

CITY OF DAPHNE
1705 MAIN STREET, DAPHNE, AL
CITY COUNCIL BUSINESS MEETING AGENDA
Monday, April 18, 2022
6:00 P.M.

1. **CALL TO ORDER**
2. **ROLL CALL**
INVOCATION Pastor Jimmy Bowers. Church of the Highlands
PLEDGE OF ALLEGIANCE Led by the Daphne Elementary School Principal's Choir

PUBLIC HEARING: Red Barn, L.L.C., Pre-Zoning Amendment

PUBLIC HEARING: Red Barn, L.L.C., Annexation Petition
3. **APPROVE MINUTES:** April 4, 2022 regular meeting
4. **REPORTS OF STANDING COMMITTEES**
 - A. **FINANCE COMMITTEE** – Conaway
 - B. **BUILDINGS & PROPERTY COMMITTEE** – Phillips
Review the March 2022 New Construction and Building Reports.
Certificates of Occupancy: 84
Permits Issues: 431
New Residential Home Permits: 23
Total Fees: \$116,358.20
 - C. **PUBLIC SAFETY COMMITTEE** – Hughes
 - D. **CODE ENFORCEMENT/ORDINANCE COMMITTEE** – Olen
 - E. **PUBLIC WORKS COMMITTEE** – Goodlin
Review the minutes from the March 7th meeting.
5. **REPORTS OF SPECIAL BOARDS & COMMISSIONS**
 - A. **BOARD OF ZONING ADJUSTMENTS** – Adrienne Jones
Review the minutes from the December 2, 2021 meeting and the summarization of the April 7, 2022 meeting.
 - B. **DOWNTOWN REDEVELOPMENT AUTHORITY** – Conaway
 - C. **INDUSTRIAL DEVELOPMENT BOARD** – Scott
 - D. **LIBRARY BOARD** –Phillips
 - E. **PLANNING COMMISSION** – Olen
 - F. **RECREATION BOARD** – Hughes
Review the minutes from the March 9, 2022 meeting.
 - G. **UTILITY BOARD** – Coleman
6. **PUBLIC PARTICIPATION**
7. **MAYOR'S REPORT**

City Council Agenda – April 18, 2022

8. CITY ATTORNEY REPORT

9. DEPARTMENT HEAD REPORTS

10. CITY CLERK'S REPORT

MOTION to approve the Jubilee Jeep Jam parade on July 9, 2022 from 2:00 – 3:30pm.

MOTION to approve the 140 – Special Events Retail to Mancis Antique LLC dba Ballin on Belrose located at 704 Belrose Avenue, Daphne, Alabama.

11. RESOLUTIONS & ORDINANCES

A. RESOLUTIONS:

2022 – 14 – Acceptance of Roads and Rights-of-Way: French Settlement Subdivision, Phase 4A

2022 – 15 – Bid Award: 2022 – L – Rock

2022 – 16 – Bid Award: 2022 – M – Asphalt

2022 – 17 – Bid Award: 2022 – P – Plastic Pipe

2022 – 18 – Bid Award: 2022 – R – Concrete Material

B. 2nd READ ORDINANCES:

2022 – 23 – Appropriation: ATRIP – II US Hwy 90 Widening Project: Preliminary Engineering - \$256,300

2022 – 24 – Appropriation: FY2023 Purchase of Six (6) Police Vehicle Purchase - \$235,000

2022 – 26 – Additional Appropriation – Mosquito Management Program - \$6,076

1ST READ ORDINANCES:

2022 – 27 – Ordinance to Pre-Zone Property Located East of County Road 13 – Red Barn, L.L.C.

2022 – 28 – Ordinance to Annex Property Contiguous to the Corporate Limits of the City of Daphne Located East of County Road 13 – Red Barn, L.L.C.

2022 – 29 – Ordinance Consenting to the Sale by the Utilities Board of the City of Daphne of Certain Surplus Personal Property

12. COUNCIL COMMENTS

13. ADJOURN



**COMMUNITY DEVELOPMENT
INTERNAL MEMORANDUM**

DATE: February 28, 2022
TO: Office of the City Clerk *Adj*
FROM: Adrienne Jones, AICP, Director of Community Development
SUBJECT: Red Barn, L.L.C. Pre-Zoning Amendment

PRESENT ZONING: RA, Rural Agricultural, Baldwin County District 15, in the Extraterritorial Planning Jurisdiction

PROPOSED PRE-ZONING: R-6(G), Garden or Patio Home

LOCATION: East of County Road 13

RECOMMENDATION: At the February 24, 2022 regular meeting of the City of Daphne Planning Commission, six members were present, and the motion carried unanimously for a favorable recommendation for the above captioned zoning amendment.

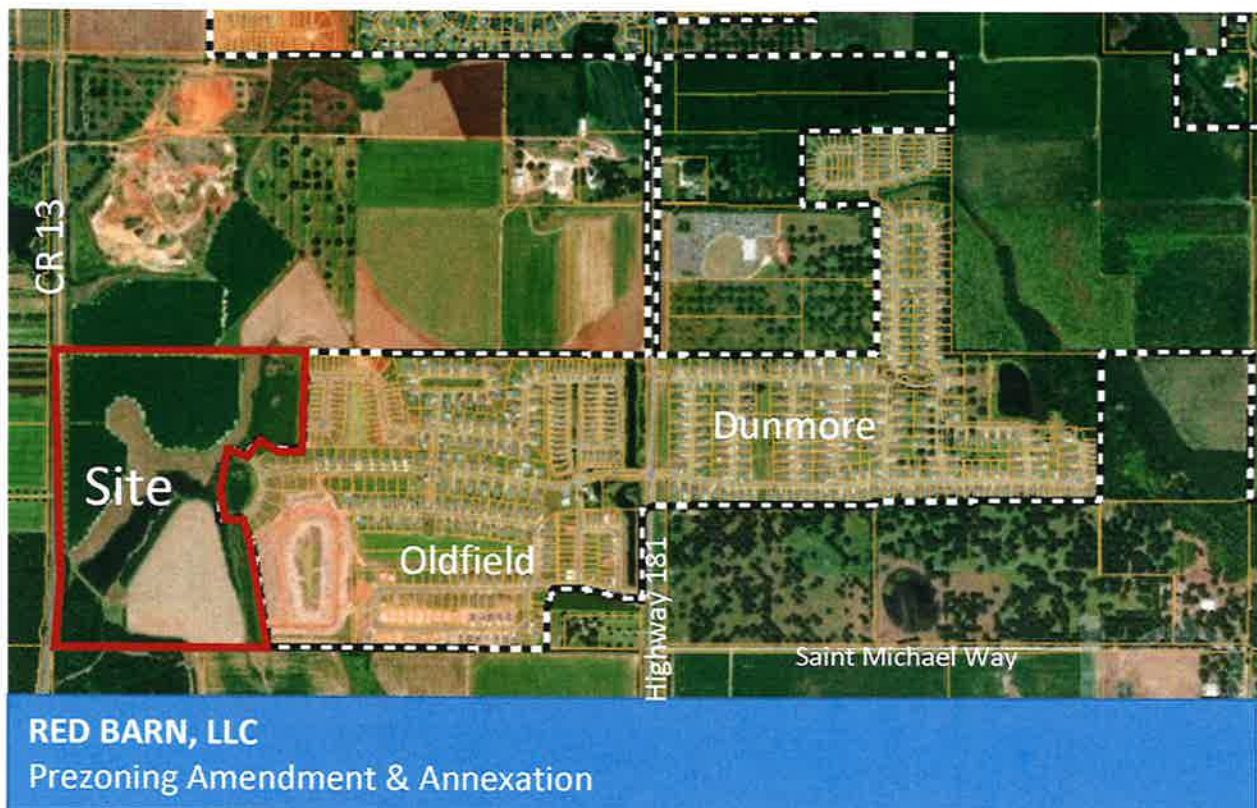
Attached please find the appropriate documentation and action of the Daphne Planning Commission.

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

1. Community Development Report and Supplemental Documents
2. Pre-zoning Application
3. Legal Description (Exhibit A)
4. Boundary Survey (Exhibit B)
5. Adjacent Property Owners List

RED BARN, LLC PREZONING AMENDMENT REQUEST



Zoning Classification:

Baldwin County – RA, Rural Agricultural (ETJ)

Surrounding Zonings/Uses:

- **North**— RA, Rural Agricultural (ETJ)
- **South**— RA, Rural Agricultural (ETJ)
- **West**— RA, Rural Agricultural (ETJ)
- **East** — R-6(G), R-2, R-6(G)/Residential

Existing Utility Service Providers: Belforest Water, Riviera Utilities, AT&T, Fairhope Gas

Affected City Service Providers: Fire Station 5, Police Beat 1

Staff Recommendation to PC: Favorable recommendation to City Council.

Proposed Zoning:

R-6(G), Garden or Patio Home

Development Concept:

Garden/Patio Home Development

Council District:

4

Existing Conditions:

108.30 ac

Planning Commission

Favorable

The Comprehensive Plan

The comprehensive plan's overarching policy regarding land development encourages harmony and compatibility. The following are some Land Use Goals and Objectives from the Plan.

Goal: Provide a land use plan for the City of Daphne, which supports the City's economic development, housing, transportation, and open space, recreation and education goals in a manner that maintains and promotes Daphne's unique image and quality of life. Objective: Encourage development of sound and cohesive residential areas which meet the housing needs of current and potential residents.

Goal: Grow sensibly by anticipating land use needs. Objective: Promote and manage growth on undeveloped lands in a manner that will be compatible with, and complementary to, existing adjacent developed properties. Objective: Encourage planned unit developments which are beneficial to residents and which creatively take advantage of available properties that otherwise would not be developed. Objective: Protect and preserve the character of Daphne through review of new developments, the encouragement of growth that enhances the community spirit, and through aesthetic considerations. Objective: Integrate recreational resources with residential neighborhoods to insure that all portions of Daphne's population have convenient access to parks and open space. Promote clustered commercial development in defined areas.

PROPOSAL:

The applicant proposes to pre-zone the subject property to R-6(G), Garden or Patio Home in order to develop a single family residential subdivision (see proposed master plan). There is one zoning designation proposed and four minimum lot sizes designed within the residential development. Traffic calming measures and amenities have been included in the design.

The proposed development is consistent with the Goals and Objectives noted in the Comprehensive Plan as stated above. Therefore staff recommends the Planning Commission approve the proposed master plan (subject to addition of stub streets to the north and south), submit a favorable recommendation to City Council to pre-zone the site to R-6(G) and annex the land into the corporate limits.

COMMUNITY DEVELOPMENT



SUBJECT: Hope Vineyard Master Plan Review

RECOMMENDATION: Favorable

- The applicant proposes to create a master plan for a single family subdivision that would connect to existing stub streets on the west side of Oldfield Subdivision. The site is located between County Road 13 and Highway 181.
- All proposed lots would be zoned R-6(G) but designed to meet higher standards than required. There are 4 lot standards proposed (see details below).
- The site layout is such that the lots would be consistent with the existing adjoining lot sizes; protects wetlands and environmentally sensitive areas; provides for future connectivity to the north and south; road design is curvilinear and includes traffic calming measures as well as amenity areas.

DEVELOPMENT SUMMARY:

PROPOSED USE = SINGLE FAMILY RES.

LOT SUMMARY: = 236 LOTS TOTAL
SMALLEST LOT = 6,678 SF (LOT 217)
LARGEST LOT = 20,364 SF (LOT 29)
MIN. WIDTH = 52'
GROSS DENSITY = 2.18 DU/AC
WETLANDS = 14.71 AC (13.6%)
OPEN SPACE = 39.36 AC (36.3%)

TOTAL ROADS = 11,536 LF
PAVEMENT = 22' + 2.5' CURBS
SIDEWALKS = 5' BOTH SIDES

PROP. ZONING = R-6(G)
CITY OF DAPHNE

BULK STANDARDS:

LOTS: (ZONE R-6(G))
MINIMUM AREA = 5,000 SF
MIN. WIDTH = 50'
MAX. DENSITY = 8 DU/AC

LOT DISTRIBUTION:

LOT SIZE	NORTH	SOUTH	TOTAL / MIX
52'	27	4	31 (13.1%)
60'	85	37	122 (51.7%)
70'	40	15	55 (23.3%)
90'	11	17	28 (11.9%)
TOTAL	163	73	236 (100%)

Hope Vineyard

Daphne, Alabama



CONCEPTUAL MASTER PLAN

02.23.2022



Dewberry

2555 Friendship Road Daphne, AL 36526
251-490-9650 Fax 251-529-8315



APPLICATION FOR REZONING OR PRE-ZONING

Office use only: Rev. 072816	Date Submitted <u>December 28, 21</u>
Application Number: ZA- or PZA- <u>22-01</u>	Planning Commission Public <u>Applicant Requested</u> Hearing Date: <u>02/24/22</u>

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): <u>East side of C.R. 13, west of Shadowridge Drive</u>		PPIN#(s): <u>008624</u> <u>05-43-08-34-0-000-002.000</u>
Gross Site Area (acreage): <u>108.30</u>	Requested Zoning or Pre-Zoning: <u>R-6(G)</u>	
Current Zoning Designation(s): <u>County Planning District 15, Zone RA</u>	Amended Request: Initials: Date:	
Current Land Use: <u>Vacant</u>	Anticipated Land Use: <u>Single Family Residential</u>	
Provide Legal Description (if necessary attach separate page entitled "Legal Description for [Name of Applicant]": <u>Attached</u>		

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** PREZONING ☐ Master Plan

APPLICANT & AGENT INFORMATION

<i>*If an LLC or LLP or Corporation, provide name and signature of Registered Member or Agent and provide a copy of Articles of Incorporation.</i>		
Name of Current Owner: <u>Red Barn LLC</u>		<u>251-402-9891</u>
Mailing Address: <u>24311 St. Highway 181, Daphne, AL 36526</u>		Phone/Fax: <u>-</u> E-mail: <u>jay@easternshoreag.com</u>
Name of Authorized Agent: <u>Melissa A. Currie / Dewberry Engineers</u>		
Mailing Address: <u>25353 Friendship Road, Daphne, AL 36526</u>		Phone/Fax: <u>251-929-9809</u> E-mail: <u>mcurrie@dewberry.com</u>
Name of Developer*: <u>Maronda Homes</u>		Phone/Fax: <u>863-990-8729</u> E-mail: <u>stephensc@maronda.com</u>
Other:		Phone/Fax: E-mail:

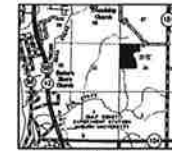
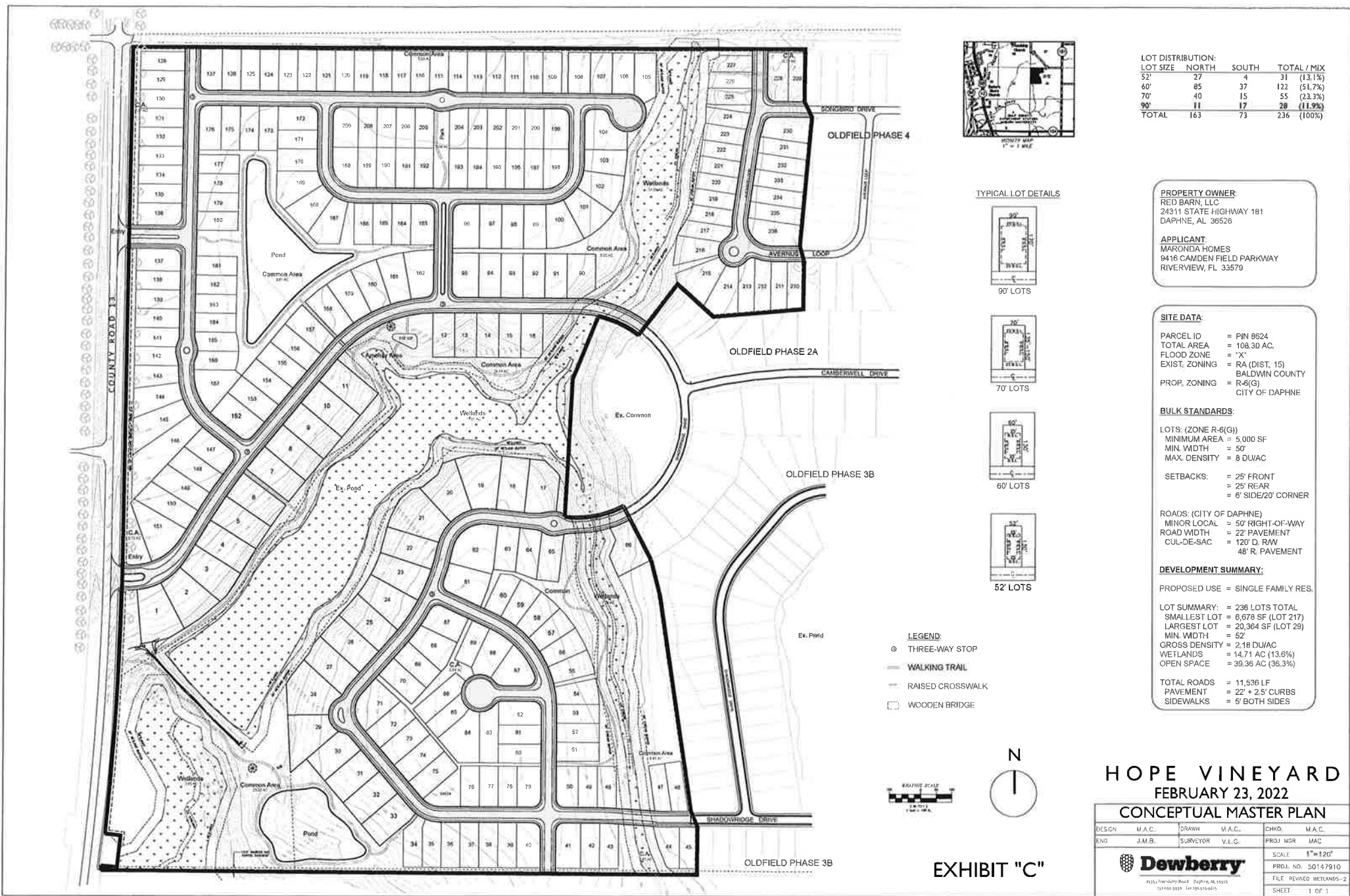
I, the applicant, certify that all of the above facts are true and correct to the best of my knowledge. I hereby agree to allow the City of Daphne to post a sign on the subject property notifying the general public of this request.

Applicant's Signature: <u>[Signature]</u>	Date: <u>12-7-21</u>
Agent's Signature: <u>Melissa A. Currie</u>	Date: <u>12-7-21</u>

EXHIBIT "A"**LEGAL DESCRIPTION: HOPE VINEYARD**

BEGIN AT THE NORTHWEST CORNER OF OLDFIELD PHASE 4 AMENDED SUBDIVISION, AS SHOWN BY A MAP OR PLAT THEREOF RECORDED AT SLIDE 2676-E, PROBATE RECORDS, BALDWIN COUNTY, ALABAMA; THENCE RUN SOUTH 00 DEGREES 28 MINUTES 58 SECONDS WEST, A DISTANCE OF 165.81 FEET; THENCE RUN SOUTH 25 DEGREES 30 MINUTES 37 SECONDS EAST, A DISTANCE OF 55.63 FEET; THENCE RUN SOUTH 05 DEGREES 03 MINUTES 10 SECONDS WEST, A DISTANCE OF 409.52 FEET; THENCE RUN SOUTH 14 DEGREES 34 MINUTES 32 SECONDS EAST, A DISTANCE OF 51.82 FEET; THENCE RUN SOUTH 00 DEGREES 39 MINUTES 04 SECONDS WEST, A DISTANCE OF 150.02 FEET; THENCE RUN SOUTH 85 DEGREES 09 MINUTES 22 SECONDS WEST, A DISTANCE OF 287.00 FEET; THENCE RUN NORTH 48 DEGREES 09 MINUTES 19 SECONDS WEST, A DISTANCE OF 154.04 FEET; THENCE RUN SOUTH 37 DEGREES 36 MINUTES 42 SECONDS WEST, A DISTANCE OF 203.37 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 322.00 FEET, AN ARC LENGTH OF 141.91 FEET, (CHORD BEARS NORTH 65 DEGREES 00 MINUTES 51 SECONDS WEST, A DISTANCE OF 140.77 FEET); THENCE RUN SOUTH 22 DEGREES 05 MINUTES 33 SECONDS WEST, A DISTANCE OF 215.00 FEET; THENCE RUN SOUTH 03 DEGREES 00 MINUTES 58 SECONDS WEST, A DISTANCE OF 436.03 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 322.00 FEET, AN ARC LENGTH OF 190.90 FEET, (CHORD BEARS NORTH 79 DEGREES 14 MINUTES 03 SECONDS EAST, A DISTANCE OF 188.12 FEET); THENCE RUN SOUTH 27 DEGREES 27 MINUTