authorizing the Issuance by the Board of its Water, Gas and Sewer Revenue Bond-Series 2020-CWSRF-DL and DWSRF-DL; Motion was Seconded by Mr. Tim Patton.

AYE: Goodlin, LeJeune, Mayhand, Patton, Vaughn NAY: ABSENT: ABSTAIN: **MOTION CARRIED**

There was no further discussion.

MOTION by Mr. Doug Goodlin to pass Resolution 2020-06 as stated before – the two bond issues Bond-Series 2020-CWSRF-DL and DWSRF-DL; Motion was Seconded by Mr. Billy Mayhand.

AYE: Goodlin, LeJeune, Mayhand, Patton, Vaughn NAY: ABSENT: ABSTAIN: **MOTION CARRIED**

VII. BOARD ATTORNEY'S REPORT

Mr. Speegle noted that his report was related to the bond issue that was previously discussed. He had nothing to add to his report

VIII. FINANCIAL REPORT

Teresa Logiotatos reviewed for the Board the financials for the first month of the new fiscal year, giving an update on and discussing various aspects of the new accounting software she had installed, reviewing the graphs, charts and checks .

IX. GENERAL MANAGER'S REPORT

A. GM Report

General Manager Scott Polk updated the Board on: the water expansion on US98 to Dale Road, Malbis Estate easement rights for the new line from Diamante to Trojan plant, project for sewer service on Friendship Road, 2nd Street water quality issue, Rigsby Road sewer service project, vehicle safety emphasis, implementation of employee Danny Wilson as Daphne Utilities' safety person, employee reviews and cost-of-living and merit raises, and lastly the reinstitution of disconnects and late fee charges. Mr. Polk mentioned some issues that surfaced that he noticed on the What's Happening in Daphne social media relating to Daphne Utilities water quality. He answered questions from the Board.

Samantha Coppels notified the Board of utilizing the Everbridge Alert System for the 2nd Street project to notify customers in that area of the project.

Mr. Doug Goodlin noticed and asked for updated maps included in his Board Information binder.

B. Operations Report

Mr. Bobby Purvis advised Mr. Goodlin of a login in which he could review updated service map information. He informed the Board of recent PSC directives relating to gas risers. He conveyed kudos to several employees' accomplishments and certifications.

Samantha Coppels had nothing to add to her submitted report but thanked the Board members for participating in the grant awards.

C. Engineering & Consulting Reports

Mr. Robbie Strom with GMC gave a brief update on the pre-bid meeting for the UV filter project and the potential bidders.

Mrs. Melinda Immel with Volkert gave more detail information about the raw water line at the Diamante water well and additional closing information about the SRF loans. She also answered additional Board questions regarding the well.

X. BOARD ACTION – Previously addressed.

XI. PUBLIC PARTICIPATION – the Chairman invited participants to address the Board at 5:32 pm; with no participants, the Chairman closed Public Participation at 5:32 pm.

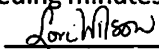
XII. BOARD COMMENTS – Mayor Robin LeJeune thanked staff for all their hard work dealing with the storms and commented on the positivity of the efforts taking place; Mr. Tim Patton agreed with the Mayor LeJeune's comments and also thanked Samantha Coppels for coordinating the grant awards emphasizing the importance in the schools and with the teachers and students. Chairman Selena Vaughn reminded everyone to remember to celebrate the positive events, congratulated Alex Godfrey on his promotion, and gave kudos for the grant awards. Mr. Tim Patton commended the staff for the NACWA award.

XIII. ADJOURNMENT

The Chairman called for adjournment at 5:35 pm.

The meeting adjourned at 5:35 pm.

Preceding minutes submitted to the Daphne Utilities Board by:



Lori Wilson, Executive Assistant, Daphne Utilities

To: Office of the City Clerk

MEMORANDUM

From: Adrienne D. Jones, AICP 
Director of Community Development

Subject: Destiny Church International, Inc.
Zoning Amendment

Date: January 29, 2021

PRESENT ZONING: R-2, Medium Density Single Family Residential, R-3, High Density Single Family Residential, & R-4, High Density Single Family Residential

PROPOSED REZONING: R-3, High Density Single Family Residential, & R-6 (G), Garden/Patio District

LOCATION: South of and adjacent to French Settlement Subdivision; northwest of Parker Lane and County Road 13

RECOMMENDATION: At the Thursday, January 28, 2021, regular meeting of the Daphne Planning Commission, six members were present, and the motion carried unanimously for a favorable recommendation for the above captioned zoning amendment.

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

Upon receipt of said documentation, please prepare an ordinance for placement on the City Council agenda to set a public hearing.

Thank you,
ADJ/jv

Attachment(s):

1. Community Development Report and Supplemental Documents
2. Zoning Amendment Application
3. Legal Description (Exhibit A)
4. Boundary Survey (Exhibit B)
5. Adjacent property owners list

01/29/21
3:03 pm
AV



ZONING AMENDMENT
DESTINY CHURCH INTERNATIONAL, INC.
(FRENCH SETTLEMENT PHASE IV)



DESTINY CHURCH INTERNATIONAL, INC

Zoning Amendment

Zoning Classification:

R-2, Medium Density; R-3, High Density; and R-4, High Density Residential

Surrounding Zonings/Uses:

- **North**— R-2, Medium Density and R-3, High Density Residential/French Settlement Subdivision
- **South**— R-3, High Density Residential (Brookhaven Subdivision), B-3, Professional Business (undeveloped)
- **East**— B-3, Professional Business/The Brenntty Convalescent Home/Assisted Living Facility
- **West**— R-3, High Density; and R-4, High Density Residential/French Settlement

Existing Utility Service Providers: Daphne Utilities, Riviera Utilities

Affected City Service Providers: Fire Station 4 or 5, Police Beat 3

Staff Recommendation to PC: Favorable recommendation City Council

Proposed Zoning:

R-3, High Density Single Family Residential & R-6(G) Garden/Patio Home

Development Concept:

Phase 4 of French Settlement
62 Lot Single Family Subdivision

Council District:
4

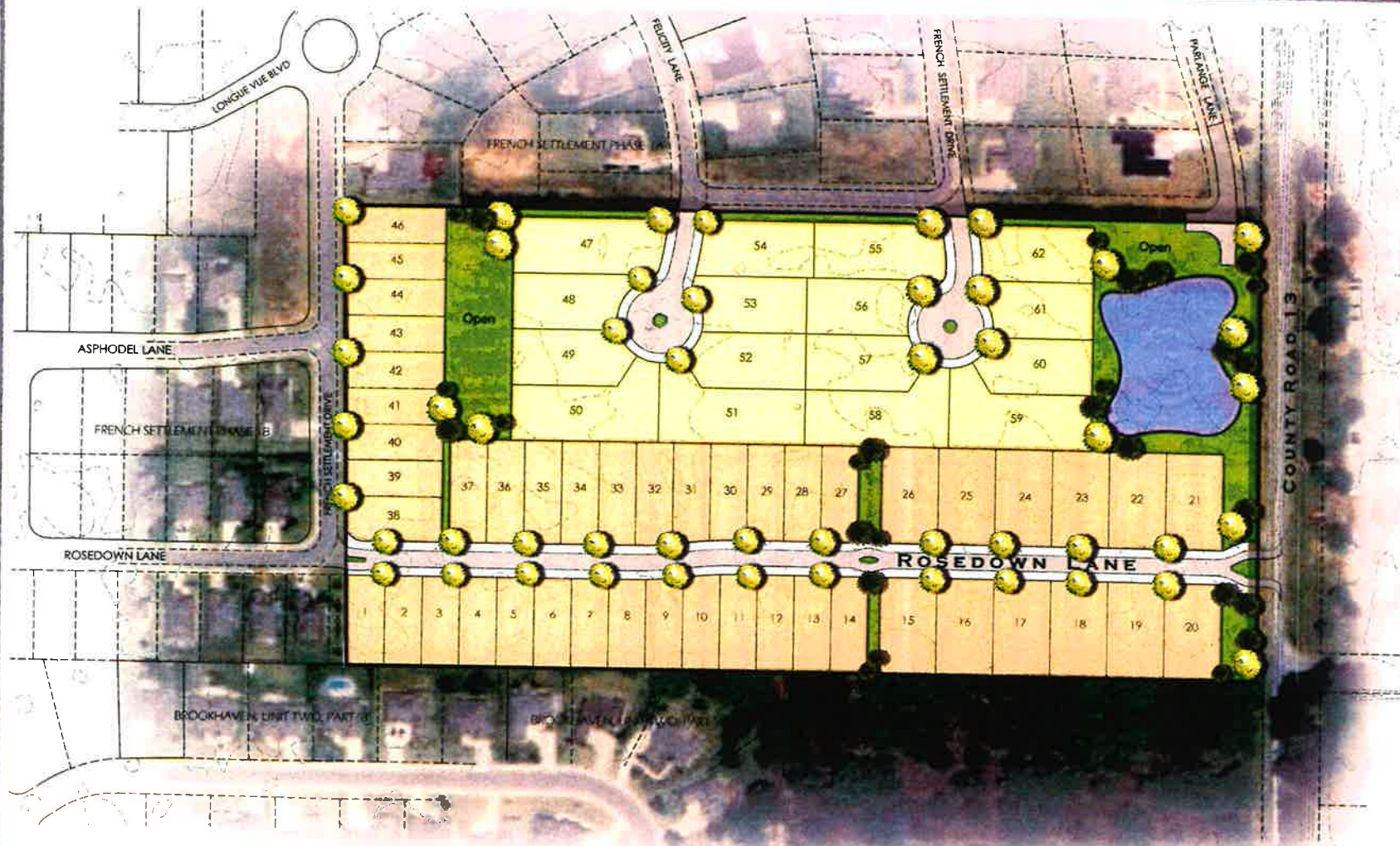
Existing Conditions:
19 ac

Planning Commission Recommendation:

1/28/21 Unanimously adopted a motion to send a favorable to rezone as requested.



11313 Friendship Road - Daphne, AL 36526
904.993.4444 fax 904.993.4445



SITE DATA

Lots: $52' \times 130' - 150' = 34$
 $80' \times 140' - 200' = 28$

TOTAL: 62

Streets: 1,834 LF STREET

Open: 3.21 AC (16.9%)

TOTAL AREA: +/- 19.00 AC

Proposed Zone R-3

Proposed Zone R-6(G)



FRENCH SETTLEMENT



Daphne, Alabama

68Venturës

Request:

The applicant proposes to have the property rezoned in preparation to sell the land to a local developer who proposes to build a 62-lot single family residential expansion to the well-established French Settlement Subdivision. The proposed R-3 and R-6(G) zoning as presented on the proposed modification to the French Settlement master plan would be consistent with the tenants of the Comprehensive plan and compatible with the surrounding area.

What is R-3 zoning?**R-3, High Density Single Family Residential District:**

This district is provided to afford the opportunity for moderately higher density of single family residences on smaller lots than those allowed in the R-1, Low Density Single Family Residential, and R-2, Medium Density Family Residential, districts.

What is R-6(G) zoning?

R-6(G), Garden or Patio Homes District:

This district is provided to afford the opportunity for a considerably higher density of single family residences on smaller lots than those allowed in the R-1, R-2, or R-3, Districts and for their amenities. R-6(G) shall replace the R-4 Garden Home/Patio Home designation.

What is allowed in R-3 and R-6(G) districts?

According to Article 35-3 Permitted Uses & Conditions, of the Land Use & Development Ordinance the following are permissible uses by right and/or by Planning Commission approval: **By Right:** Dwelling, one family, home occupation, library, radio and tv antenna

What is the difference in the proposed use and the adjacent property use? The subject property abuts single family residential uses on three sides (French Settlement and Brookhaven). To the south and east, land is zoned B-3, Professional Office. The southern parcel is undeveloped and the property across County Road 13 to the east is an assisted living/convalescent home. Residential use of this property would be harmonious with the adjoining land uses.

RECOMMENDATION:

Staff recommends that the Planning Commission set forth a favorable recommendation to City Council to rezone the property with a note that the reversionary clause is not applicable.

13-4 Minimum Lot Requirements

	Minimum Lot Area Square feet (sq ft)	Minimum Lot Width at Setback Line (ft)	Maximum Lot Coverage Percent (%) ^a	Maximum Density^b (units/acre)	Maximum Height^e (stories) (ft)
R-1, Low Density Single Family	20,000	100	25	2.0	2.5 stories 35 ft
R-2, Medium Density Residential	15,000	90	25	2.5	2.5 stories 35 ft
R-3, High Density Single Family	12,000	80	30	3.5	2.5 stories 35 ft
R-4, High Density Single Family-- Multi-Family--	5,000 7,500 ^c	50 85	38 35	8.0 14.0	3 stories 50 ft
R-5, Mobile Homes	See	Articles	25 & 26	for	Details
R-6(G) Garden/Patio Homes	5,000	50	38	8	2.5 stories 35 ft
R-6(D), Duplex, R-7(A), R-7(M), R-7(T) respectively: Apartments, Mid Rise Condominium, Townhouses	See	Section	13-9	for	Details
B-1, B-1(a), B-2, B-3 Business Districts and Mixed Use Districts	N/A	N/A	N/A	N/A	4 stories 50 ft
Extra-territorial Planning Jurisdiction	12,000 ^d	80	30	3.5	2.5 stories 35 ft

a. Maximum lot coverage percentages do not apply to lots of record smaller than required in the district in which they are located. b. Maximum density = total number of dwelling units per gross acre to be developed. c. Minimum lot area determined by adding 7,500 square feet for one (1) unit plus two thousand five hundred (2,500) square feet for each additional unit. d. Applies to unzoned lots contained within any subdivision located in the extraterritorial planning jurisdiction where the size of the development exceeds ten (10) acres. e. Maximum height does not apply to overlay districts (see specific applicable overlay districts. Structures up to seventy-five (75) feet may be permitted on sites zoned B-2 or R-7 upon approval by the Planning Commission. In no case shall such building exceed seventy-five feet in height

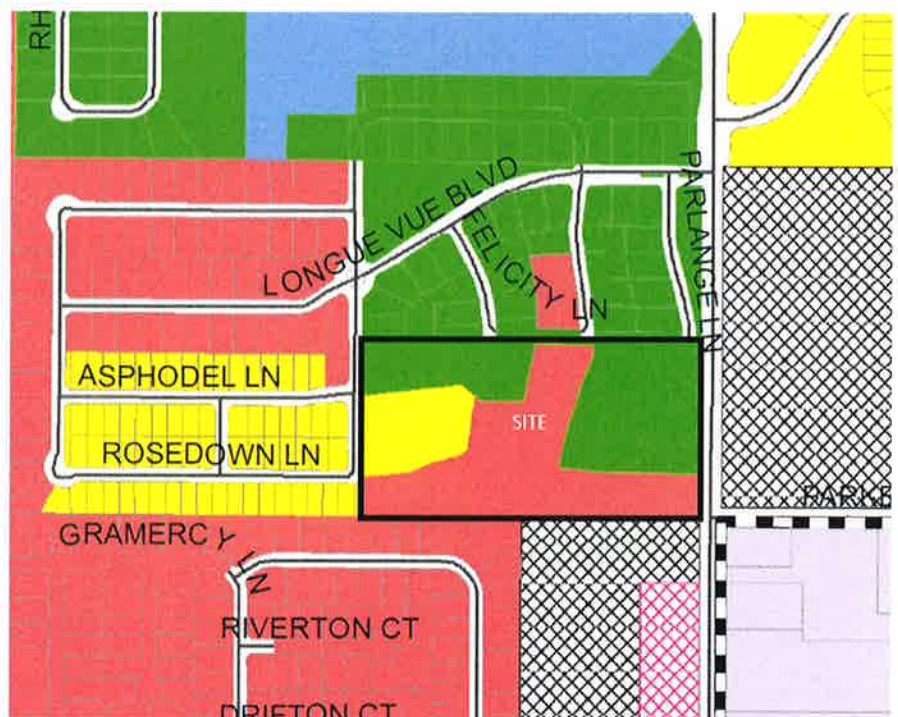
13-6 Minimum Zoning District Setback Requirements

The following setback requirements shall apply in districts as outlined below, except in a Planned Unit Development, the Olde Towne Daphne District, the Village Overlay District, the Eastern Shore Park Overlay District, or the Jubilee Retail Overlay District, unless otherwise provided in said overlay district.

SETBACKS

Zoning District	Front Yard				Rear Yard	Side Yard	Corner Lot Side Yard	
	Arterial & Collector Streets	Local Streets & Service Roads	U.S. Highway 98 ^e	U.S., State or County Roads			Arterial & Collector Streets	Local Streets & Service Roads
R-2	35	35	50	e	35	10	35	20
R-3	30	30	50	e	30	10	30	20
R-4SF&R6(G)	25	25	50	e	25	6	30	20

	R-1 LOW DENSITY SINGLE FAMILY RESIDENTIAL
	R-2 MEDIUM DENSITY SINGLE FAMILY RESIDENTIAL
	R-3 HIGH DENSITY SINGLE FAMILY RESIDENTIAL
	R-4 HIGH DENSITY SINGLE MULTI-FAMILY RESIDENTIAL
	R-5 MOBILE HOME RESIDENTIAL
	R-6(D) DUPLEX - TWO FAMILY
	R-6(G) GARDEN OR PATIO HOME
	R-7(A) APARTMENT
	R-7(M) MID-RISE CONDOMINIUM
	R-7(T) TOWNHOUSE
	B-1 LOCAL BUSINESS
	B-1(A) LOCAL BUSINESS ALTERNATE
	B-2 GENERAL BUSINESS





APPLICATION & SUPPLEMENTAL DOCUMENTS



APPLICATION FOR REZONING OR PRE-ZONING

Office use only: Rev. 072816

Date Submitted

Dec. 28, 2020

Application Number:

Planning Commission Public

ZA- 21-01 or PZA-

Hearing Date: Jan. 28, 2021

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

SITE DATA

Site Location (Address or General Proximity to Nearest Intersection): south of/adj. to French Settlement Phases 1A & 1B	PPIN#(s): 265248
--	---------------------

Gross Site Area (acreage): 19.00 ac	Requested Zoning or Pre-Zoning: R-3 and R-6(G)
Current Zoning Designation(s): R-2, R-3 and R-4	Amended Request: Initials: Date:
Current Land Use: Undeveloped	Anticipated Land Use: Residential

Provide Legal Description (if necessary attach separate page entitled "Legal Description for [Name of Applicant]":
Please see attached deed and corresponding legal description

Specify other recently approved or pending requests related to the subject property. Circle the answer(s).

Annexation Subdivision Site Plan Special Exception Variance **Specify Other** (Master Plan Revisor)

APPLICANT & AGENT INFORMATION

**If an LLC or LLP or Corporation, provide name and signature of Registered Member or Agent and provide a copy of Articles of Incorporation.*

Name of Current Owner: Destiny Church International Inc

Mailing Address: 28328 Co Rd 13 Daphne, AL 36526

Phone/Fax:
E-mail:

Name of Authorized Agent:
Dewberry

Melissa Currie

Mailing Address:
25353 Friendship Rd, Daphne, AL 36526

Phone/Fax: 251-929-9809
E-mail: mcurrie@dewberry.com

Name of Developer*:
68V Pay Dirt, L.L.C. - Nathan Cox

Phone/Fax: 251-625-1198
E-mail: wlowery@68ventures.com

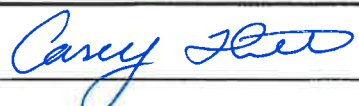
Other:

Phone/Fax:
E-mail:

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

Applicant's Signature: 

Date: 12/18/20

Agent's Signature: 

Date: 12/23/20

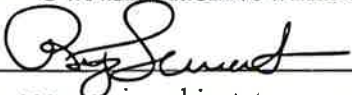


REVERSIONARY CLAUSE ACKNOWLEDGEMENT

SKIP THIS PAGE IF REQUESTING PRE-ZONING OR PLANNED UNIT DEVELOPMENT ZONING

Pursuant to Article 22-2 of the Land Use & Development Ordinance, zoning and rezoning may revert back to prior designation if certain conditions are not met. Said conditions are specified in Article 22 of the Land Use Ordinance. Legibly sign and print/type responses below. Indicate N/A or an "X" where item is not applicable. **Submit with rezoning request where applicable.**

CURRENT OWNER'S ACKNOWLEDGEMENT

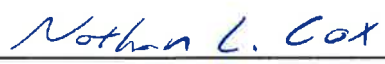
I, , acknowledge that I am aware that this rezoning request is subject to a reversionary clause as noted in Article 22-2 of the Land Use & Development Ordinance. Date: 12/20/20

Rife Stewart

PRINTED NAME OF CURRENT OWNER/PETITIONER

DEVELOPER'S ACKNOWLEDGEMENT

I, , acknowledge that I am aware that this rezoning request is subject to a reversionary clause as noted in Article 22-2 of the Land Use & Development Ordinance. Date: 12/18/20



PRINTED NAME OF DEVELOPER

PROPERTY ADDRESS OR PPIN#(s): 265248

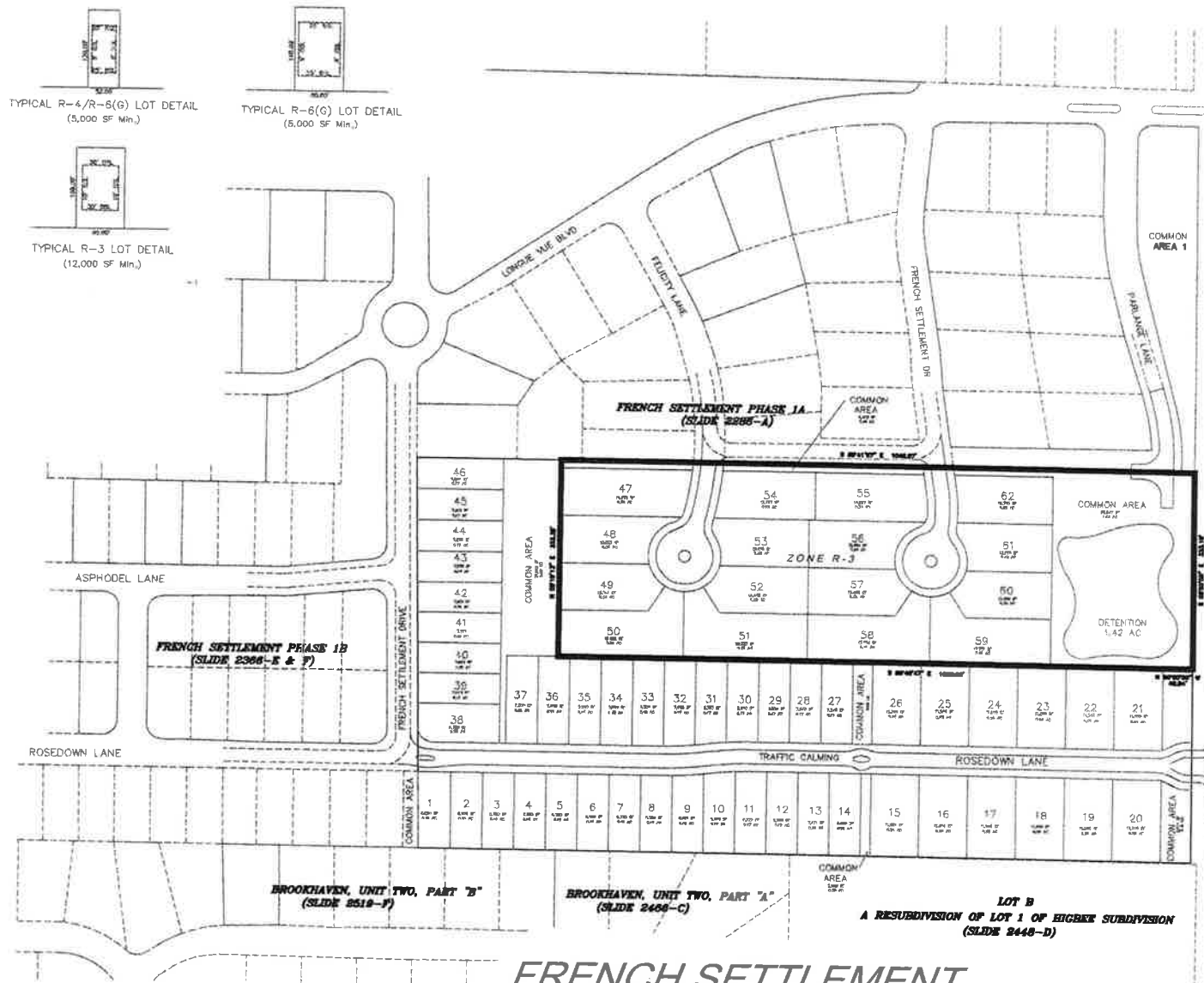
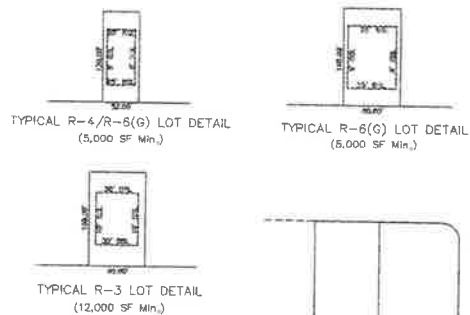
Destiny Church International, Inc.

(French Settlement Phase 4)

Legal Description for R-3

Exhibit "A"

BEGINNING AT THE SOUTHEAST CORNER OF COMMON AREA ONE OF FRENCH SETTLEMENT PHASE 1A AS RECORDED ON SLIDE 2286-A, PROBATE RECORDS, BALDWIN COUNTY, ALABAMA RUN THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE OF 333.19 FEET; THENCE RUN NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST A DISTANCE OF 48.84 FEET; THENCE RUN NORTH 89 DEGREES 40 MINUTES 47 SECONDS WEST A DISTANCE OF 1000.00 FEET; THENCE RUN NORTH 00 DEGREES 19 MINUTES 13 SECONDS EAST A DISTANCE OF 333.35 FEET; THENCE RUN SOUTH 89 DEGREES 41 MINUTES 07 SECONDS EAST A DISTANCE OF 1046.97 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 8.02 ACRES, MORE OR LESS, AND LIES IN SECTION 9, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.



LEGAL DESCRIPTION (Zone R-3):

BEGINNING AT THE SOUTHEAST CORNER OF COMMON AREA ONE OF FRENCH SETTLEMENT PHASE 1A AS RECORDED ON SLIDE 2286-A, PROBATE RECORDS, BALDWIN COUNTY, ALABAMA RUN THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE OF 333.19 FEET; THENCE RUN NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST A DISTANCE OF 48.84 FEET; THENCE RUN NORTH 89 DEGREES 40 MINUTES 47 SECONDS WEST A DISTANCE OF 1000.00 FEET; THENCE RUN NORTH 00 DEGREES 19 MINUTES 13 SECONDS EAST A DISTANCE OF 333.35 FEET; THENCE RUN SOUTH 89 DEGREES 41 MINUTES 07 SECONDS EAST A DISTANCE OF 1046.97 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 8.02 ACRES, MORE OR LESS, AND LIES IN SECTION 9, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.

DECEMBER 2, 200 - REBET 1 OF 1

ZONING EXHIBIT "A" - ZONE R-3

OWNER	M.A.C.	DRAWN	C.H.	CHECKED	M.A.C.
DOB	J.M.S.	DOUGHERTY	V.L.R.	FRANKLIN	J.M.S.
Dewberry					SCALE 1"=80'
					PROJ. NO. 06133475
					FILE NO. EXHIBIT
					SHEET 1 of 1

FRENCH SETTLEMENT

REZONING EXHIBIT: R-3

Destiny Church International, Inc.

(French Settlement Phase 4)

Legal Description for R-6 (G)

Exhibit "B"

BEGINNING AT THE SOUTHWEST CORNER OF LOT 29 OF FRENCH SETTLEMENT PHASE 1A AS RECORDED ON SLIDE 2286-A, PROBATE RECORDS, BALDWIN COUNTY, ALABAMA RUN THENCE SOUTH 89 DEGREES 41 MINUTES 15 SECONDS EAST A DISTANCE OF 236.48 FEET; THENCE RUN SOUTH 00 DEGREES 19 MINUTES 13 SECONDS WEST A DISTANCE OF 333.35 FEET; THENCE RUN SOUTH 90 DEGREES 40 MINUTES 47 SECONDS EAST A DISTANCE OF 1000.00 FEET; THENCE RUN NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE OF 48.84 FEET; THENCE RUN SOUTH 00 DEGREES 00 MINUTES 29 SECONDS EAST A DISTANCE OF 330.28 FEET; THENCE NORTH 89 DEGREES 40 MINUTES 47 SECONDS WEST A DISTANCE OF 1275.21 FEET; THENCE RUN NORTH 00 DEGREES 42 MINUTES 56 SECONDS WEST A DISTANCE OF 663.43 FEET TO THE POINT OF BEGINNING; TRACT CONTAINS 11.46 ACRES, MORE OR LESS, AND LIES IN SECTION 9, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.

ROBIN LEJEUNE
MAYOR

ADRIENNE D. JONES, AICP,
COMMUNITY DEVELOPMENT
DIRECTOR/ZONING ADMINISTRATOR



CITY COUNCIL
TOMMIE CONAWAY
DISTRICT 1
STEVE OLEN
DISTRICT 2
JOEL COLEMAN
DISTRICT 3
DOUG GOODLIN
DISTRICT 4
RON SCOTT
DISTRICT 5
BENJAMIN HUGHES
DISTRICT 6
ANGIE PHILLIPS
DISTRICT 7

January 15, 2021

NOTICE OF PUBLIC HEARING

A petition for REZONING will be considered by the Daphne Planning Commission. Destiny Church International, Inc. proposes to rezone 19 acres +/- located south of and adjacent to French Settlement Subdivision and northwest of Parker Road and County Road 13, from R-2, Medium Density Single Family Residential, R-3, High Density Single Family Residential, and R-4, High Density Single Family Residential, to R-3, High Density Single Family Residential, and R-6(G), Garden/Patio Home.

Said petition will also be considered by the Daphne City Council pursuant to Alabama Code 11-52-85. The application is available for review at City Hall in the Department of Community Development, 1705 Main Street, during regular business hours. An informal site preview meeting will be held on Wednesday, January 20, 2021 at 8:30 a.m. in the Council Chambers of City Hall. The public is invited to attend: limited participation may be allowed by the chairman.

The public hearing will be held by the Daphne Planning Commission on Thursday, January 28, 2021 at 5:00 p.m. in the Council Chambers of City Hall. You may submit your views in writing, in person, or by representation.

Sincerely,
Adrienne D. Jones, AICP,
Director of Community Development

Destiny Church International, Inc. Zoning Amendment

P. O. Box 400 - Daphne, Alabama 36526
Phone: 251.620.1700

Adjacent Properties to Destiny Church International Inc

Parcel Number	Owner Name	Address	City	State	Zip
05-43-02-10-0-000-011.000	WELLTOWER TCG NNN LANDLORD L L C	550 HERITAGE DR STE 200	JUNIPER	FL	33458
05-43-02-09-0-000-007.011	BART COX INC	417 MILLER AVE	FAIRHOPE	AL	36532
05-43-02-09-0-000-007.029	PRESCOTT, TYLER MONTANA JUL	4420 OLD HWY 5 N	THOMASVILLE	AL	36784
05-43-02-09-0-000-007.023	EQUITY TRUST COMPANY CUSTODIAN	7197 CRAFT RD	OLIVE BRANCH	MS	38654
05-43-02-09-0-000-007.037	FRENCH SETTLEMENT PROPERTY OWNERS ASSOCI	P O BOX 3102	DAPHNE	AL	36526
05-43-02-09-0-000-008.000	FRENCH SETTLEMENT PROPERTY OWNERS ASSOCI	P O BOX 3102	DAPHNE	AL	36526
05-43-02-09-0-000-011.065	KEATON, EDUARDO LAMAR	8872 BAINBRIDGE DR	DAPHNE	AL	36526
05-43-02-09-0-000-008.124	CRUITT, BILLY GEORGE ETAL CRUITT, JOANN	27192 CREEKWOOD DR	DAPHNE	AL	36526
05-43-02-09-0-000-007.036	CLEARY, JOHN C ETAL CLEARY, STEPHANIE M	27683 FRENCH SETTLEMENT DR	DAPHNE	AL	36526
05-43-02-09-0-000-011.064	ENGLAND, NATHAN	8868 BAINBRIDGE DR	DAPHNE	AL	36526
05-43-02-09-0-000-008.093	SMITH, THOMAS ALLEN ETAL SMITH, GIDGET	8856 ASPHODEL LN	DAPHNE	AL	36526
05-43-02-09-0-000-011.001	HIGBEE, RICHARD S	11844 CANEY CREEK DR	DAPHNE	AL	36526
05-43-02-09-0-000-007.001	DESTINY CHURCH INTERNATIONAL INC FKA JUB	28328 CO RD 13	DAPHNE	AL	36526
05-43-02-10-0-000-012.001	PARKER, WILLIAM DEAN A/K/A PARKER, DEAN	27230 CO RD 13	DAPHNE	AL	36526
05-43-02-09-0-000-011.074	KIZER, RANDALL K JR ETAL KIZER, MEAGAN P	8886 BAINBRIDGE DR	DAPHNE	AL	36526
05-43-02-09-0-000-011.066	STANLEY, DAVID J	8880 BAINBRIDGE DR	DAPHNE	AL	36526
05-43-02-09-0-000-011.076	BOXX, MARKUS G ETAL BOXX, CHERYL A	8900 BAINBRIDGE DR	DAPHNE	AL	36526
05-43-02-09-0-000-011.075	VINCENT, MARGARET EILEEN	8894 BAINBRIDGE DR	DAPHNE	AL	36526
05-43-02-09-0-000-007.004	FRENCH SETTLEMENT PROPERTY OWNERS ASSOCI	P O BOX 3102	DAPHNE	AL	36526
05-43-02-09-0-000-008.126	FRENCH SETTLEMENT PROPERTY OWNERS ASSOCI	P O BOX 3102	DAPHNE	AL	36526

Destiny Church International, Inc.

(French Settlement Phase 4)

Legal Description for R-3

Exhibit "A"

BEGINNING AT THE SOUTHEAST CORNER OF COMMON AREA ONE OF FRENCH SETTLEMENT PHASE 1A AS RECORDED ON SLIDE 2286-A, PROBATE RECORDS, BALDWIN COUNTY, ALABAMA RUN THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE OF 333.19 FEET; THENCE RUN NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST A DISTANCE OF 48.84 FEET; THENCE RUN NORTH 89 DEGREES 40 MINUTES 47 SECONDS WEST A DISTANCE OF 1000.00 FEET; THENCE RUN NORTH 00 DEGREES 19 MINUTES 13 SECONDS EAST A DISTANCE OF 333.35 FEET; THENCE RUN SOUTH 89 DEGREES 41 MINUTES 07 SECONDS EAST A DISTANCE OF 1046.97 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 8.02 ACRES, MORE OR LESS, AND LIES IN SECTION 9, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.



City of Daphne Event Permit Application

Date of Application: 14 Dec 20 Permit Requested: ☐ Event/Fundraiser ☐ Parade/Run ☐ Band

Contact Information	
Organization Name: <u>Manci's Antique Club</u>	<u>HARRY D Sottason</u>
Address: <u>1715 Main Street</u>	
Contact Name: <u>Daphne, AL 36526</u>	E-mail Address: <u>HPJPROP @ Bell</u>
Address: _____	
Primary Phone Number: <u>251-454-7550</u>	Secondary: _____
Event Information	
Event Name: <u>St. Pat's Block Party</u>	Event Date: <u>13 MAR 20</u>
Event Location: <u>Manci Lot + Balise</u>	# Participants/Vehicles: _____
Start Time: <u>5 PM</u>	Stop Time: <u>10 PM</u>
Assembly Time: _____	Parades/Runs Only
Special Requests: <u>BARRICADES NEEDED</u>	
Road Closures Requested: ☒ Yes ☐ No	

Special Instructions

Approval: Internal Use Only

Date Routed: 12/14/2020

Fire Dept: Approved via email

Police Dept: Approved via email

Public Works: Approved via email

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

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 - 03

Resolution Authorizing the City to Enter into a Cooperative Maintenance Agreement with the Alabama Department of Transportation for the City's Maintenance of Certain Structures within the State's Right-of-Way

WHEREAS, the City of Daphne, Alabama (the "City") has developed proposed construction plans to install certain improvements within a portion right-of-way owned by the Alabama Department of Transportation ("ALDOT"); and

WHEREAS, said improvements, which shall include the installation of a sheet pile guardrail wall and a six (6) foot wide concrete sidewalk with curb and handicap ramps (the "Improvements"), shall be installed by the City along Highway 98 between mile marker 37.00 and 37.54 (the "Project"); and

WHEREAS, ALDOT requires that the City enter into a Special Agreement for the Installation of Structures on Highway Right-of-Way and a Cooperative Maintenance Agreement to provide for the City's continued maintenance of the Improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, that the City is hereby authorized to enter into such agreements with ALDOT for the purposes stated herein, and that the Mayor is hereby authorized to execute all such agreements and perform such other acts as may be required by ALDOT related to the Project.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA this 15th day of February, 2021.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

PROPOSED CONSTRUCTION PLANS

for

Highway 98 Sidewalk Addition

Mile Marker 37.00 to 37.54
Daphne, Alabama 36526

Owner:
City of Daphne
1705 Main Street
PO Box 400
Daphne, AL 36526

PROJECT CONTACTS

COMMUNITY DEVELOPMENT
CITY OF DAPHNE
MRS. ADRIENNE JONES, MURP
1705 MAIN STREET
DAPHNE, ALABAMA 36526
251-621-3184

WATER & SEWER DEPARTMENT
DAPHNE UTILITIES
MR. DANNY LYNDALL
900 DAPHNE AVENUE
DAPHNE, ALABAMA 36526
251-626-2628

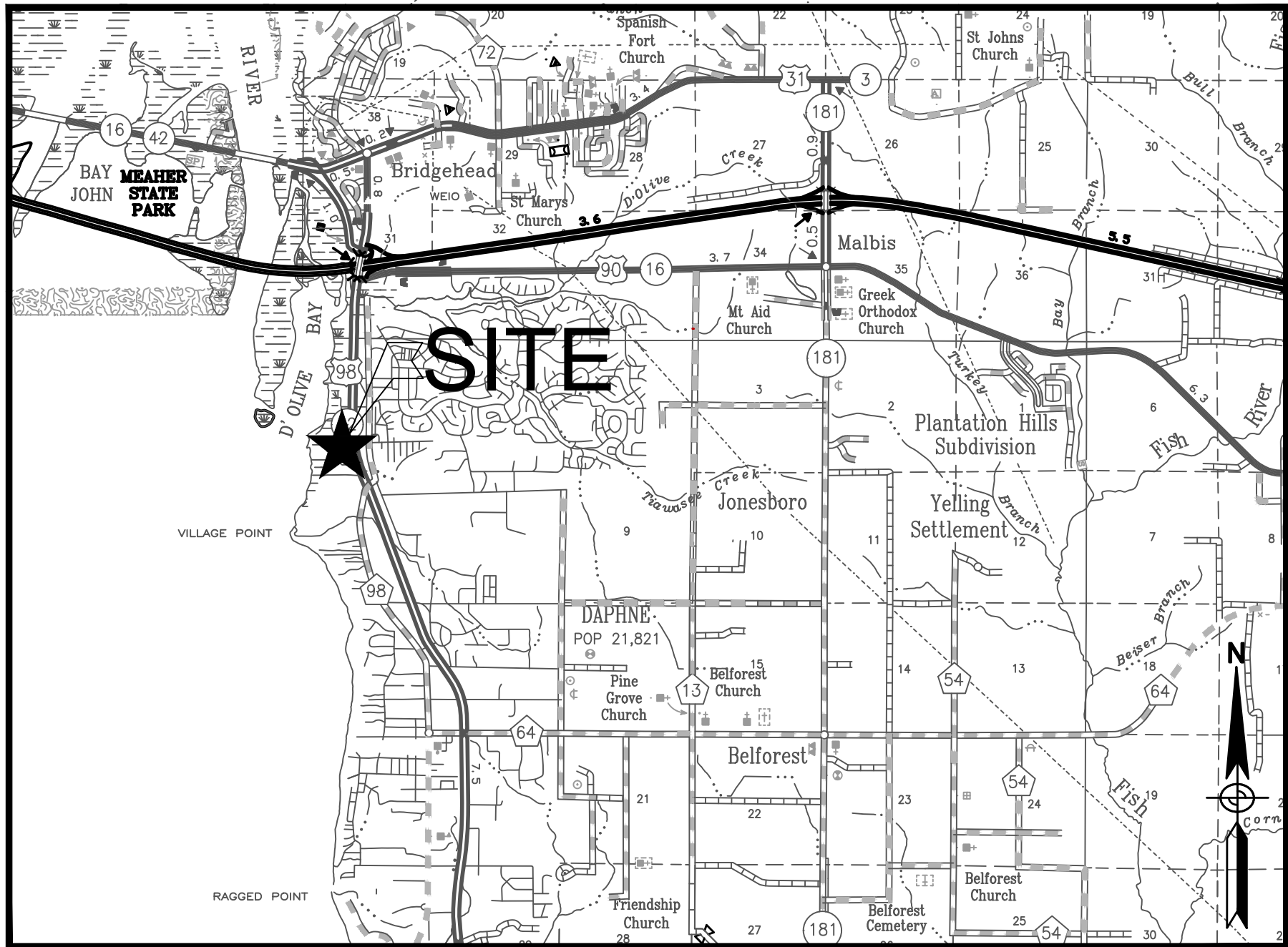
FIRE DEPARTMENT
CITY OF DAPHNE
MR. CHIP MARTIN, FIRE MARSHAL
1705 MAIN STREET
DAPHNE, ALABAMA 36526
251-621-0067

ELECTRICAL DEPARTMENT
RIVIERA
MR. SCOTT SLIGH, PE
413 EAST LAUREL AVE.
FOLEY, ALABAMA 36535
251-943-5001

PUBLIC WORKS DEPARTMENT
CITY OF DAPHNE
MR. JEREMY SASSER, PE
26435 PUBLIC WORKS ROAD
DAPHNE, ALABAMA 36526
251-621-3182

ENVIRONMENTAL DEPARTMENT
CITY OF DAPHNE
MRS. ASHLEY CAMPBELL, CPESC
1705 MAIN STREET
DAPHNE, ALABAMA 36526
251-621-3080

BUILDING DEPARTMENT
CITY OF DAPHNE
1705 MAIN STREET
DAPHNE, ALABAMA 36526
251-621-3080



VICINITY MAP
N.T.S.

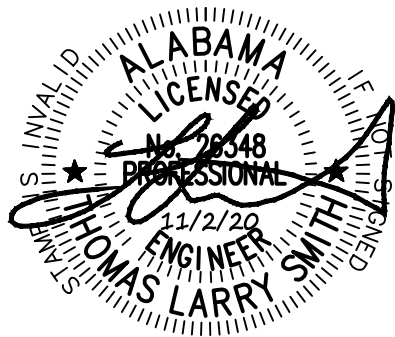
SECTION 7, TOWNSHIP 5 SOUTH, RANGE 2 EAST

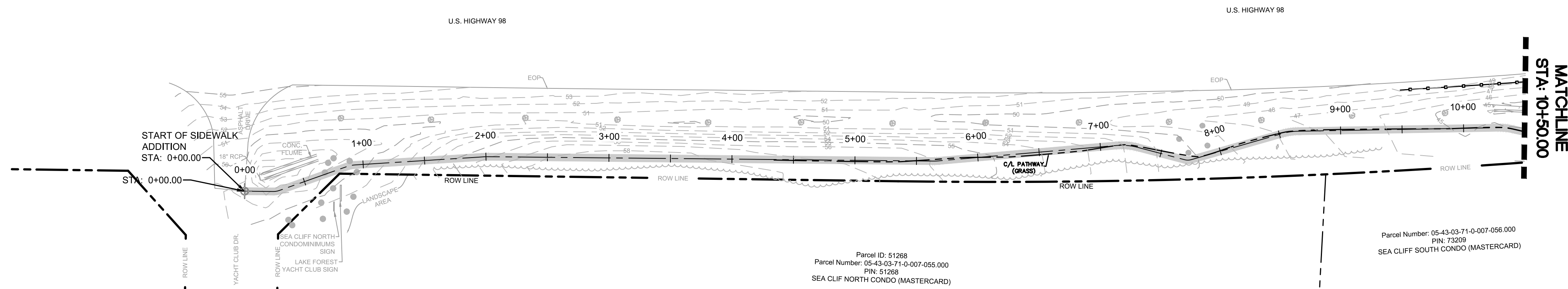
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	CROSS SECTIONS (SIDEWALK)
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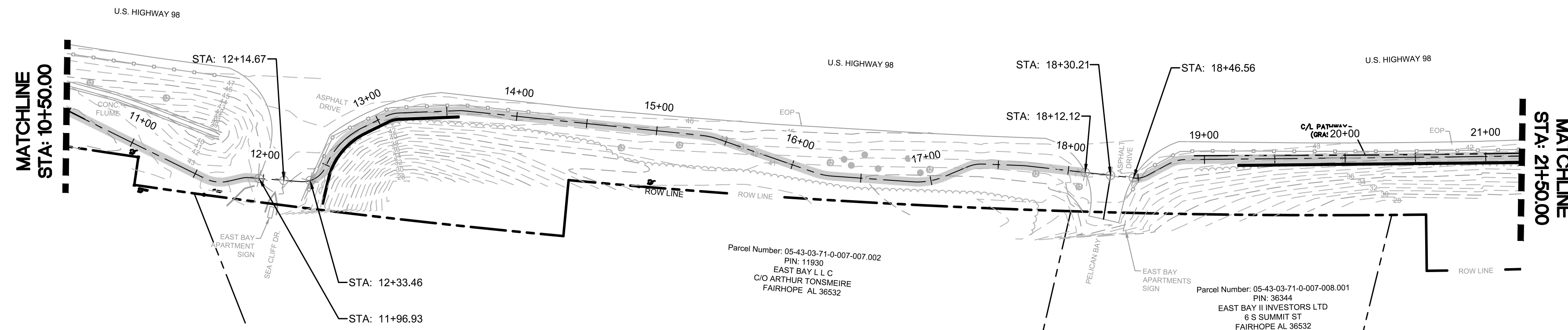
REVISIONS

NO.	DATE	APPR.	REVISION
0	4/30/20	JDL	CONCEPTUAL LAYOUT REVIEW
1	7/15/20	JDL	INITIAL CITY OF DAPHNE REVIEW
2	8/05/20	JDL	INITIAL ALDOT SUBMITTAL
3	9/25/20	JDL	FINAL ALDOT RESUBMITTAL
4	11/2/20	JDL	FINAL ALDOT RESUBMITTAL 2

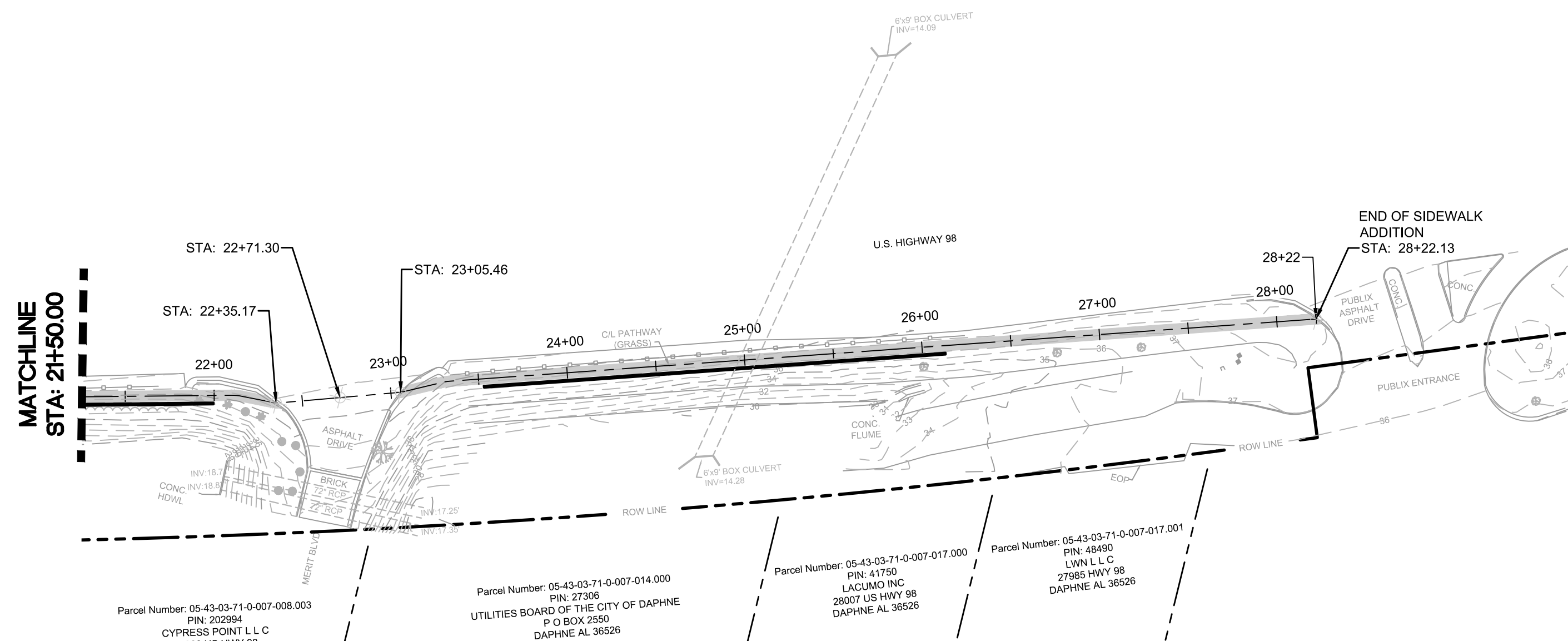




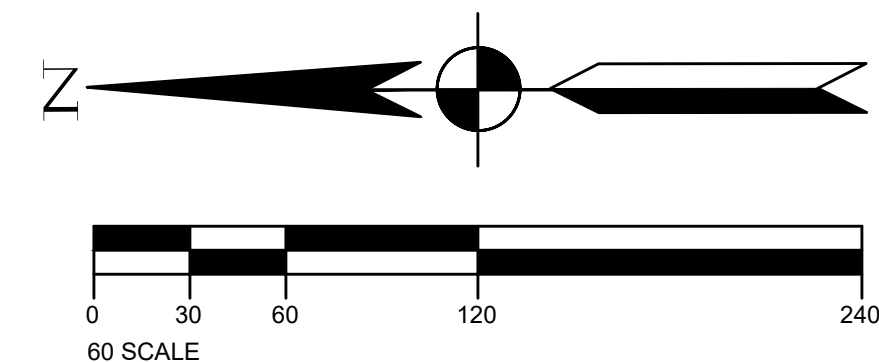
SHEET 1 (PP1)
STA 00+00.00 - STA 10+50.00



SHEET 2 (PP2)
STA 10+50.00 - STA 21+50.00



SHEET 3 (PP3)
STA 21+50.00 - STA 28+16.22

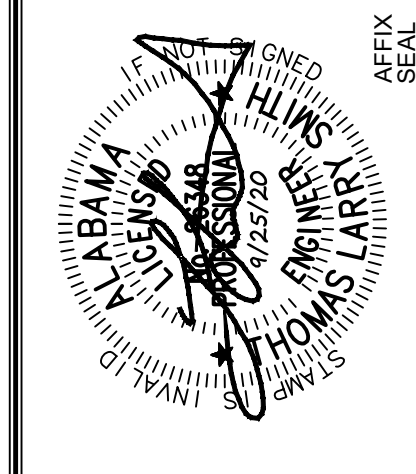


REVISION	DATE

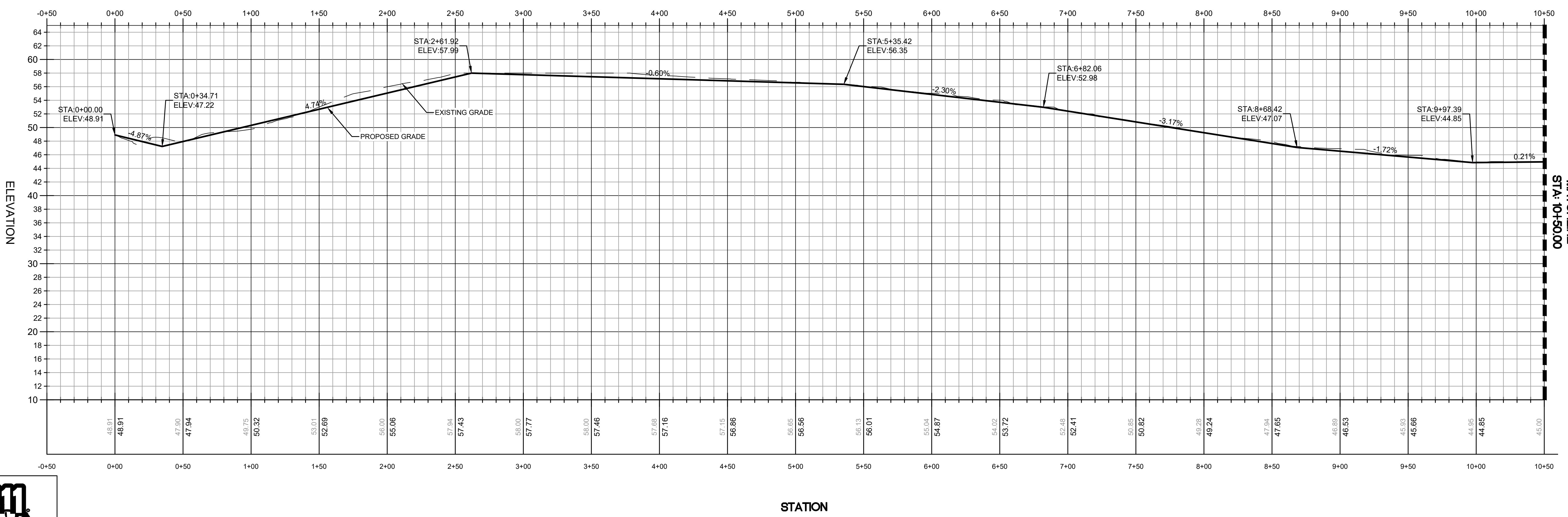
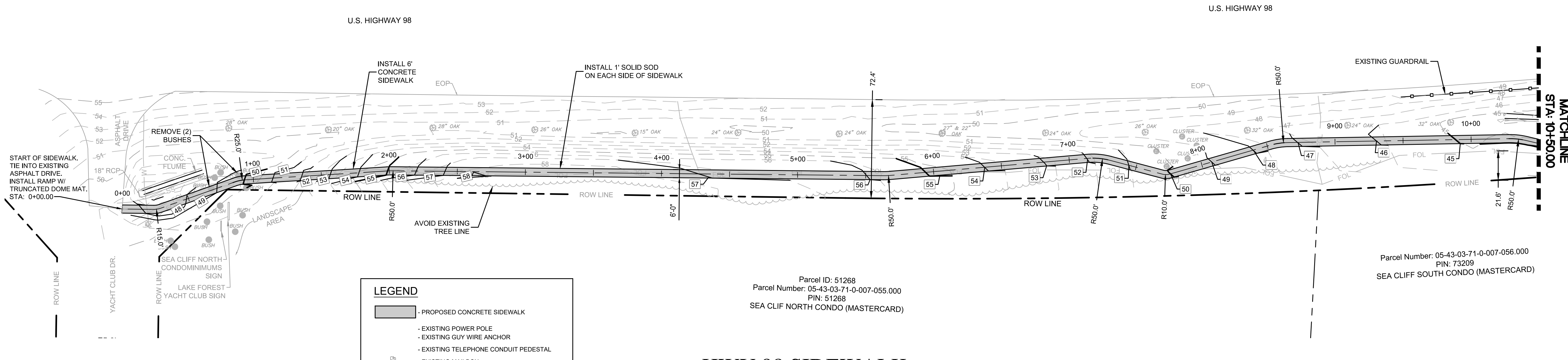
S.E. Civil
Engineering & Surveying
3891 Halcumb Blvd, Ste 2F
Daphne, AL 36526
251.991.4636

KEY SHEET

**Hwy 98
Sidewalk Addition**
Daphne, Alabama 36526



JOB No.: 20206681	DATE: 9/25/20
DRAWN: JDL	SCALE: 1"=60'
SHEET C1	

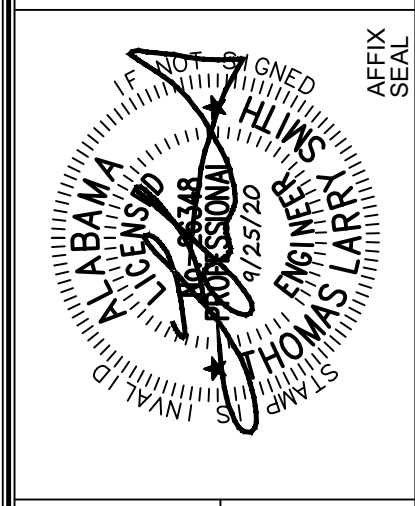


REVISION	DATE

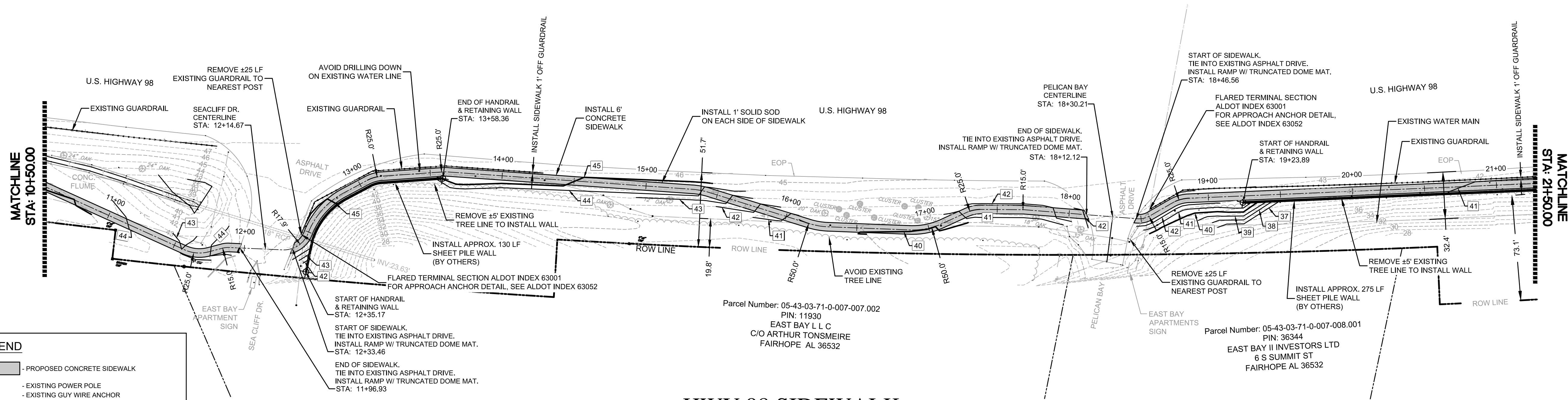
S.E. Civil
Engineering & Surveying
389 Holcomb Blvd, Ste 2F
Tomball, TX 77375
281.296.4636

PLAN & PROFILES
(SIDEWALK)

Hwy 98
Sidewalk Addition
Daphne, Alabama 36526



JOB No.: 20200681	DATE: 9/25/20
DRAWN: JDL	SCALE: SEE DWG
SHEET	
PP1	



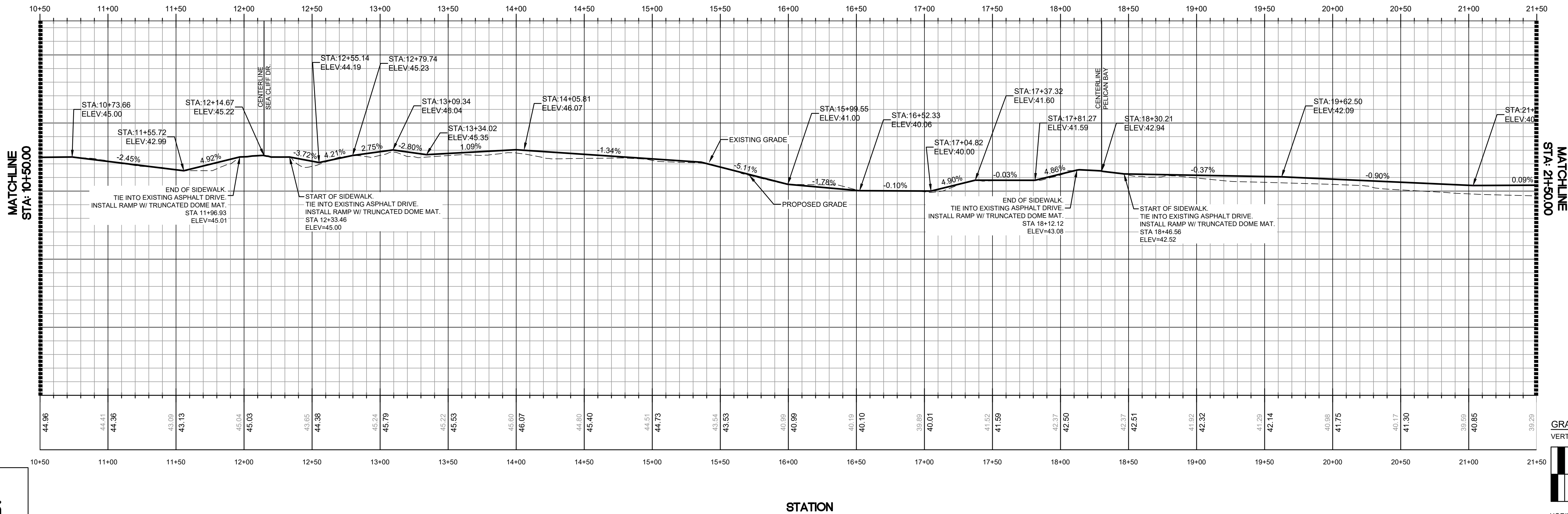
LEGEND

- PROPOSED CONCRETE SIDEWALK
- EXISTING POWER POLE
- EXISTING GUY WIRE ANCHOR
- EXISTING TELEPHONE CONDUIT PEDESTAL
- EXISTING MAILBOX
- EXISTING OVERHEAD POWER LINE
- EXISTING WATER LINE
- EXISTING SANITARY SEWER LINE
- EXISTING FIBER OPTIC LINE
- EXISTING GRADE CONTOURS
- PROPOSED GRADE CONTOURS

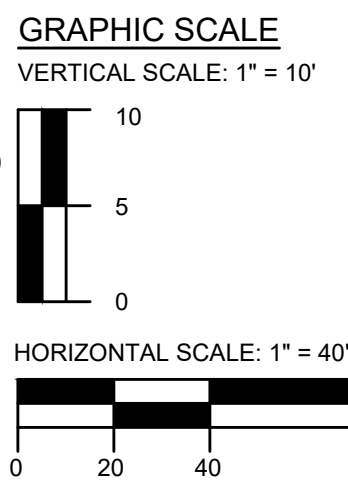
HWY 98 SIDEWALK

STA 10+50.00 - STA 21+50.00

NOTE:
4" WEEP HOLES TO BE INSTALLED IN THE SHEET PILE WALL EVERY THREE SHEETS (67'2" O.C.)

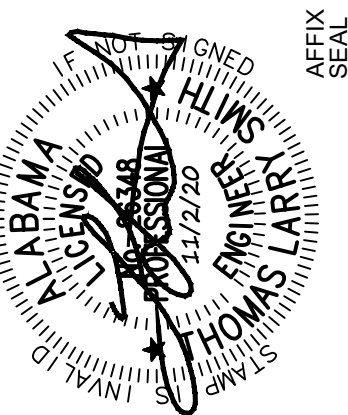


STATION

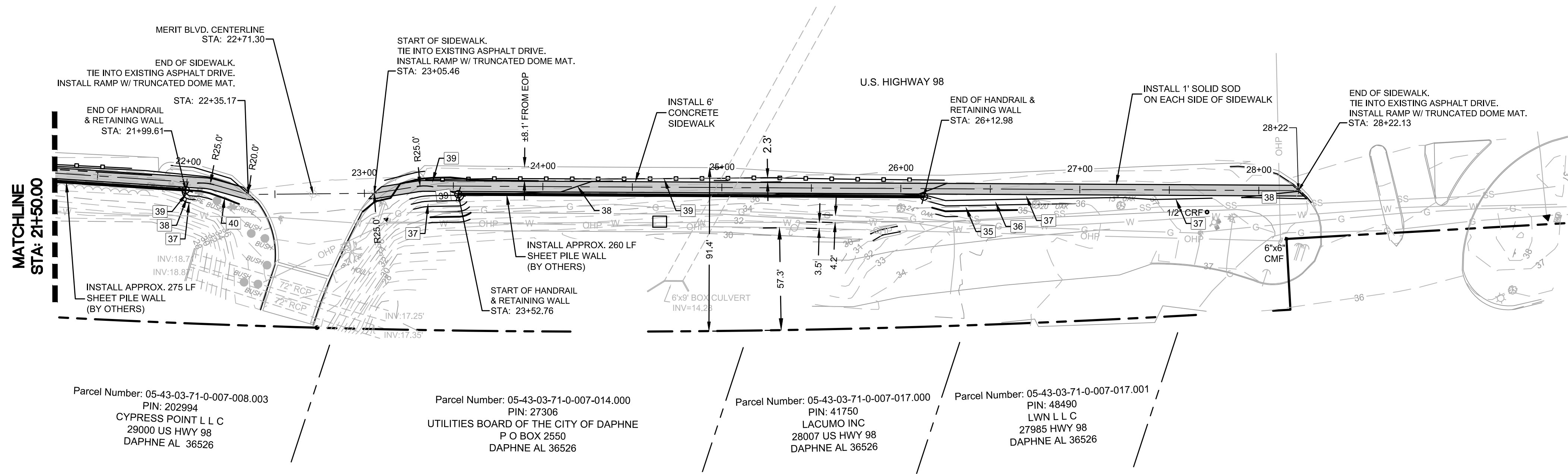


PLAN & PROFILES
(SIDEWALK)

Hwy 98
Sidewalk Addition
Daphne, Alabama 36526



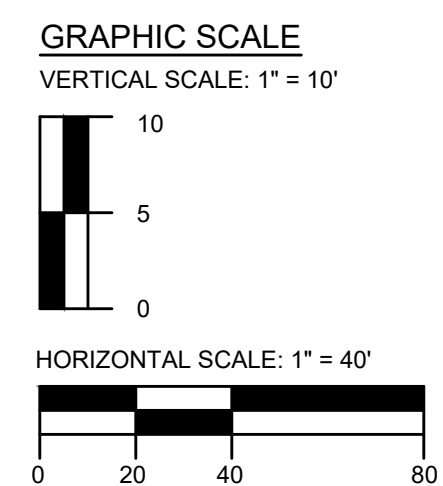
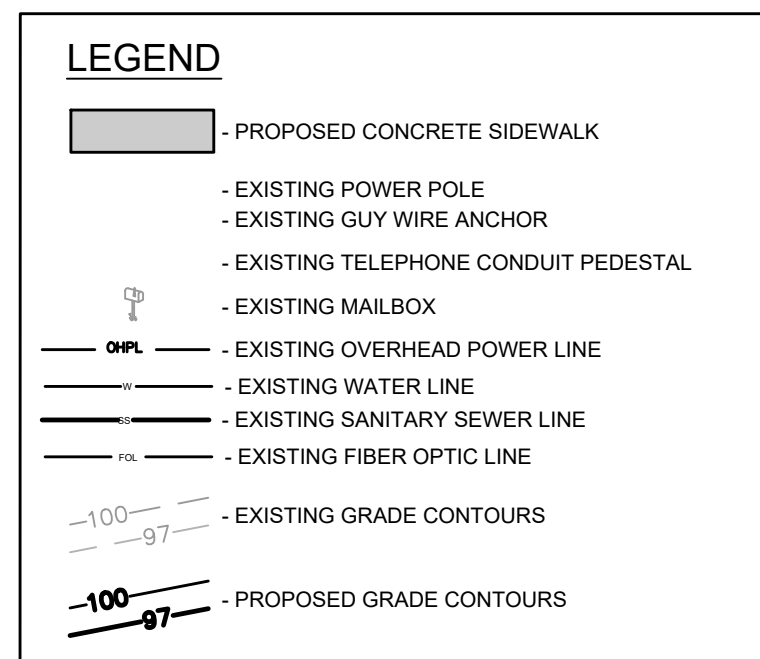
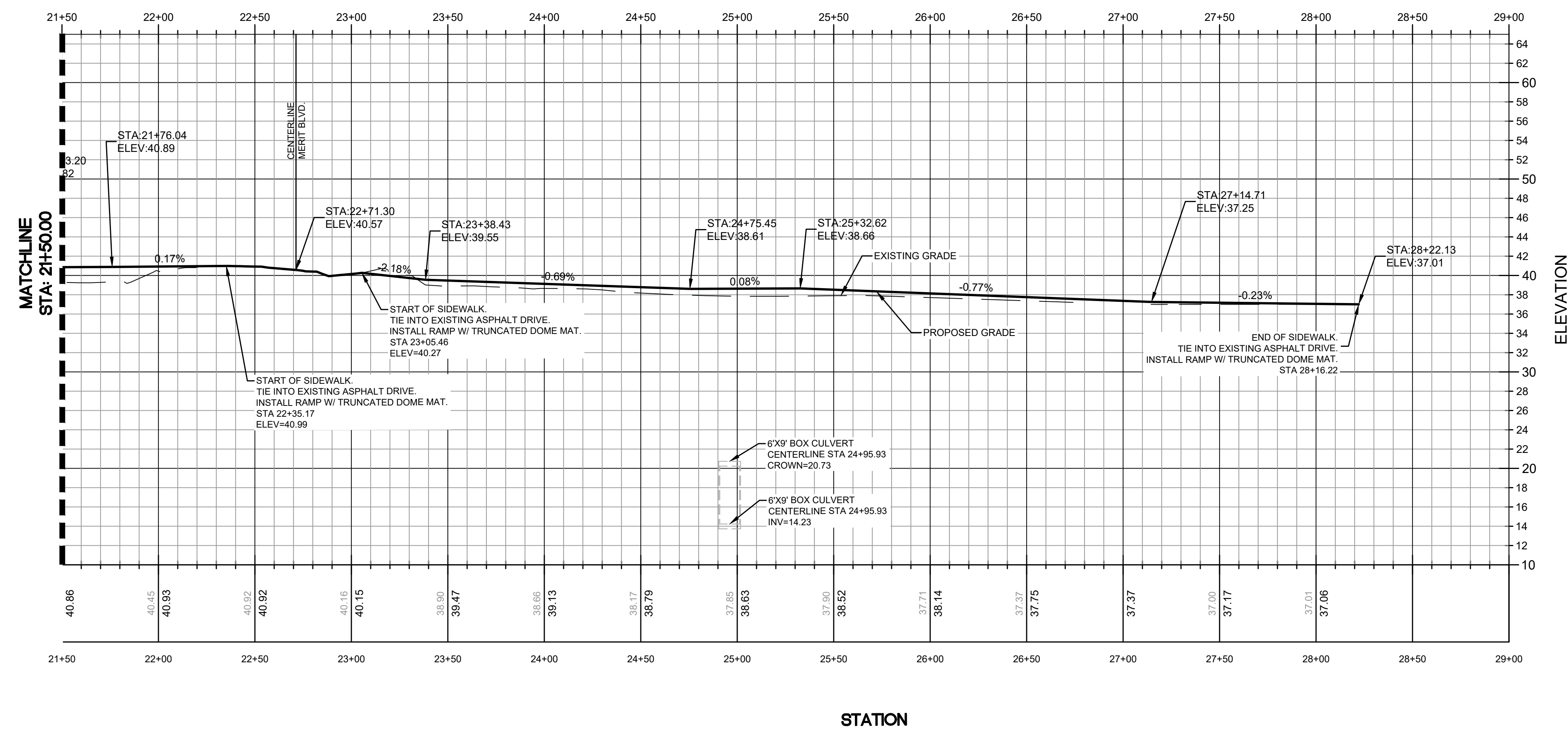
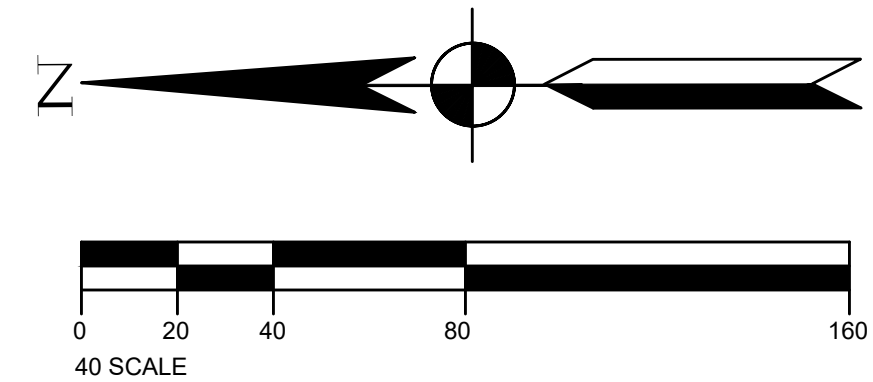
JOB No.: 20200681	DATE: 11/2/20
DRAWN: JDL	SCALE: SEE DWG
SHEET	
PP2	



HWY 98 SIDEWALK

STA 21+50.00 - STA 28+50.00 (END)

NOTE:
4" WEEP HOLES TO BE INSTALLED IN THE SHEET
PILE WALL EVERY THREE SHEETS (±7.2' O.C.)



Know what's below.
Call before you dig.

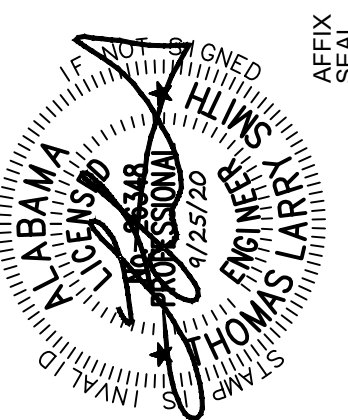
REVISION	DATE



PLAN & PROFILES (SIDEWALK)

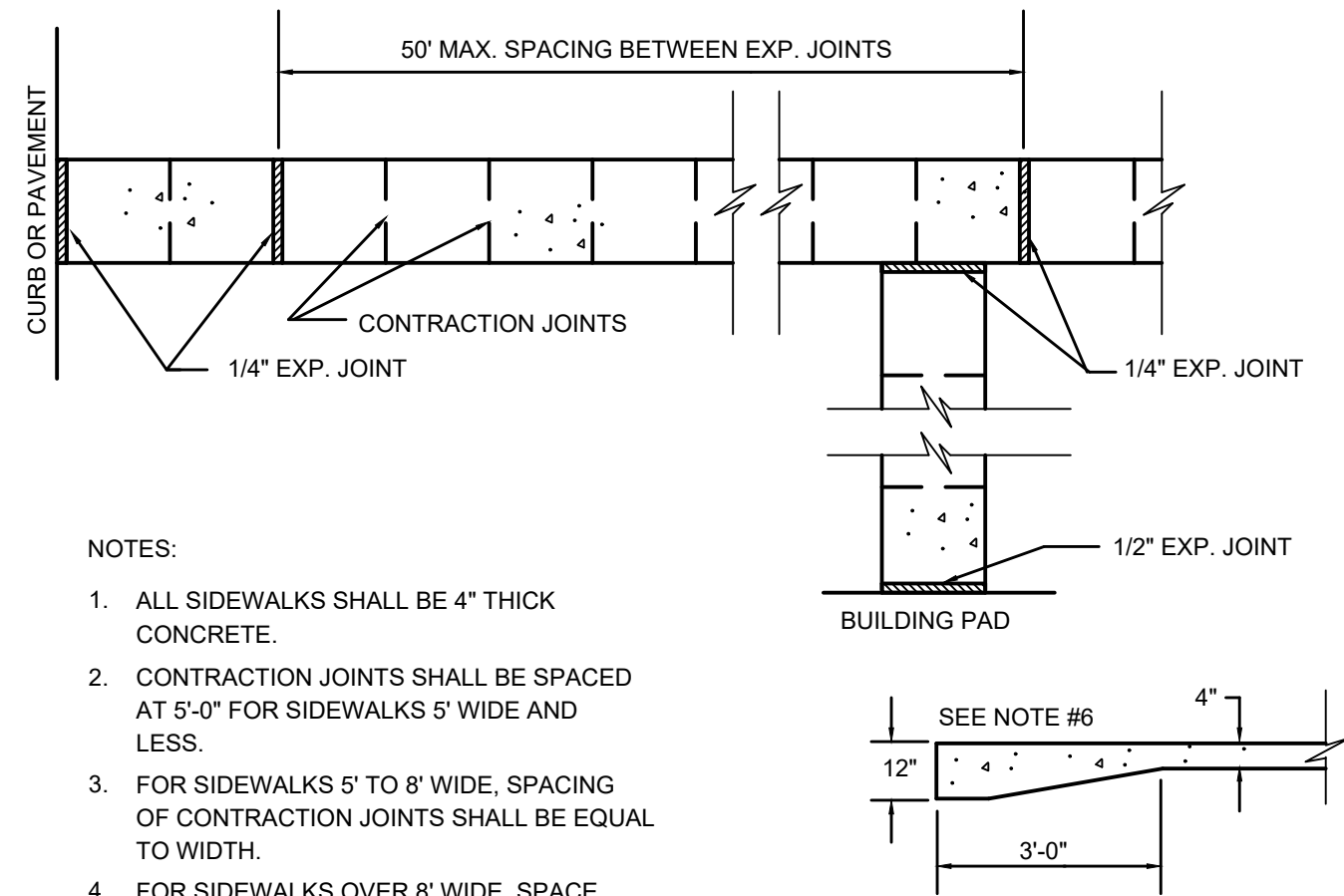
Hwy 98 Sidewalk Addition

Daphne, Alabama 36526



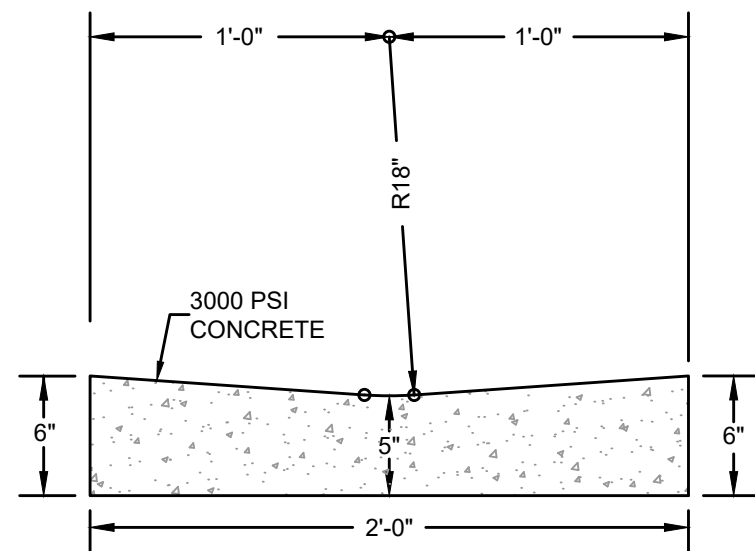
JOB No.: 20200681	DATE: 9/25/20
DRAWN: JDL	SCALE: SEE DWG

SHEET
PP3



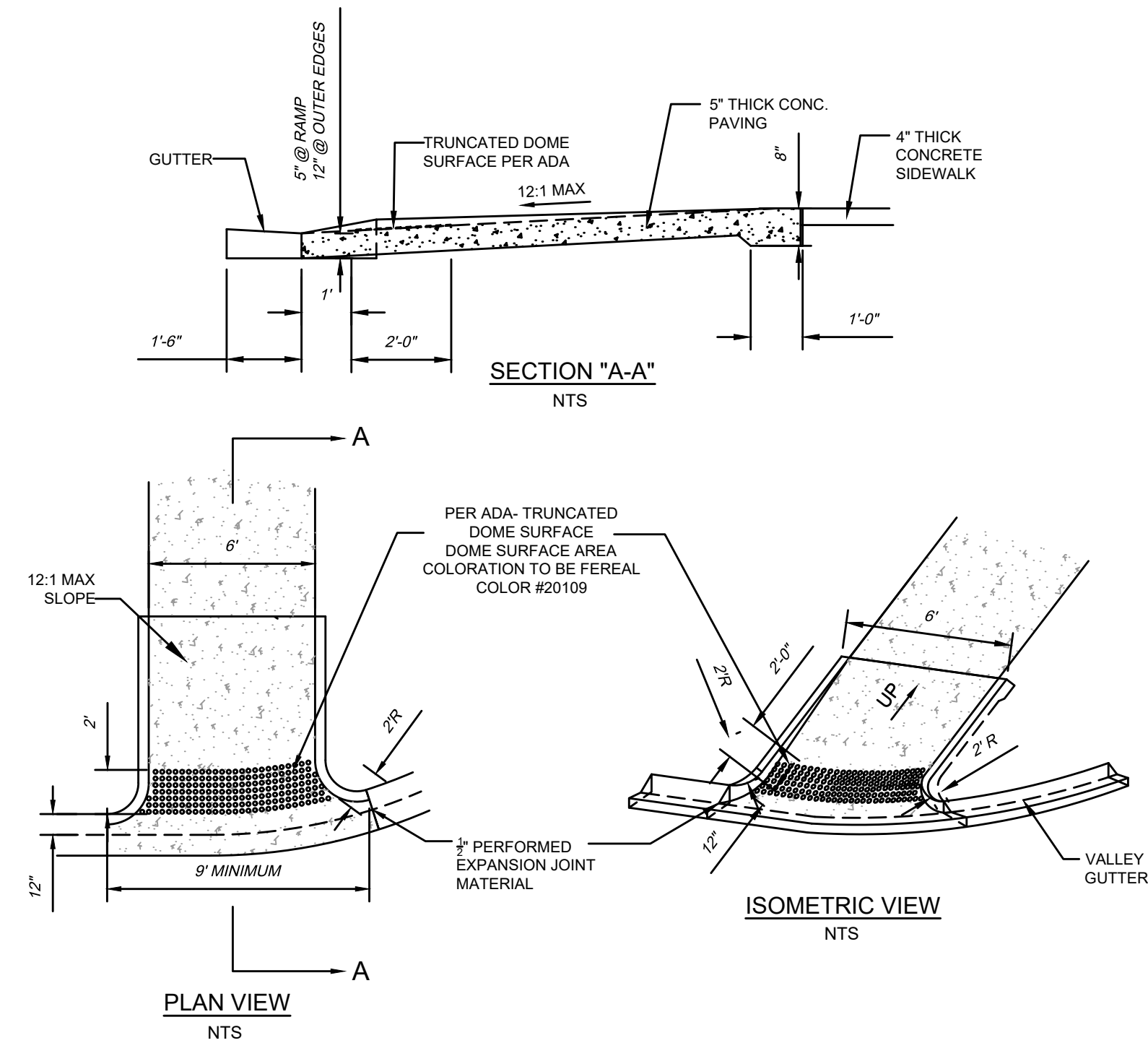
- NOTES:
1. ALL SIDEWALKS SHALL BE 4" THICK CONCRETE.
 2. CONTRACTION JOINTS SHALL BE SPACED AT 5'-0" FOR SIDEWALKS 5' WIDE AND LESS.
 3. FOR SIDEWALKS 5' TO 8' WIDE, SPACING OF CONTRACTION JOINTS SHALL BE EQUAL TO WIDTH.
 4. FOR SIDEWALKS OVER 8' WIDE, SPACE CONTRACTION JOINTS AS SHOWN ON DRAWINGS
 5. CONTRACTION JOINTS SHALL BE 1" DEEP AND EDGED WITH 1/8" RADIUS.
 6. FOR SIDEWALKS 10' OR GREATER OR WHEN SIDEWALKS ABUT PARKING WHERE THERE IS NOT A CURB, THICKEN WALK TO 12" IN 3'.
 7. PROVIDE 1/2" EXPANSION MATERIAL WHERE SIDEWALK ABUTS CONCRETE STRUCTURE.
 8. A LAYER OF #15 FELT IS REQUIRED BETWEEN WALK AND ADJACENT PARALLELING CONCRETE CURB.
 11. SEE PLAN FOR LOCATION OF SIDEWALK & HANDICAP RAMPS.
 12. ALL HANDICAP ACCESS AREAS SHALL COMPLY WITH ADA REGULATIONS.
 13. TACTILE STRIPS ON RAMPS ARE REQUIRED.

TYPICAL SIDEWALK DETAIL
SCALE: NTS



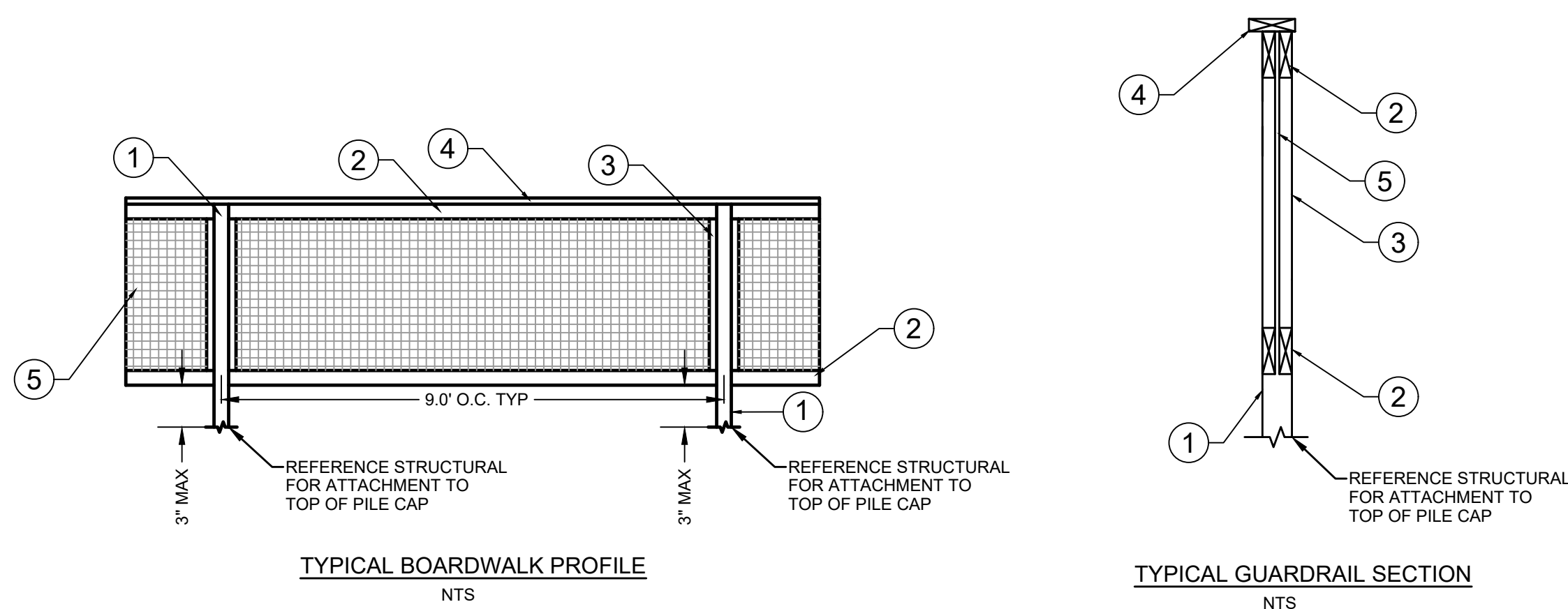
NOTE:
ALL HANDICAPPED RAMPS SHOULD COMPLY WITH ADA REGULATIONS

MODIFIED CURB RAMP
SCALE: NTS



TYPICAL HANDICAP RAMP
SCALE: NTS

*RAMP SLOPES SHALL MEET ADA REQUIREMENTS



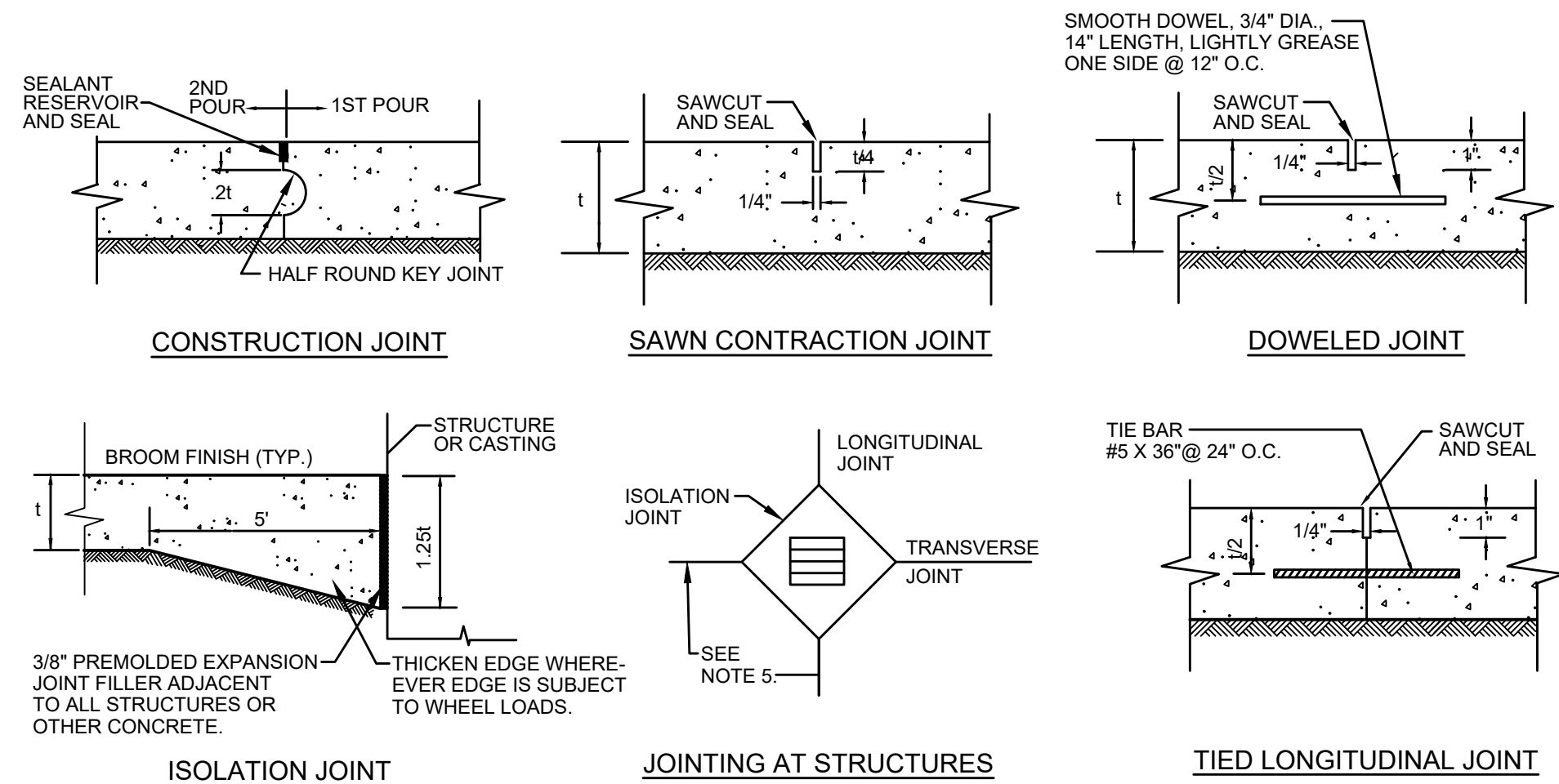
GUARDRAIL DETAIL
SCALE: NTS

REQUIRED MATERIALS LEGEND

1. 4"x4" GUARDRAIL POST
2. 2"x4" HORIZONTAL RAIL MEMBERS TO SECURE WIRE MESH
3. 2"x2" VERTICAL RAIL MEMBERS TO SECURE WIRE MESH
4. 2"x6" TOP RAIL
5. WIRE MESH (6 GAUGE 4"x4" SPACING O.C. - ADA COMPLIANT)

GENERAL NOTES:

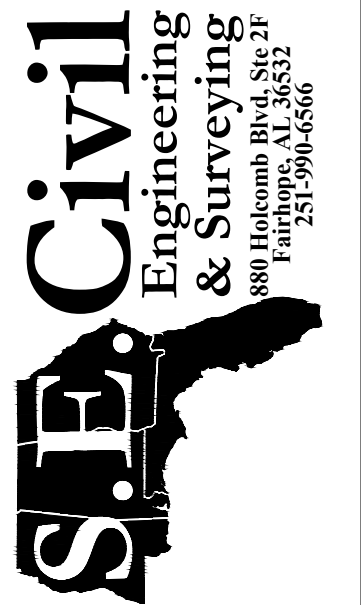
1. ALL LUMBER IS SOUTHERN PINE, PRESSURE TREATED IN ACCORDANCE WITH AMERICAN WOOD PROTECTION ASSOCIATION (AWPA) STANDARDS.
2. ALL FRAMING LUMBER IS #1 GRADE OR BETTER.
3. ALL HARDWARE AND FASTENERS ARE HOT-DIPPED GALVANIZED UNLESS NOTED OTHERWISE.
4. TOP RAIL ROUTERED AFTER INSTALLATION WITH A 1/2" ROUND-OVER.



- NOTE:
1. CONSTRUCTION JOINTS ARE REQUIRED BETWEEN ALL POURS SEPARATED BY MORE THAN 30 MINUTES TIME.
 2. PLACE LONGITUDINAL CONSTRUCTION JOINT AT CENTERLINE OF ROADWAYS WHEN PAVEMENT IS WIDER THAN 12'.
 3. TEN FEET (10') SPACING BETWEEN CONTRACTION JOINTS OR AS SHOWN ON PLANS.
 4. FILL JOINTS TO WITHIN 1/8" OF SURFACE WITH JOINT SEALER.
 5. WHEN A JOINT FALLS WITHIN 5' OF A MANHOLE, LIGHT POLE BASE, OR OTHER STRUCTURE, SHORTEN ONE OR MORE PANELS ON EITHER SIDE OF STRUCTURE TO ALLOW CONTROL JOINTS TO FALL AT STRUCTURE.
 6. CONCRETE PAVEMENTS SHALL BE CONSTRUCTED, JOINTED, REINFORCED, AND FINISHED TO MEET ACI GUIDELINES.

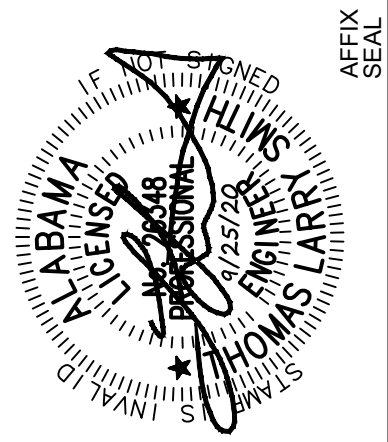
CONCRETE PAVEMENT JOINTS DETAILS
SCALE: NTS

REVISION	DATE



CONSTRUCTION DETAILS

**Highway 98
Sidewalk Addition**
Daphne, Alabama 36526



JOB No.: 20200681	DATE: 9/25/20
DRAWN: JDL	SCALE: N.T.S.

SHEET

D1



GENERAL NOTES

1. ALL WORK AND MATERIALS SHALL BE IN ACCORDANCE WITH ALL RELATIVE SECTIONS OF THE CURRENT ALDOT STANDARD SPECIFICATIONS AND ALL CURRENT ALDOT STANDARD DETAILS.
2. ALL WORK SHALL BE PERFORMED IN A SAFE MANNER. ALL SAFETY RULES AND GUIDELINES OF O.S.H.A. SHALL BE FOLLOWED. THE CONTRACTOR SHALL BE WHOLLY RESPONSIBLE FOR ANY INJURIES OF HIS EMPLOYEES, AND DAMAGE TO PRIVATE PROPERTY OR PERSONS DURING THE COURSE OF THIS PROJECT. ALL COSTS ASSOCIATED WITH COMPLYING WITH O.S.H.A. REGULATIONS MUST BE INCLUDED IN THE CONTRACTORS BID.
3. THE CONTRACTOR SHALL BE RESPONSIBLE FOR VISITING THE JOB SITE PRIOR TO PREPARING THE BID FOR THE PURPOSE OF FAMILIARIZING HIMSELF WITH THE NATURE AND THE EXTENT OF THE WORK AND LOCAL CONDITIONS, EITHER SURFACE OR SUB-SURFACE, WHICH MAY AFFECT THE WORK TO BE PERFORMED, AND THE EQUIPMENT, LABOR AND MATERIALS REQUIRED. FAILURE TO DO SO WILL NOT RELIEVE THE CONTRACTOR OF COMPLETE PERFORMANCE UNDER THE CONTRACT. THE CONTRACTOR IS ALSO URGED TO TAKE COLOR PHOTOGRAPHS ALONG THE ROUTE OF THE PROJECT TO RECORD EXISTING CONDITIONS PRIOR TO CONSTRUCTION AND TO AID IN RESOLVING POSSIBLE FUTURE COMPLAINTS THAT MAY OCCUR DUE TO THE CONSTRUCTION OF THE PROJECT.
4. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND AND INSURANCE REQUIRED FOR THE PROJECT INCLUDING STATE RIGHT-OF-WAY PERMITS FOR WORK IN THE STATE RIGHT-OF-WAY OR EASEMENTS.
5. ALL RADII AND DIMENSIONS ARE TO THE EDGE OF PAVEMENT UNLESS OTHERWISE NOTED ON PLANS.
6. ALL SPOT ELEVATIONS ARE EDGE OF PAVEMENT ELEVATIONS UNLESS OTHERWISE NOTED ON PLANS.
7. THE CONTRACTOR SHALL REPAIR OR REPLACE PRIVATE PROPERTY DAMAGED DURING CONSTRUCTION. ANY PAVEMENT BEYOND THE RIGHT-OF-WAY, DAMAGED DURING CONSTRUCTION, WILL BE REPLACED IN KIND.
8. UNLESS OTHERWISE NOTED ON THE PLANS ALL EXISTING STRUCTURES AND PIPES ARE TO REMAIN.
9. THE LOCATION OF UTILITIES SHOWN IN THE PLANS ARE APPROXIMATE ONLY. THE EXACT LOCATION SHALL BE DETERMINED BY THE CONTRACTOR DURING CONSTRUCTION. THE CONTRACTOR SHALL CALL 811 OR UTILITY OWNERS AT LEAST 2 BUSINESS DAYS PRIOR TO BEGINNING WORK FOR UTILITY LOCATION.
10. ANY DAMAGE TO EXISTING TURF ESTABLISHMENT IN AREAS OUTSIDE THE LIMITS OF OF CONSTRUCTION OF THIS PROJECT WILL BE REPAIRED BY THE CONTRACTOR AT HIS EXPENSE AS DIRECTED BY THE ENGINEER.
11. PROPERTY LINES SHOWN ALONG THE CORRIDOR ARE FOR INFORMATIONAL PURPOSES ONLY. PROPERTY LINES WERE NOT FIELD SURVEYED OR VERIFIED.
12. THE CONTRACTOR SHALL PREVENT CONSTRUCTION MATERIALS FROM ENTERING THE DRAINAGE SYSTEM. THE DRAINAGE SYSTEM WILL BE DE-SILTED, AT THE CONTRACTOR'S EXPENSE, IF EROSION CONTROL MEASURES ARE NOT MAINTAINED.
13. THE CONTRACTOR IS TO MAINTAIN AND KEEP STREET NAME IDENTIFICATION VISIBLE DURING CONSTRUCTION OPERATIONS IN ORDER TO FACILITATE EMERGENCY VEHICLE TRAFFIC.
14. BURNING OF MATERIALS AND/OR DEBRIS AS A MEANS OF DISPOSAL IS PROHIBITED WITHIN THE PROJECT LIMITS. THE CONTRACTOR SHALL DISPOSE OF CLEARED AND GRUBBED MATERIAL OFF-SITE.
15. THE CONTRACTOR SHALL BE RESPONSIBLE FOR REPAIRING OR REPLACING ANY EXISTING UTILITY THAT WAS DAMAGED DURING CONSTRUCTION.
16. ALL DISTURBED AREAS WITHIN THE ALDOT R/W SHALL BE HYDROSEEDDED IN ACCORDANCE WITH THE LATEST ALDOT SPECIFICATIONS FOR GRASSING OR AS DIRECTED BY THE DEPARTMENT OF TRANSPORTATION'S DISTRICT ENGINEER.
17. ALL AREAS SHOWN TO BE FILLED SHALL BE CLEARED AND GRUBBED IN ACCORDANCE WITH ALDOT STANDARDS AND SHALL BE FILLED WITH CLEAN STRUCTURAL FILL COMPACTED AND TESTED IN ACCORDANCE WITH ALDOT REQUIREMENTS.
18. FOR ALL STANDARD DETAILS SEE THE ALDOT STANDARD SPECIFICATIONS AND DRAWINGS, LATEST REVISION.
19. ALL UNDERGROUND UTILITIES MUST BE INSTALLED PRIOR TO THE PREPARATION OF SUBGRADE FOR PAVEMENT.
20. ALL LANES WILL BE OPEN TO NORMAL TRAFFIC WITHIN 12 HOURS OF NOTICE OF EVACUATION DUE TO HURRICANE OR ANY NATURAL CATASTROPHIC EVENT AND SHALL REMAIN OPEN FOR THE DURATION OF THE EVACUATION OR EVENT AS DIRECTED BY THE ENGINEER.
21. ALL CONSTRUCTION SHALL BE IN CONFORMANCE WITH THE ALDOT CURRENT DESIGN DRAWINGS AND STANDARD SPECIFICATIONS.
22. A PRE-CONSTRUCTION MEETING MUST BE HELD BY THE E.O.R. PRIOR TO BEGINNING CONSTRUCTION.
23. ALL SIDEWALKS & RAMPS TO COMPLY WITH ADA REGULATIONS THROUGHOUT PROJECT.

ALDOT NOTES

1. ALL METERS TO BE INSTALLED OFF OF ALDOT RIGHT-OF-WAY.
2. ALL MANHOLES, VALVE BOXES, AND HAND HOLES SHOULD BE FLUSH WITH EXISTING GROUND.
3. CONTACT DISTRICT ADMINISTRATOR 48 HOURS PRIOR TO BEGINNING WORK ON ALDOT RIGHT-OF-WAY (BALDWIN COUNTY - FRANKIE L. SMITH (251)470-8322
4. THE PERMIT APPLICANT OR ENGINEER OF RECORD SHALL WRITE A LETTER REQUESTING TO MEET WITH THE DISTRICT ADMINISTRATOR UPON COMPLETION OF PERMITTED WORK TO EVALUATE THE PUNCH LIST FOR COMPLETION OF PROJECT.
5. IF APPLICABLE, THE BOND ASSOCIATED WITH THE PERMIT WILL BE GOOD FOR ONE FULL YEAR AFTER THE WORK HAS BEEN INSPECTED AND ACCEPTED BY THE DEPARTMENT.
6. ALL TRAFFIC CONTROL SHALL BE IN ACCORDANCE WITH PART 6 OF THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (MUTCD) 2009 EDITION. (IF PROJECT NECESSITATES LANE CLOSURE, LANE CLOSURE MUST BE MADE PART OF THE PERMIT.)
7. ONSITE REPRESENTATIVES & CONTRACT INFORMATION: SPENCER MARKS (318)229-1102.
8. ON-SITE REPRESENTATIVE WILL HAVE ON HAND, AT ALL TIMES:
(1) APPROVED PERMIT AND PLANS STAMPED BY REGION ENGINEER
(2) TRAFFIC CONTROL PLANS
(3) EROSION CONTROL PLANS
9. ALL DISTURBED AREAS WILL BE RESODDED OR SEEDED AS DIRECTED BY THE DEPARTMENT OF TRANSPORTATION'S DISTRICT ADMINISTRATOR.
10. ALL WORK ON THE ROW WILL BE IN CONFORMANCE WITH THE LATEST EDITION OF ALDOT STANDARD SPECIFICATIONS.
11. ELECTRIC POWER AND COMMUNICATION FACILITIES WILL CONFORM WITH THE CURRENT APPLICABLE NATIONAL ELECTRICAL SAFETY CODE.
12. A BEST MANAGEMENT PLAN SHALL AT MINIMUM RETURN ALL EXPOSED AREAS TO ORIGINAL OR BETTER CONDITION WITH A GOOD STAND OF GRASS AND/OR SOD. SILT FENCE AND ANY OTHER EROSION CONTROL ITEMS NEEDED SHALL BE USED TO PREVENT EROSION. (NO HAYBALES ARE ALLOWED IN ROW)
13. ALL TREES OVER 4" DBH SHALL NOT BE CUT/REMOVED WITHOUT WRITTEN PERMISSION FROM ALDOT.
14. ABSOLUTELY NO BORE PITS SHALL BE ALLOWED TO BE UNFILLED AND/OR UNCOVERED OVERNIGHT UNLESS PROTECTED. (BORE PITS HAVE A MINIMUM OF 72 HOURS TO BE OPEN BEFORE FILLED)
15. UPON COMPLETION & ANY TIME THEREAFTER, ALDOT RETAINS THE RIGHT TO REQUEST AN AS-BUILT PLAN OF ANY PERMITTED WORK IN SAID DEPARTMENT'S RIGHTS-OF-WAY (ROW).
16. WARNING: DO NOT DISTURB SURVEY MARKERS LOCATED ON ALDOT RIGHT-OF-WAY. ANY PROPERTY MARKERS DISTURBED DURING CONSTRUCTION SHALL BE RE-ESTABLISHED BY AN ALABAMA LICENSED PROFESSIONAL LAND SURVEYOR AT THE CONTRACTOR'S EXPENSE.
17. THE TOTAL AREA TO BE DISTURBED DURING CONSTRUCTION OF THIS PERMIT: ±0.77 ACRES.
18. WATER LINES WILL CONFORM WITH THE CURRENTLY APPLICABLE STANDARDS OF AMERICAN WATER WORKS ASSOCIATION.
19. PRESSURE PIPE LINES WILL CONFORM TO THE CURRENTLY APPLICABLE SECTIONS OF AMERICAN NATIONAL STANDARDS INSTITUTE (ANSI).
20. AS REQUIRED BY ALABAMA ACT 94-487: CALL TWO WORKING DAYS BEFORE EXCAVATION 1-800-292-8525, ALABAMA LINE LOCATION CENTER, INC.
21. ALL EXISTING UTILITY FACILITIES IN THE PROPOSED WORK AREA SHALL BE PHYSICALLY LOCATED BOTH HORIZONANTLY AND VERTICALLY.
A. THE UTILITY FACILITIES IN THE AREA OF WORK ARE REPRESENTED TO THE BEST OF MY KNOWLEDGE, ACCORDING TO LOCATES PROVIDED BY 811 AND INDIVIDUAL DUE DILIGENCE. ENGINEER'S INITIALS _____
B. 811 LOCATE REQUEST # _____
22. ANY ORNAMENTAL VEGETATIVE LANDSCAPING (SHRUBS, FLOWERS, ORNAMENTAL GRASS, ETC.) DISTURBED DURING CONSTRUCTION SHALL BE REPLACED, TRANSPLANTED OR SODDED BY THE APPLICANT AS DIRECTED BY THE ALABAMA DEPARTMENT OF TRANSPORTATION DISTRICT ADMINISTRATOR.
23. ALL FILL MATERIAL OR ONSITE DEBRIS DEPOSITED IN THE RIGHT-OF-WAY SHALL BE REMOVED PRIOR TO ISSUANCE OF FINAL ACCEPTANCE TO BEGIN THE ONE YEAR MAINTENANCE PERIOD OF THE PERMIT CONTRACT.
24. THE APPLICANT SHALL BE RESPONSIBLE FOR ANY SOLID WASTE (I.E. WOOD, STUMPS, ETC.) TO BE DISPOSED OF AND MUST BE IN ACCORDANCE WITH APPLICABLE REGULATIONS OF THE ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (ADEM).
25. PROPERTY OBSTRUCTIONS WHICH ARE TO REMAIN IN PLACE, SUCH AS HISTORICAL STRUCTURES, TREES, DRAINS, WATER OR GAS PIPES, POLES, WALL, ETC., ARE NOT TO BE DISTURBED UNLESS NOTED AND APPROVED BY SHPO, ALDOT, ADEM, EPA, ETC.
26. THE APPLICANT IS RESPONSIBLE TO SEE THAT STREETS ARE CLEANED IMMEDIATELY AFTER CONCRETE OR OTHER DELIVERY TRUCKS LEAVE THE SITE. MUD AND DEBRIS ARE TO BE KEPT OFF STREETS, INLETS, DITCHES, ETC.
27. FUEL TANKS SHALL NOT BE STORED ON THE RIGHT-OF-WAY OVERNIGHT. VEHICLES TRANSPORTING FUEL, CHEMICALS, FERTILIZERS, ETC. ONTO RIGHT-OF-WAY SHALL NOT BE LEFT UNATTENDED.
28. THE APPLICANT OR ENGINEER OF RECORD SHALL PROMPTLY NOTIFY ALDOT OF ANY PERCEIVED CONFLICTS, AMBIGUOUS ITEMS OR DEFICIENCIES IN THE PLANS, SPECIFICATIONS, GENERAL NOTES OR RELATED CONTRACT DOCUMENTS.
29. FOR WORK WITHIN INTERSTATE ROW, ALL INGRESS AND EGRESS TO WORKSITE SHALL BE FROM APPLICANT'S PROPERTY. NO ACCESS SHALL BE GAINED FROM THE INTERSTATE ROW. EQUIPMENT AND MATERIALS SHALL NOT BE STORED ON INTERSTATE ROW.
30. MILEPOST(S) 37.00 TO 37.54 SPEED LIMIT 50 STOPPING SITE DISTANCE ±1,000'
31. IS DRAINAGE/RUNOFF FROM THIS SITE DIRECTED ONTO STATE ROW? YES OR (NO)
ENGINEER'S INITIALS JS
32. ARE UTILITY CONFLICTS PRESENT OR IS UTILITY RELOCATION REQUIRED FOR THIS PROJECT TO MEET SPECIFICATIONS? YES OR (NO) ENGINEER'S INITIALS JS
33. SHALL MINIMUM COVER OVER UTILITIES BE MAINTAINED UPON COMPLETION OF WORK (YES) OR NO ENGINEER'S INITIALS JS
34. THE LEGAL PERMIT APPLICANT IS HELD RESPONSIBLE AND LIABLE FOR ALL DAMAGES, ACTIONS, OR RESPONSIBILITIES OF THEIR APPOINTED CONTRACTORS AND APPOINTEES.

SITE CONTACT

S.E. CIVIL
880 HOLCOMB BLVD., STE 2F
FAIRHOPE, AL 36532
(251)-990-6566
LARRY SMITH, PE



REVISION

DATE

S.E. Civil
Engineering
& Surveying
880 Holcomb Blvd., Ste 2F
Fairhope, AL 36532
(251) 990-6566

GENERAL NOTES

Highway 98
Sidewalk Addition
Daphne, Alabama 36526

JOB No.
20200661

DATE
9/25/20

DRAWN
JDL

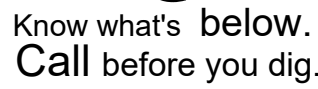
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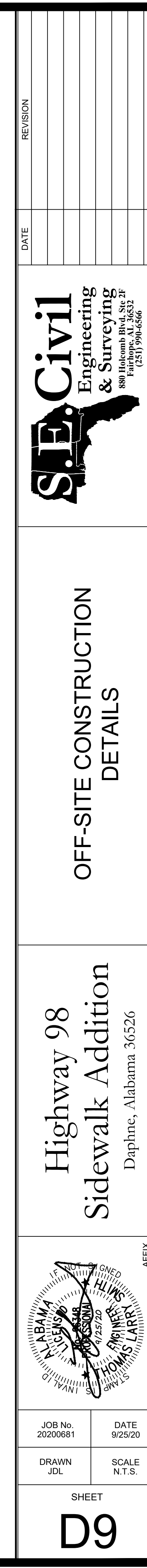
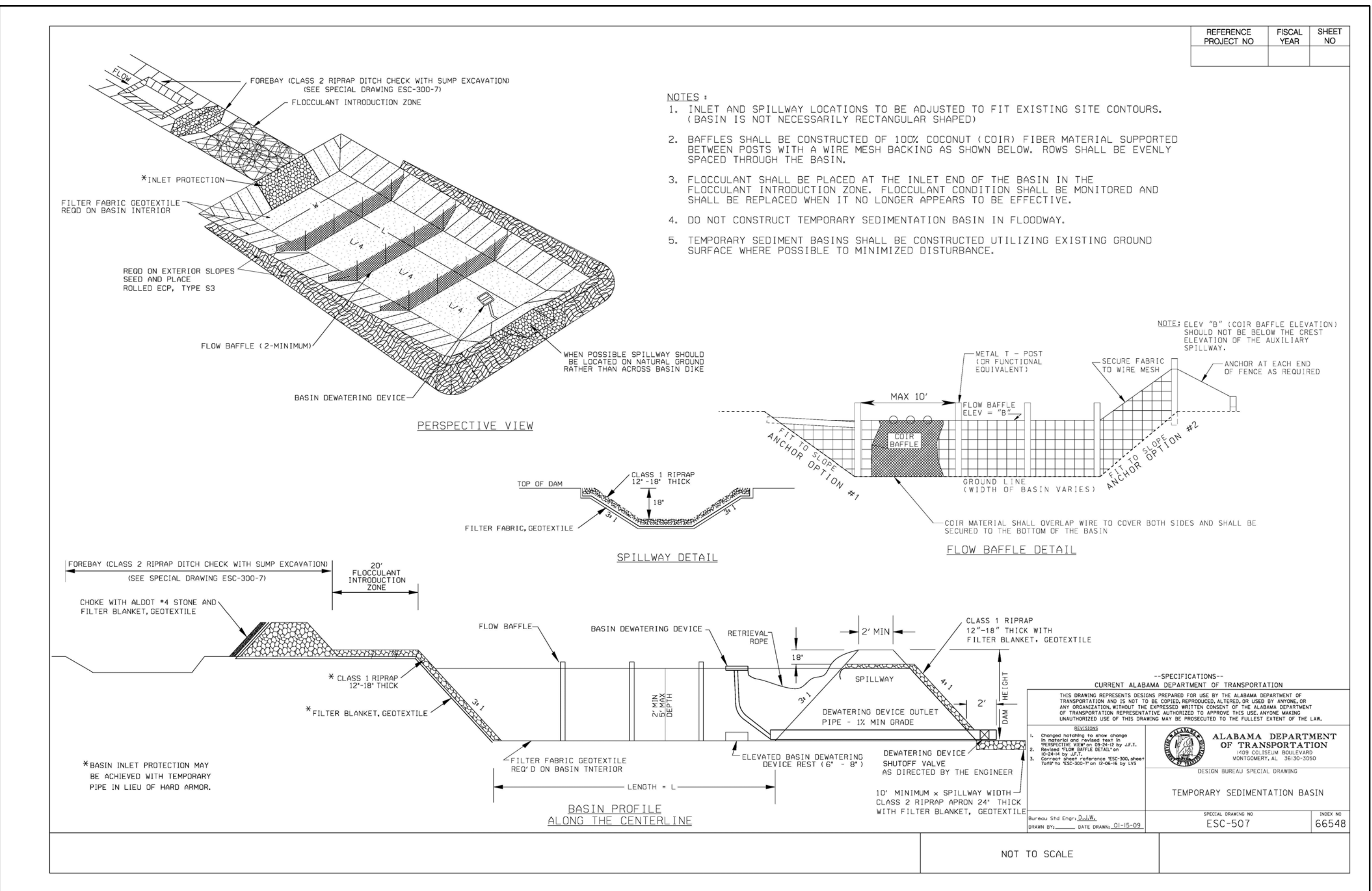
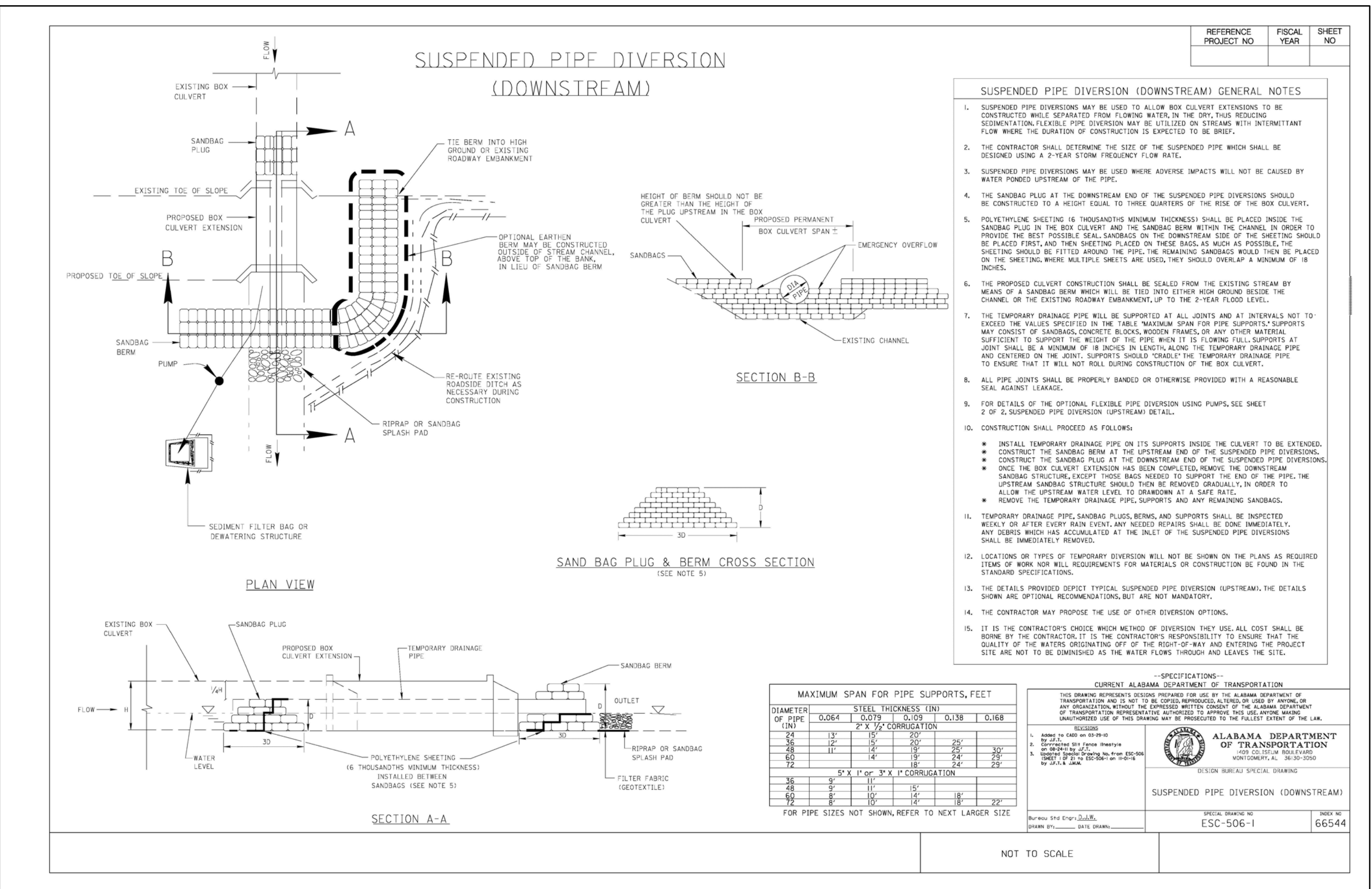
SHEET

D2

NOT TO SCALE

NOT TO SCALE



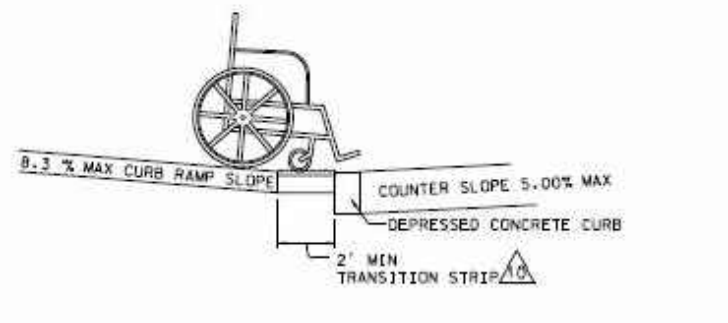
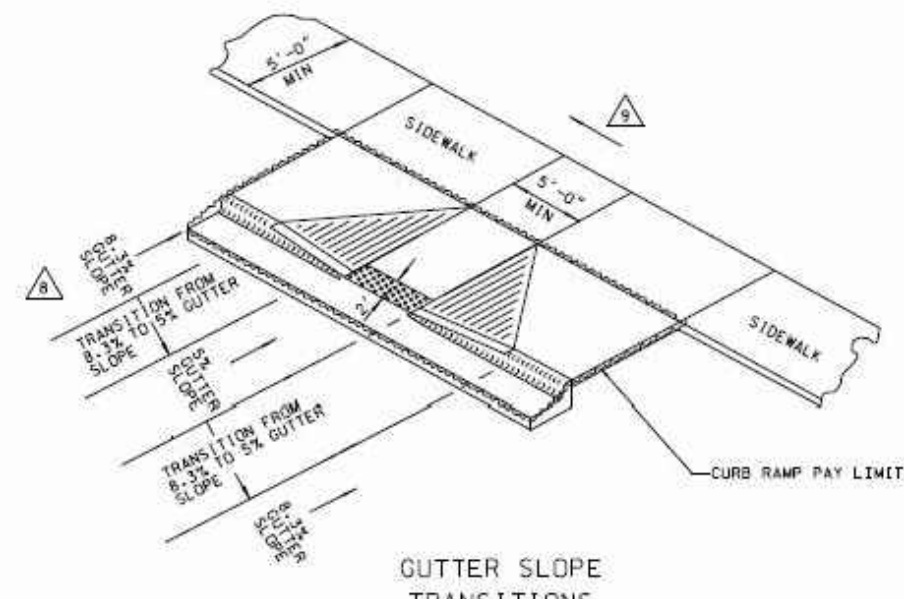


DETAIL CALL-OUTS

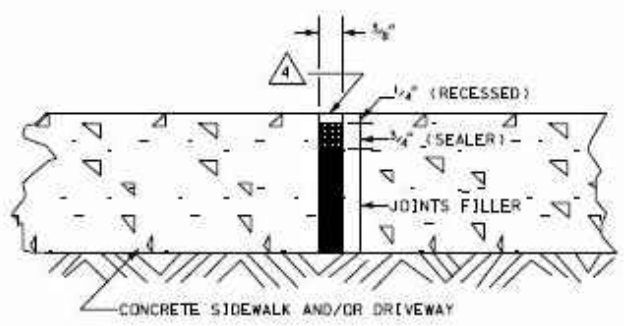
1. RAMP: 15'-0" MAX LENGTH
8.0% (12.11) MAX RUNNING SLOPE
5.0% (12.11) MIN RUNNING SLOPE
5.0% (12.11) MAX CROSS SLOPE
2. FLARE: 5.0% (12.11) MAX RUNNING SLOPE
5.0% (12.11) MAX CROSS SLOPE
3. LANDING OR TURNING SPACE: 5'-0" (12.11) MAX RUNNING SLOPE
5.0% (12.11) MAX CROSS SLOPE
4. DMIT: 5'-0" (12.11) MAX RUNNING SLOPE
5.0% (12.11) MAX CROSS SLOPE
5. DRIVEWAY: 5'-0" (12.11) MAX CROSS SLOPE
8.0% (12.11) MAX CHANGE IN GRADE BETWEEN ROAD SURFACES AND DRIVEWAY
8.0% (12.11) MAX CHANGE IN GRADE BETWEEN DRIVEWAY AND SIDEWALK

GENERAL NOTES FOR CURB RAMPS AND SIDEWALKS:

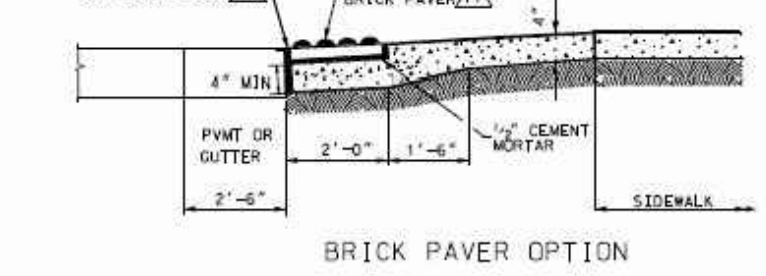
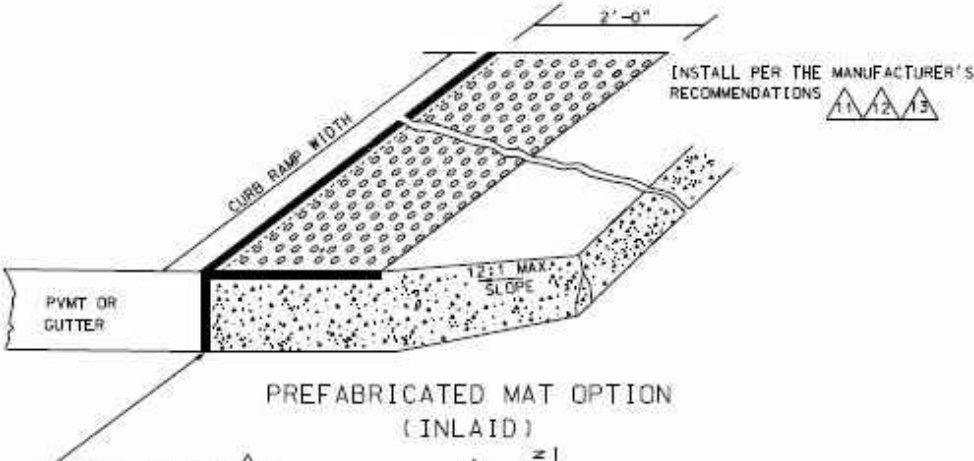
1. WHERE THE TURNING SPACE IS CONFINED AT THE BACK-OF-SIDEWALK SUCH AS A BUILDING ADJACENT TO THE SIDEWALK, THE TURNING SPACE SHALL BE 4'-0" MIN BY 5'-0" MIN. THE 5'-0" DIMENSION SHALL BE PROVIDED IN THE DIRECTION OF THE RAMP RUN.
2. SIDEWALK, RAMP, AND CURB RAMP SURFACES SHALL BE NON-SKID PREPARED BY BURNING.
3. 2% (5.011) OR LESS IS CONSIDERED FLAT.
4. INSTALL EXPANSION JOINT MATERIAL WHERE NEW CONSTRUCTION MEETS EXISTING SIDEWALKS, CURBS, GUTTERS, OR ELEVATIONS. THE CONSTRUCTION JOINT MATERIAL SHALL MEET THE REQUIREMENT OF SECTION 832.01 AND SEALED IN ACCORDANCE WITH SECTION 832.02.
5. THE SUBGRADE SHALL BE FREE OF ALL ROOTS AND OTHER UNDESIRABLE MATERIALS WITH THE ROOTS CUT BACK ONE (1) FOOT FROM FACE OF SIDEWALK.
6. SIDEWALKS, RAMPS, LANDINGS, AND CURB RAMPS SHALL BE FOUR (4) INCHES THICK UNLESS NOTED OTHERWISE.
7. RAMP AND CURB RAMP GRADES/SLOPE IN THE DIRECTION OF PEDESTRIAN TRAVEL SHALL NOT EXCEED 8.3% (12.11). THIS APPLIES WHETHER OR NOT GUTTERS ARE DETECTED IN THE EXAMPLES.
8. GUTTER SLOPE SHALL NOT EXCEED 8.3% (12.11). THIS APPLIES WHETHER OR NOT GUTTERS ARE DETECTED IN THE EXAMPLES.
9. WITHIN THE STREET OR HIGHWAY RIGHT-OF-WAY, THE GRADE OF THE PEDESTRIAN ACCESSIBLE SURFACE SHALL NOT EXCEED THE GENERAL GRADE ESTABLISHED FOR THE ADJACENT STREET OR HIGHWAY. THE GRADE OF THE PEDESTRIAN ACCESSIBLE SURFACE CONTAINED WITHIN A STREET OR HIGHWAY RIGHT-OF-WAY, THEY SHALL HAVE A MAXIMUM SLOPE OF 2.0% (5.011).
10. PROVIDE A TWO (2) FEET MINIMUM TRANSITION STRIP IF ALGEBRAIC DIFFERENCES BETWEEN ROADWAY SLOPE AND CURB RAMP SLOPE ARE GREATER THAN 3.1% (7.62). TRANSITION STRIP SHALL NOT EXCEED 2.0% (5.011).
11. DETECTABLE WARNING SURFACES MUST BE TWO (2) FEET IN LENGTH IN THE DIRECTION OF PEDESTRIAN TRAVEL AND EXTEND THE FULL WIDTH OF THE CURB RAMP. THE DETECTABLE WARNING MATERIAL AND MANUFACTURE SHALL BE FROM THE ALABAMA DEPARTMENT OF TRANSPORTATION LIST OF QUALIFIED MATERIALS, SOURCES, AND DEVICES. THE COLOR SHALL BE BRIGHT RED OR A COLOR APPROVED BY THE ENGINEER THAT SHALL CONTRAST THE SURROUNDING SURFACES LIGHT-ON-DARK OR DARK-ON-LIGHT.
12. VERTICAL SURFACE DISCONTINUITIES SHALL BE 0.10 INCH MAXIMUM. VERTICAL SURFACE DISCONTINUITIES BETWEEN 0.125 AND 0.15 INCH SHALL BE REVEALED WITH A SLOPE NOT GREATER THAN 2:1 (50:05).
13. CURBS SHALL BE PARALLEL TO THE RAMP SO THAT THE WHEELCHAIR WHEELS CAN TRAVEL BETWEEN THE CURBS. WHERE POSSIBLE ON CURVED INSTALLATIONS:
14. THESE MAXIMUM SLOPES SHALL NOT BE EXCEEDED.
15. TO PREVENT STANDING WATER AT THE BASE OF CURB RAMPS, LOCATE STORM DRAIN INLETS UPSTREAM.
16. IF A 6 FOOT SIDEWALK IS REQUIRED, THEN A 5 FOOT X 5 FOOT PASSING ZONE SHALL BE CONSTRUCTED EVERY 200 FEET.
17. IF THE SIDEWALK IS ADJACENT TO THE CURB, THE WIDTH SHOULD BE 6 FOOT. 5 FOOT MINIMUM IF ROW CONSTRAINTS EXIST.



CHANGE OF GRADE LIMITATIONS



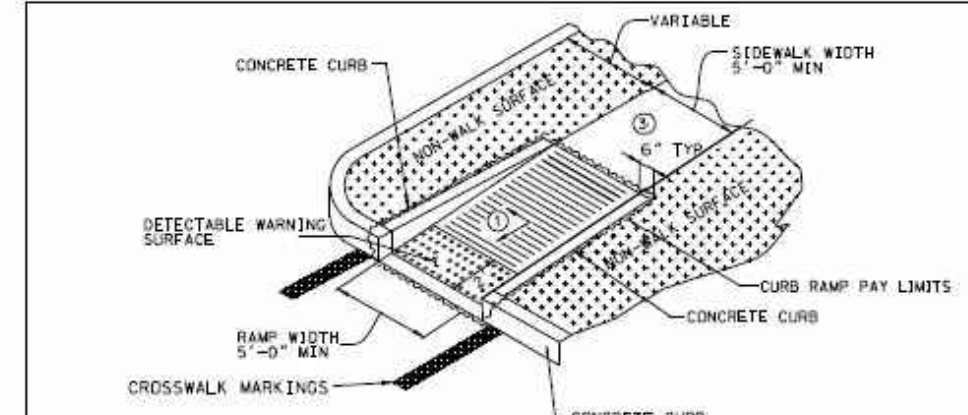
EXPANSION JOINT DETAILS



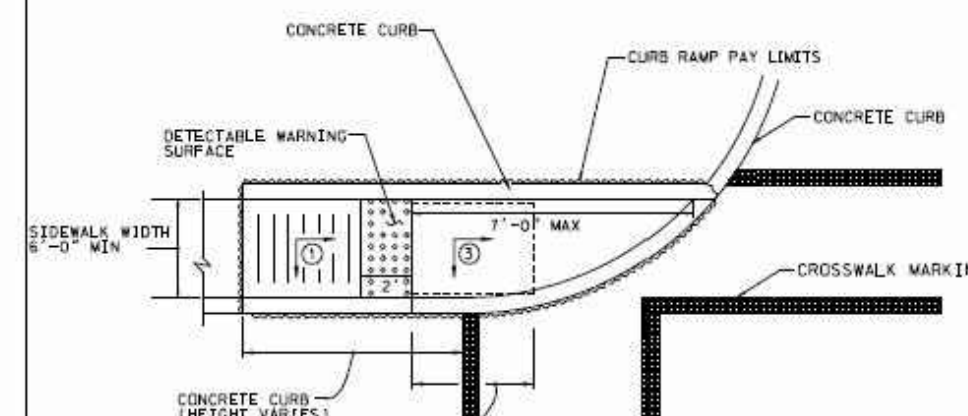
BRICK PAVER OPTION

REFERENCE PROJECT NO.	FISCAL YEAR	SHEET NO.

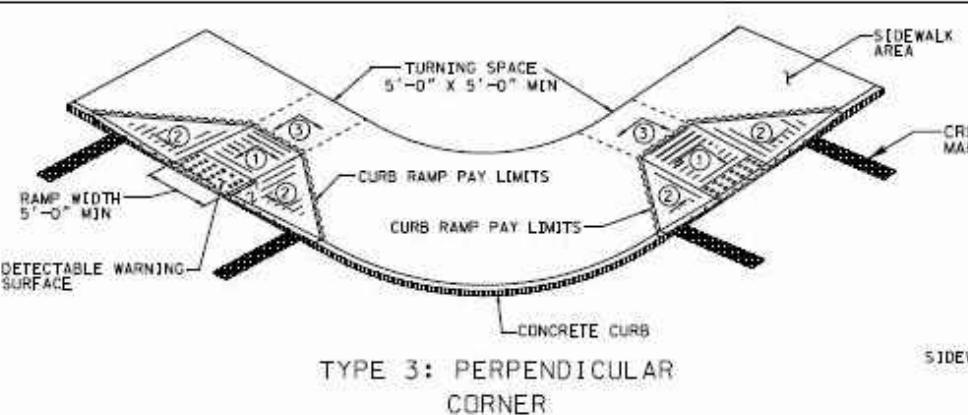
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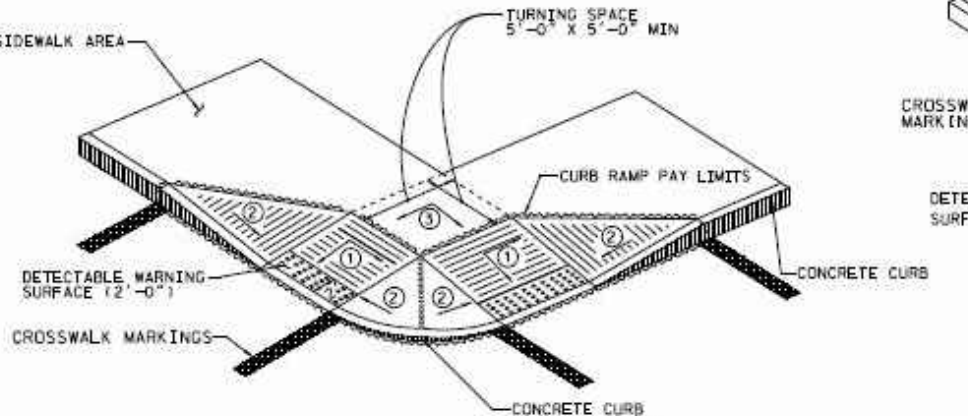
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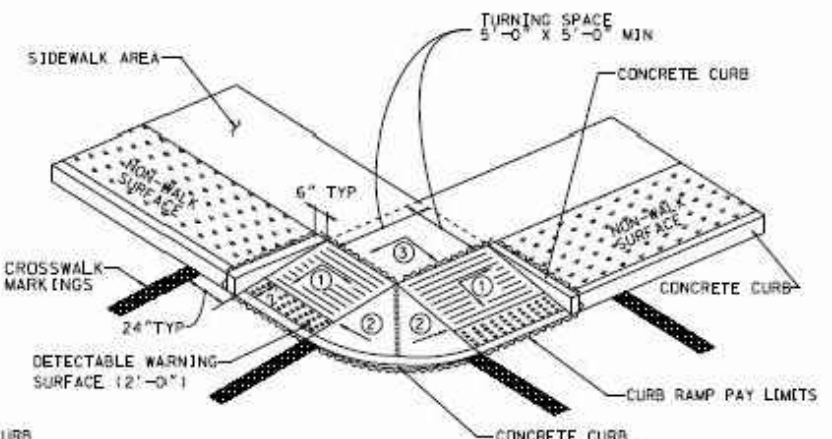
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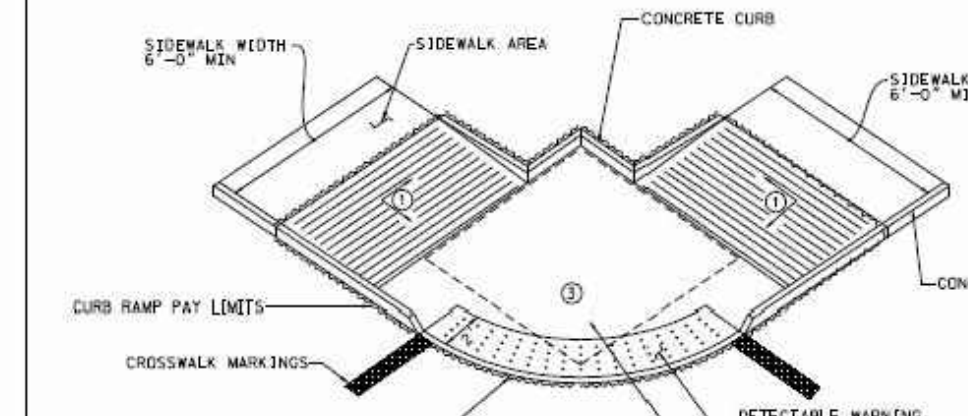
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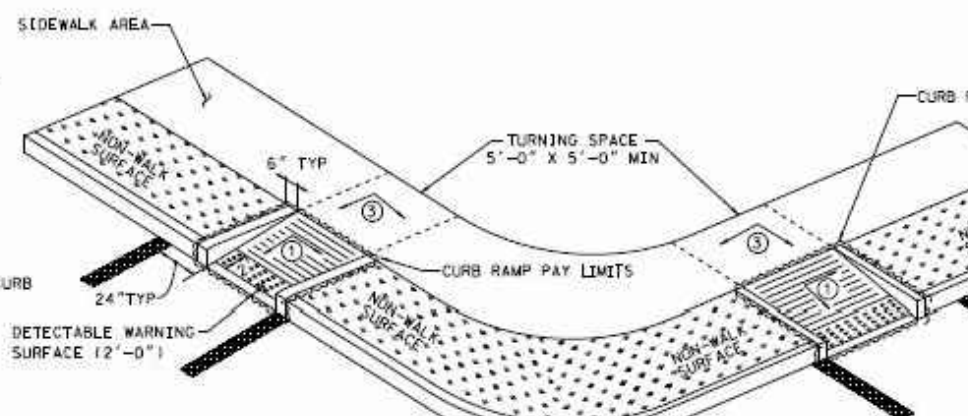
TYPE 3A: PERPENDICULAR CORNER



TYPE 3C: PERPENDICULAR CORNER



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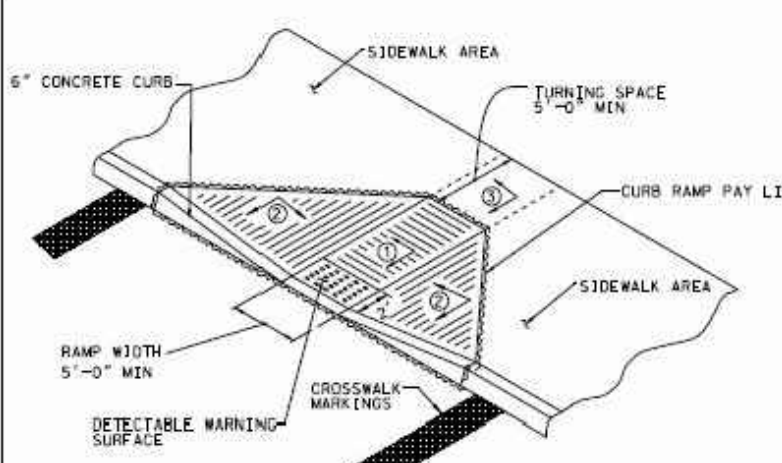


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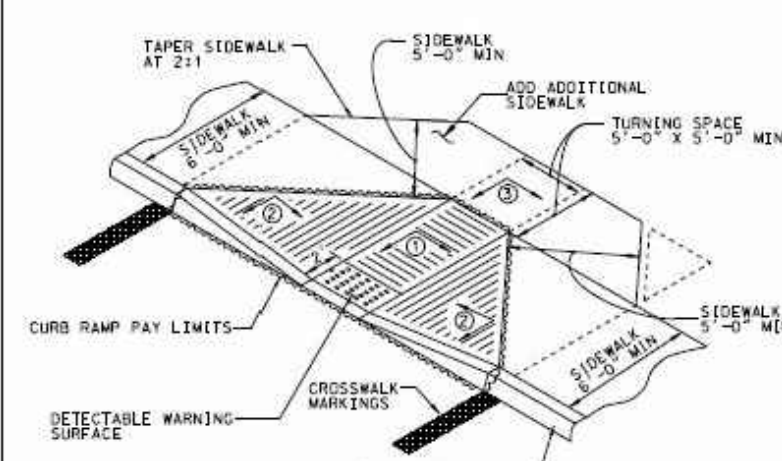
SEE SHEET 1 OF 4 FOR DETAIL CALL-OUTS OF CURB RAMPS AND SIDEWALKS.

REFERENCE PROJECT NO.	FISCAL YEAR	SHEET NO.

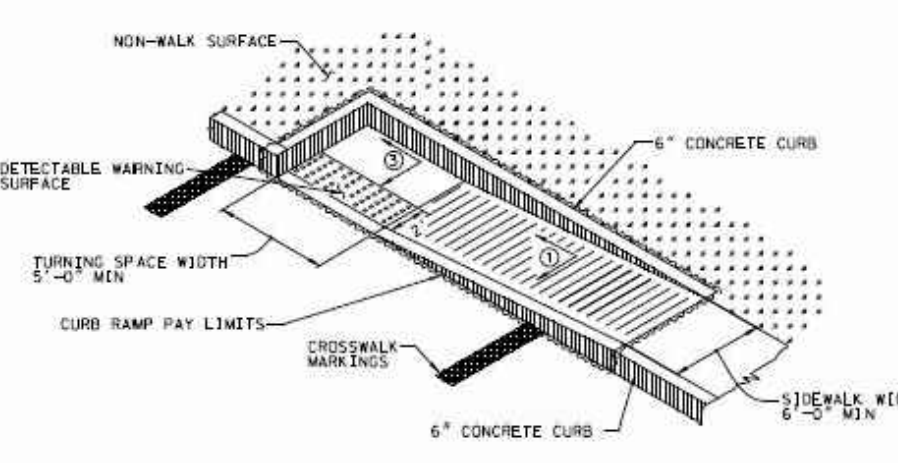
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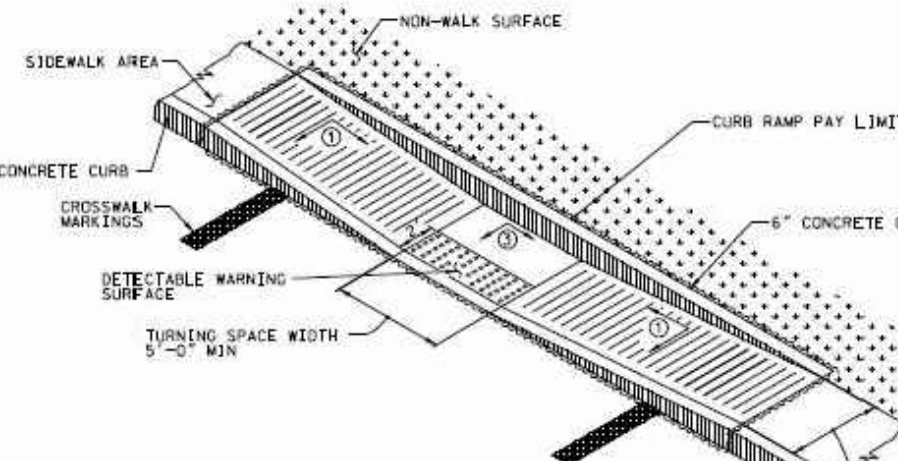
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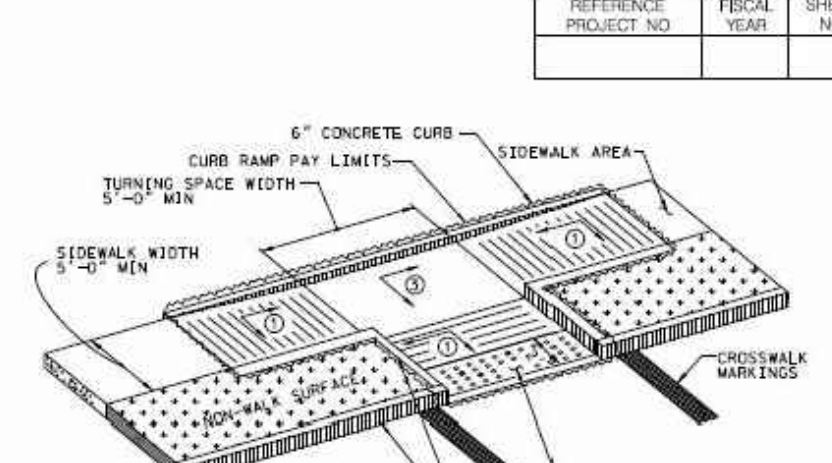
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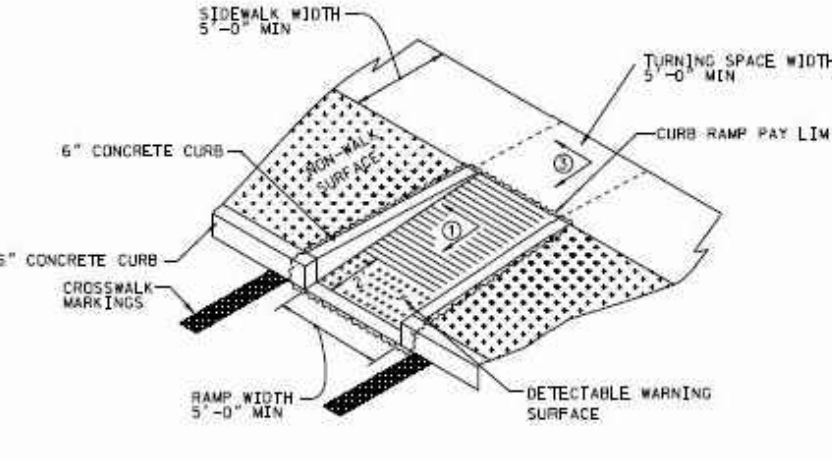
TYPE 2: PARALLEL MIDBLOCK



TYPE 2A: PARALLEL MIDBLOCK



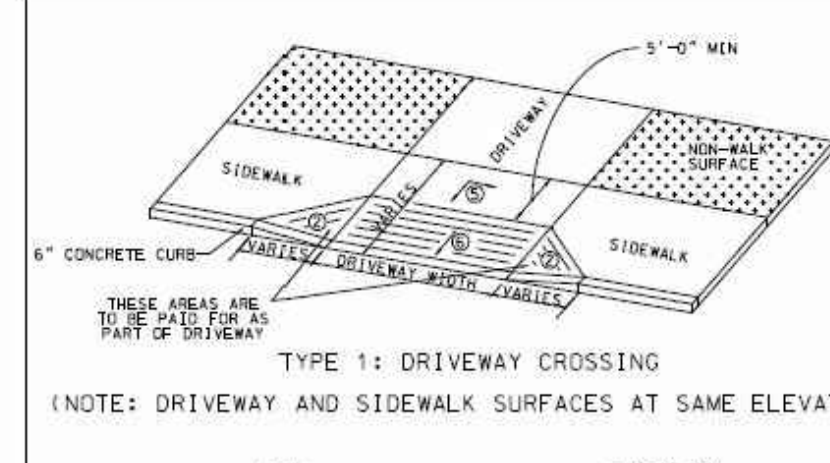
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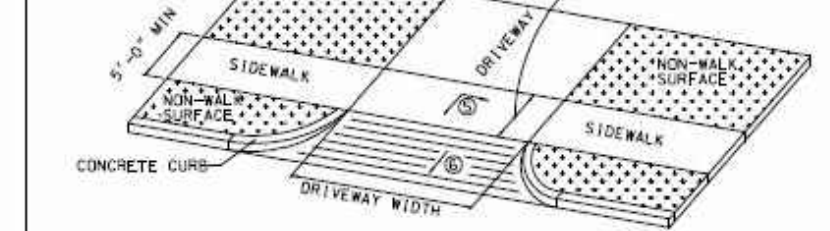
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REFERENCE PROJECT NO.	FISCAL YEAR	SHEET NO.

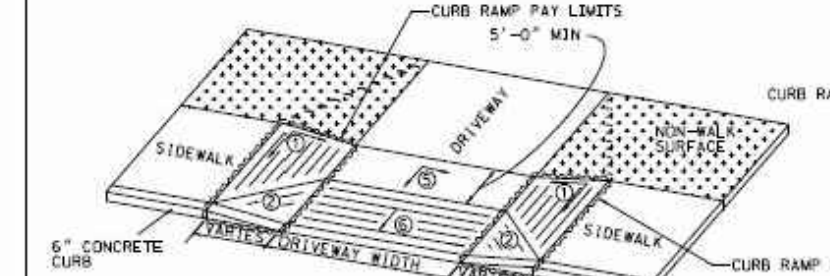
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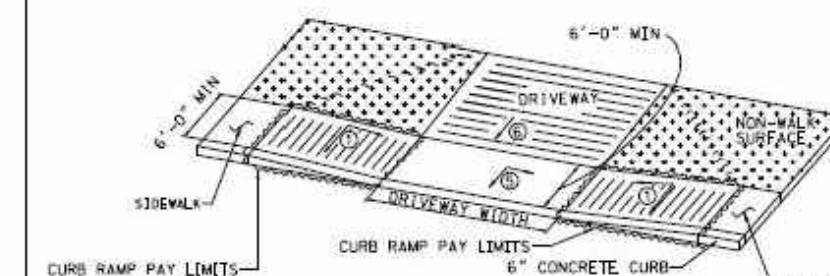
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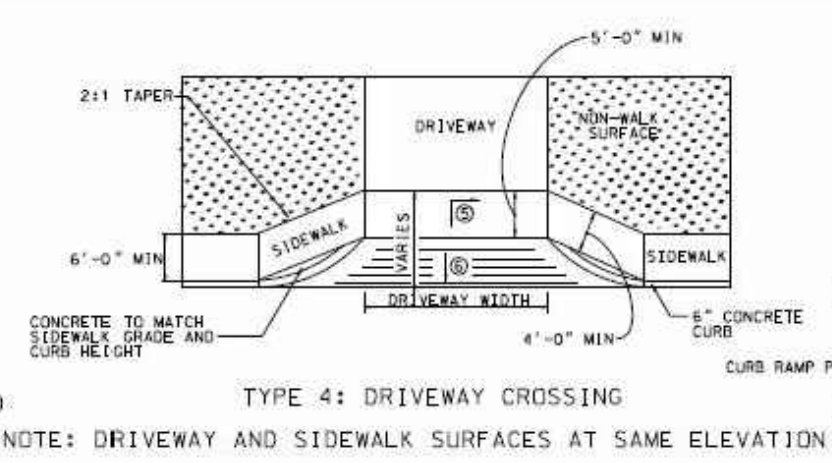
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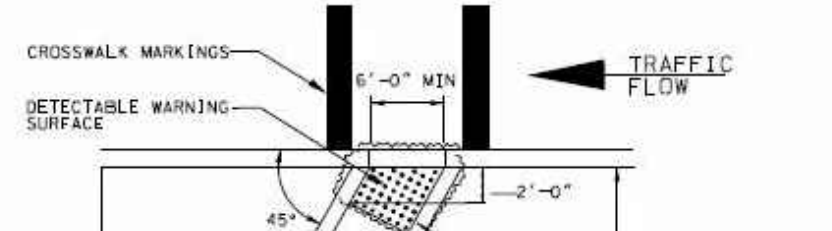
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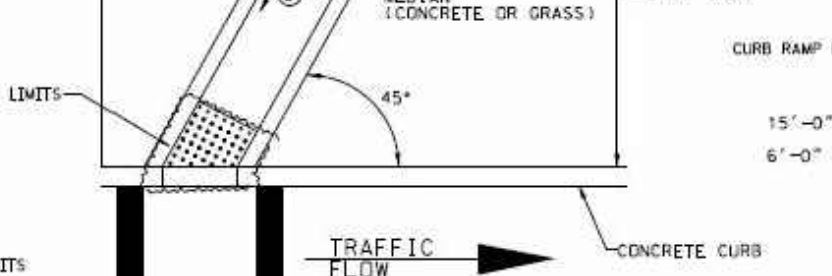
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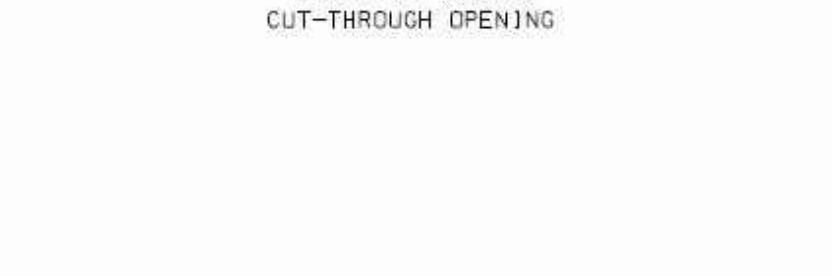
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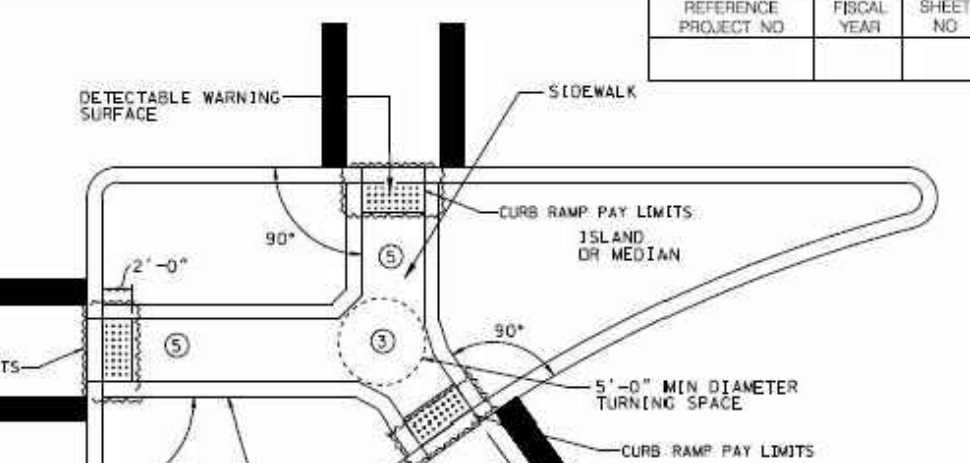
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TYPE 2: TURN-LANE ISLAND CUT-THROUGH OPENING



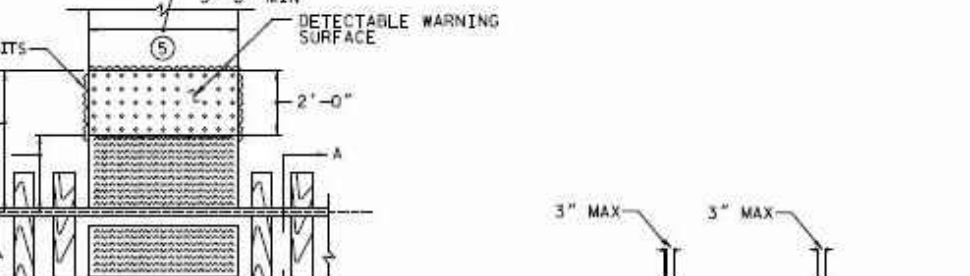
TYPE 3: RAILROAD CROSSING



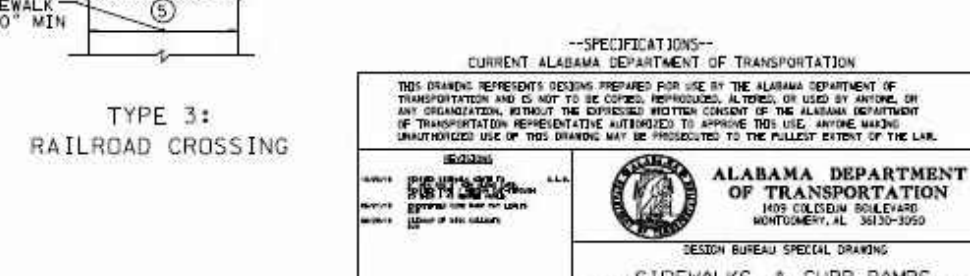
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TYPE 3: RAILROAD CROSSING

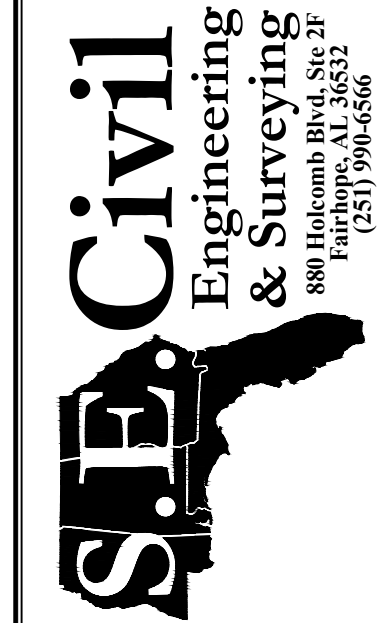


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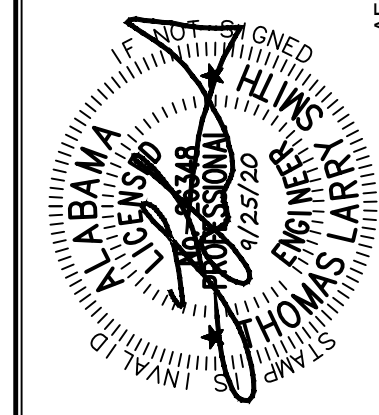
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NOT TO SCALE



OFF-SITE CONSTRUCTION DETAILS

Highway 98 Sidewalk Addition
Daphne, Alabama 36526

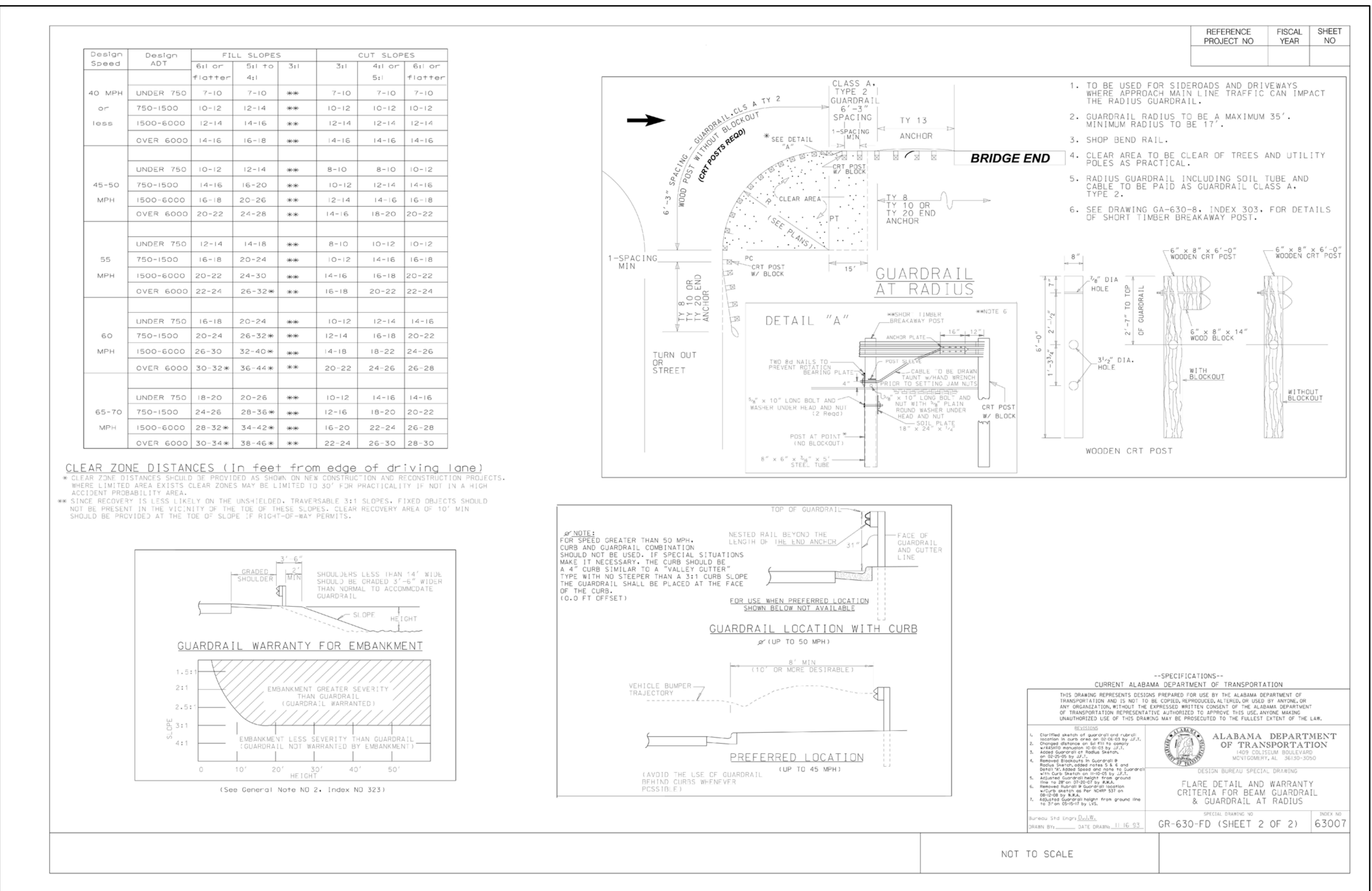
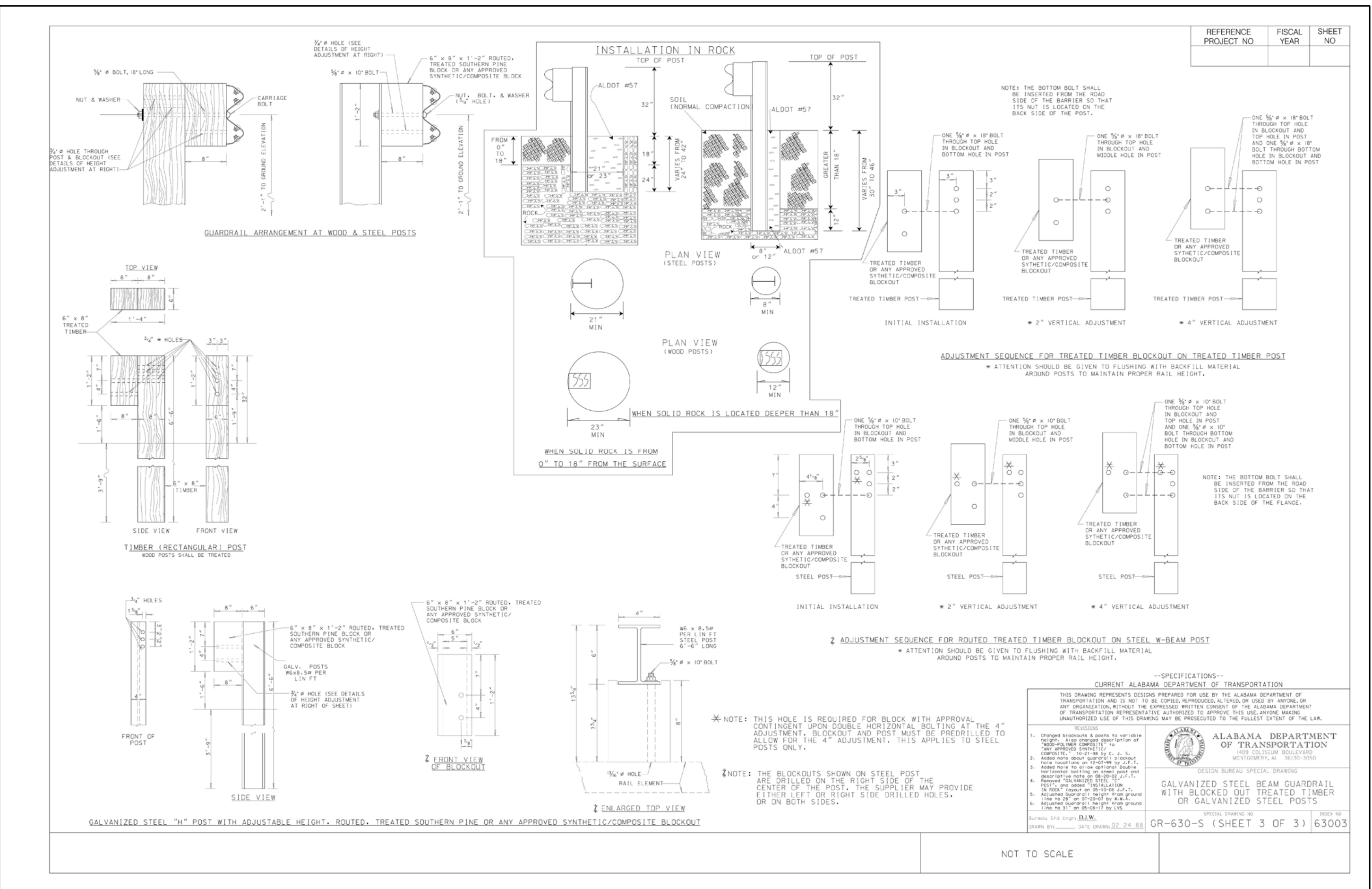


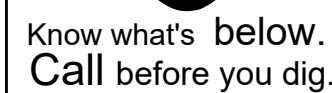
JOB No. 20200681 DATE 9/25/20

DRAWN JDL SCALE N.T.S.

SHEET

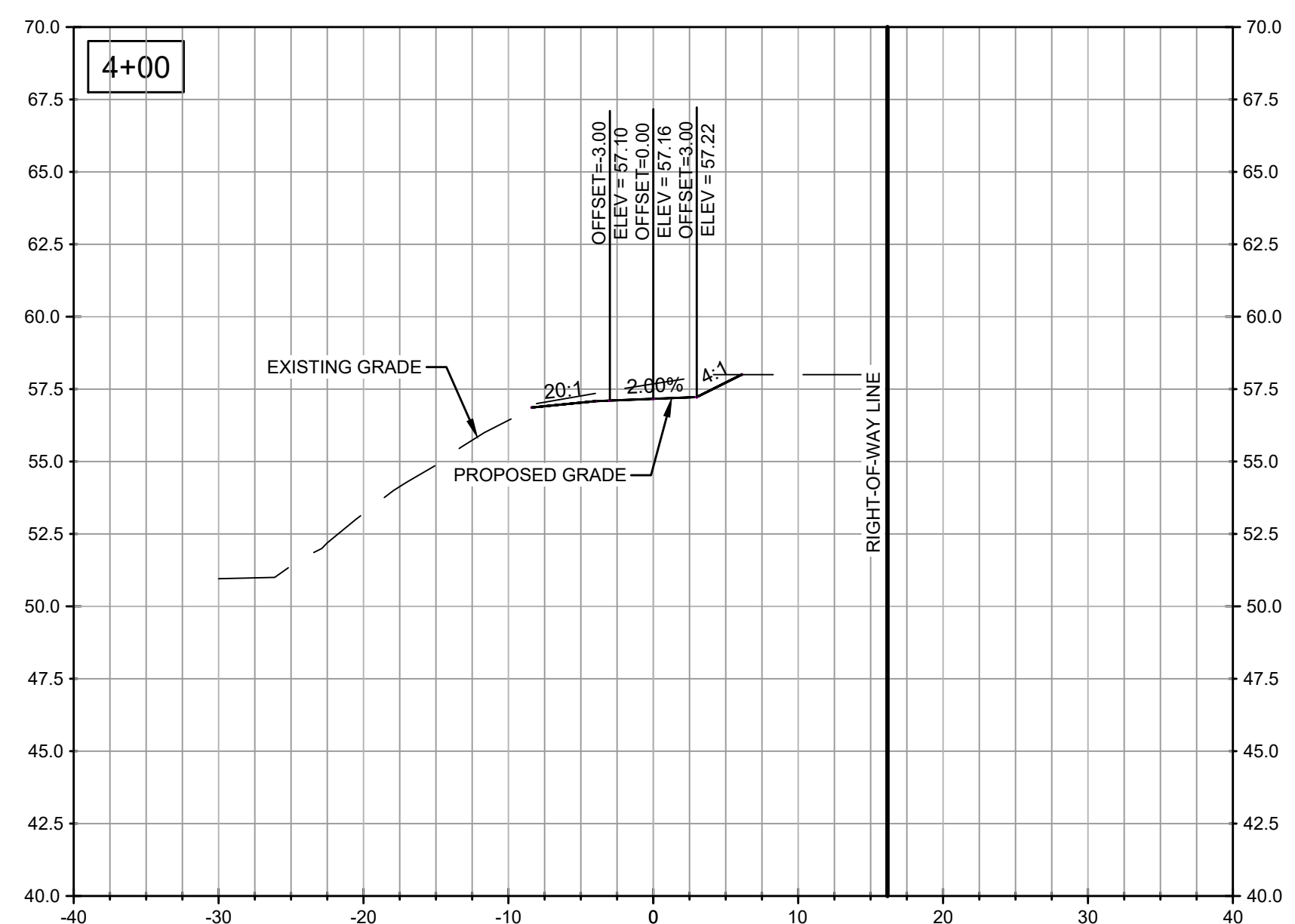
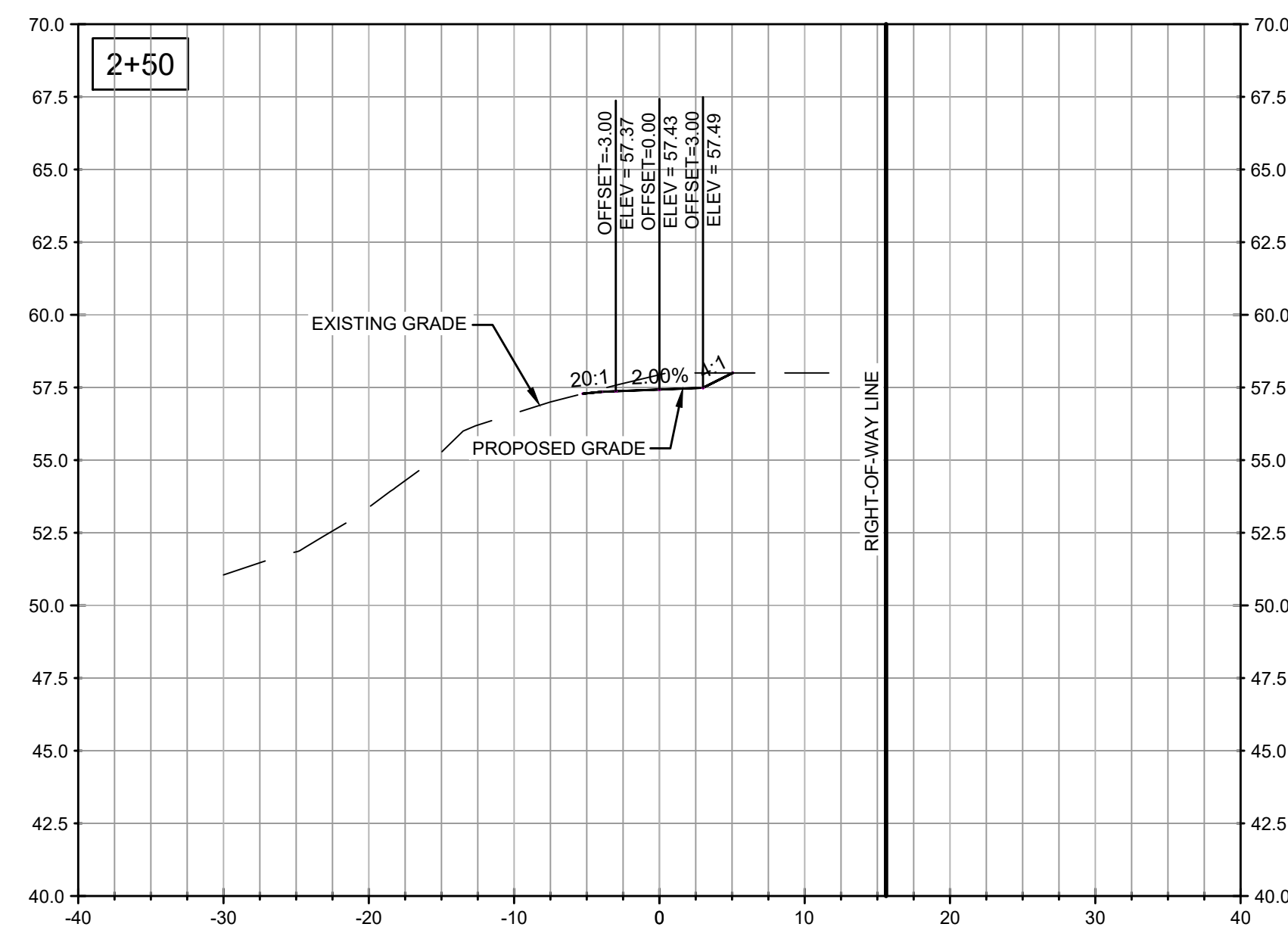
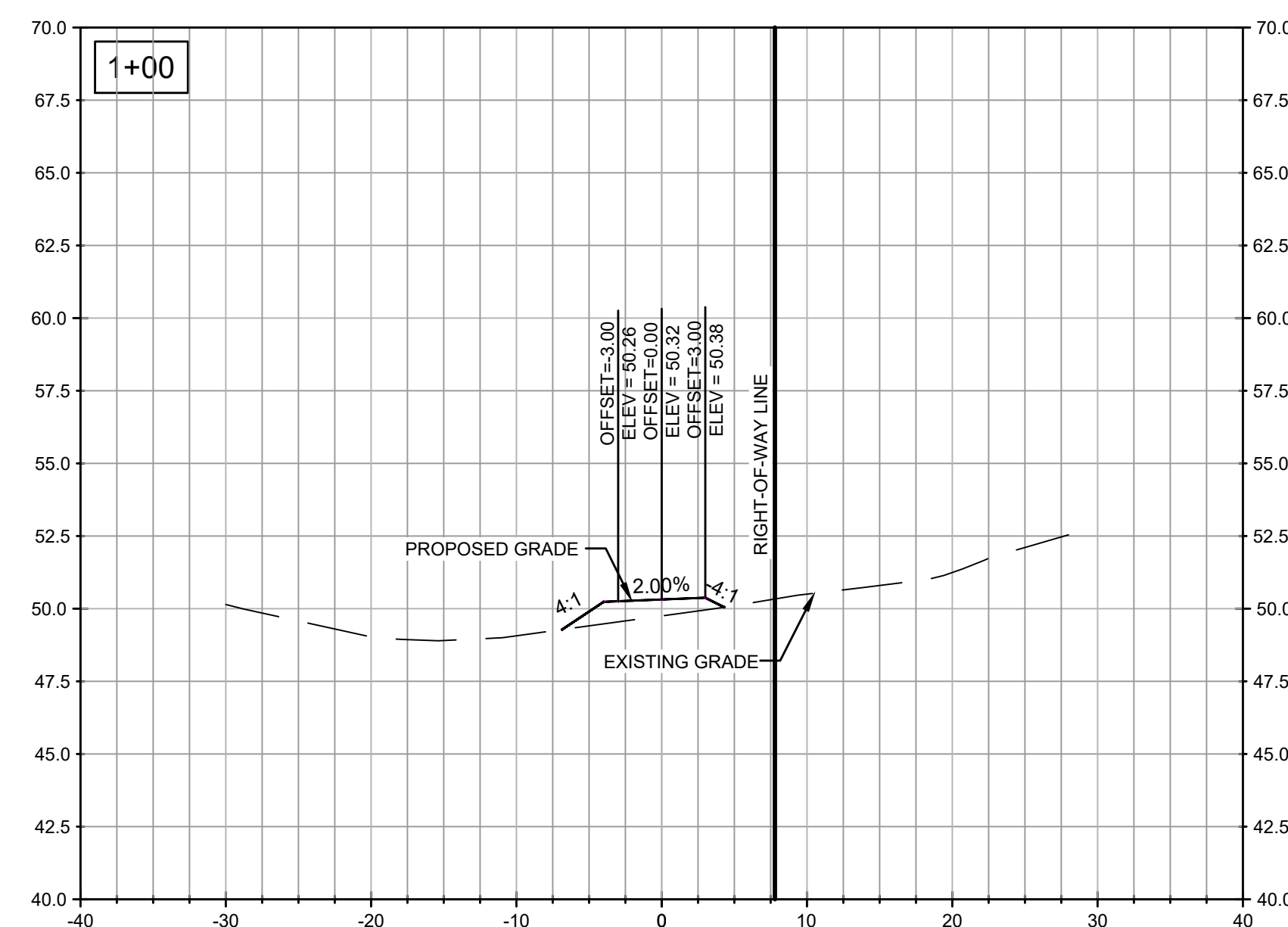
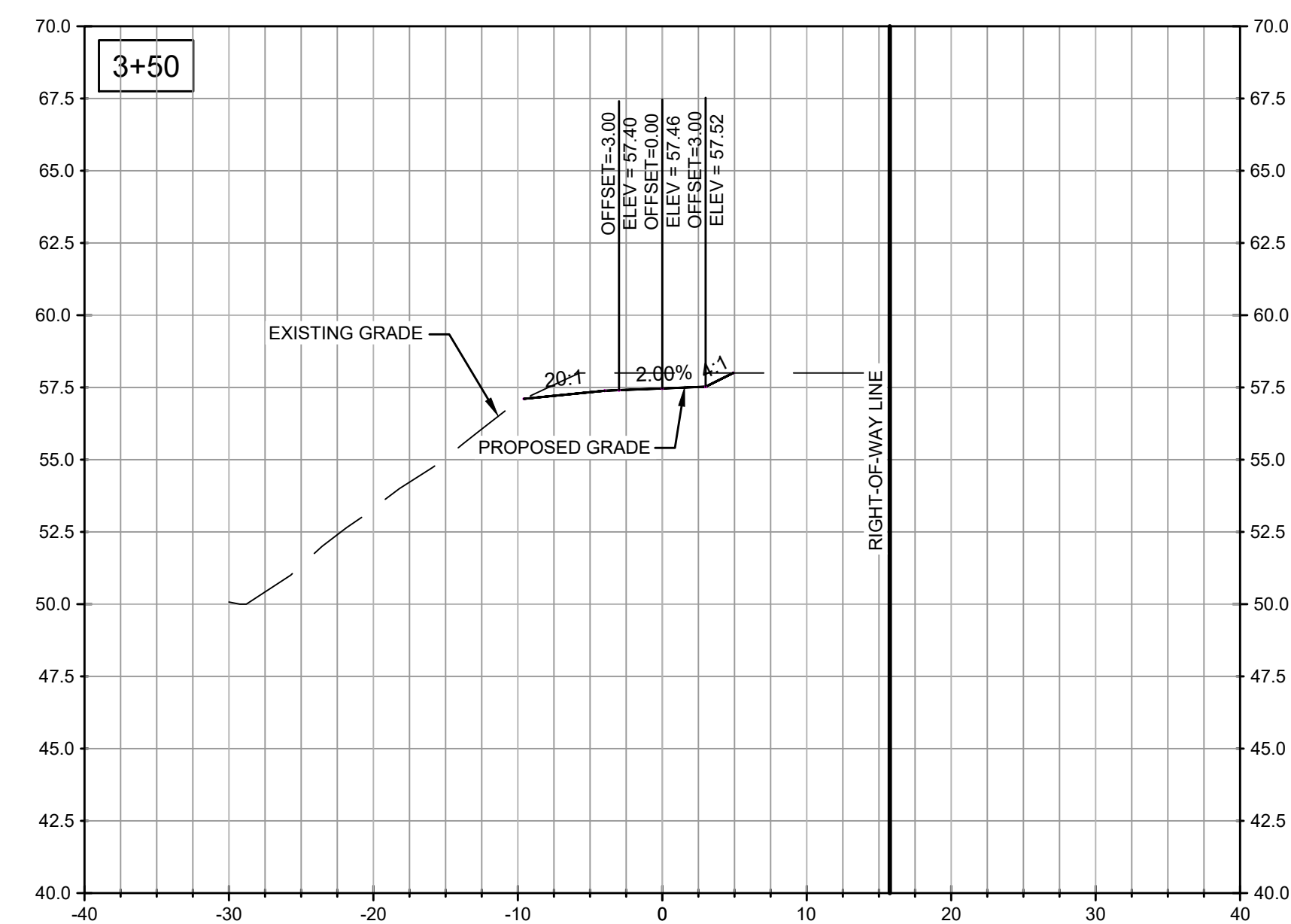
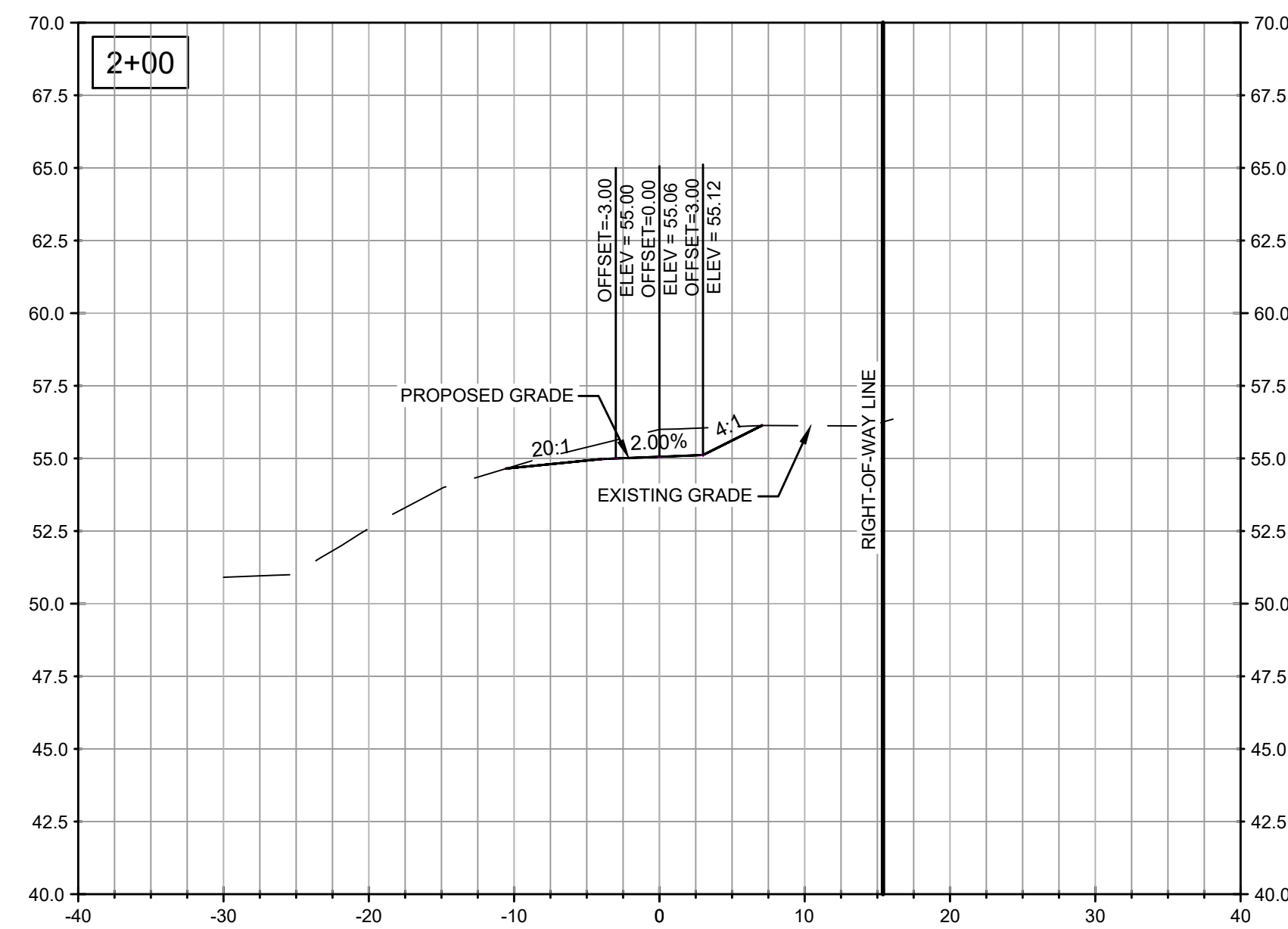
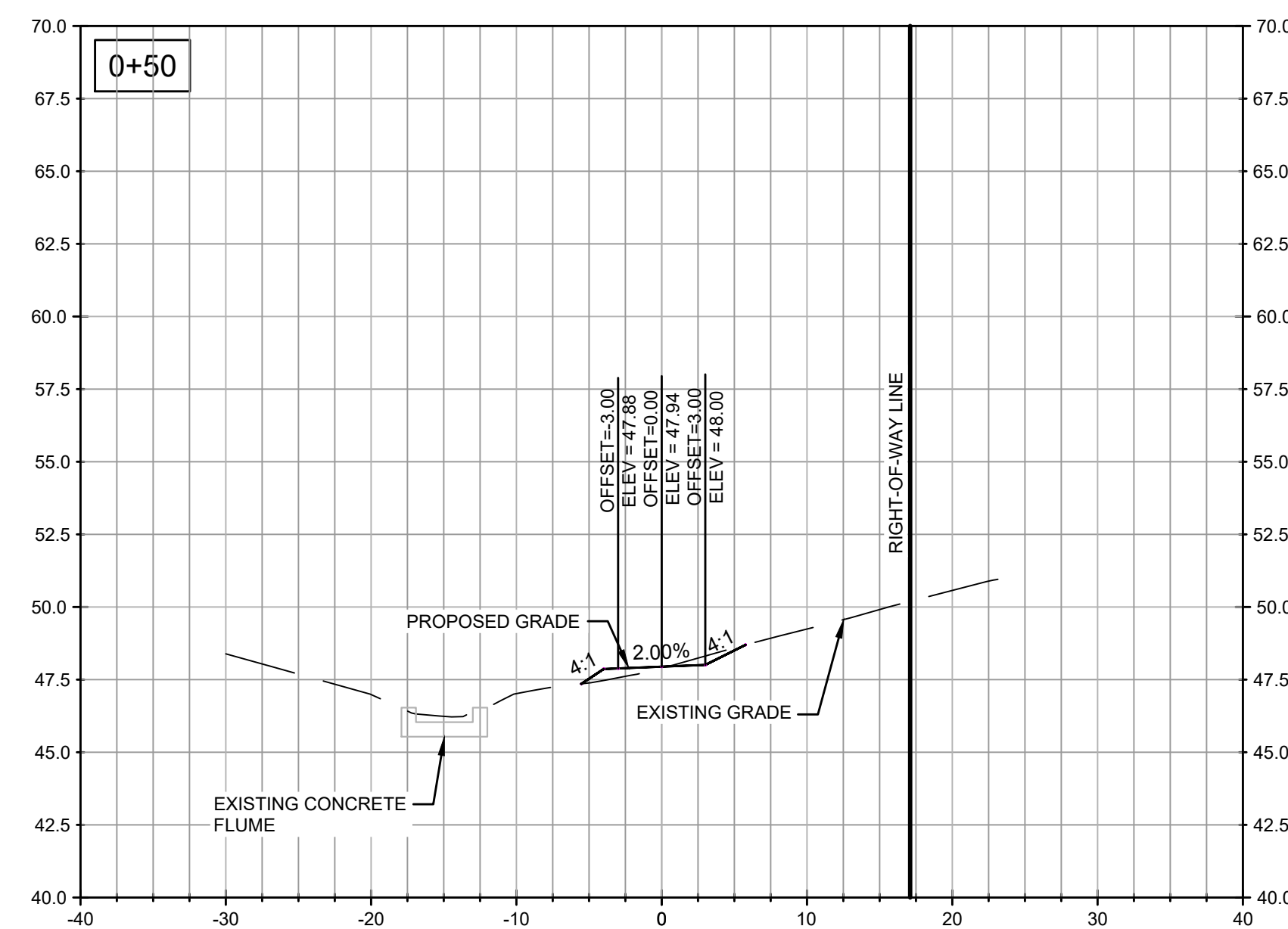
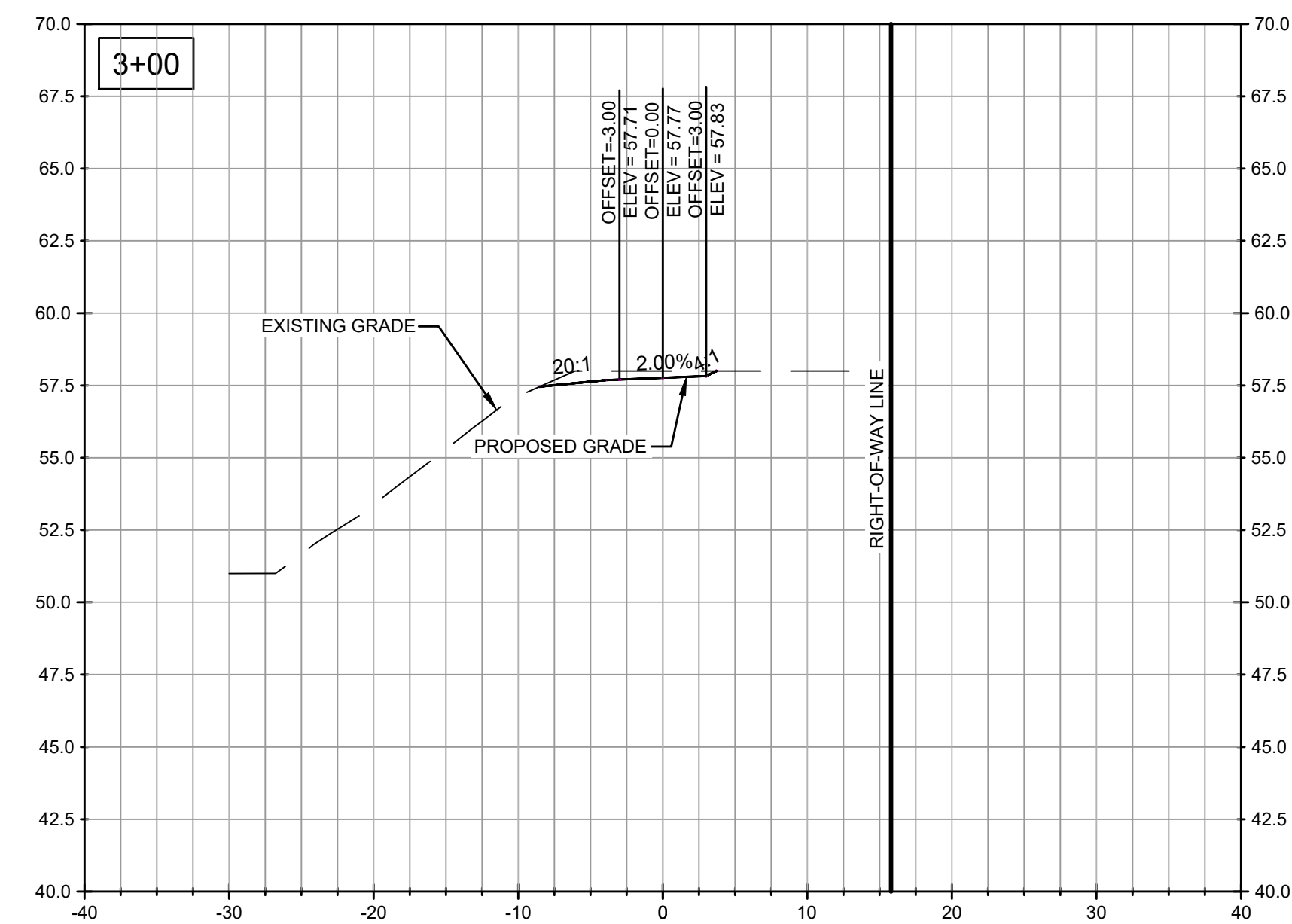
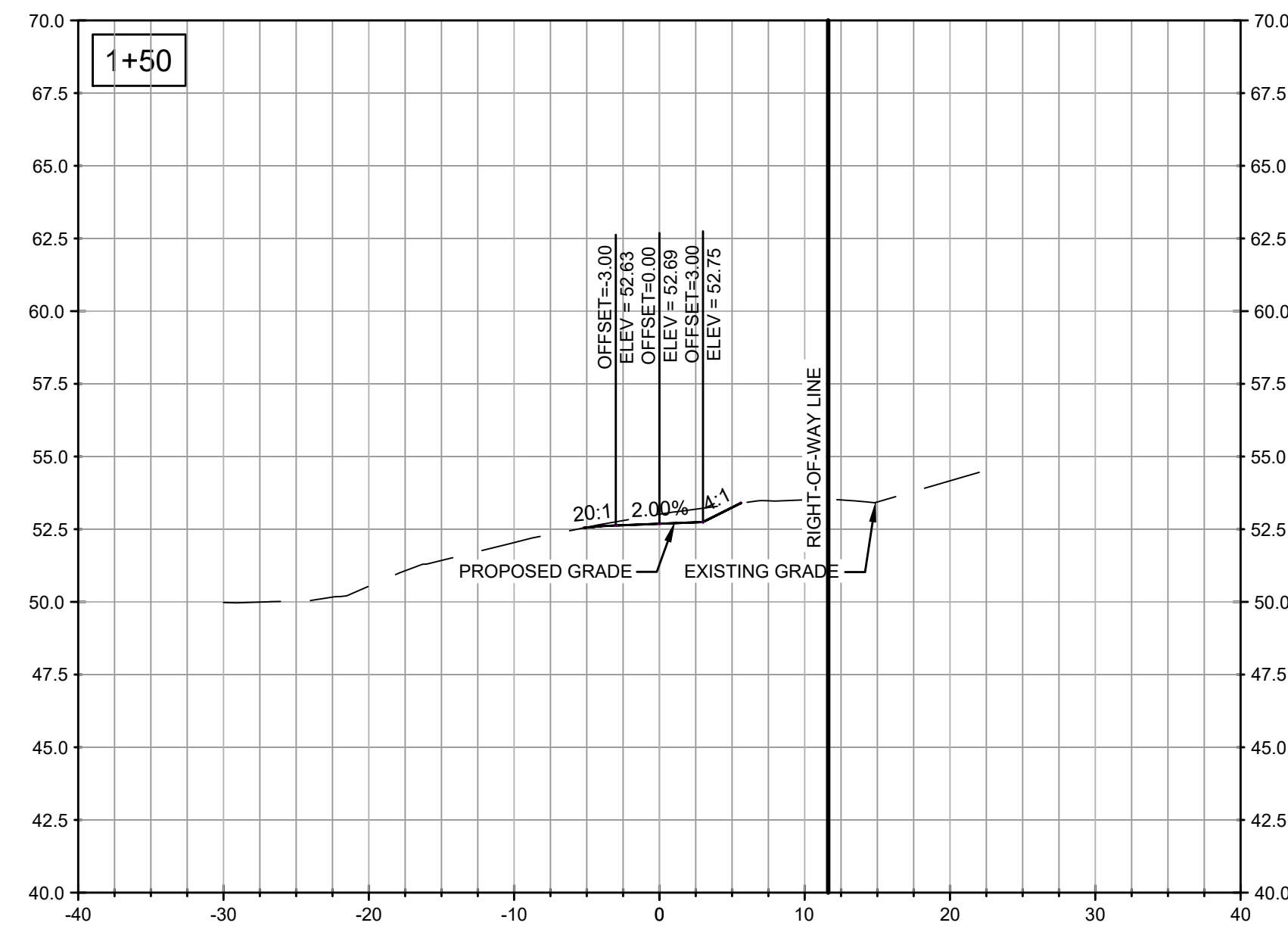
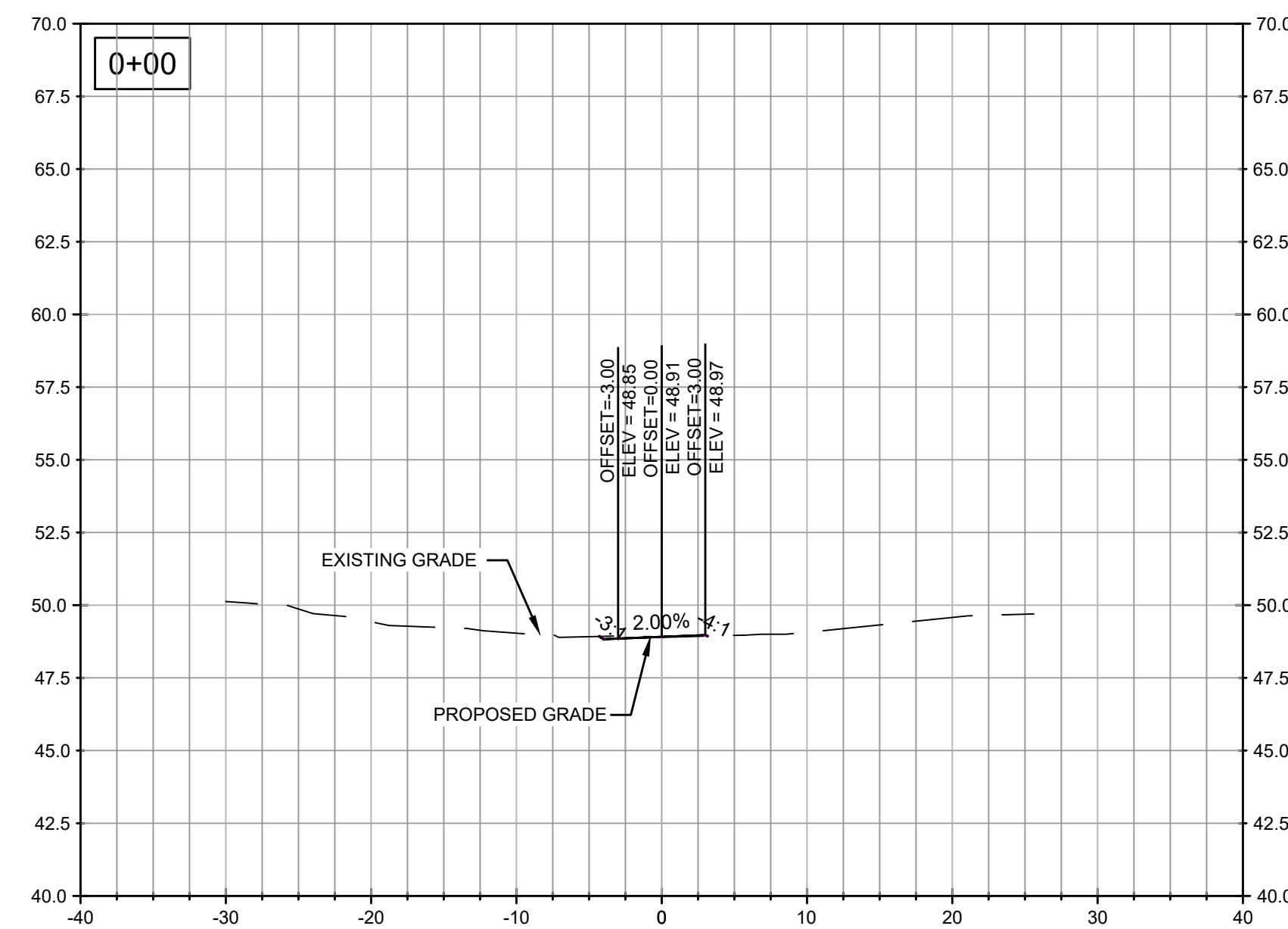
D10



SCALE
N.T.S.

SHEET

D12



Know what's below.
Call before you dig.

REVISION!DATE _____

CROSS SECTIONS (SIDEWALK)

Hwy 98
Sidewalk Addition
Daphne, Alabama 36526



JOB No.:
20200681

DATE:
9/25/20

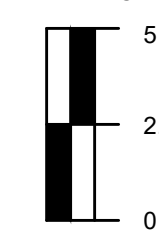
DRAWN:
JDL

SCALE:
SEE DWG

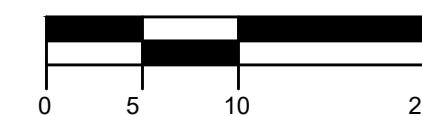
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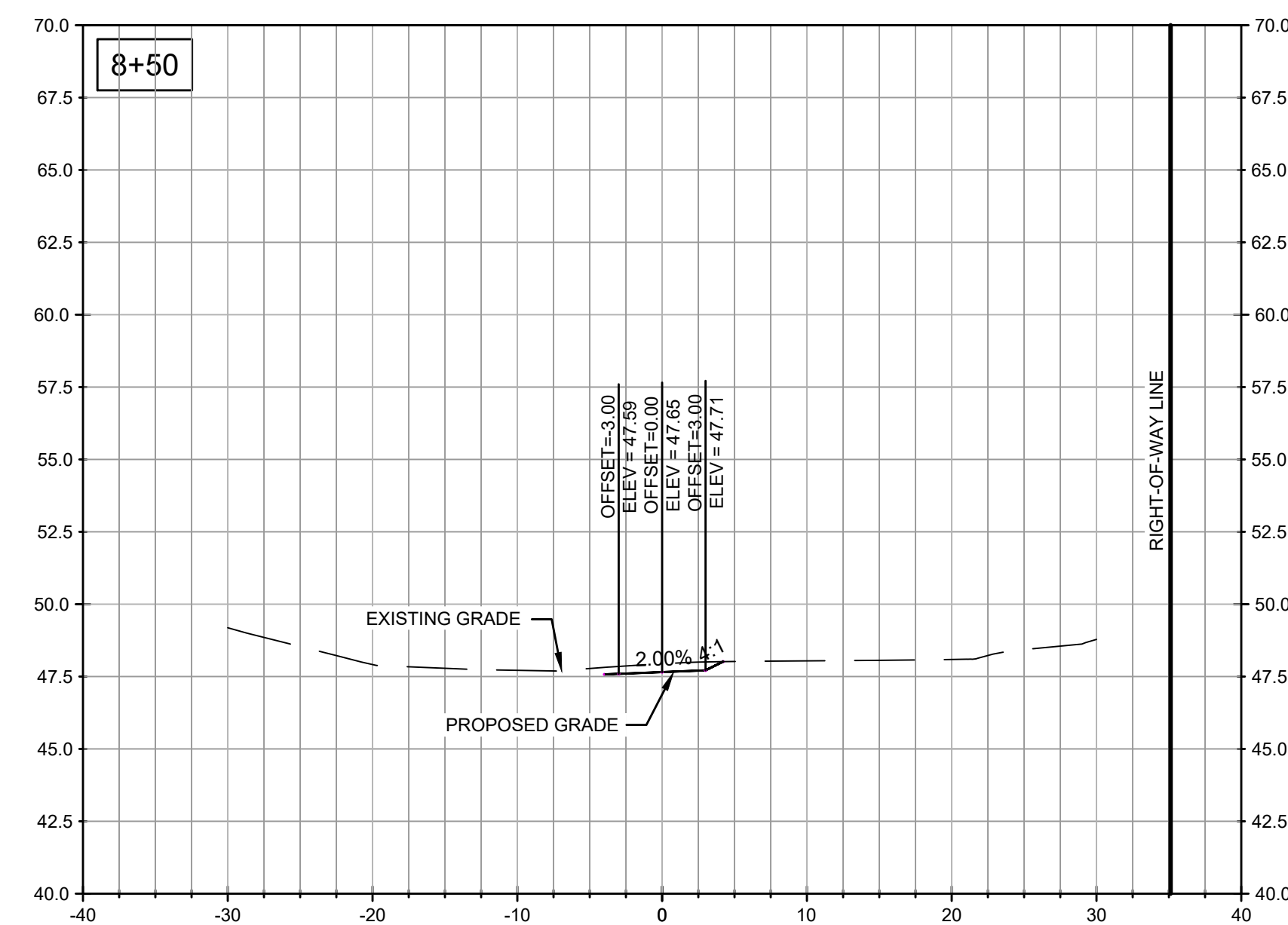
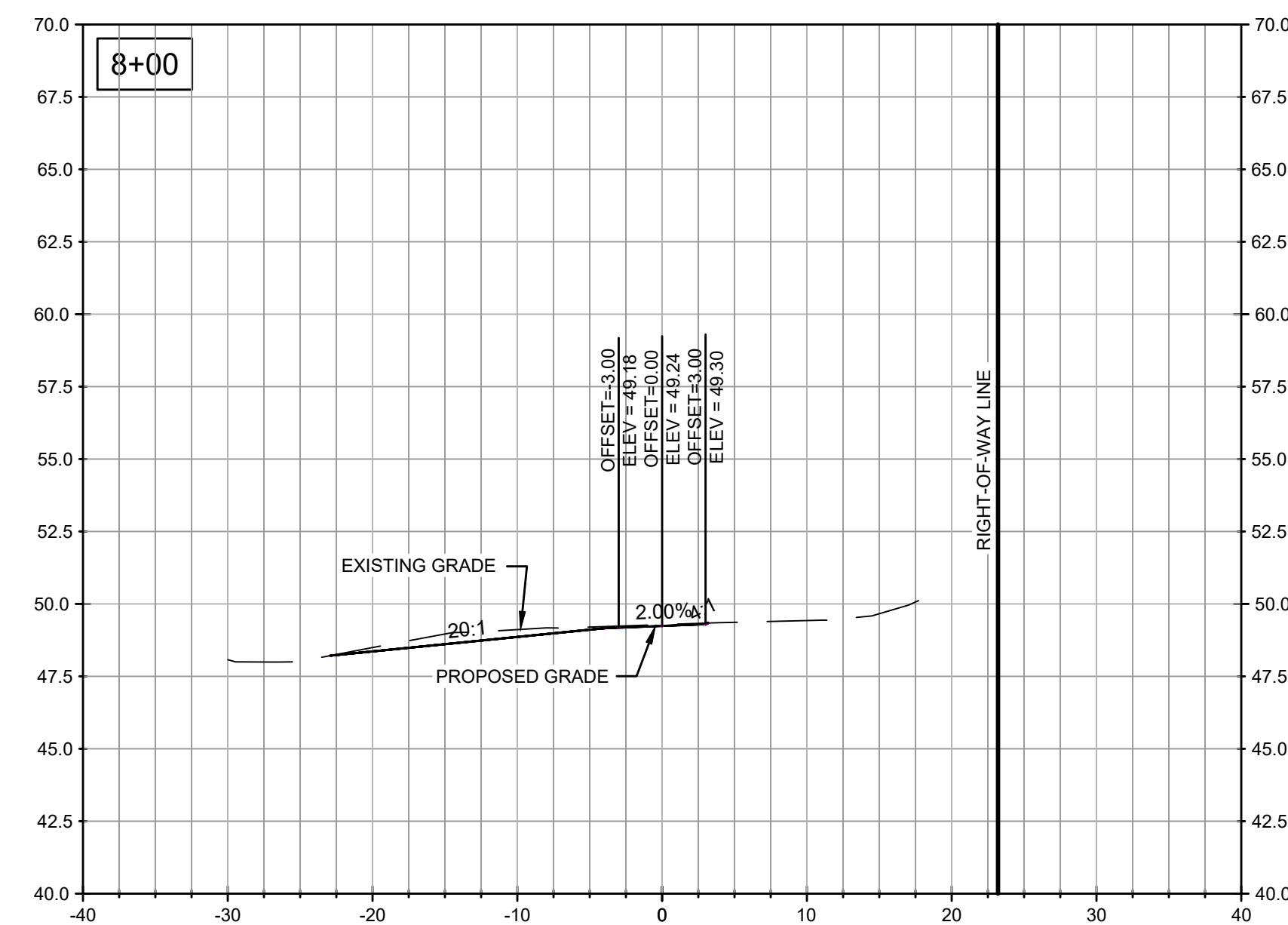
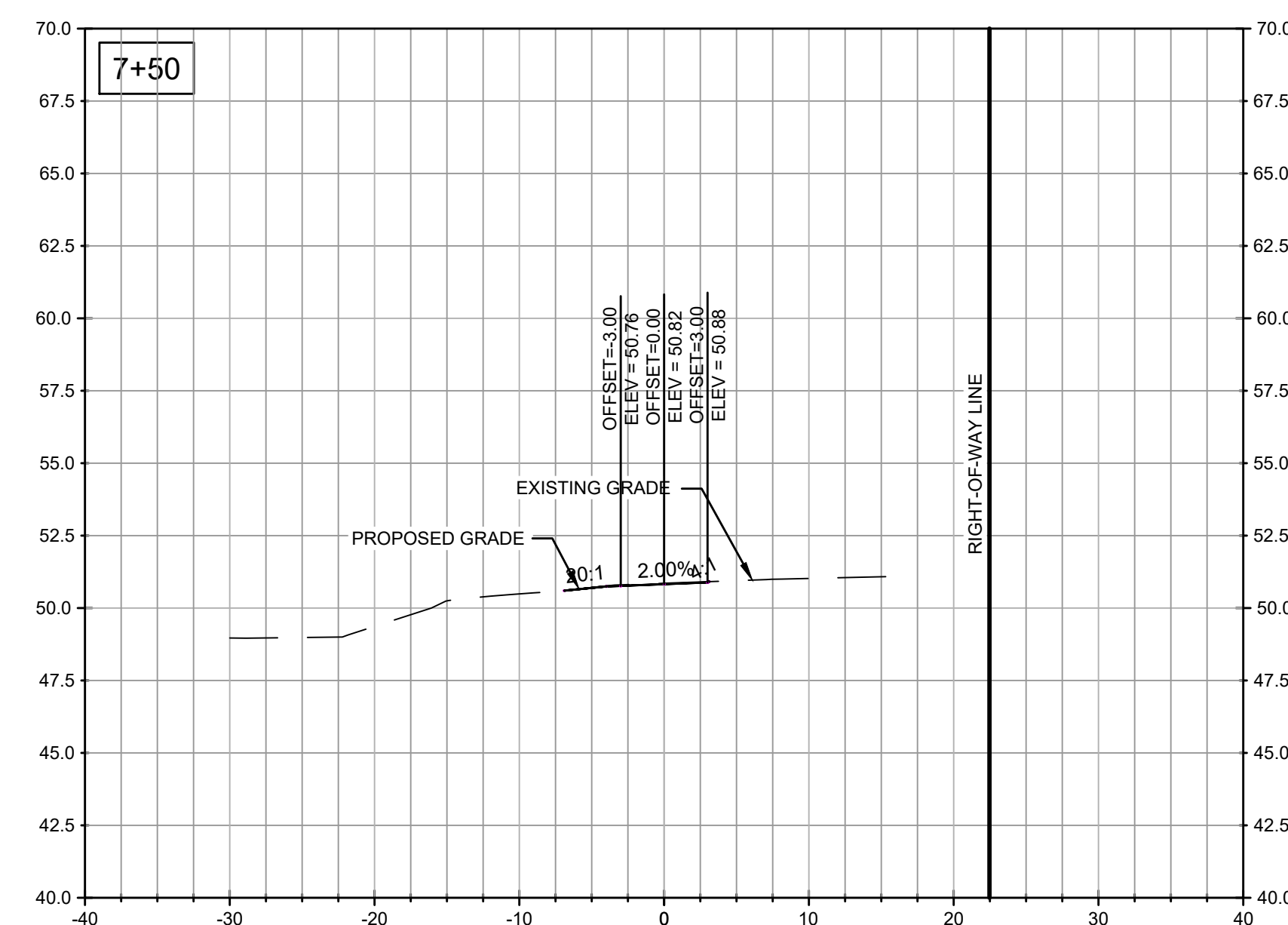
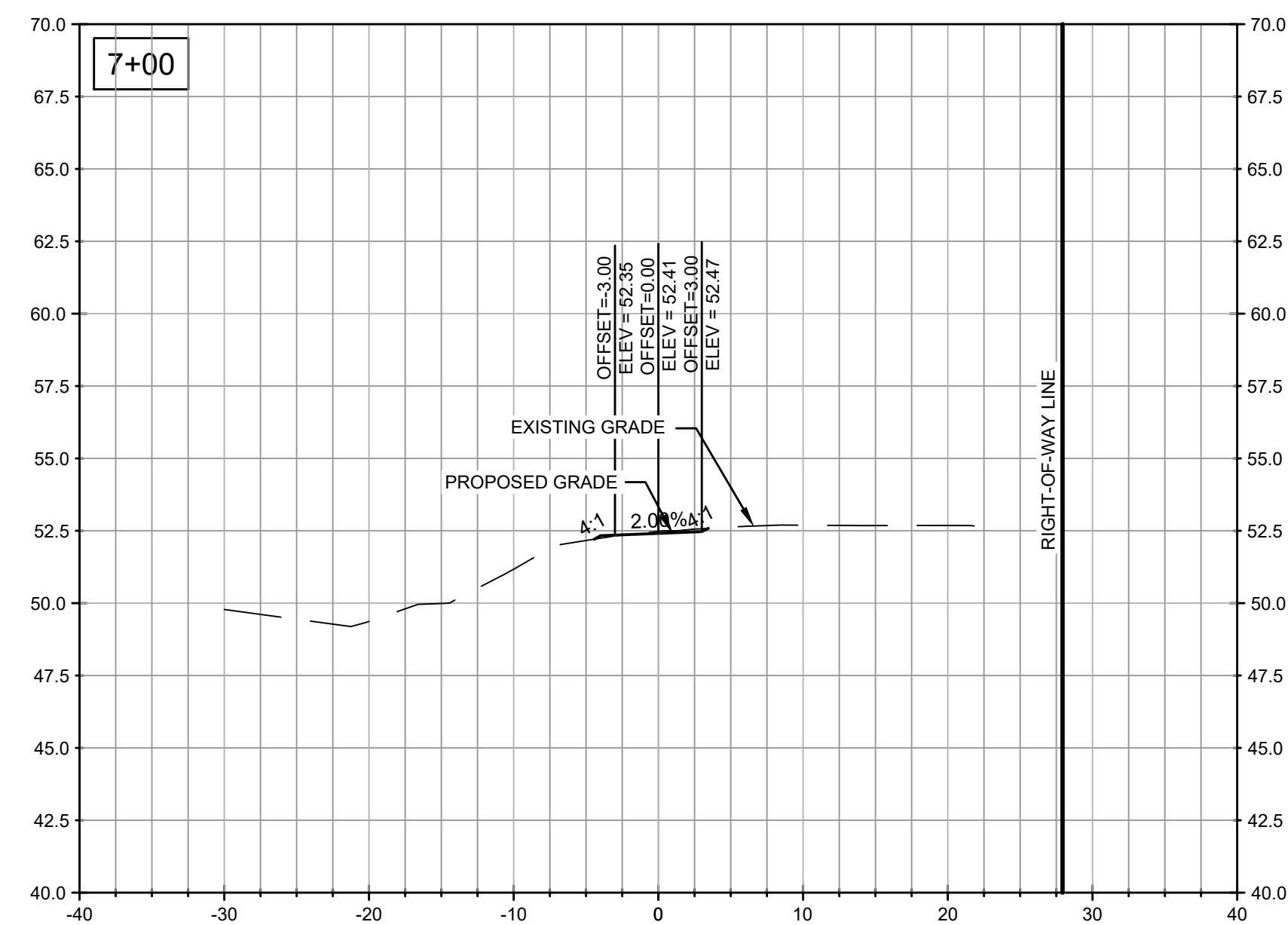
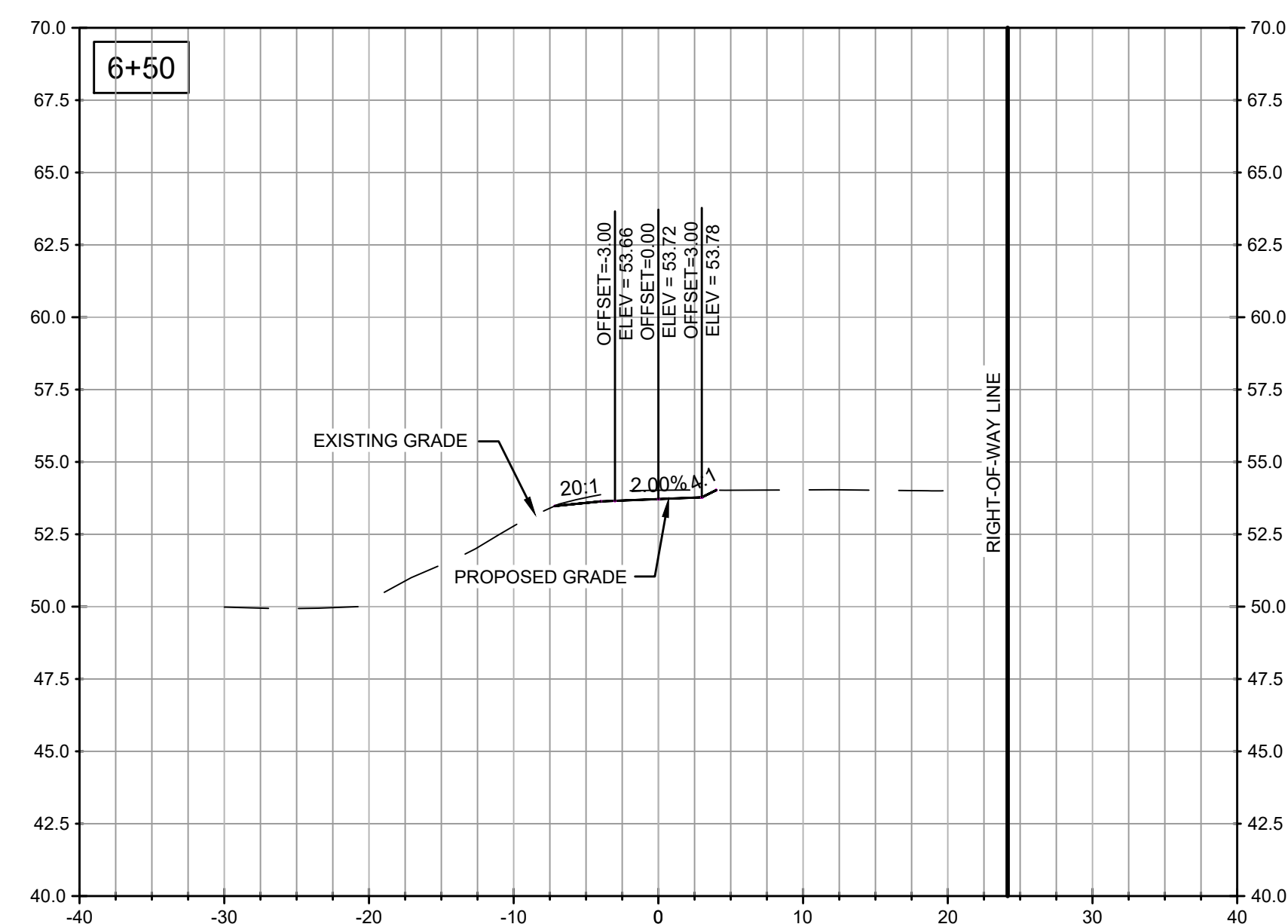
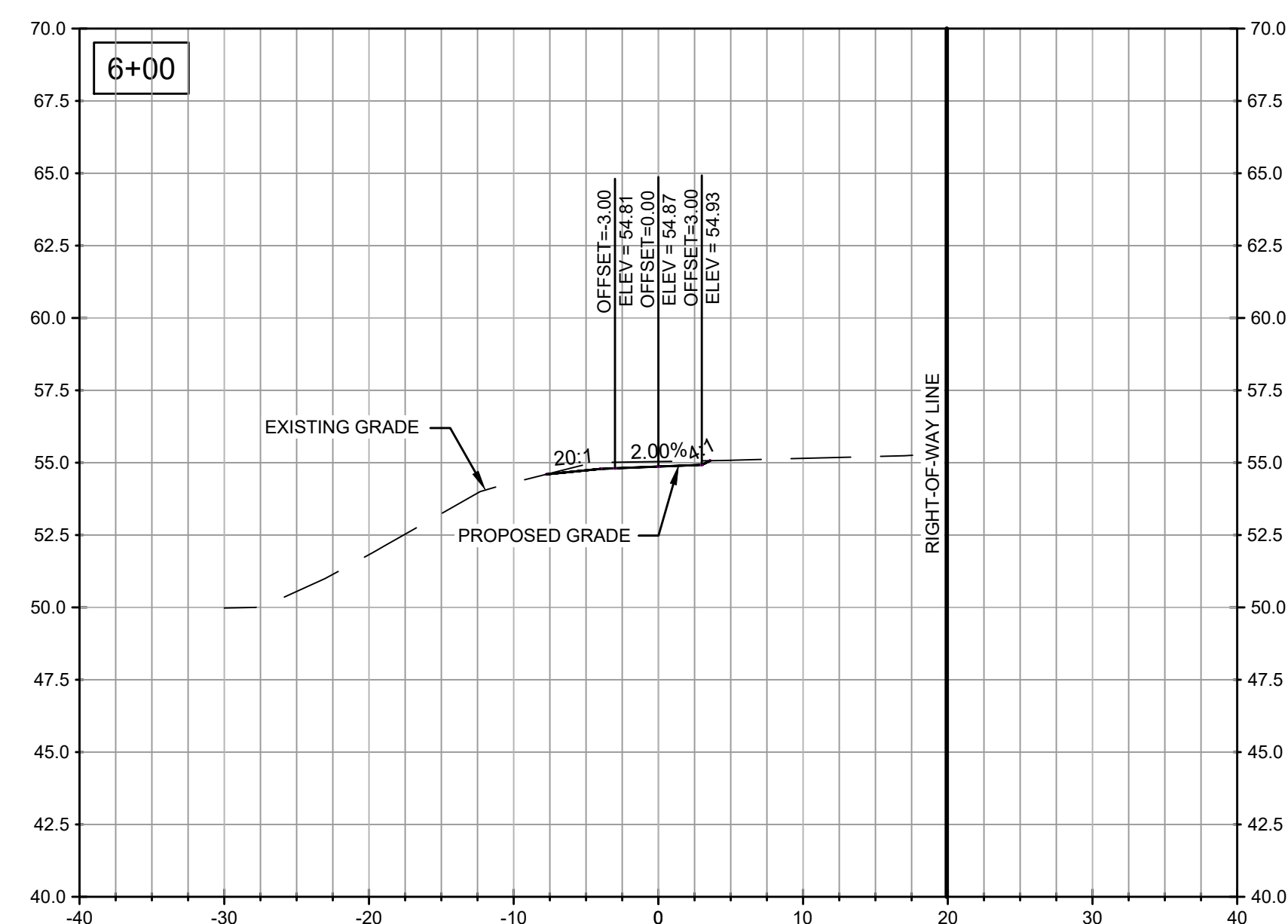
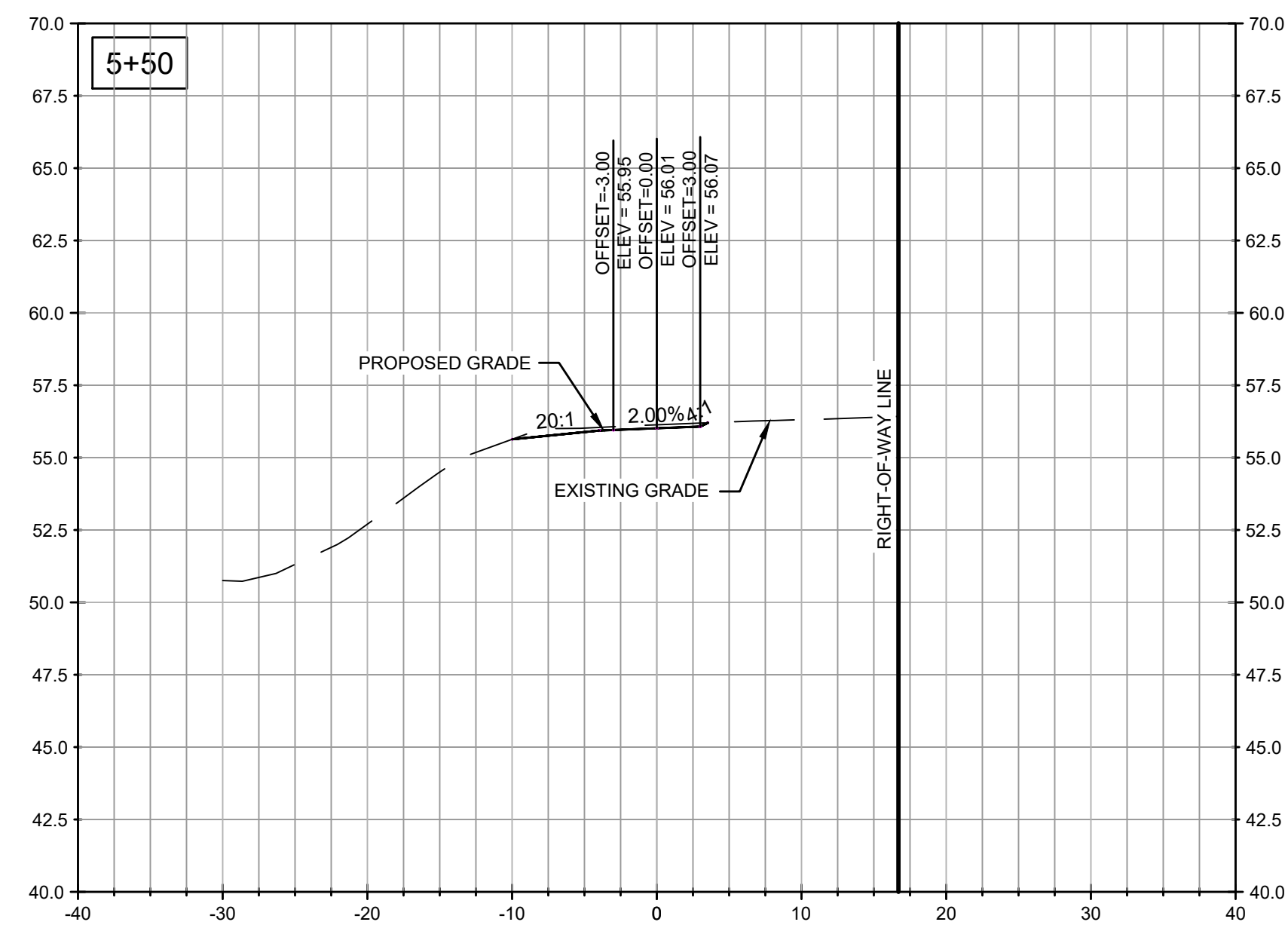
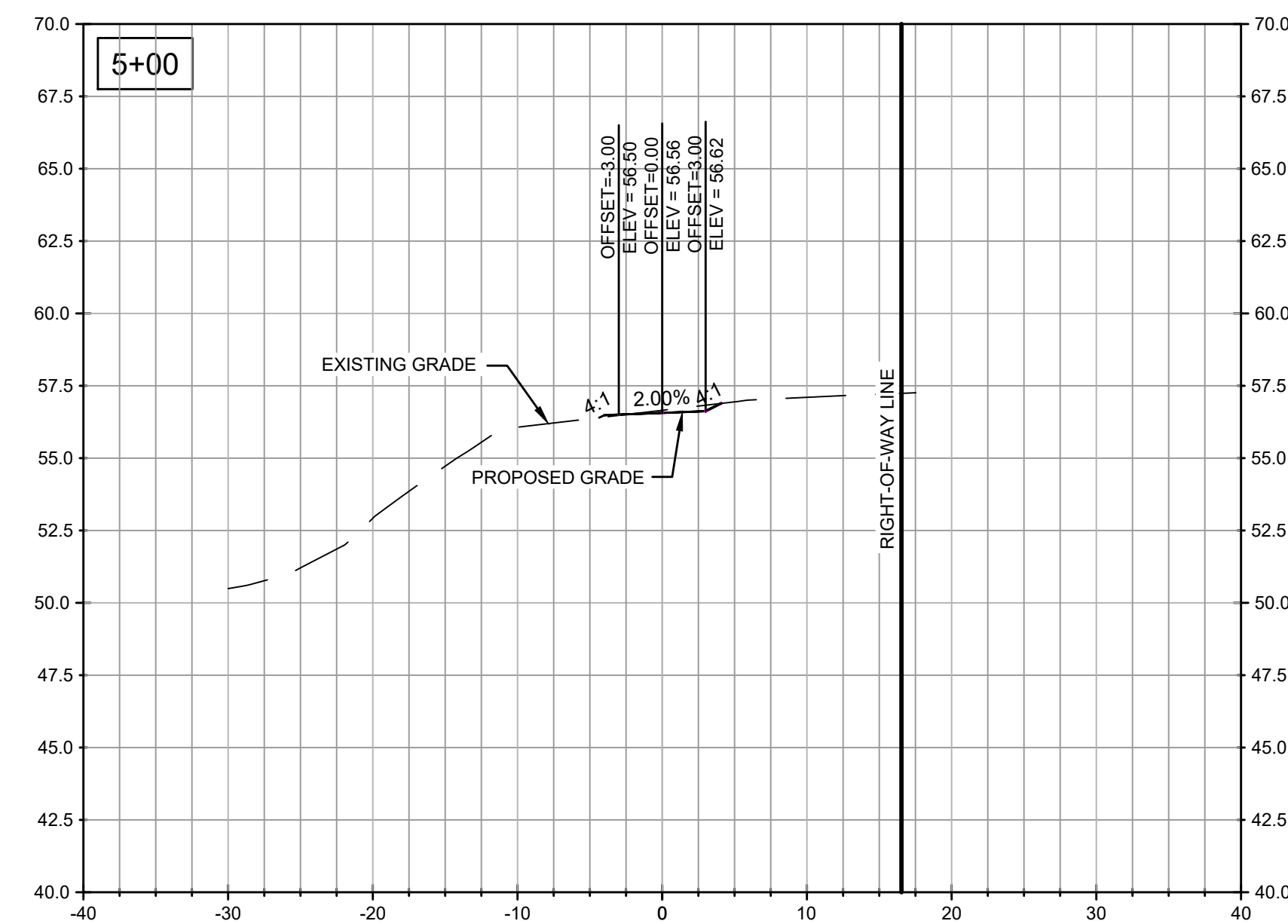
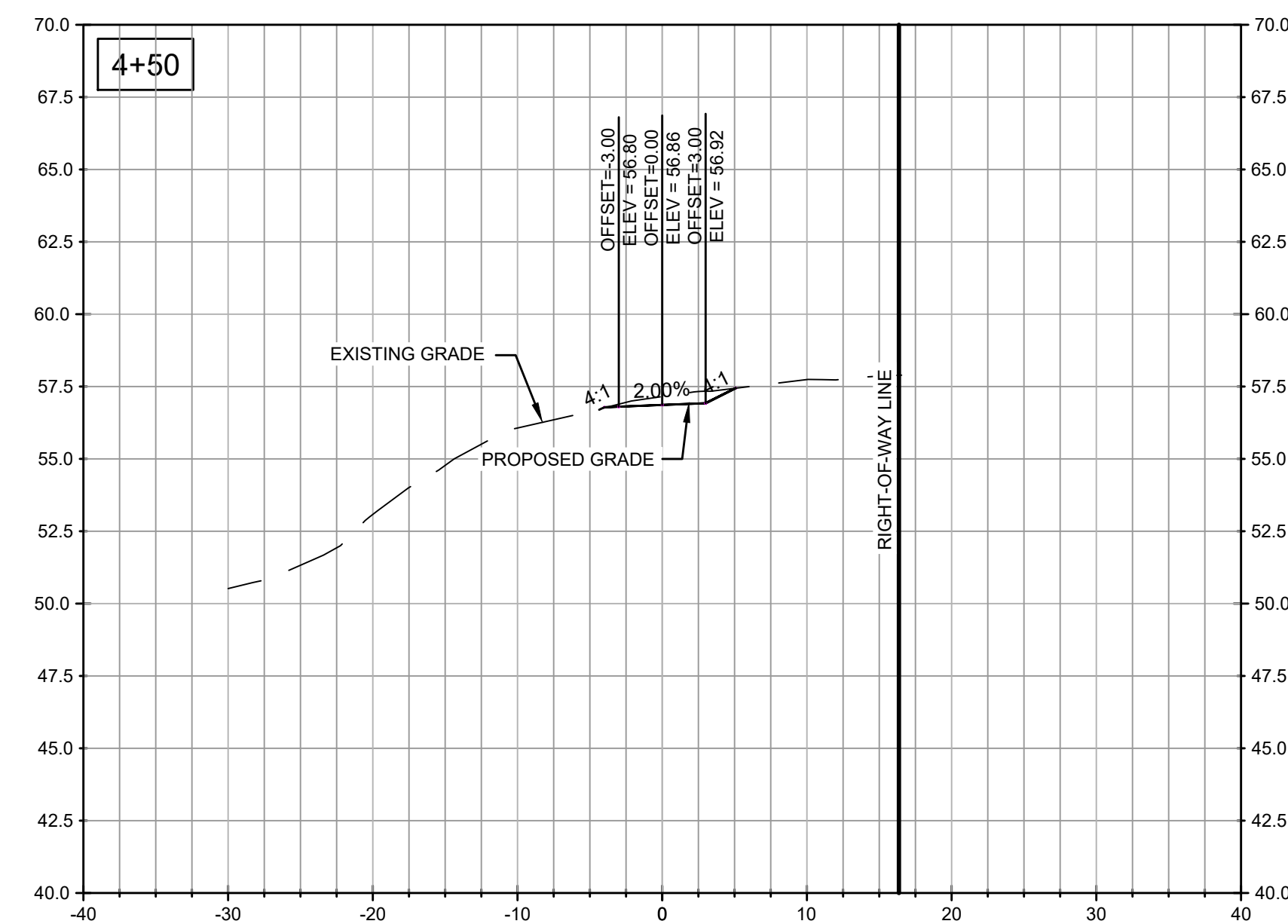
XS1

GRAPHIC SCALE
VERTICAL SCALE: 1" = 5'



HORIZONTAL SCALE: 1" = 10'





Know what's below.
Call before you dig.

REVISIONDATE _____

CROSS SECTIONS (SIDEWALK)

Hwy 98
Sidewalk Addition
Daphne, Alabama 36526



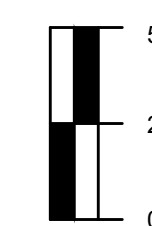
JOB No.: 20200681	DATE: 9/25/20
DRAWN: JDL	SCALE: SEE DWG

SHEET

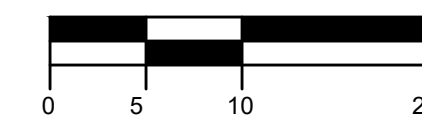
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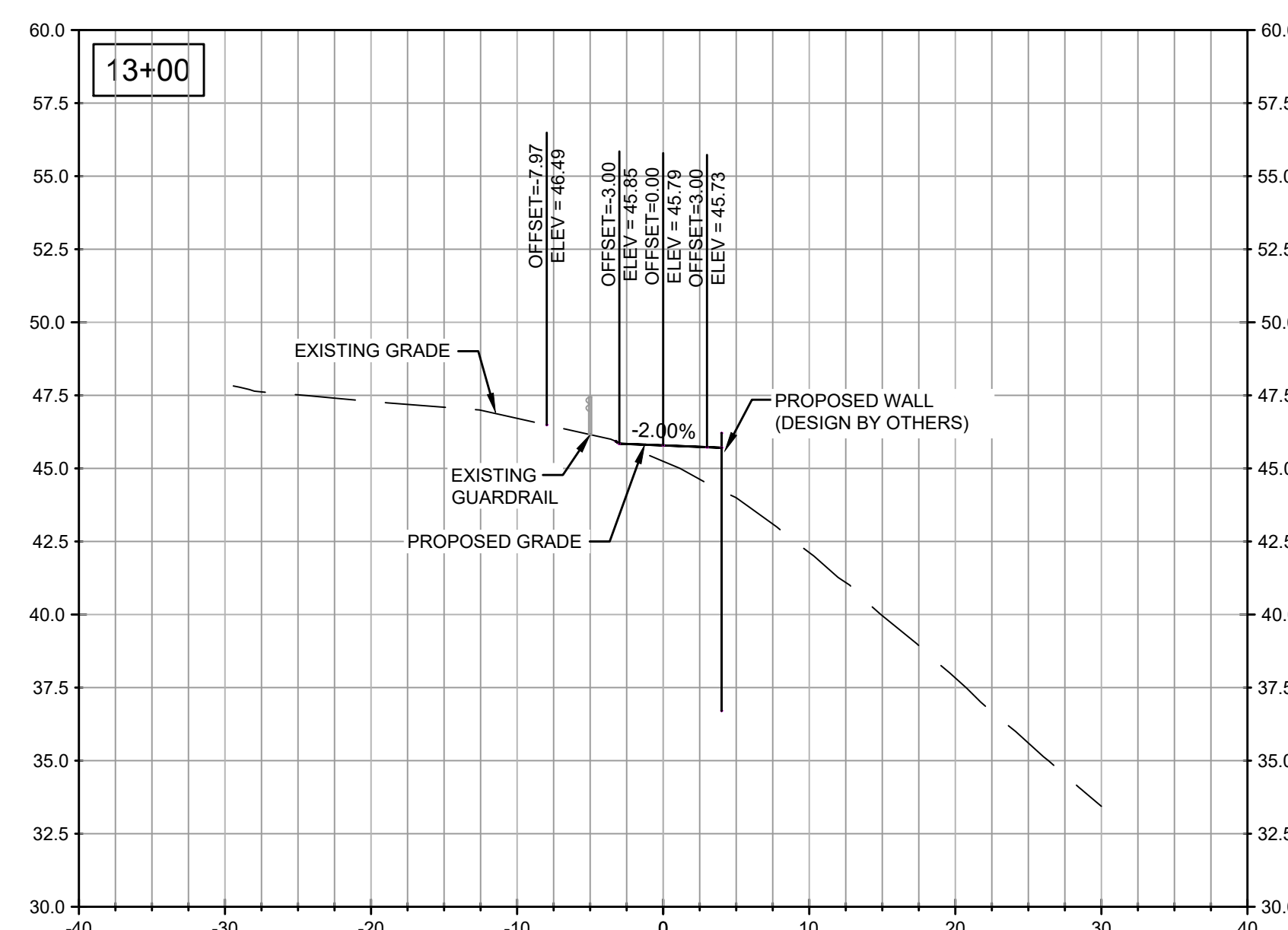
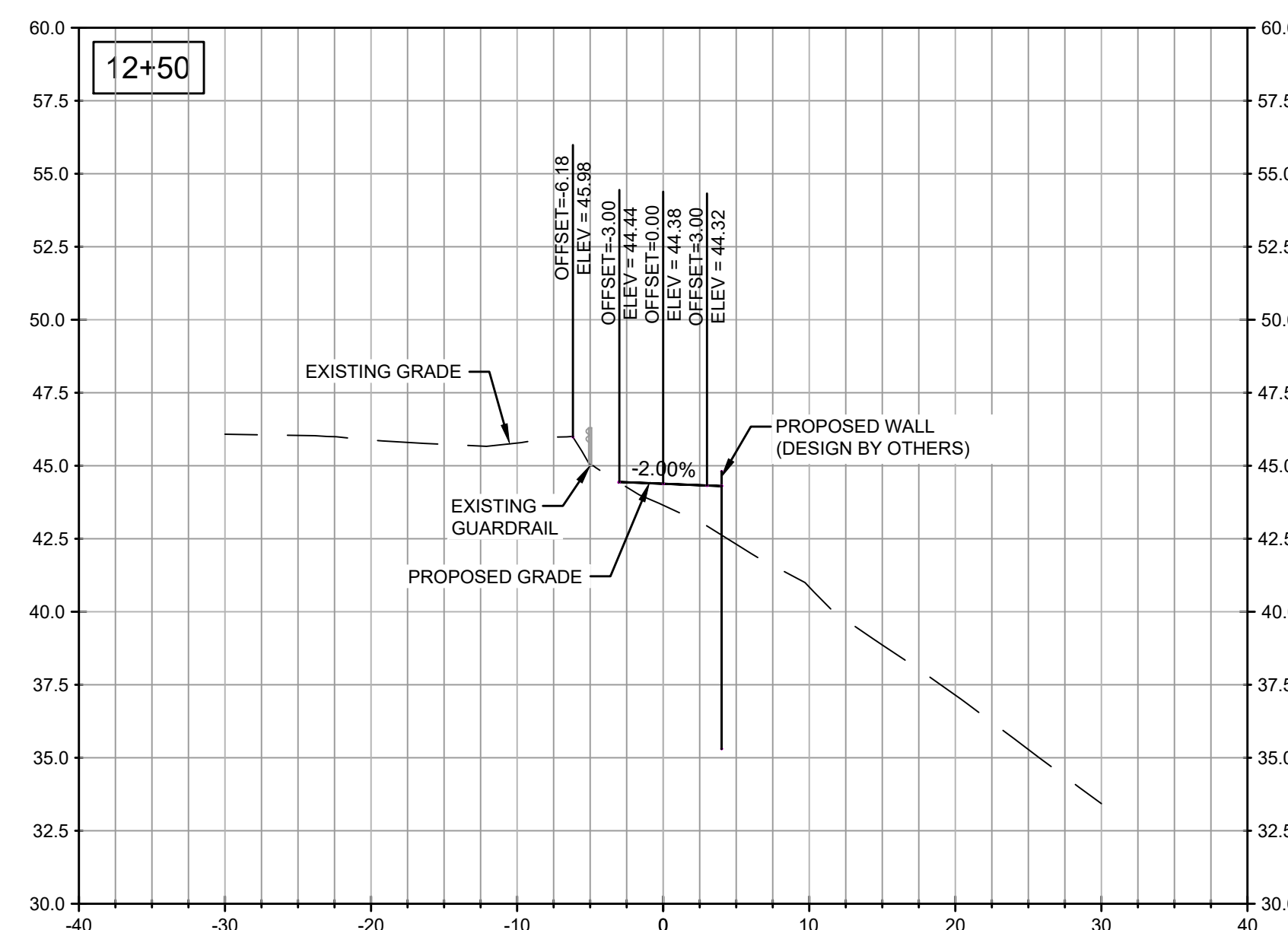
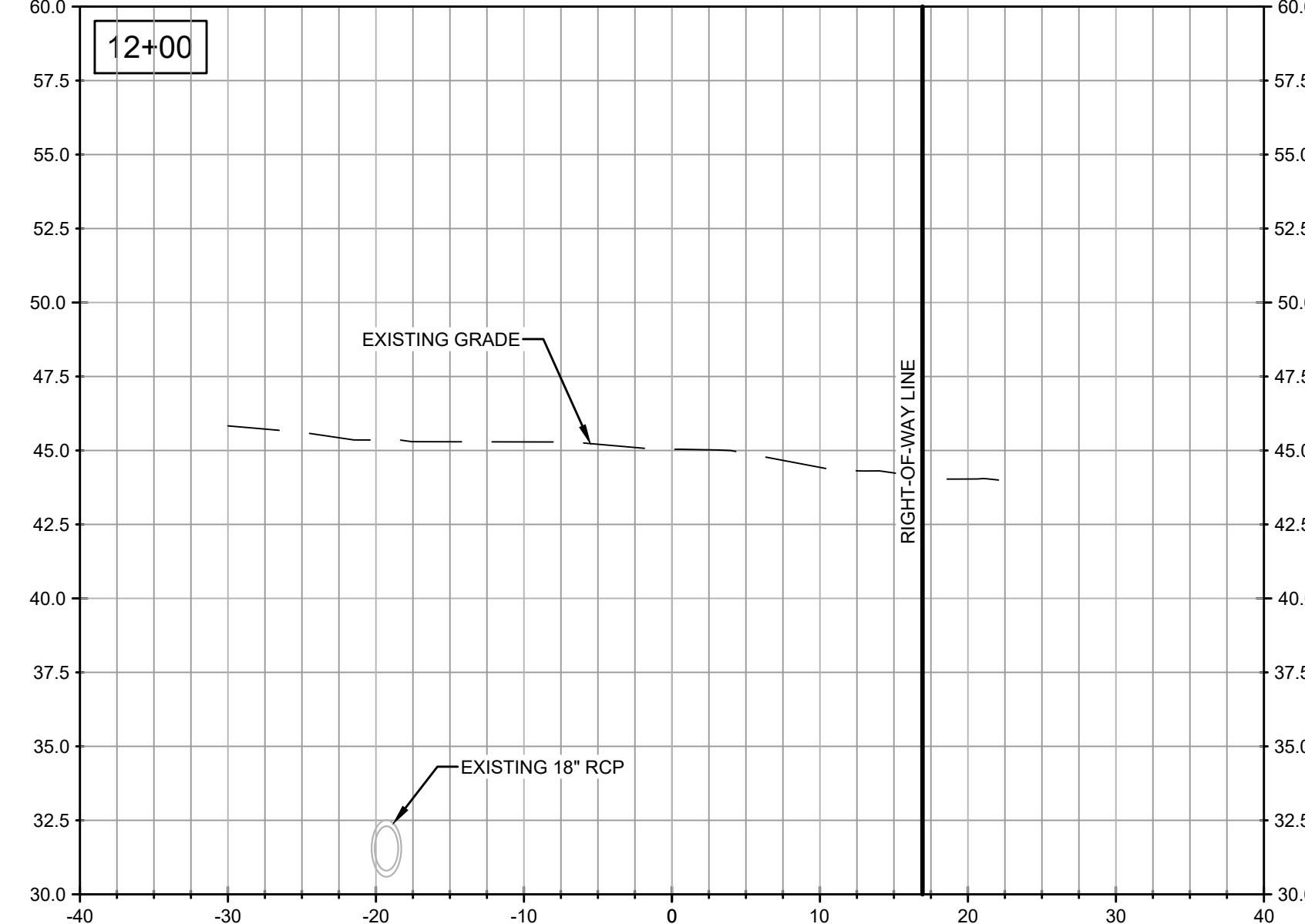
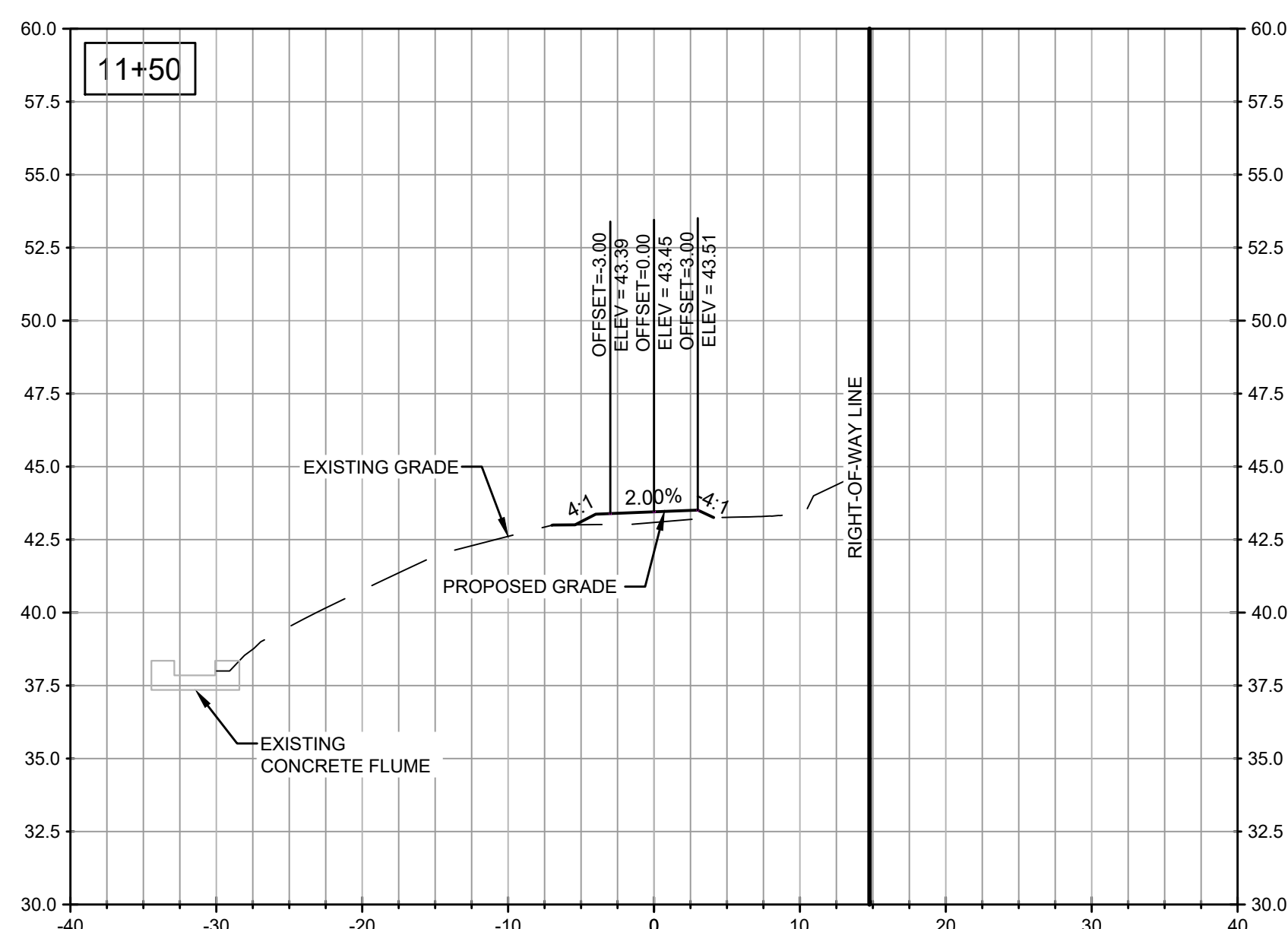
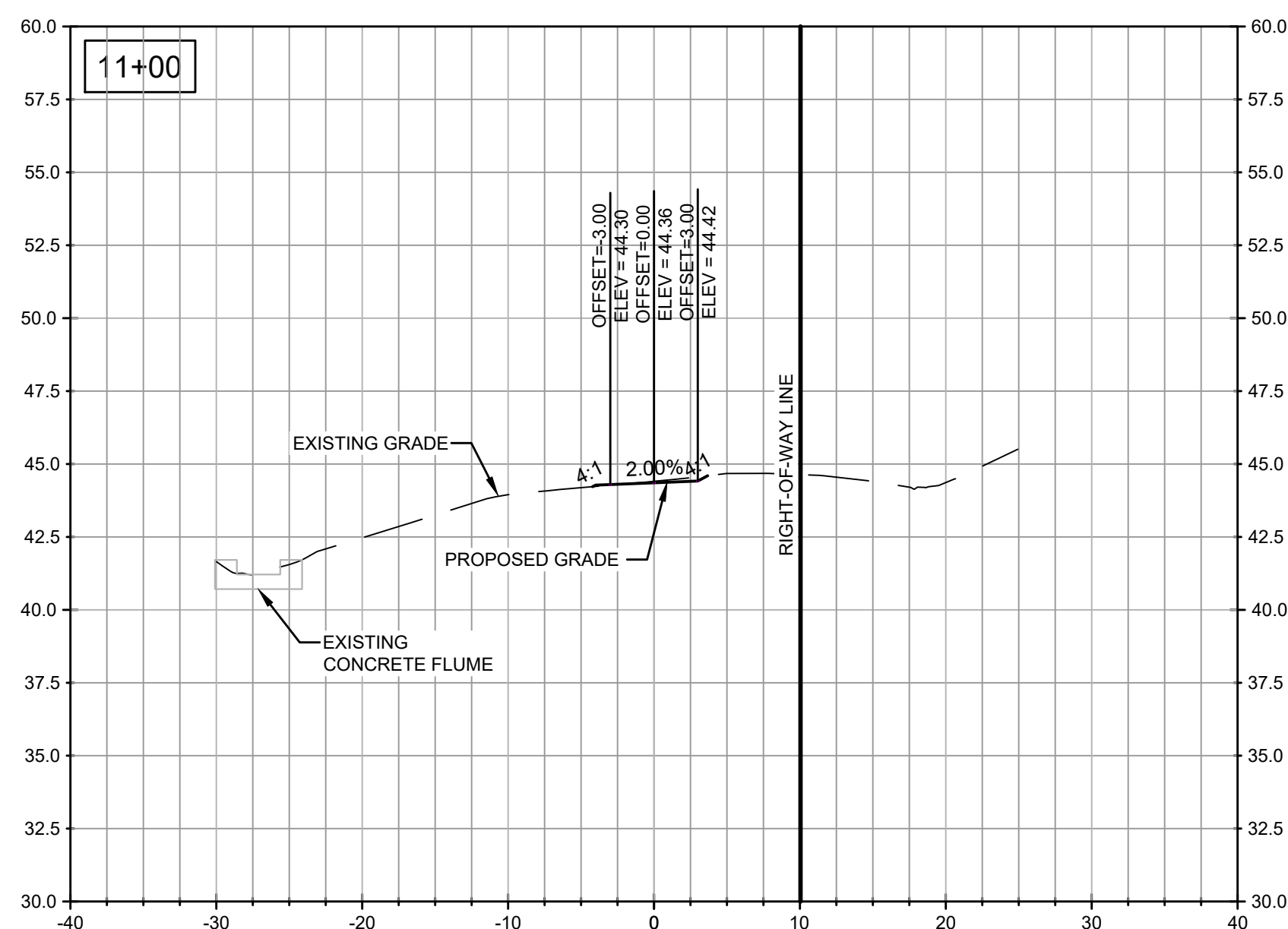
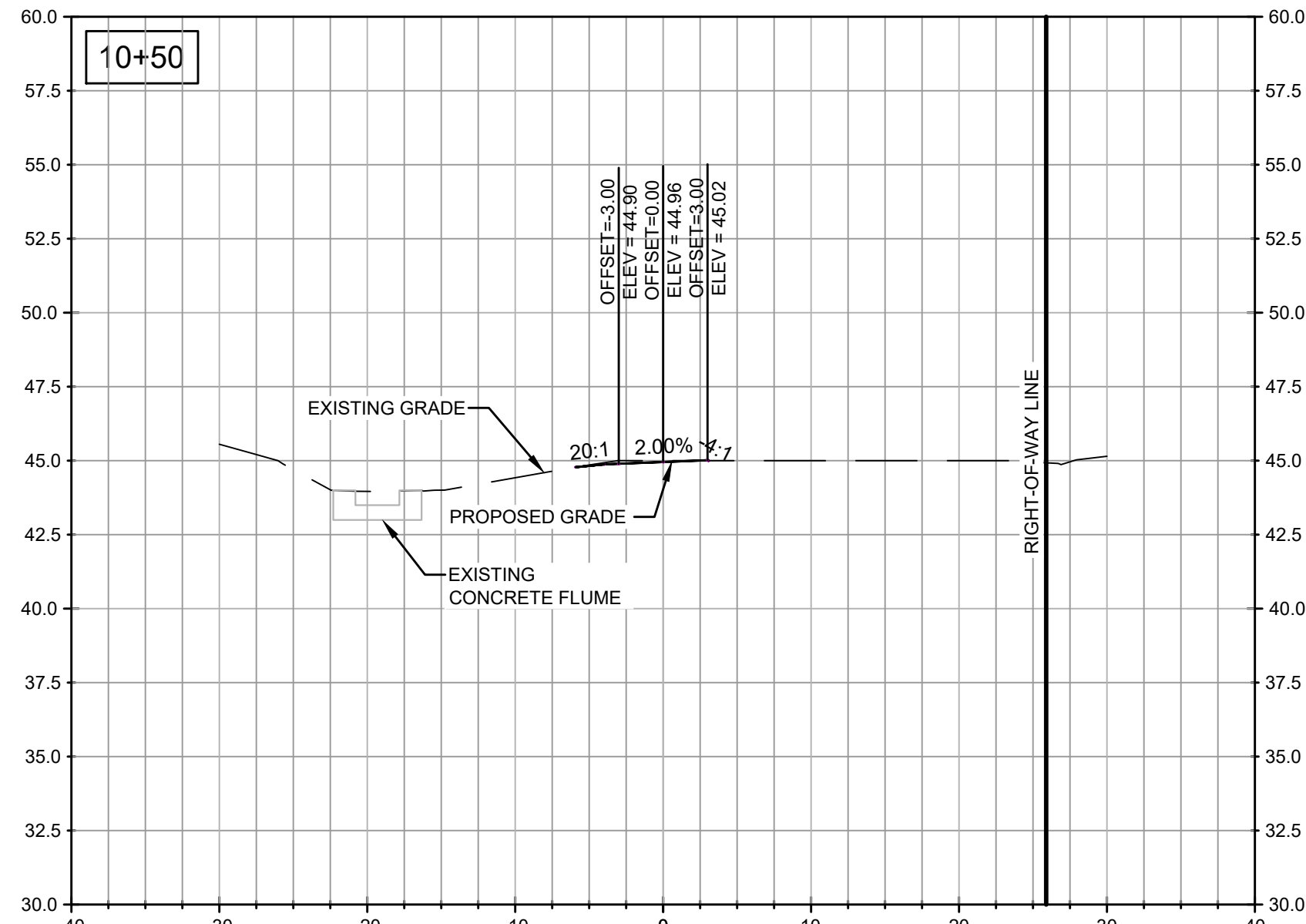
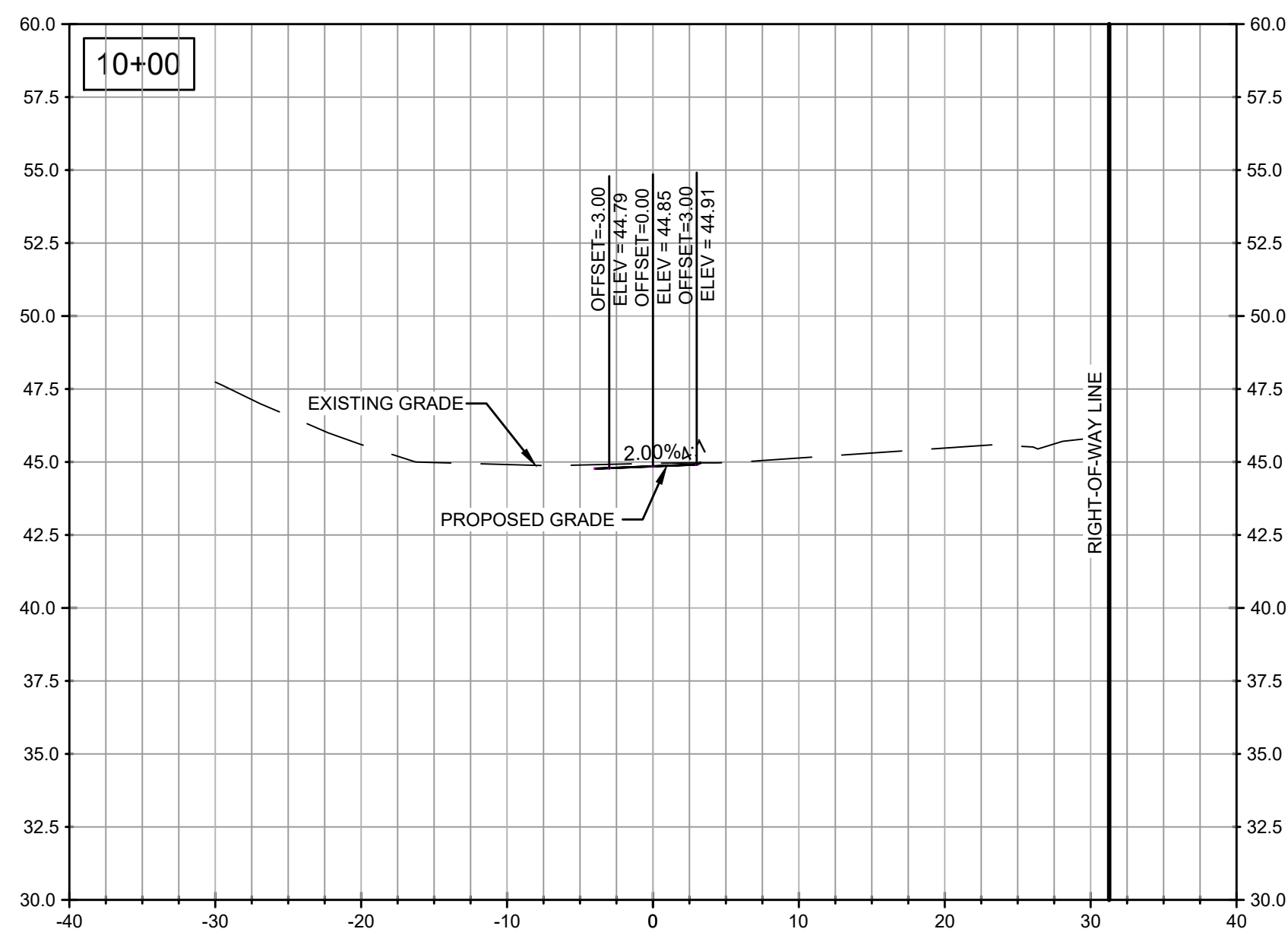
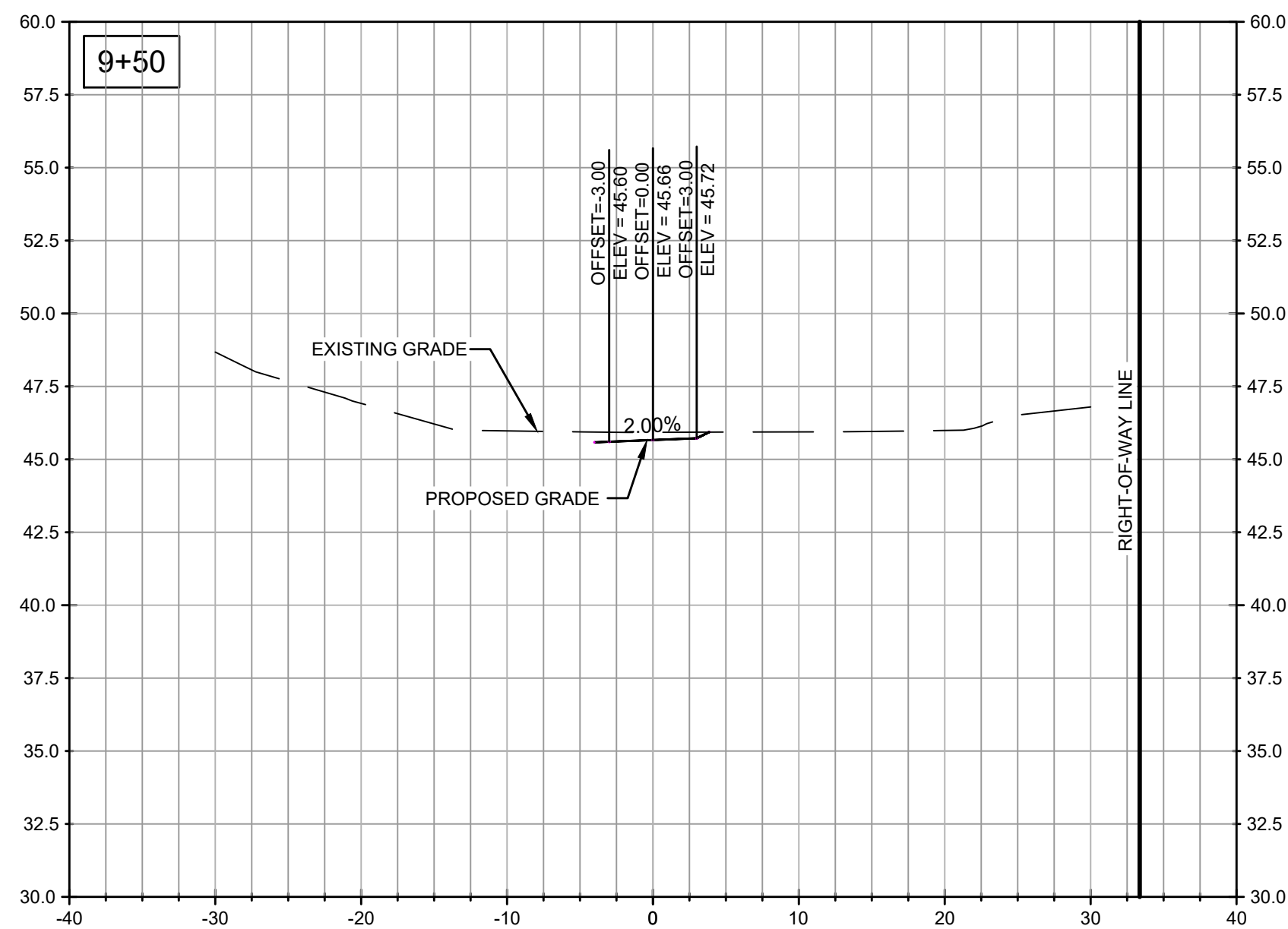
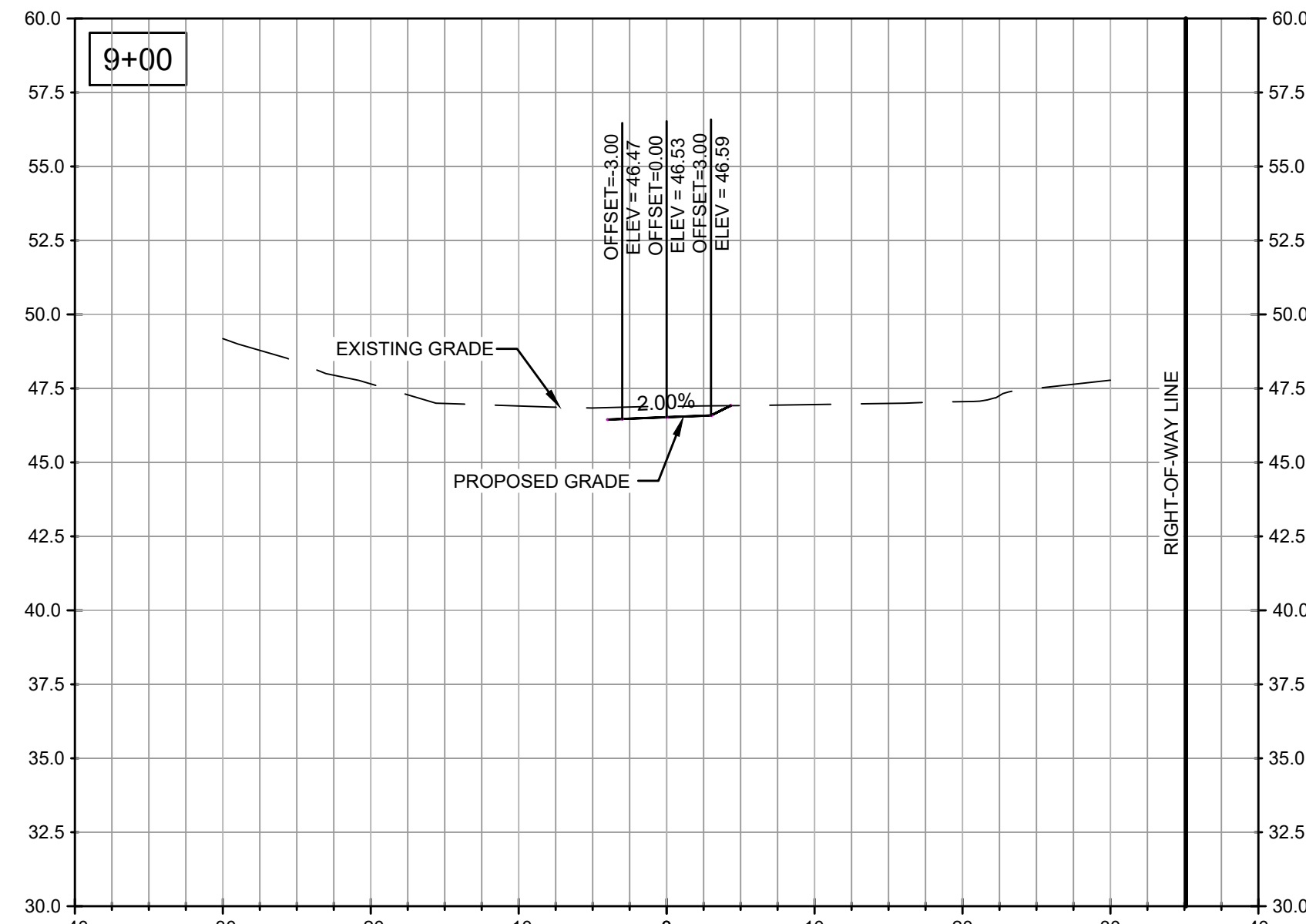
GRAPHIC SCALE

VERTICAL SCALE: 1" = 5'



HORIZONTAL SCALE: 1" = 10'





GRAPHIC SCALE

VERTICAL SCALE: 1" = 5'



HORIZONTAL SCALE: 1" = 10'

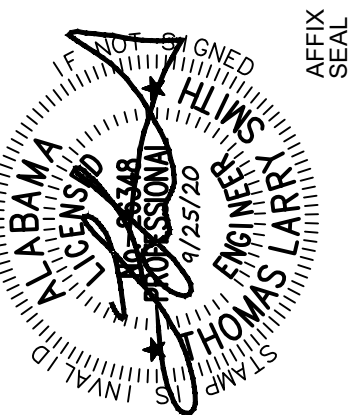


REVISION	DATE



CROSS SECTIONS (SIDEWALK)

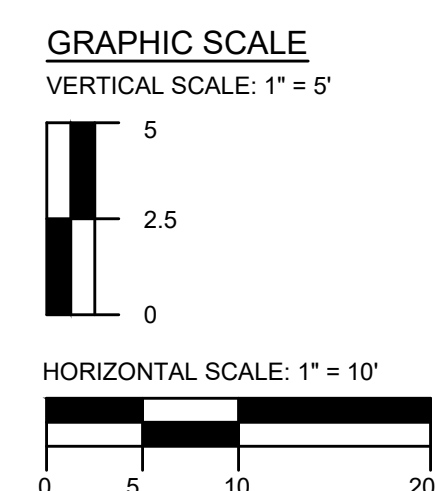
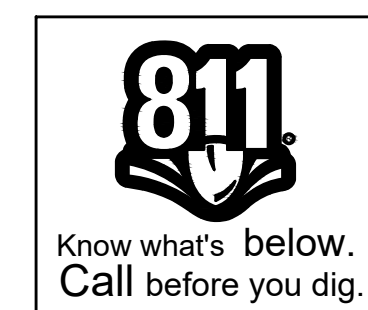
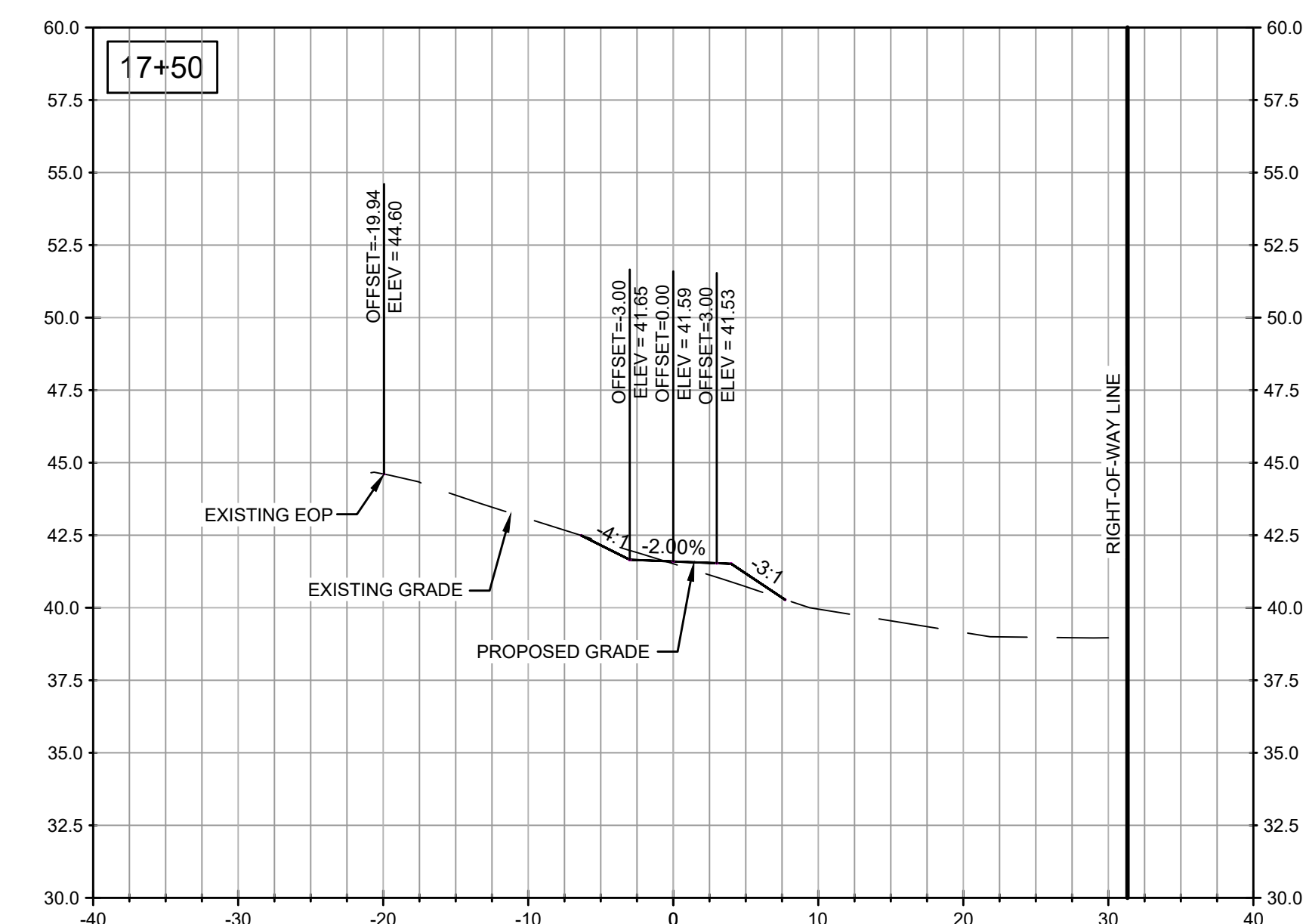
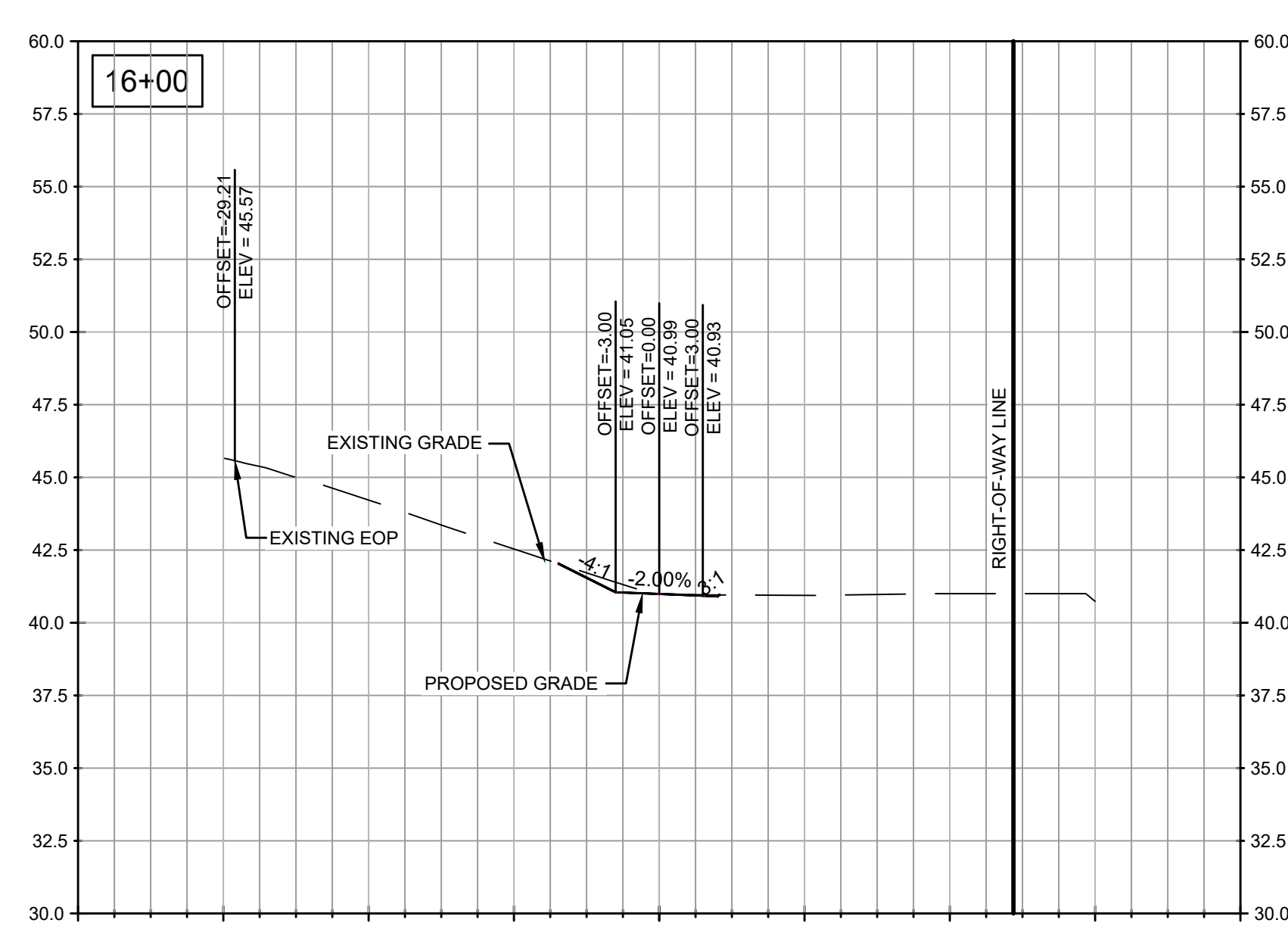
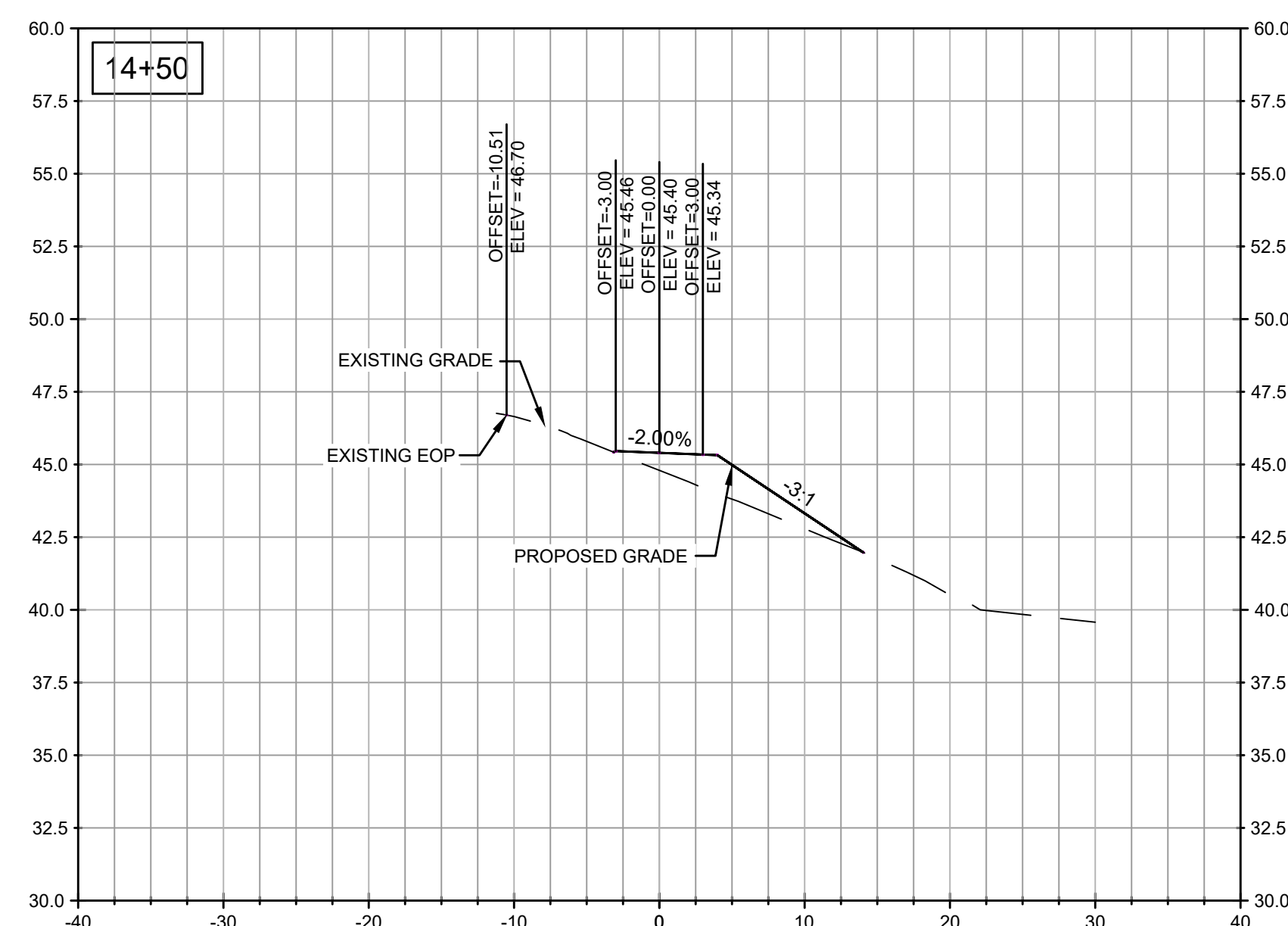
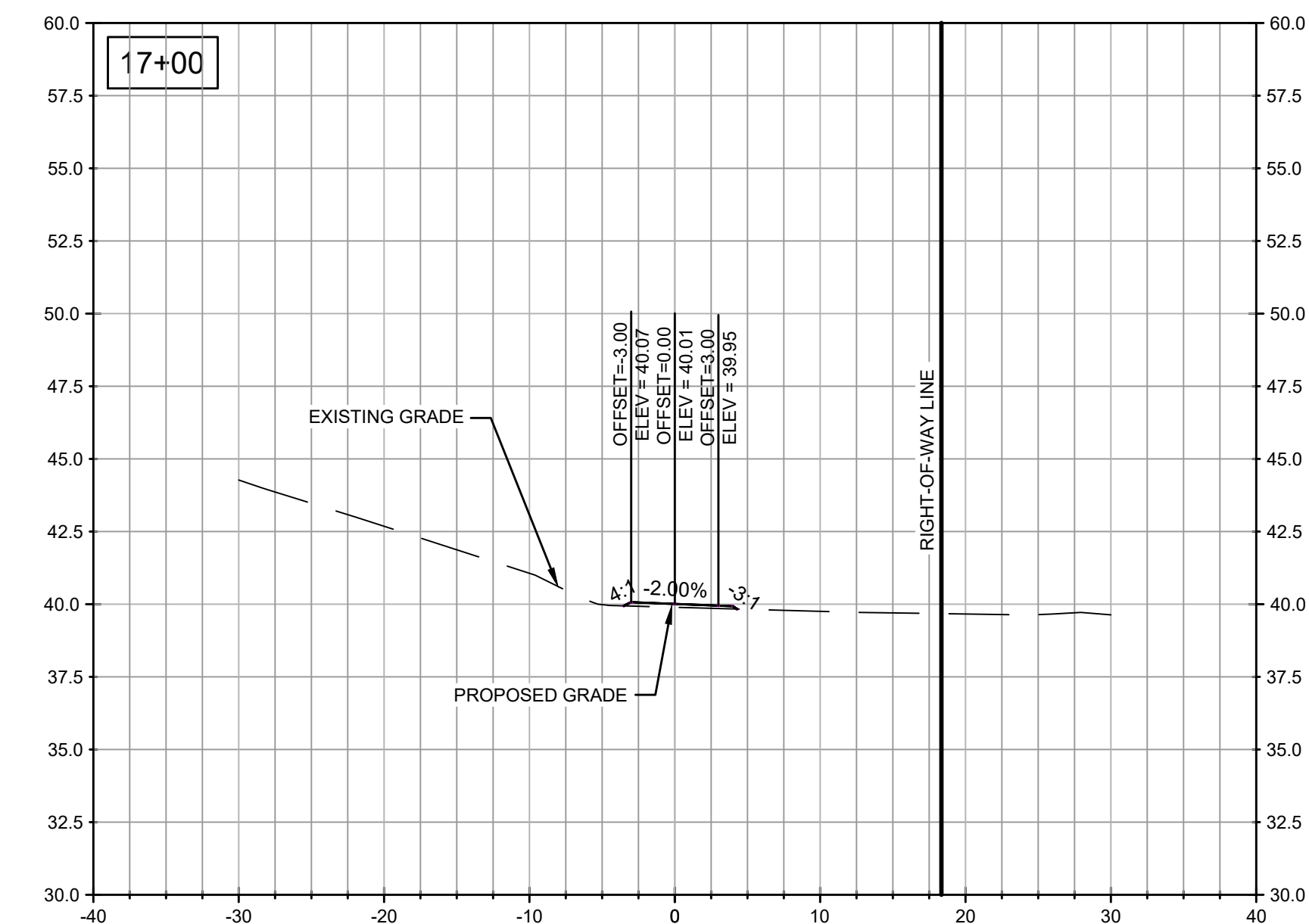
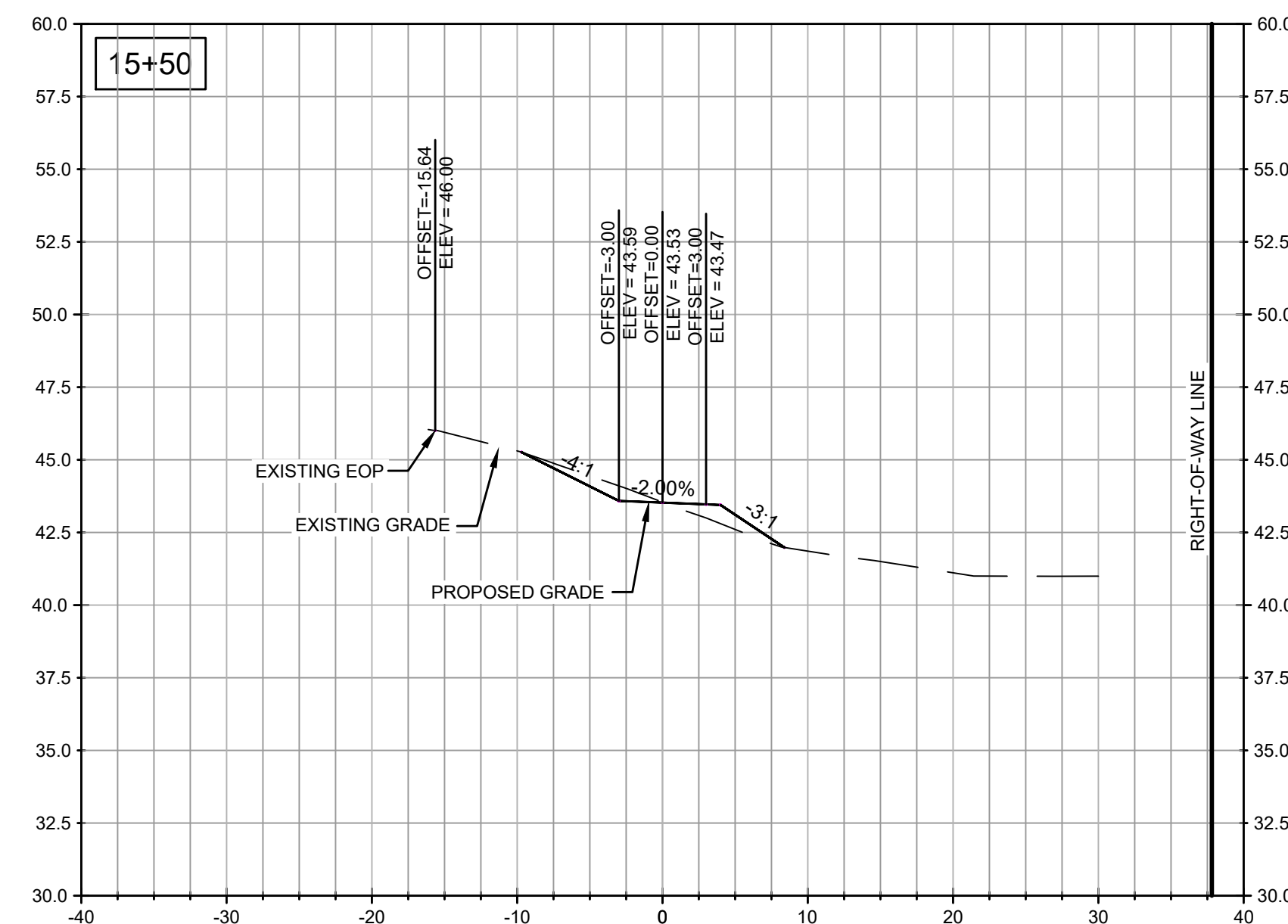
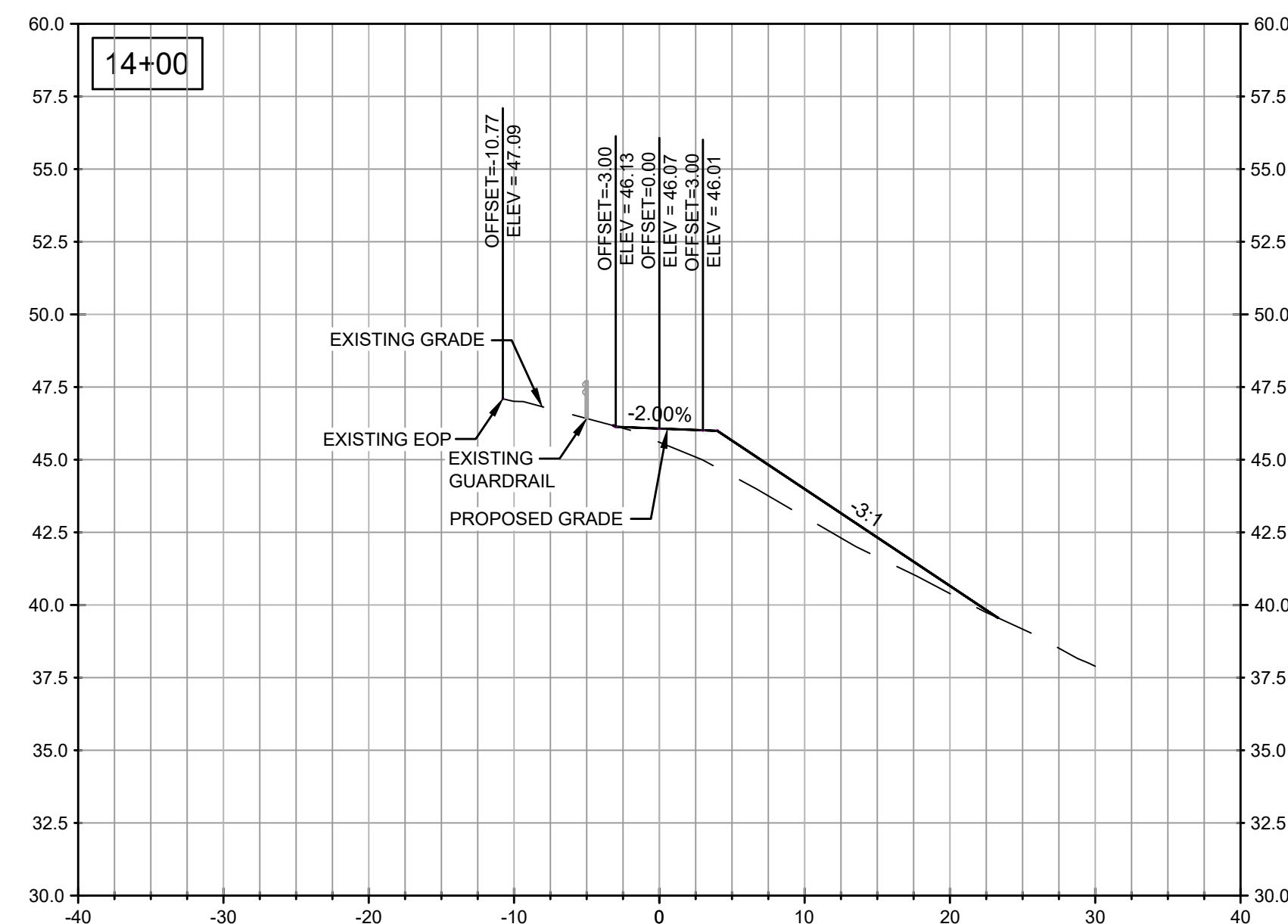
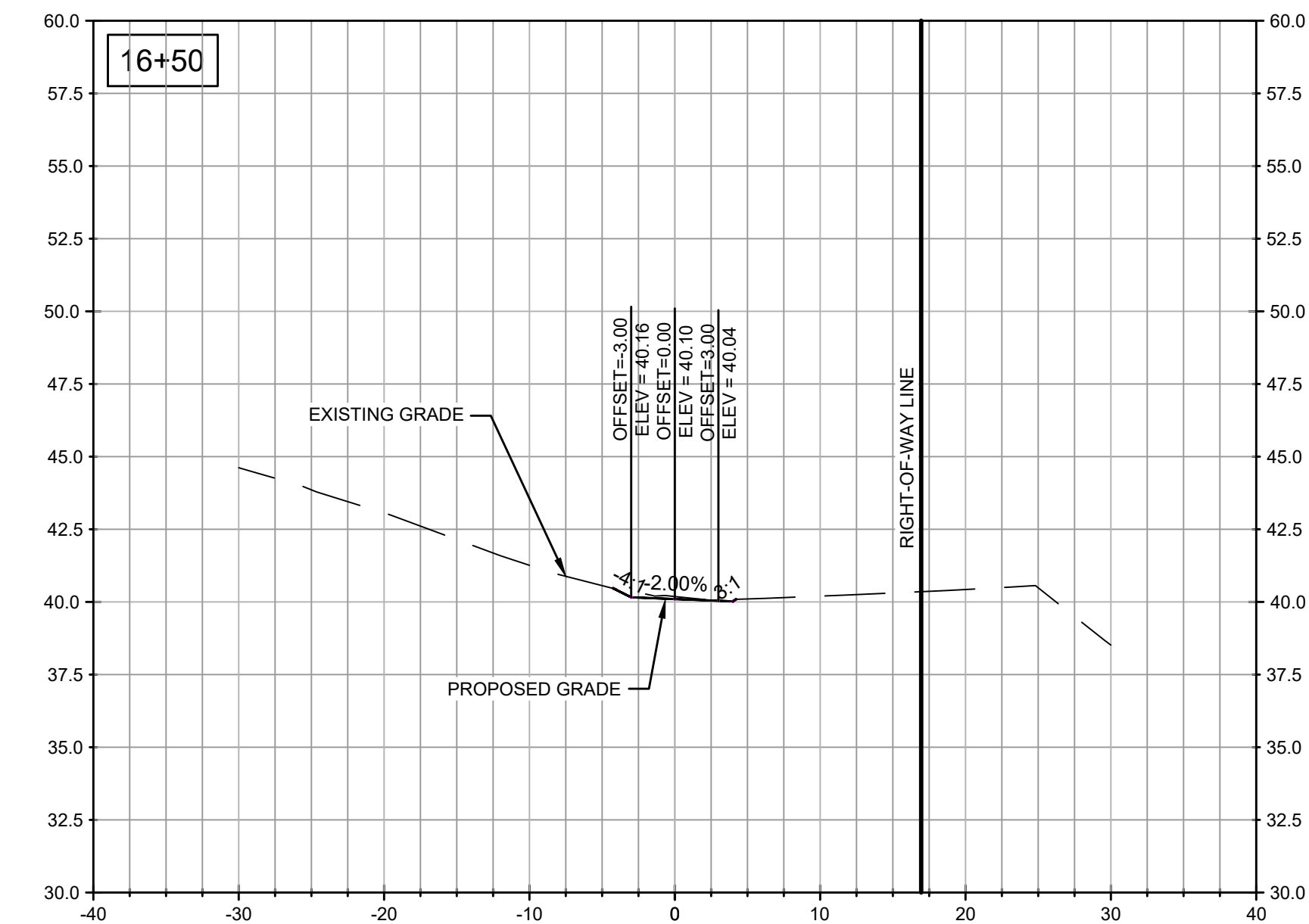
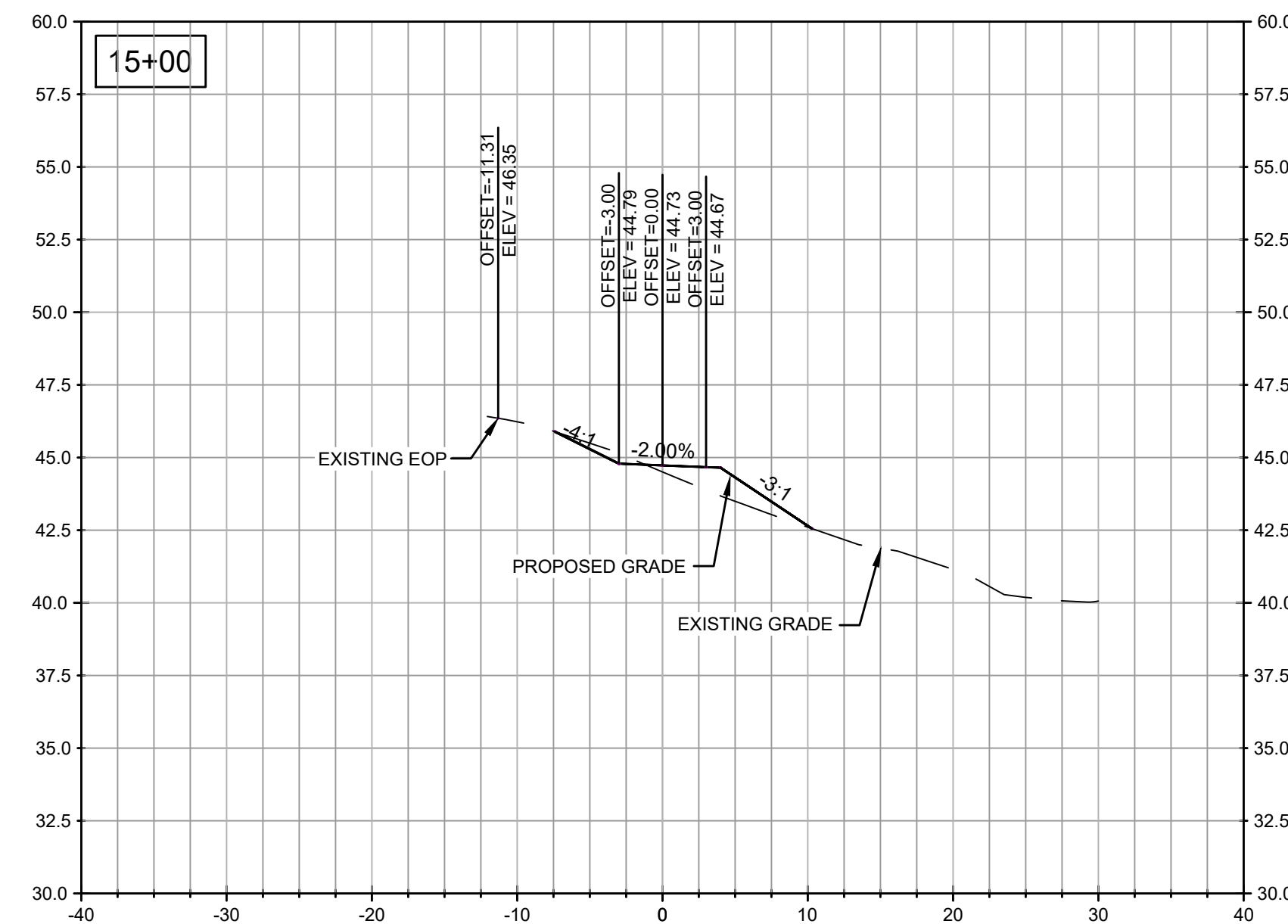
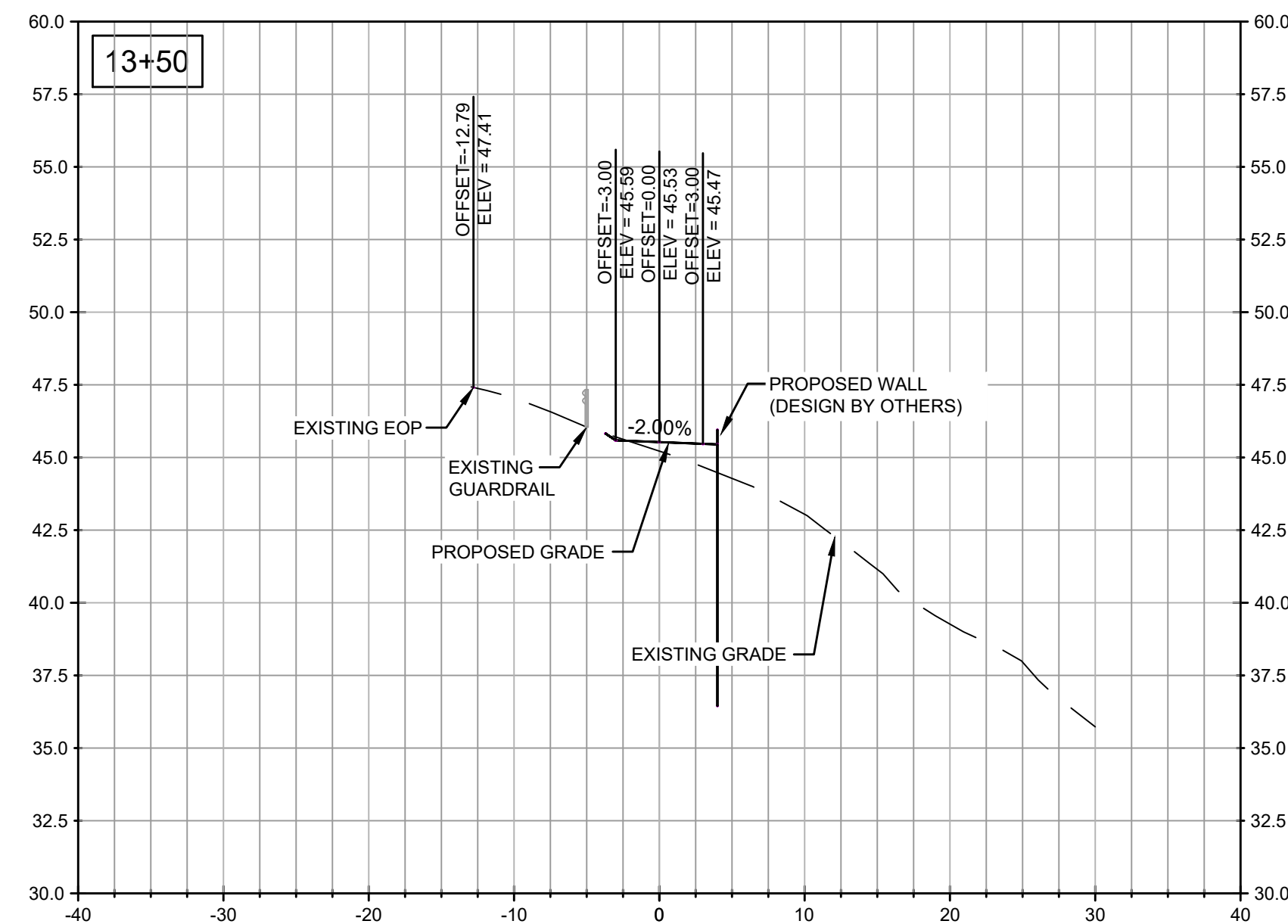
Hwy 98
Sidewalk Addition
Daphne, Alabama 36526

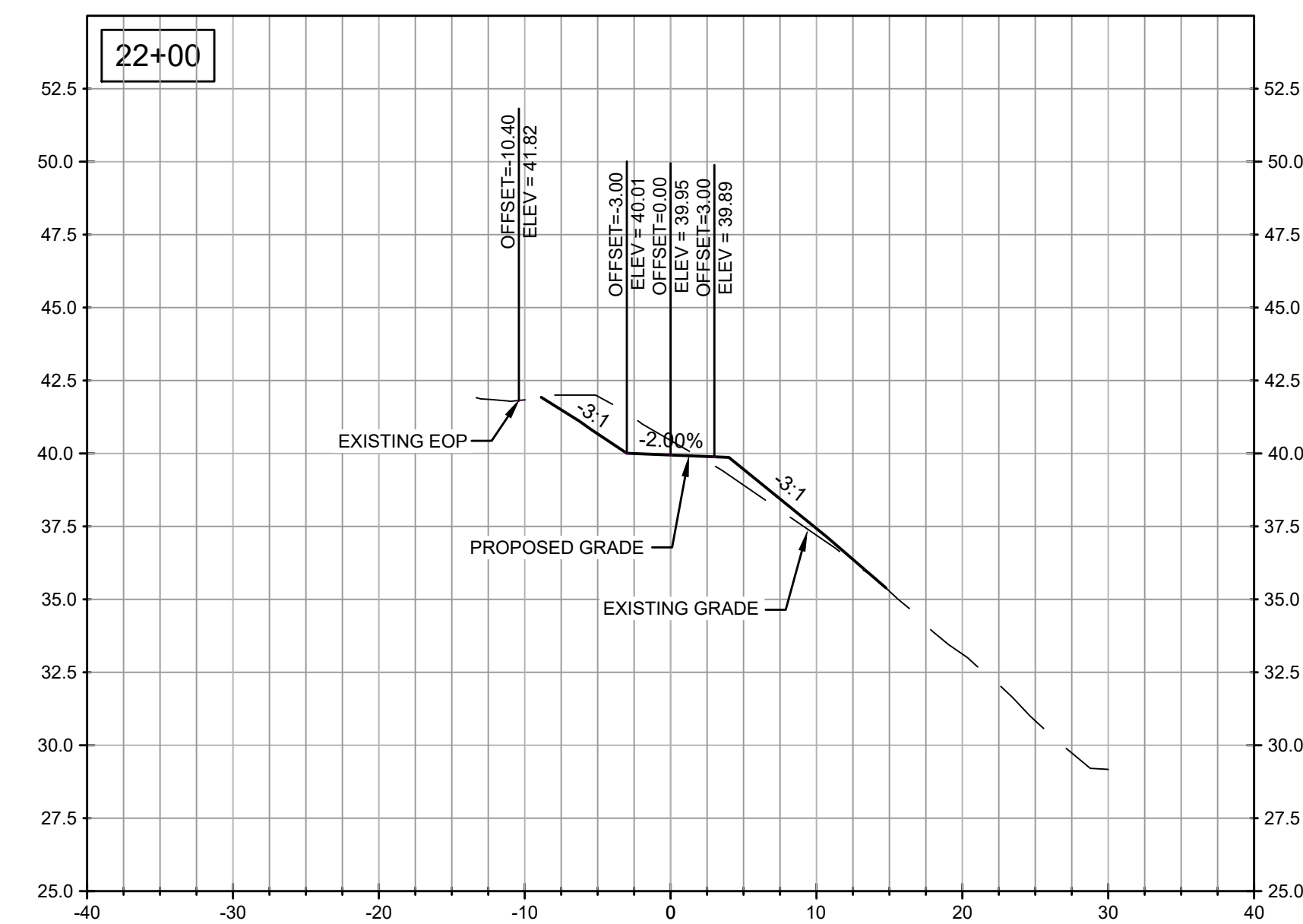
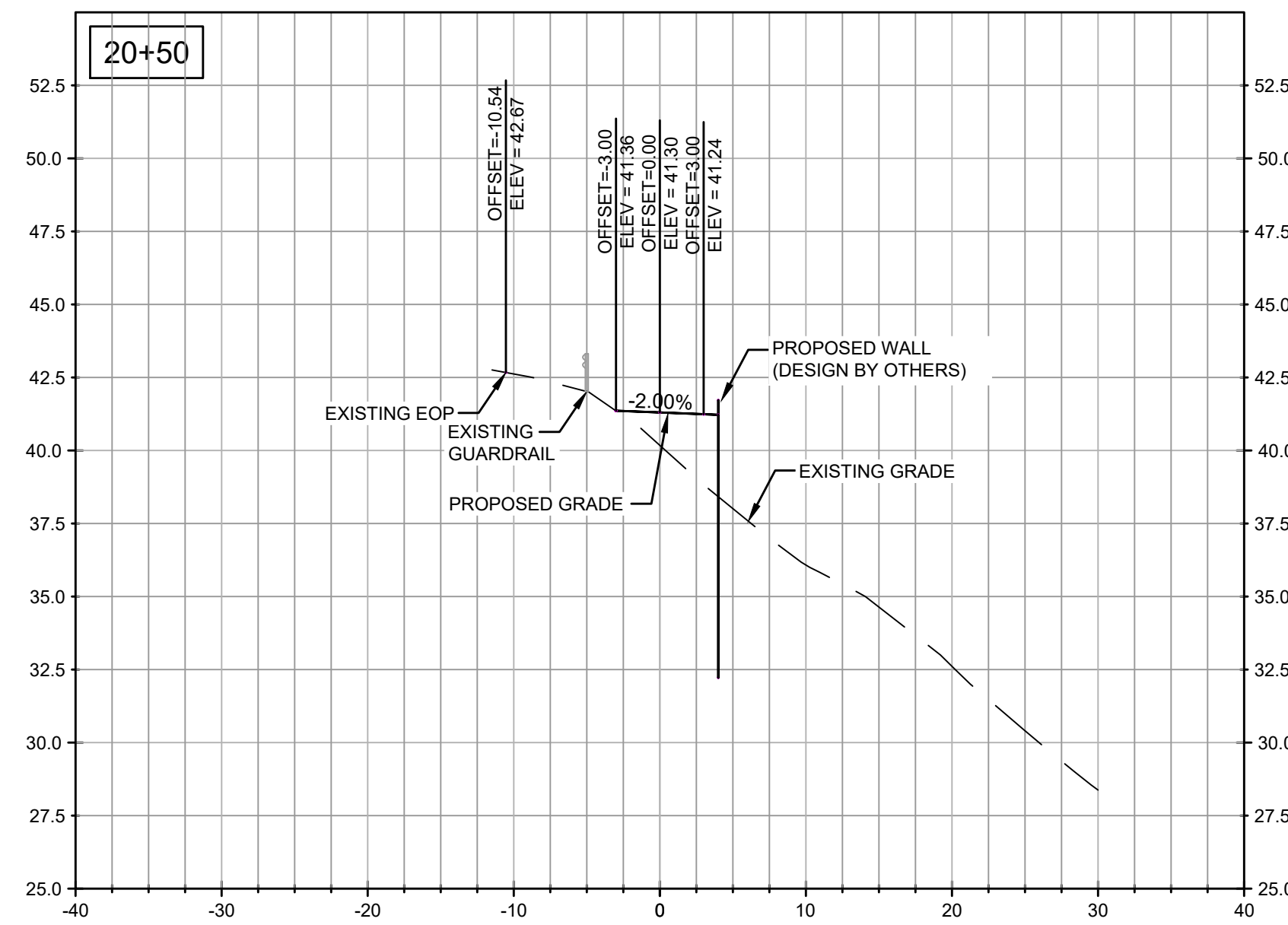
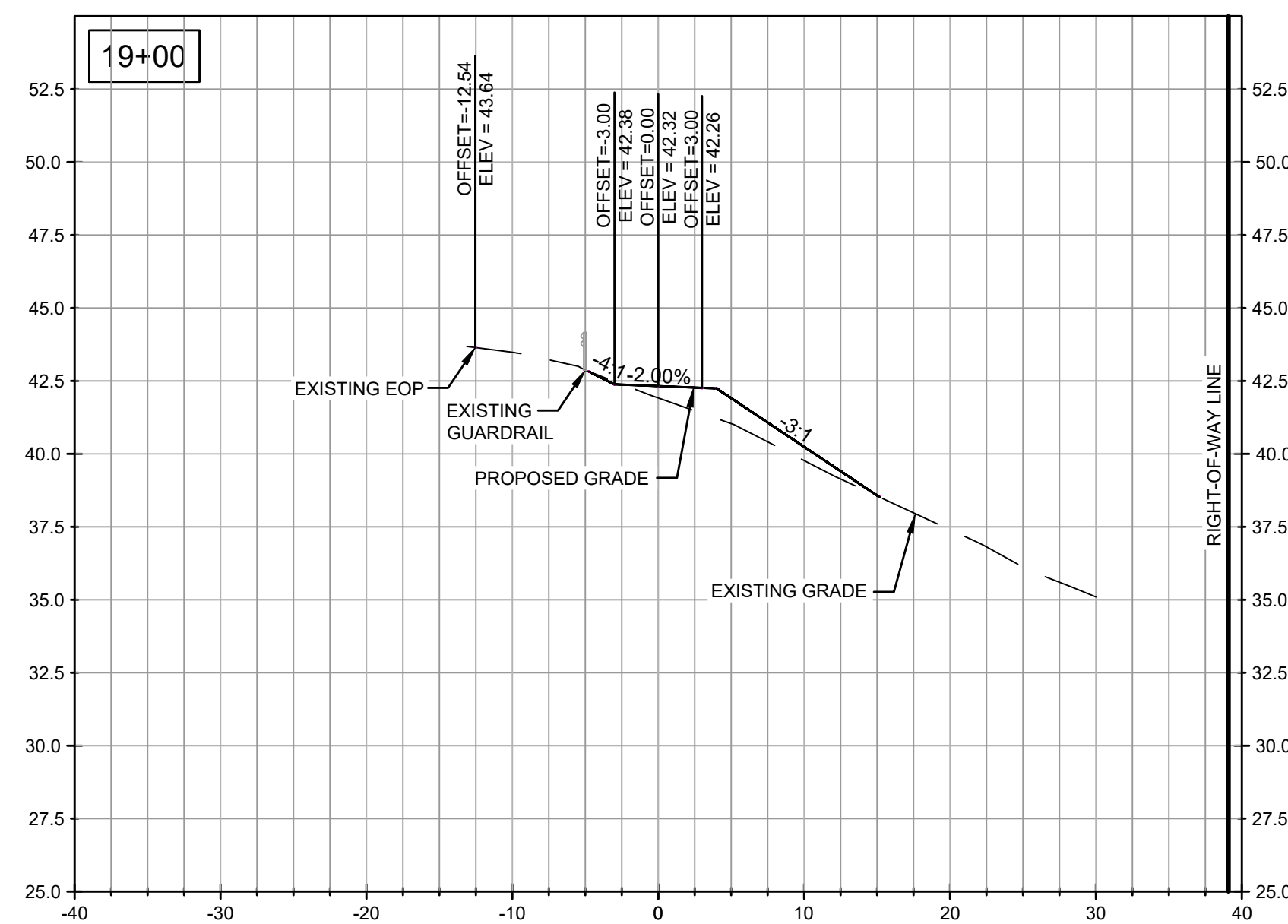
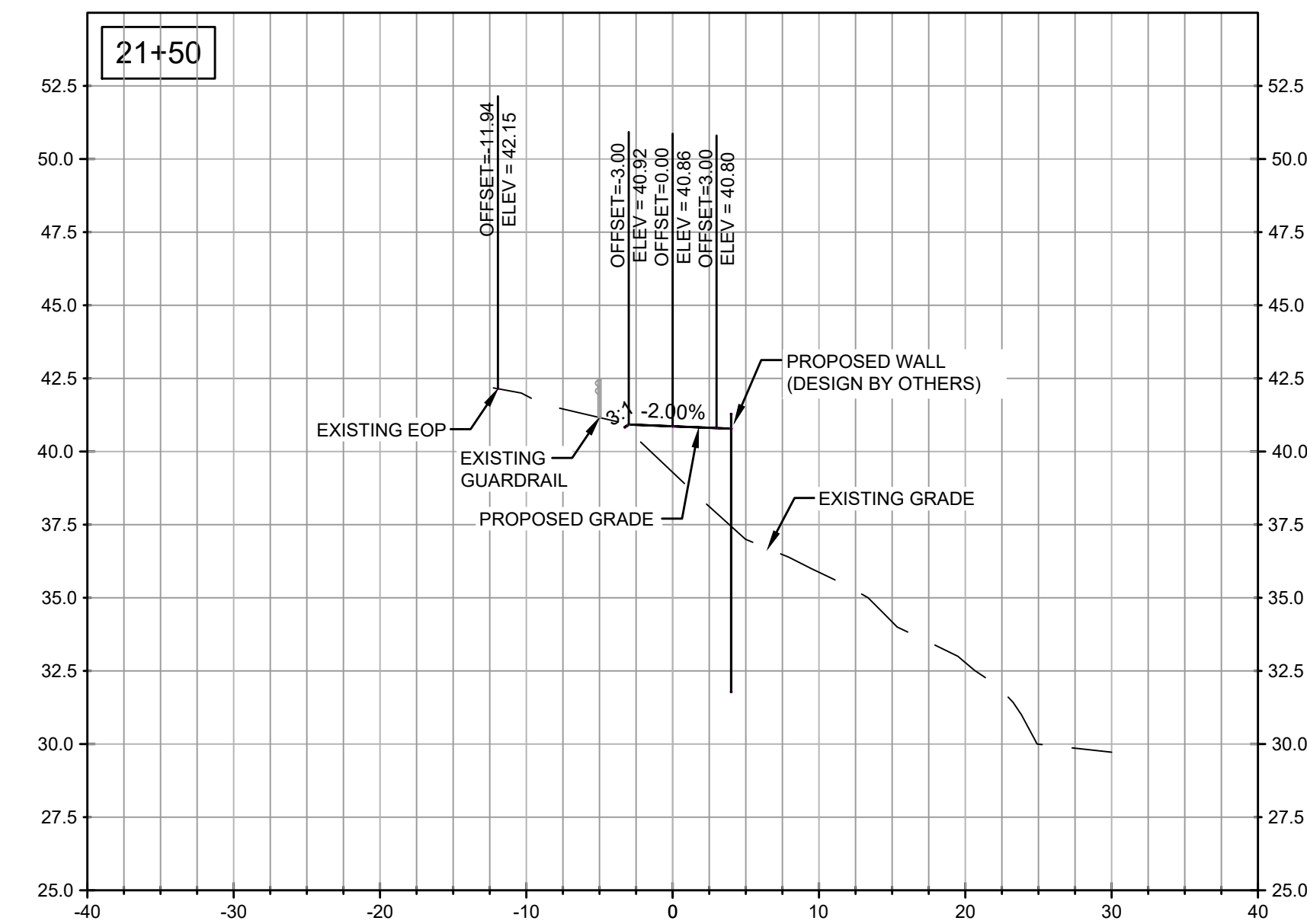
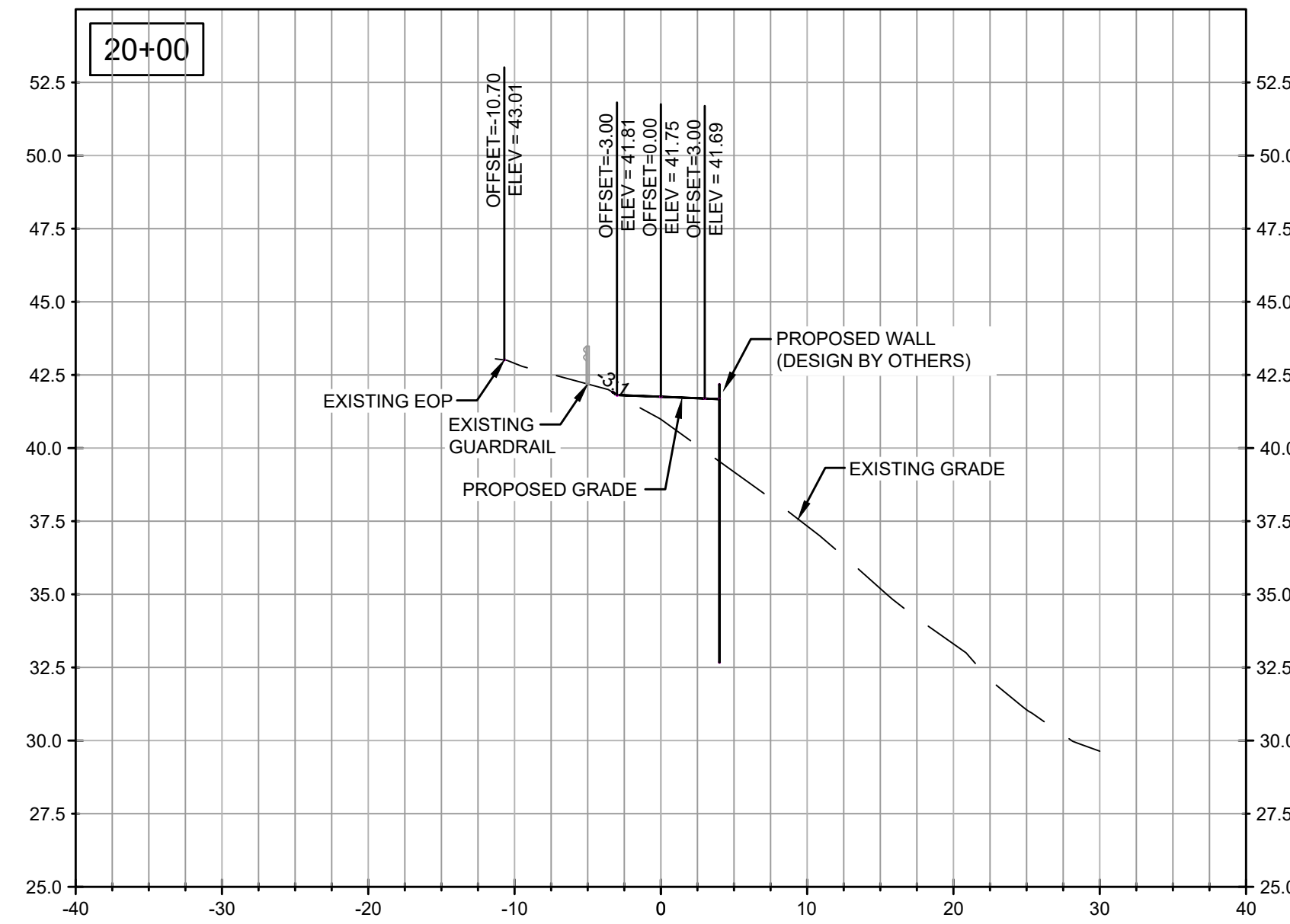
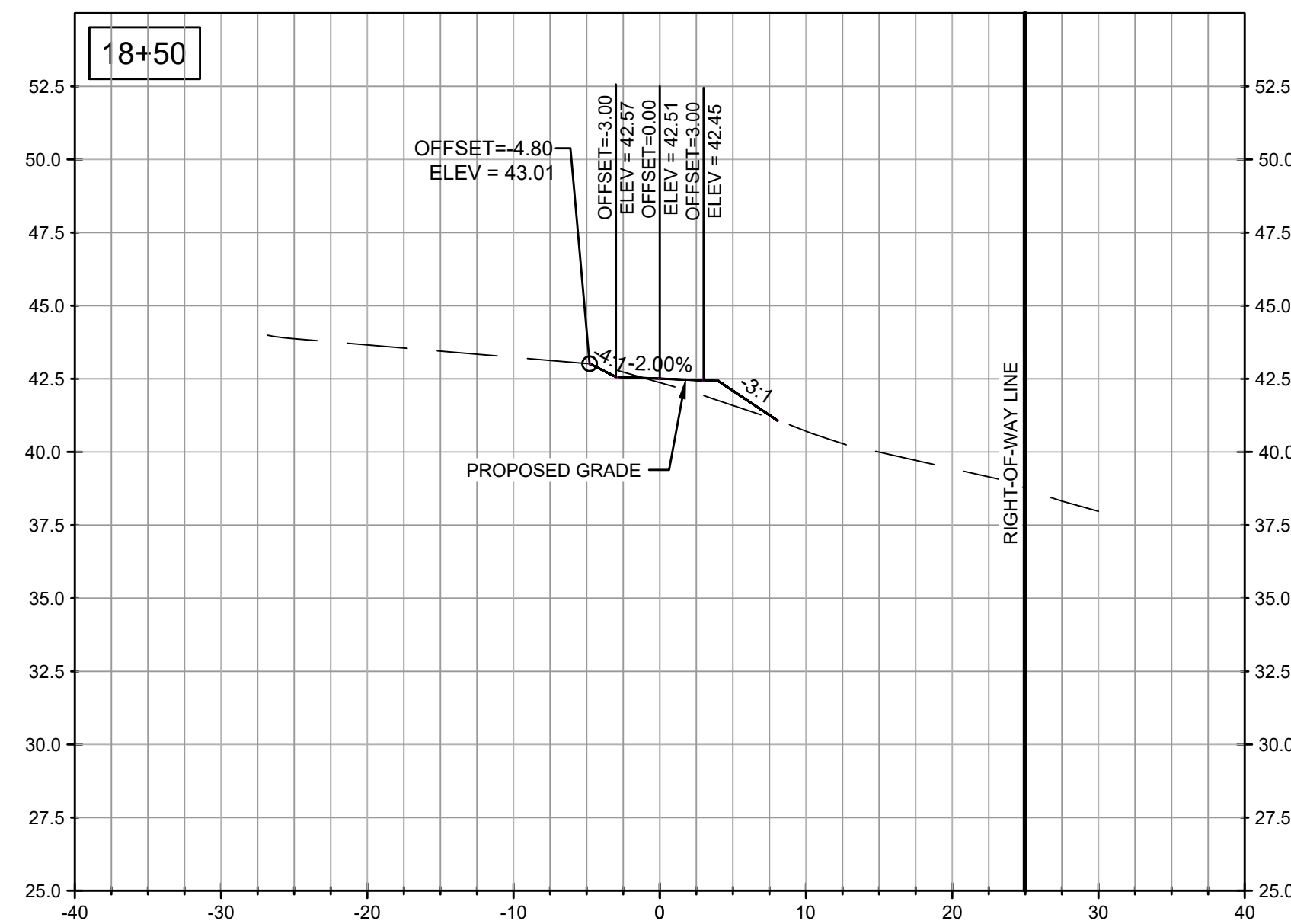
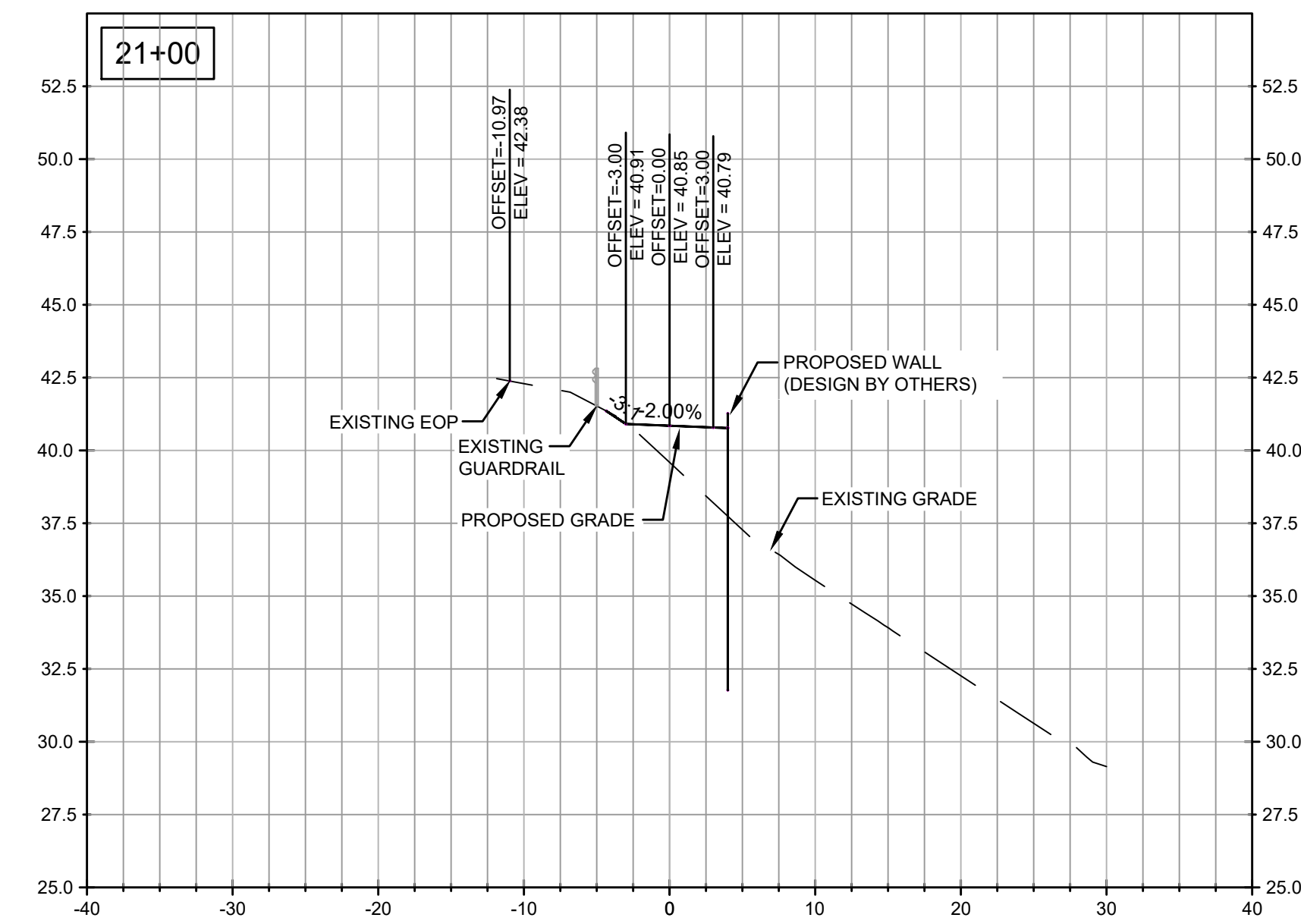
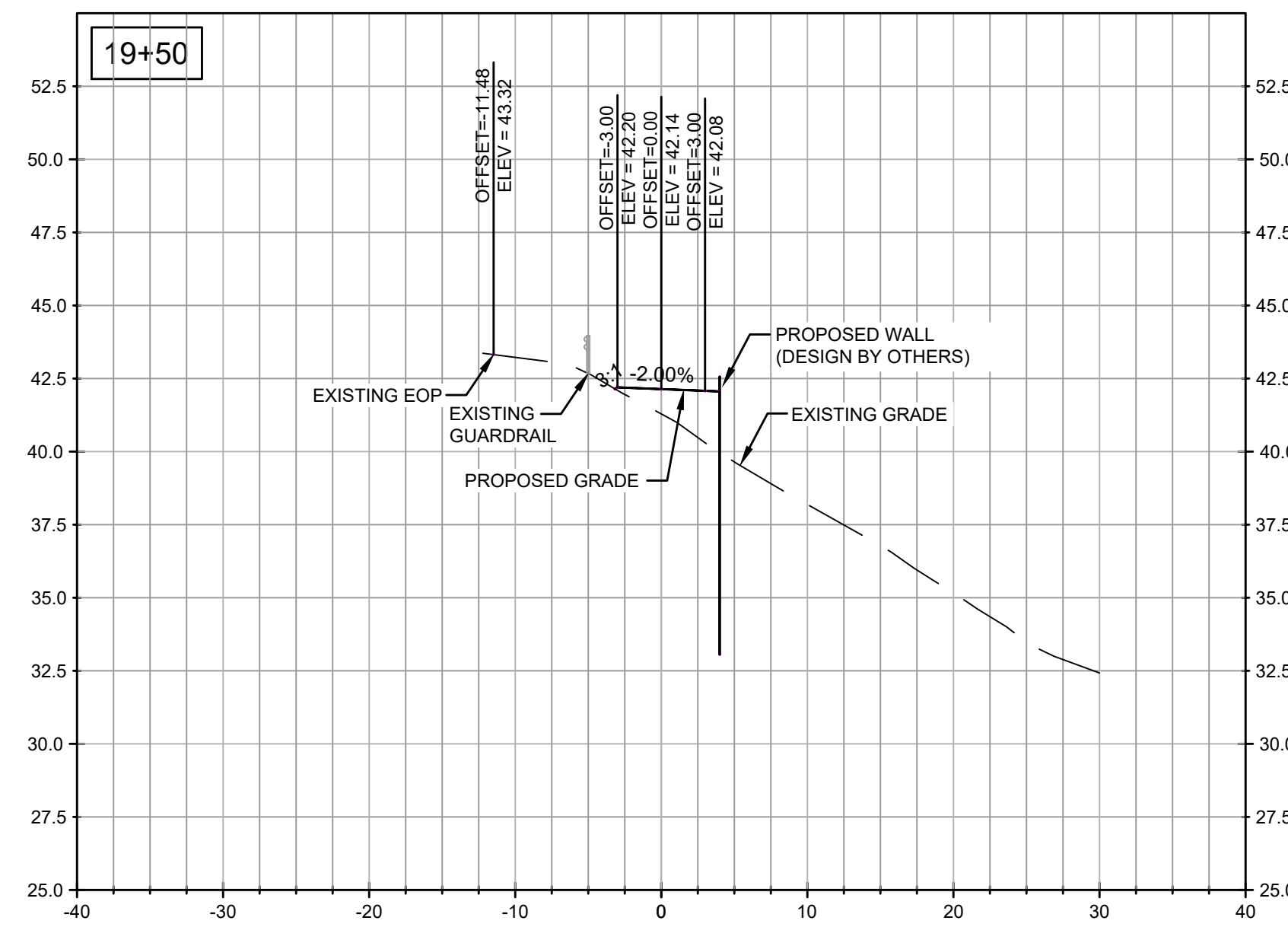
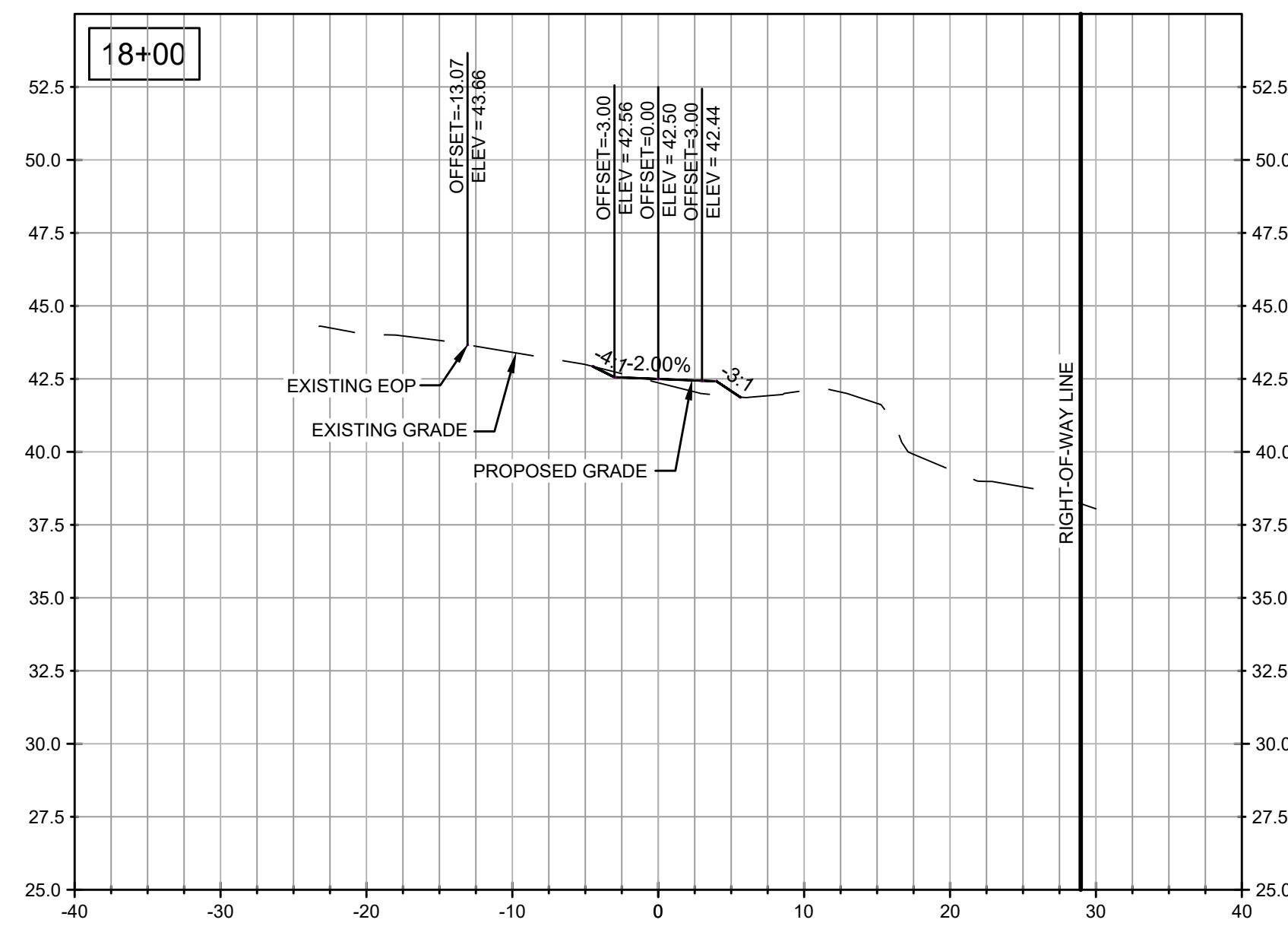


JOB No.: 20200681	DATE: 9/25/20
DRAWN: JDL	SCALE: SEE DWG

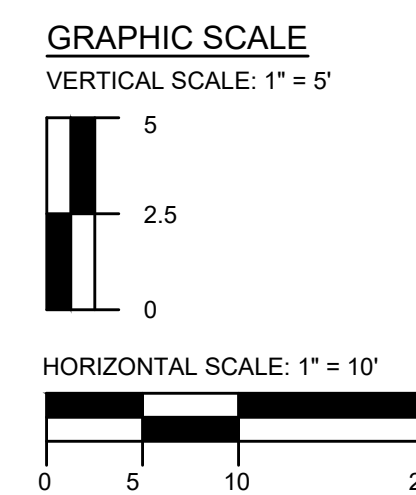
SHEET

XS3



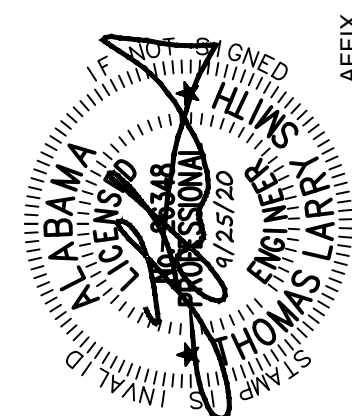


Know what's below
Call before you dig



CROSS SECTIONS (SIDEWALK)

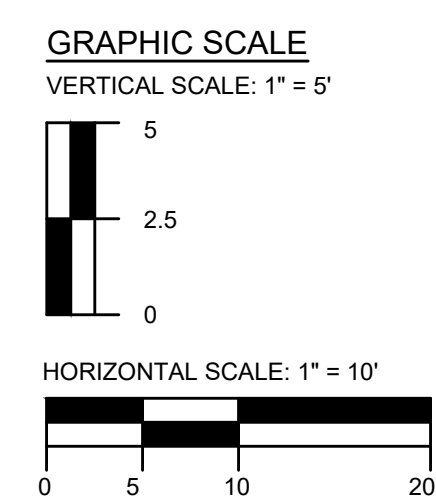
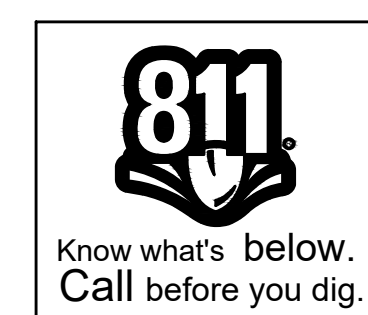
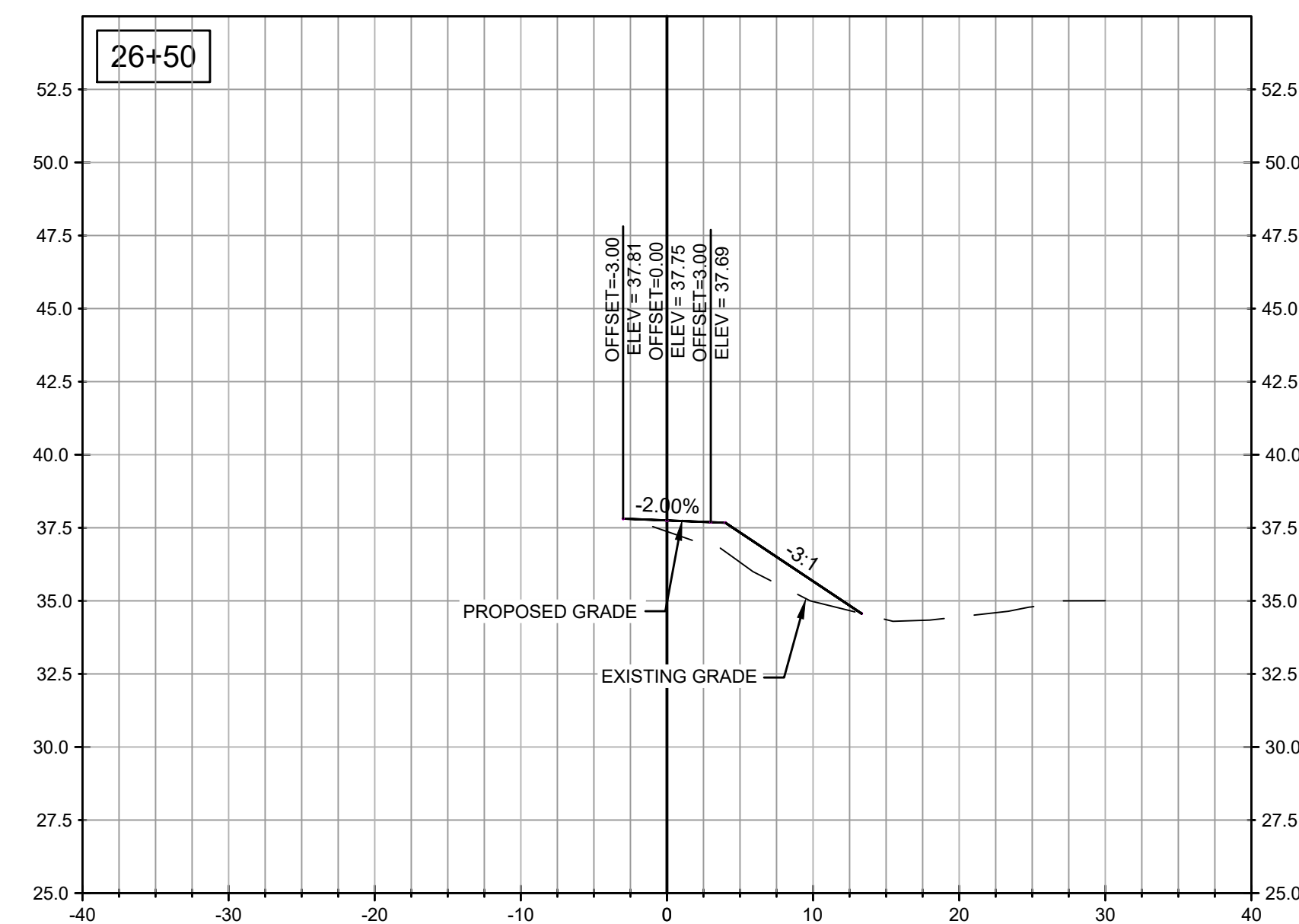
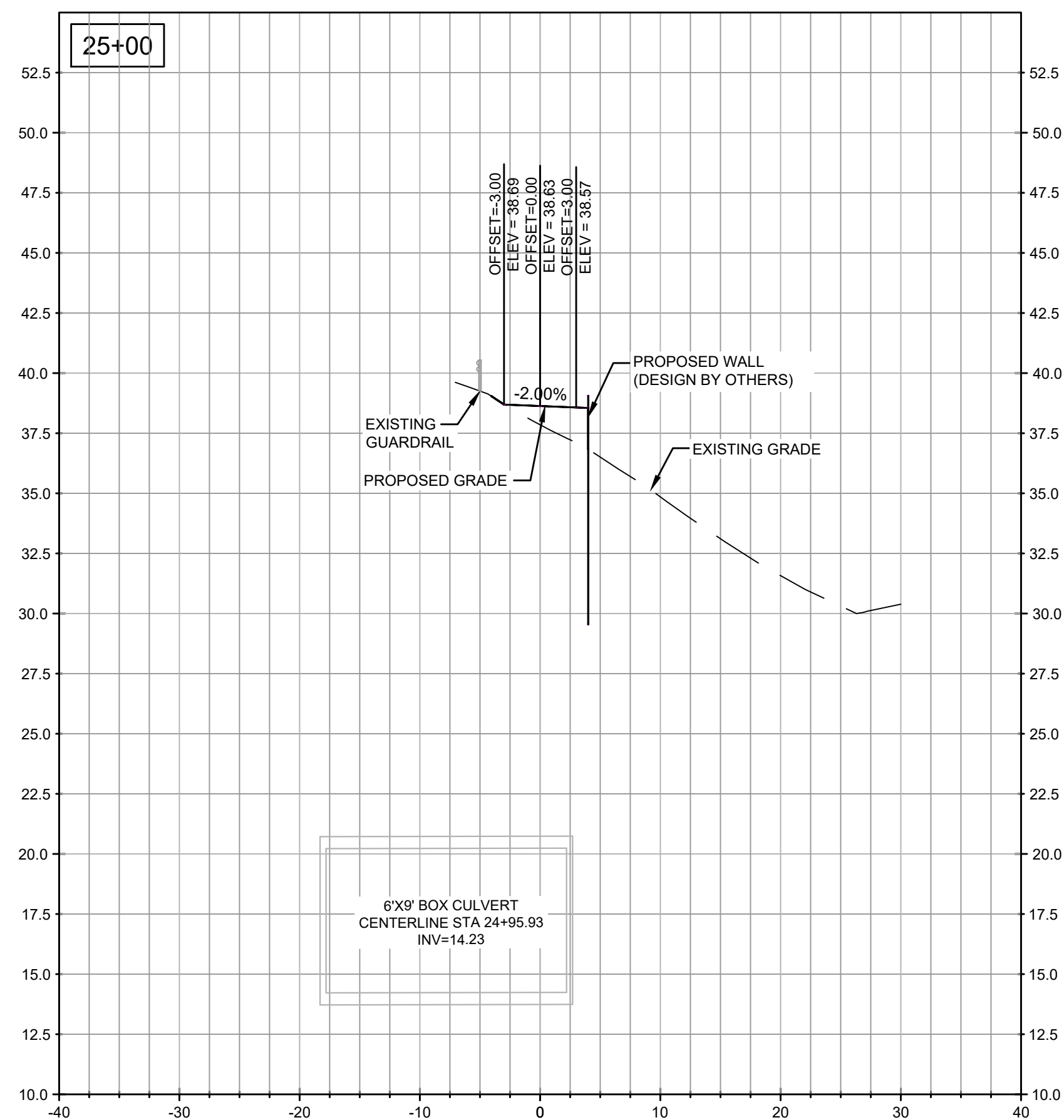
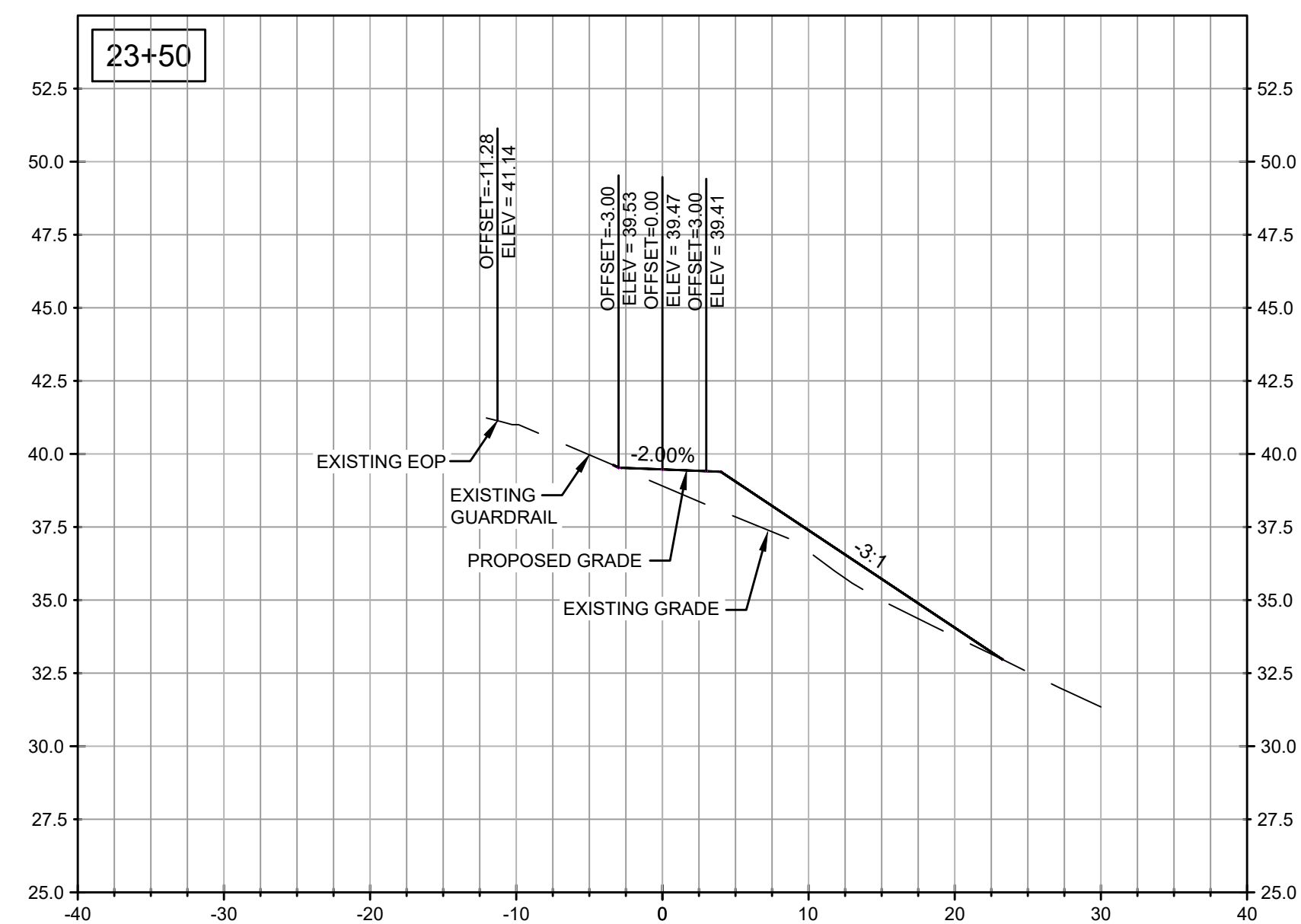
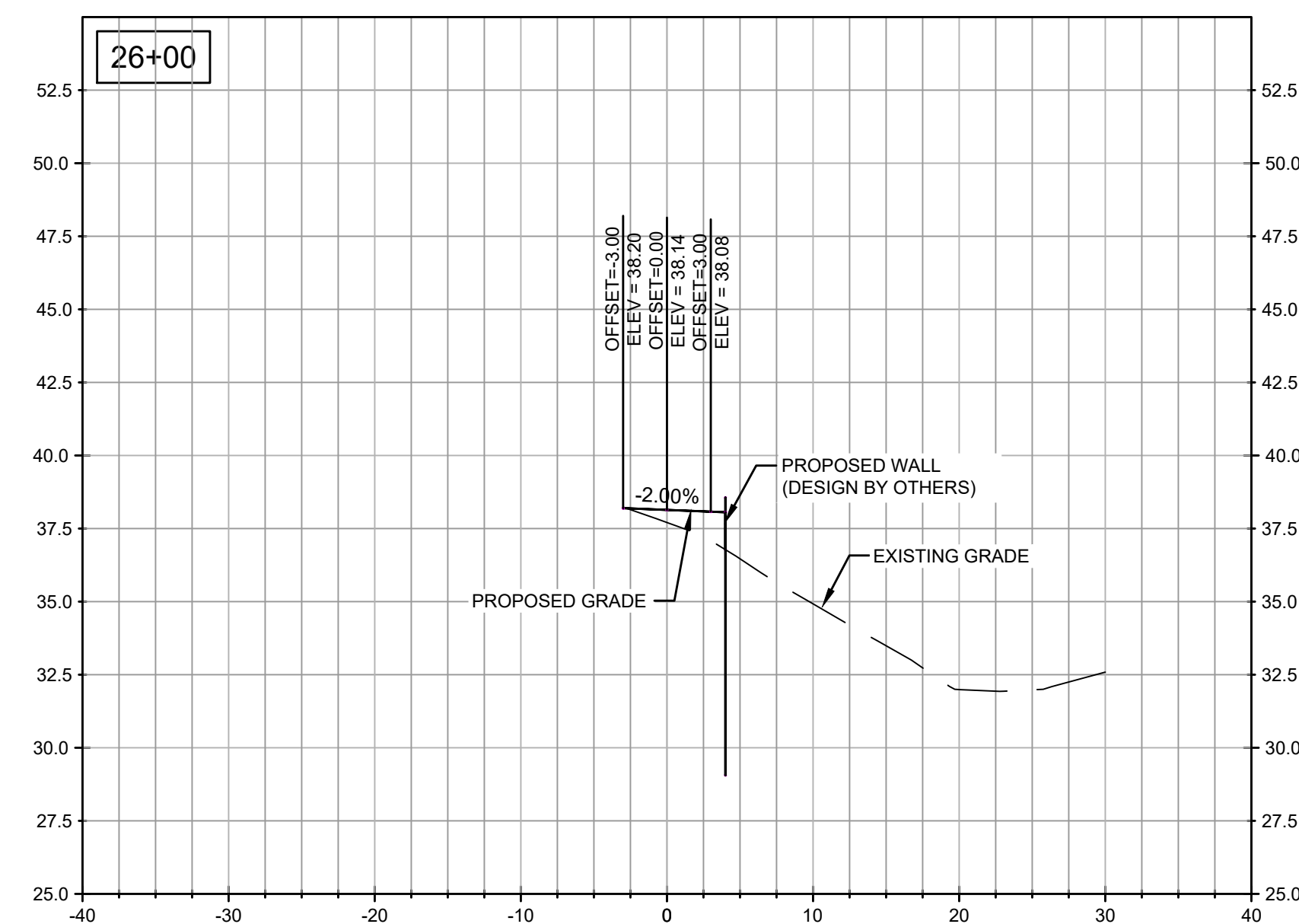
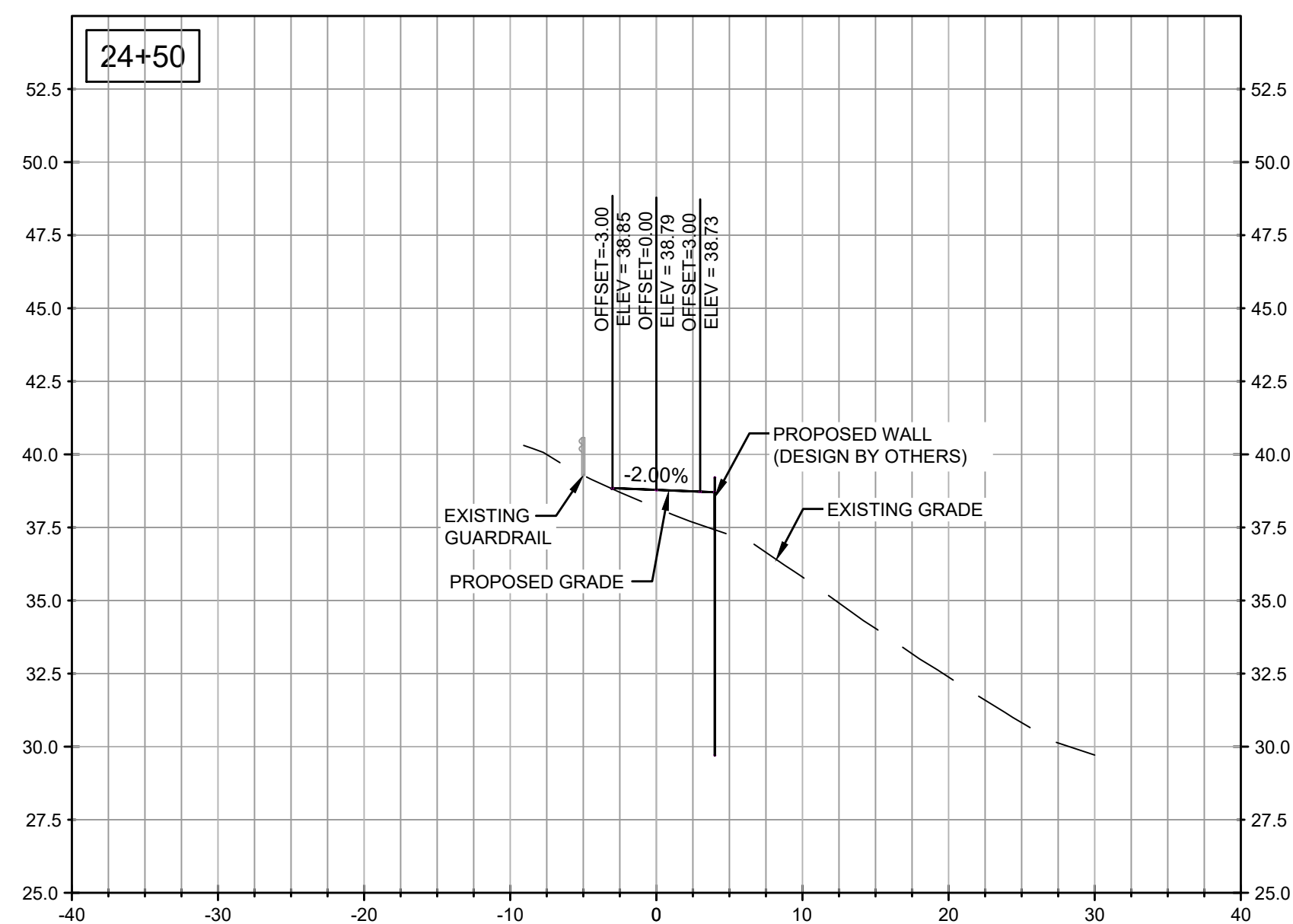
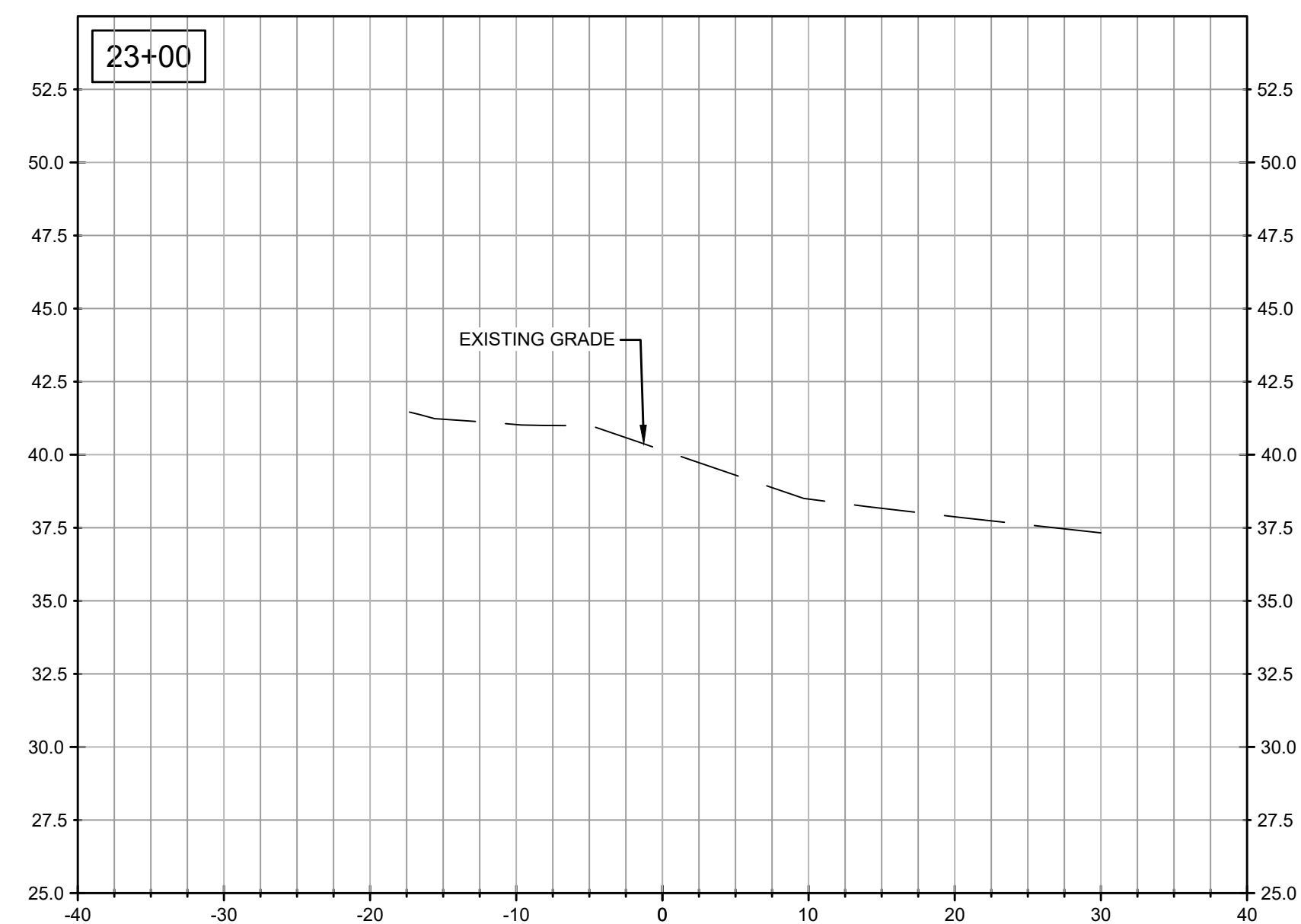
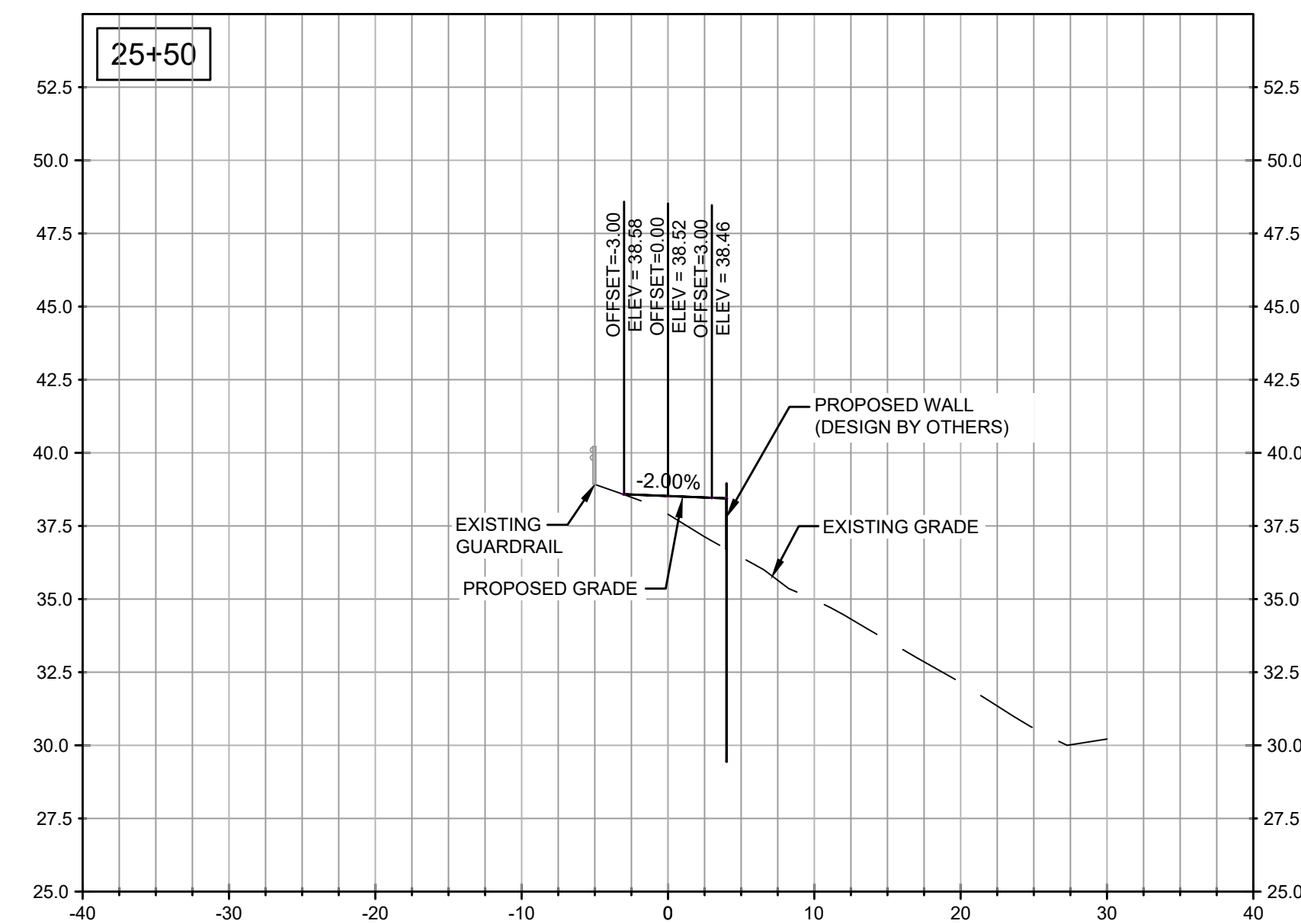
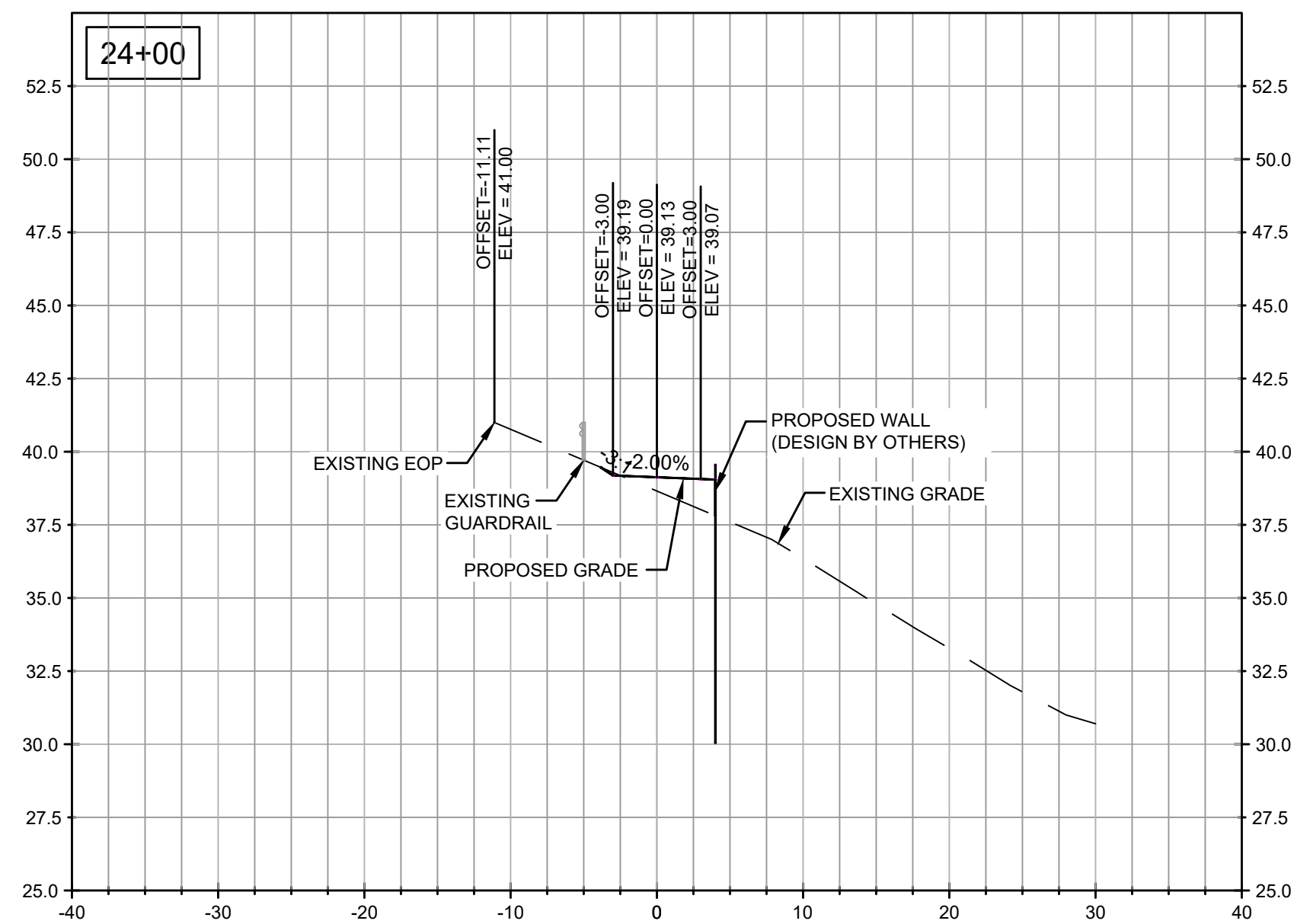
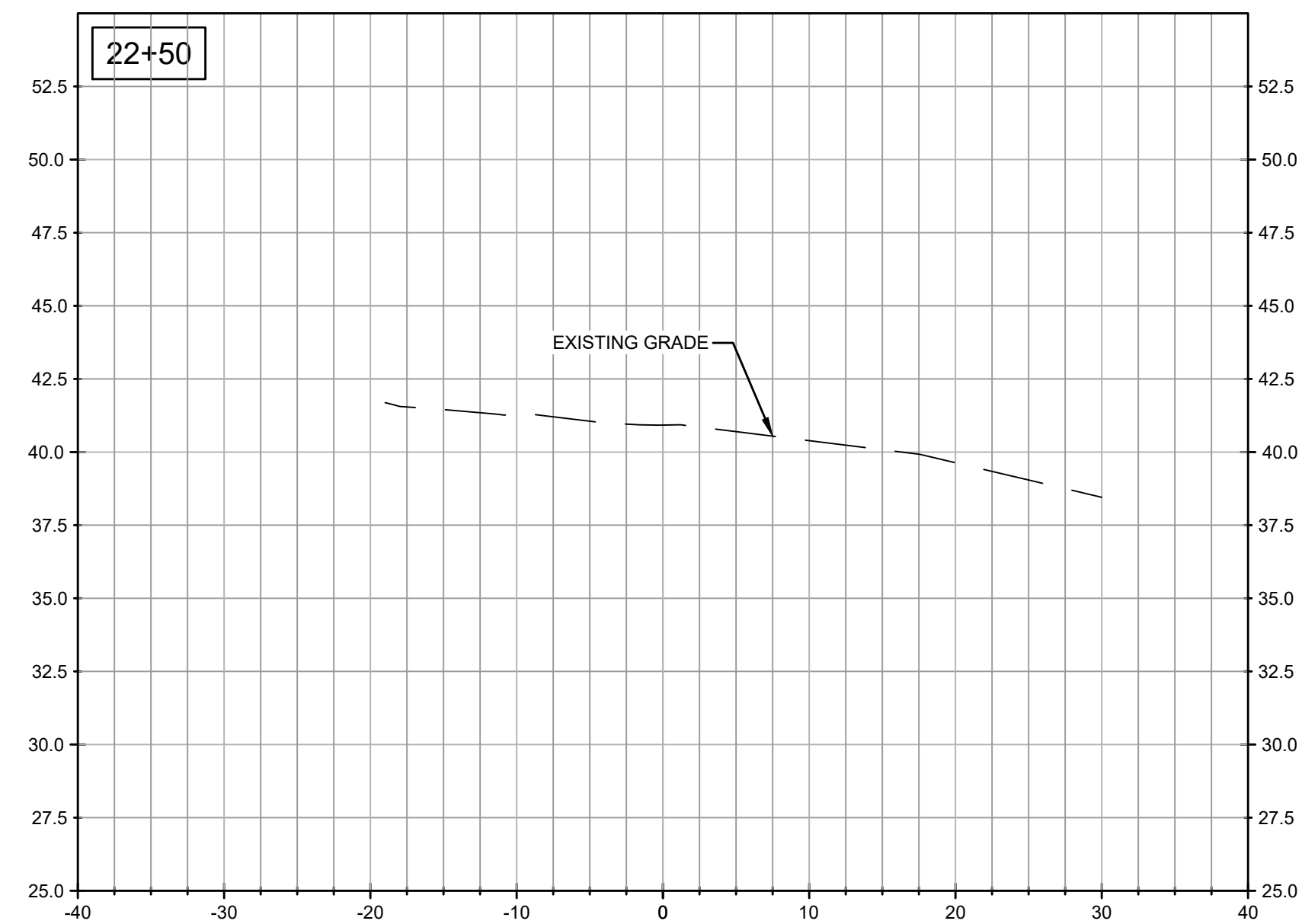
Hwy 98
Sidewalk Addition
Daphne, Alabama 36526

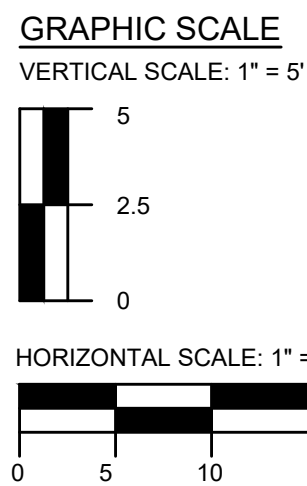
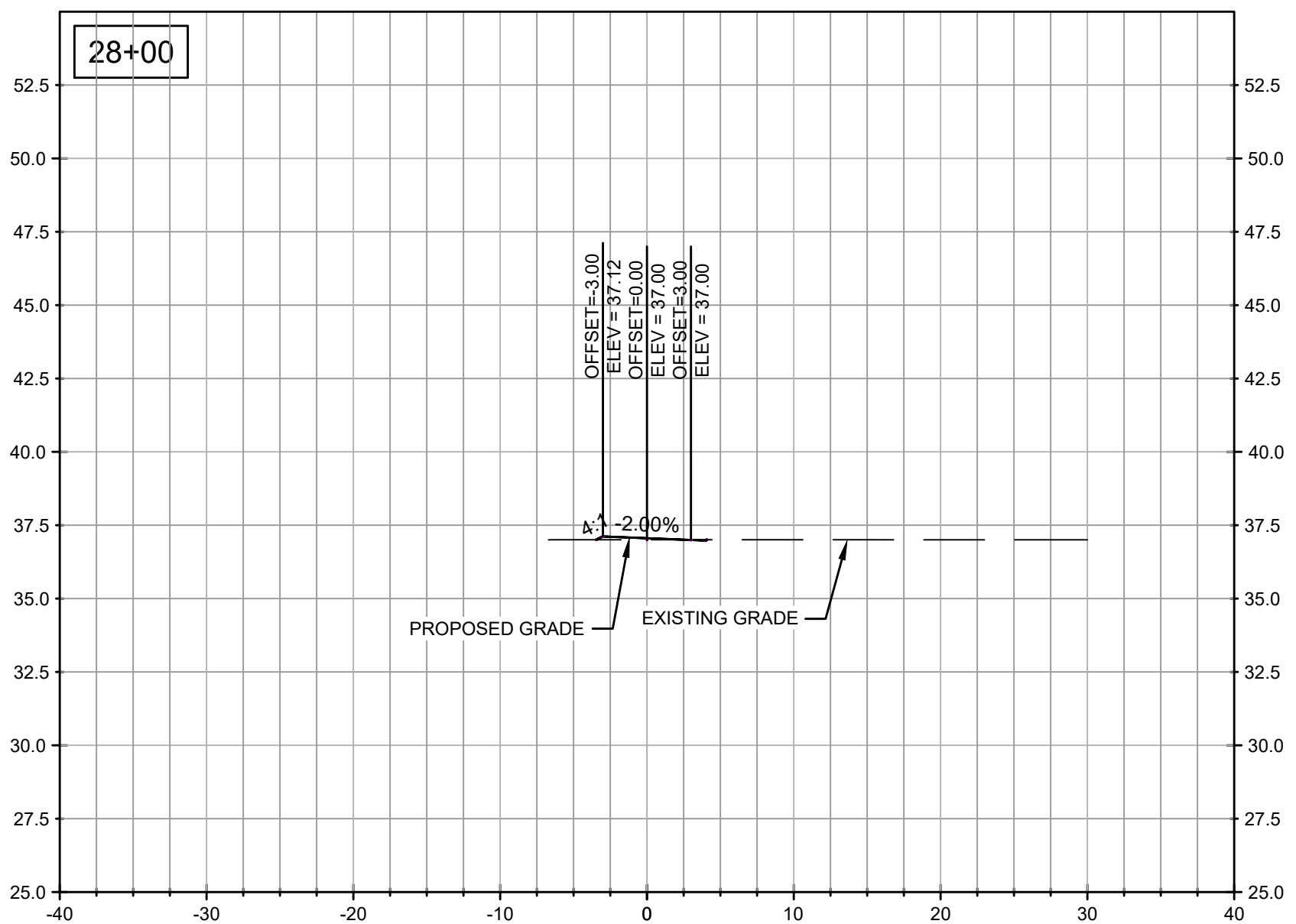
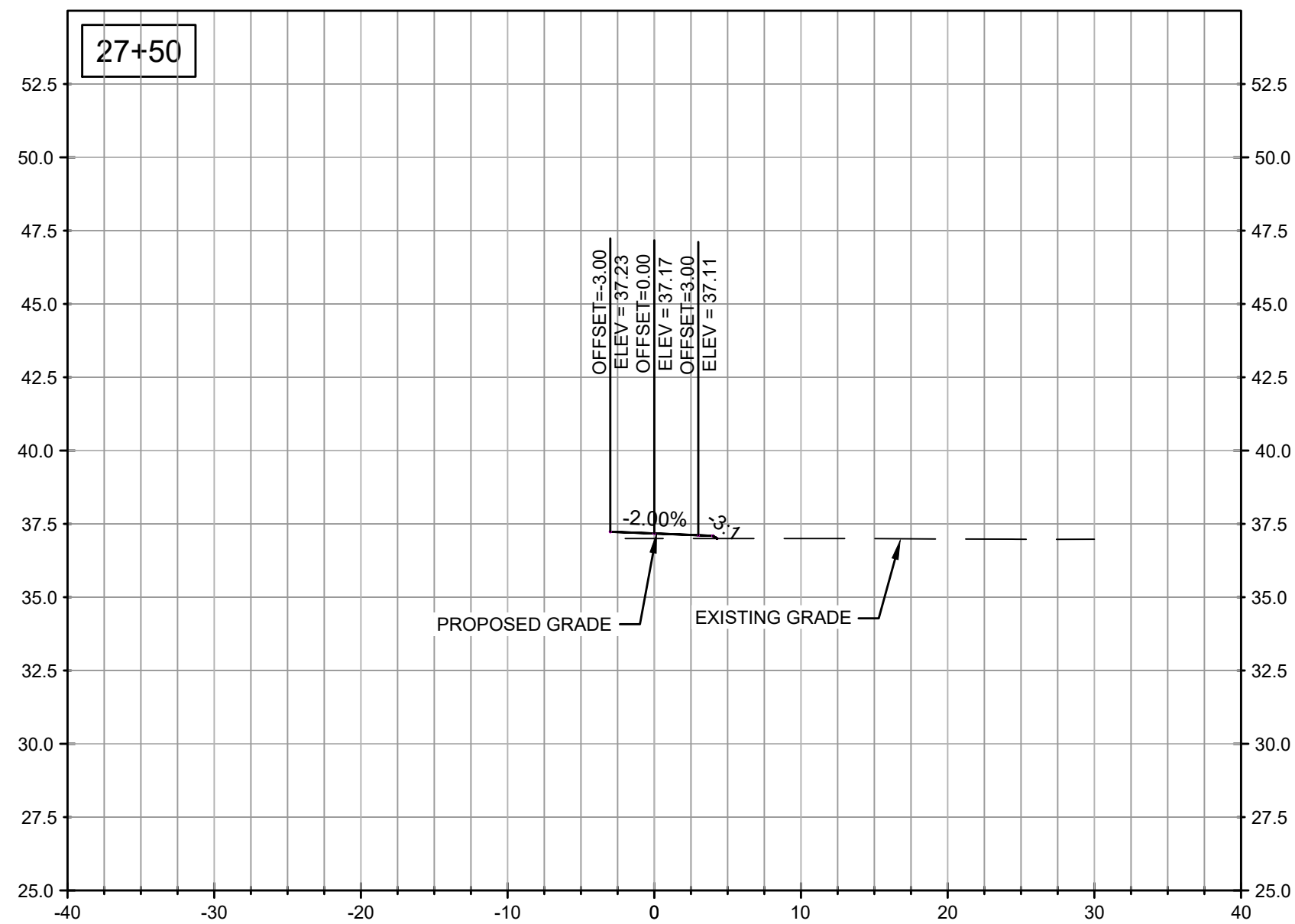
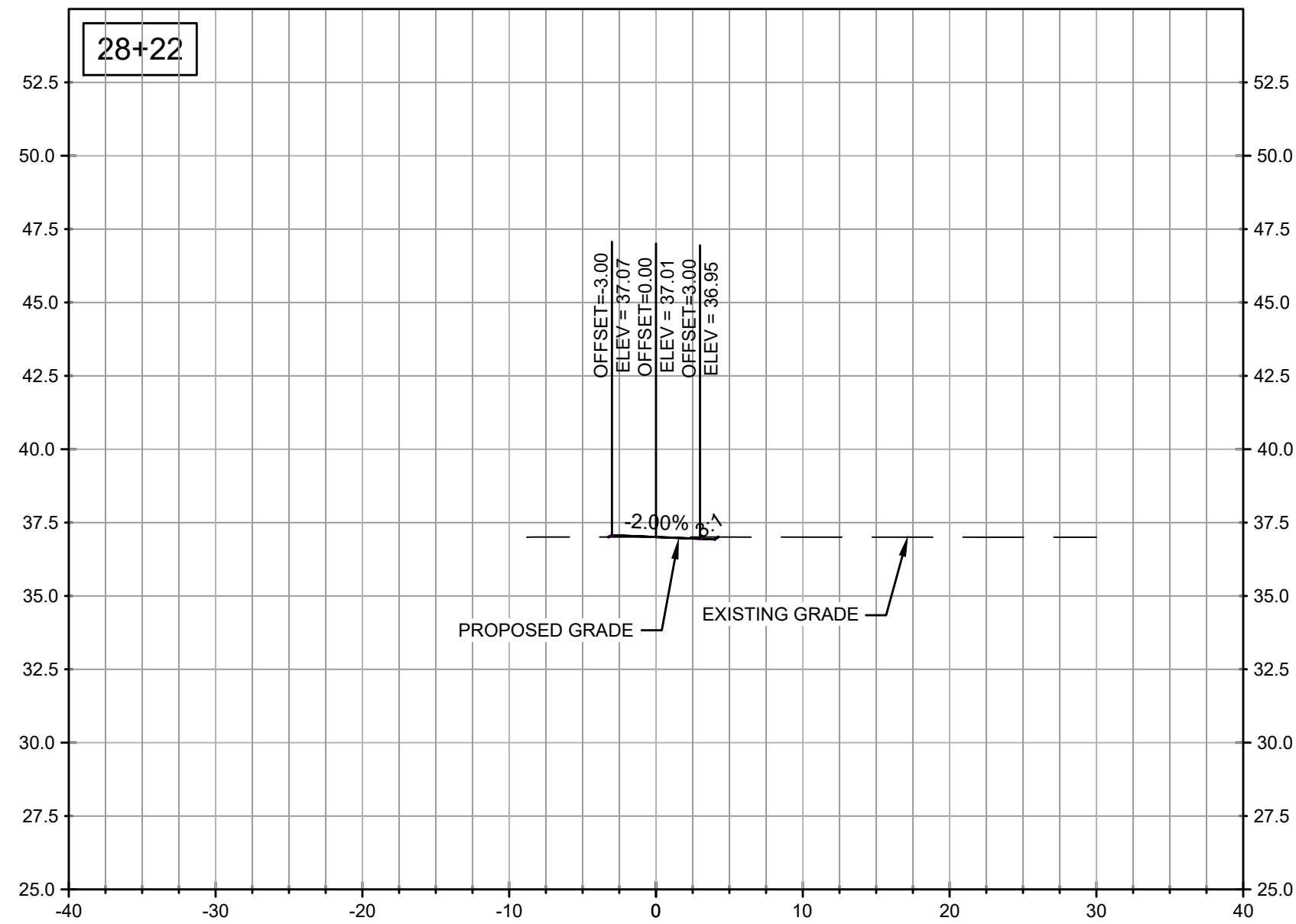
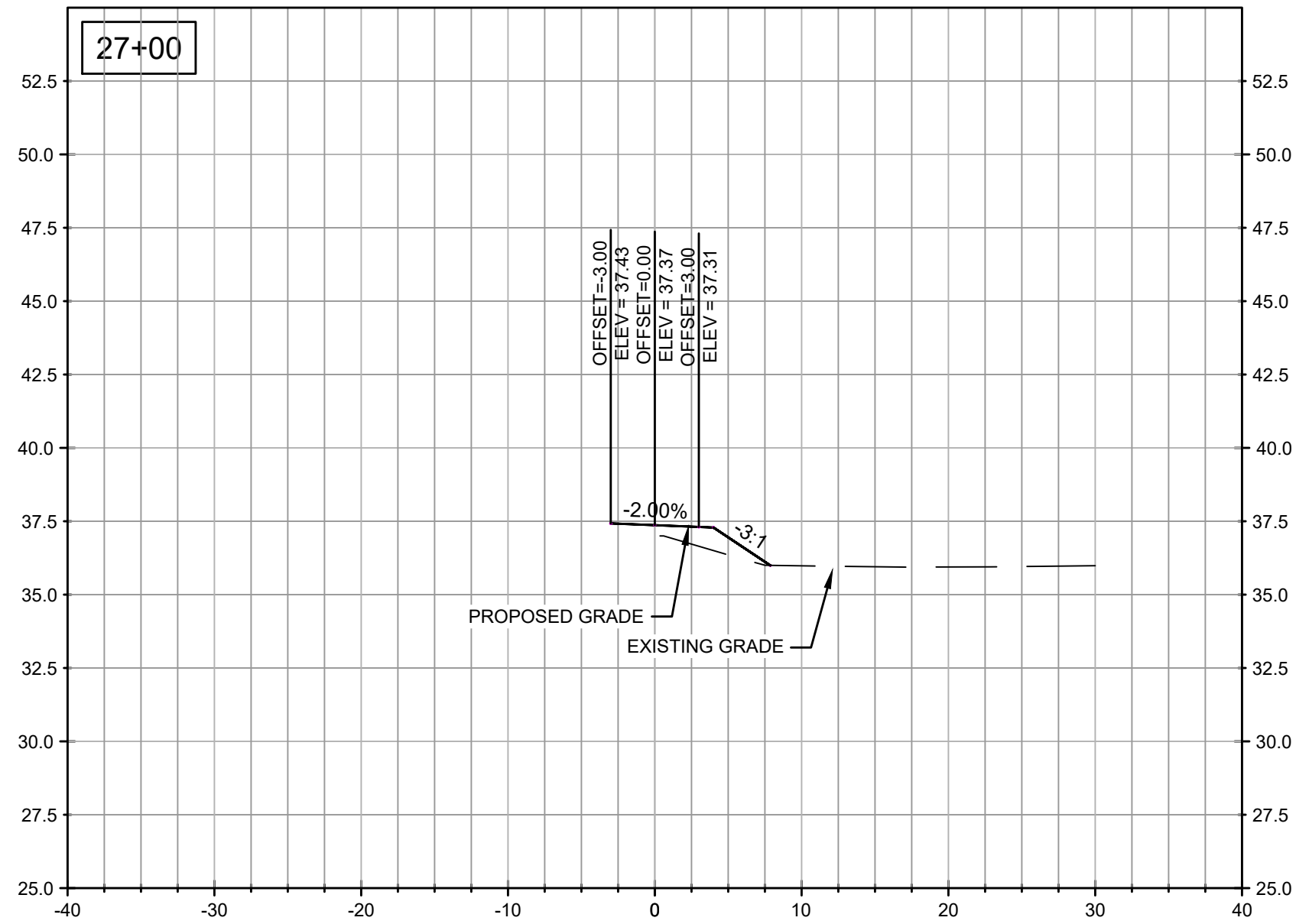


JOB No.: 20200681	DATE: 9/25/20
DRAWN: JDL	SCALE: SEE DWG

SHEET

XS5



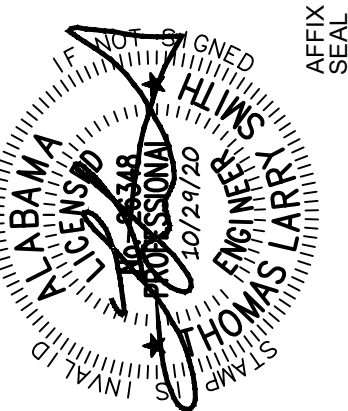


REVISION	DATE



CROSS SECTIONS
(SIDEWALK)

Hwy 98
Sidewalk Addition
Daphne, Alabama 36526



JOB No.: 20200681	DATE: 10/29/20
DRAWN: JDL	SCALE: SEE DWG

SHEET
XS7

**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

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2021-07**

APPROPRIATION FOR HURRICANE ZETA DAMAGE: BOARDWALKS AND BAY ACCESS

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, the City of Daphne received damages from Hurricane Zeta which made landfall on October 28, 2020; and

WHEREAS, as a result of storm, the Village Point boardwalk, May Day Park pier and boardwalk, Belrose Bay access, and McMillian Bluff Park sustained significant damage; and

WHEREAS, this project is deemed as key to the recovery efforts associated with this event and the repair of this public infrastructure is necessary to preserve the health, safety, and convenience of the public; and

WHEREAS, total repairs (labor and material) for these projects is estimated to cost \$108,500; and

WHEREAS, FEMA did not declare a disaster declaration for Baldwin County for Hurricane Zeta and grant monies are not available for this project.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, that

1. The Fiscal Year 2021 Budget is hereby amended to include an additional appropriation in the amount of **\$108,500** from the **General Fund** for repairs caused by Hurricane Zeta to boardwalks and other bay access areas.
2. The Mayor is hereby authorized to execute all documents associated with the described project.

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

Attest:

Robin LeJeune, Mayor

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE
ORDINANCE 2021-08**

**AN ORDINANCE AMENDING THE CITY OF DAPHNE, ALABAMA
LAND USE AND DEVELOPMENT ORDINANCE 2011-54, AS ADOPTED BY THE
CITY COUNCIL ON JULY 18, 2011**

**ARTICLE XVI, PARKING REQUIREMENTS FOR ALL DISTRICTS
and ARTICLE 8, DEFINITION OF TERMS**

WHEREAS, the City Council of the City of Daphne, after due consideration believes that certain revisions to the City of Daphne Land Use & Development Ordinance are necessary for the proper administration of said Ordinance; and,

WHEREAS, at the City of Daphne Planning Commission regular meeting on December 17, 2020 the Commission considered certain proposed amendments to the City of Daphne Land Use & Development Ordinance, Ordinance 2011-54, and any amendments to the same and set forth a unanimous favorable recommendation to the City Council of the City of Daphne; and,

WHEREAS, due notice of said proposed amendment has been provided to the public as required by law through publication and open display at the Daphne Public Library and City Hall, a public hearing was held before the City Council on February 15, 2021; and,

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

SECTION I: THIS SECTION HEREBY AMENDS THE LAND USE AND DEVELOPMENT ORDINANCE TO AMEND ARTICLE VIII, DEFINITION OF TERMS AND ADD SAID SECTION AS FOLLOWS:

ARTICLE VIII

DEFINITION OF TERMS

Big Box Retail Store. A retail establishment with gross floor area exceeding 50,000 square feet in area. This definition shall also include warehouse retailing.

ORDINANCE TO REPEAL AND REPLACE ARTICLE XVI, PARKING REQUIREMENTS (E) MAJOR RETAIL ESTABLISHMENTS, AS REPLACE IT AS FOLLOWS:

ARTICLE XVI

PARKING REQUIREMENTS

(e) Major Retail Establishments

(1) Shopping Center - One (1) space per each two hundred square feet (200 sq. ft.) of gross floor area.

(2) Big Box Retail Store or Retail Warehouse - One (1) space per each three hundred square feet (300sq.ft.) of gross floor area.

SECTION II: CONFLICT WITH OTHER ORDINANCES

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

SECTION III: SEVERABILITY

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

SECTION IV: EFFECTIVE DATE

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

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

AN ALABAMA MUNICIPAL CORPORATION

Attest:

Robin LeJeune, Mayor

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2021-09**

**Ordinance to Re-Zone Property Located
Northeast of the intersection of Ryan Avenue and Main Street**

WHEREAS, Burris-Warner, L.L.C., as the owner of certain real property located within the City of Daphne, has requested that said property that is currently zoned as R-1, Low Density Single Family Residential, be re-zoned as R-2, Medium Density Single Family Residential; and

WHEREAS, said real property is located at the Northeast of the intersection of Ryan Avenue and Main Street, and more particularly described as follows:

Legal Description of Property to be Re-Zoned to R-2, Medium Density Single Family Residential:

Lot 1A of the Re-Plat of Lots 1 & 2, Columbus Way, according to the map or plat thereof, recorded on Slide 2748-B, of the records in the Office of the Judge of Probate, Baldwin County, Alabama.

WHEREAS, at the regular Planning Commission meeting on December 17, 2020, the Commission considered said request and set forth a favorable recommendation; and,

WHEREAS, due notice of said proposed re-zoning has been provided to the public as required by law through publication and open display at the Daphne Public Library and City Hall, and a public hearing was held before the City Council on February 15, 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 re-zoning of the above described real property is proper and in the best interest of the health, safety, and welfare of the citizens of the City of Daphne, Alabama; and

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

SECTION I: ZONING

The above described real property is hereby re-zoned from R-1, Low Density Single Family Residential, be re-zoned as R-2, Medium Density Single Family Residential, and the zoning ordinance and zoning map shall be amended to reflect the said zoning change.

SECTION II: REPEALER.

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

SECTION III: SEVERABILITY.

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

SECTION IV: EFFECTIVE DATE AND REVERSION.

This Ordinance shall take effect and be in force from and after the date of its approval by the City Council of the City of Daphne and after publication as required by law. This zoning classification is subject to a two (2) year reversionary clause. Two years from the date this Ordinance is enacted, if the site development has not started for the purpose listed herein, the zoning shall be null and void and the property shall revert to the prior zoning district. Refer to Section 22-2, Reversionary Clause, of the Daphne Land Use and Development Ordinance.

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

Attest:

Robin LeJeune, Mayor

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE
ORDINANCE 2021-10**

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

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

SECTION I: GOVERNING RULES

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

- A. Amending the Council Rules of Procedure. The rules of the Council may be amended in the same manner as any other ordinance of general or permanent nature.
- B. Suspension of the Rules of Procedure. The Rules of the Council may be temporarily suspended by unanimous roll call vote of all members present.

SECTION II: COUNCIL MEETING TIME

The regular meetings of the City Council shall be held on the first and third Mondays of each month, which meeting shall convene at 6:00 p.m. in the Council Chambers at City Hall. All meetings, regular and special, shall be opened to the public, except when the Council meets in executive session as authorized by State law. The regularly scheduled work session will be held on the second Monday of each month at 6:00 p.m. in the Council Chambers at City Hall. Any meeting that is scheduled to meet on a Monday that is observed by the City as a holiday shall instead meet on the Tuesday after the holiday at the regularly scheduled time.

SECTION III: SPECIAL CALLED MEETINGS

All special meetings may be held as provided by Section 11-43-50, Code of Alabama (1975) (as amended). Special meetings may be held at the call of the presiding officer by serving notice on each member of the Council not less than twenty-four (24) hours before the time set for such special called meeting. The presiding officer shall call special meetings whenever any two (2) Councilmembers or the Mayor request the presiding officer in writing to call a meeting. Upon the failure or refusal of the presiding officer to call a special meeting when requested, the two (2) Councilmembers or the Mayor making the request shall have the right to call the meeting. Notice of all special meetings shall be posted on the Council-approved bulletin board and the City's website, and appropriate customary media shall be notified, and such notice shall be accessible to the public at least twenty-four (24) hours prior to such scheduled meeting.

SECTION IV: QUORUM

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

SECTION V: ORDER OF BUSINESS

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

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

SECTION VI: SUBMISSION OF COUNCIL MEETING MATERIAL

- A. It is desired that information be supplied to the City Clerk in time to be made part of the Council meeting or work session packet. Any item to be placed on Council meeting and work session agenda must be turned in to the City Clerk with all background materials by 12:00 p.m. on the Monday before the Council meeting or work session (or, if the Council meeting or work session is not scheduled for a Monday, by 12:00 p.m. seven (7) days before the Council meeting or work session). The Council President retains the authority to add or remove items to the agenda. However, any item may be placed upon the agenda if two Councilmembers submit a written request to the City Clerk prior to the above mentioned deadline. The Council meeting packet will be sent to the full City Council by 5:00 p.m. Friday before the City Council meeting or work session, and posted on the City website Friday before a Council meeting or work session.
- B. All motions, resolutions, ordinances or other business required to be in writing shall be prepared and supplied to all Councilmembers by noon one full City work day before the Council meeting in which it is to be presented. (E.g., if City offices are not open the Friday before the Monday Council meeting, then the writings and documentation shall be supplied to each Councilmember by email and by placing a printed copy in each member's mailbox at City Hall by noon Thursday.)
- C. When a work session is called or scheduled between two Council meetings, all motions, resolutions, ordinances or other business required to be in writing shall be presented in substantially the same form as that which is required for presentation at Council meeting.
- D. In the event of an emergency, subsections A. and B., hereinabove, shall not apply. An emergency exists if a failure to act would result in an immediate and irrefutable harm to the City or any of its citizens or otherwise it is physically impossible to comply with notice requirements set forth herein. The presiding officer of the Council at the earliest meeting dealing with said emergency shall have final say over interpretations of this section.

SECTION VII: COMMENTS BY COUNCILMEMBERS

- A. Comments by Councilmembers and Mayor. Any comments or discussion by Councilmembers or the Mayor shall be with permission of the presiding officer, and for not more than three (3) minutes. The presiding officer may grant additional comments after all other Councilmembers have had the opportunity to speak.
- B. Number of comments by Councilmember on a subject. No member shall speak more than twice on the same subject without permission of the presiding officer. The presiding officer may grant the Councilmember additional comments after all other Councilmembers have had the opportunity to speak.

SECTION VIII: PUBLIC PARTICIPATION / PRESENTATIONS

- A. Public Participation. At the designated time in the order of business, any member of the public may address the City Council concerning any item appearing on the agenda for the Council meeting or work session. Discussion on a subject scheduled for a public hearing shall be limited to that public hearing. No individual who is not a member of the City Council or the Mayor shall be allowed to address the same while in session without permission of the presiding officer and for not more than three (3) minutes, unless approved by the presiding officer.
- B. Presentations to Council. An individual wishing to make a presentation to the council with permission of the Council President or Presiding Officer may be allowed ten (10) minutes. The individual must provide in writing a synopsis of the topic to be discussed to the City Clerk by the Wednesday before the council meeting at 5:00 p.m.

SECTION IX: MOTIONS

- A. Discuss any Motion. The City Council may have the ability to have a discussion on any motion.
- B. Seconding Motions. Any motion coming from a committee does not require a second.
- C. Reconsider a Motion. Any motion to reconsider must be made by a Councilmember who voted with the majority at the same or next succeeding meeting of the Council.
- D. Recording of "Ayes" and Nays" / Division on any Question. Whenever it shall be required by one or more members, the "ayes" and the "nays" shall be recorded and any member may call for a division on any question.
- E. Order of Motions. Motions to lay any matter on the table shall be first in order, and on all questions, the last amendment, the most distant day, and the largest financial sum shall be first put.

SECTION X: QUESTIONS OF ORDER

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

SECTION XI: PROCEDURE FOR CHAIRMAN TO ADDRESS THE COUNCIL

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

SECTION XII: EXECUTIVE SESSION

The Council may meet in executive session only for purposes authorized by State law and only after the City Attorney certifies the stated purposes for the executive session are authorized by state law. When a Councilmember makes a motion for executive session for an enumerated purpose, the presiding officer shall put the motion to a roll call vote. The estimated length of the executive session shall be stated prior to the roll call vote. The City Attorney shall then certify that the reason stated to enter into executive session is legal according to the Open Meetings Act. If the majority of the Council shall vote in favor of the motion for executive session, the body shall move into executive session for discussion of the matter for which executive session was called. Prior to calling the executive session into order, the presiding officer shall state whether the Council will reconvene after the executive session and, if so, the approximate time the Council expects to reconvene. No action may be taken in an executive session. When the discussion has been completed, the Council shall either resume its deliberations in public or stand adjourned.

SECTION XIII: MOTION FOR ADJOURNMENT

A motion for adjournment shall always be in order.

SECTION XIV: COMMITTEES / BOARDS

- A. The chair of each respective committee, or the Councilmember acting for him or her, shall submit and make report to the Council when so requested by the presiding officer or any member of the Council.
- B. Each Councilmember shall be a member of the following committees: Public Safety Committee, Public Works Committee, Finance Committee, Code Enforcement/Ordinance Committee and Buildings and Property Committee. Each of these committees shall consist of the seven (7) members of the City Council. Should a Councilmember leave the office of City Council, such member shall also forfeit membership in the aforementioned committees. Once any vacancy in the City Council is filled, the individual filling the vacancy shall become a member of each of the aforesaid committees upon taking the office of City Council.
- C. A chairperson shall be elected for each committee or board by the members of each such committee or board.
- D. No Councilmember shall serve as chairperson of more than one (1) committee or board as referenced in subsection "B" of this Section.
- E. The Council President shall not chair a committee or board.
- F. Committee or board meeting agendas shall be set by the respective committee or board chairperson.
- G. The Mayor may add any item to any committee or board agenda with notification to the chairperson of such committee or board.
- H. The Mayor shall not delete any item from a committee or board agenda, other than an agenda item previously added by the Mayor, without approval from the committee or board chairperson.

SECTION XV: ORDINANCES THAT REQUIRE EXPENDITURE OF MONEY

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

SECTION XVI: ATTENDANCE REQUIREMENT

The City Clerk, Treasurer, City Attorney, Chief of Police, Fire Chief, Finance Director, Public Works Director, Human Resources Director, Building Departments Director, Community Development Director, Parks and Recreation Director, Library Director, Civic Center Director and such other department heads or their designated employee shall attend all meetings of the City Council, and shall remain at the council meeting after Reports of Department Heads when they have items pertaining to their department on the agenda. Department Heads shall attend Council work sessions when items on the agenda pertain to their department and when requested by the Mayor.

SECTION XVII: ROBERTS RULES OF ORDER

That Roberts Rules of Order 11th edition be and is hereby adopted as the rules of procedure for this Council in those situations which cannot be resolved by the rules set forth in this Ordinance.

SECTION XVIII: PUBLIC HEARINGS

The City Council will set all public hearings by a majority vote. At all public hearings, after the initial presentation, all questions and comments shall be limited to three (3) minutes per speaker, unless additional time is allowed by the presiding officer. Whenever a member of the public appears for a public hearing to address the Council as a spokesperson for a group of citizens, the presiding officer may, in his or her discretion, allow such spokesperson additional time to address the Council.

SECTION XIX: REPEALER

That Ordinance 2017-80 be and is hereby repealed in its entirety and that other ordinances, parts of ordinances or resolutions conflicting with the provisions of this Ordinance are hereby repealed to the extent that they conflict.

SECTION XX: SEVERABILITY

That the provisions of this Ordinance are severable. If any provision, section, paragraph, sentence or part thereof shall be held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect or impair the remainder of this Ordinance, it being the legislative intent of the Council to ordain and act each provision section, paragraph, sentence, and part thereof separately and independently of each other.

SECTION XXI:

This Ordinance shall take effect and be enforced beginning April 1, 2021, following approval by the City Council and upon publication as required by law.

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

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

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk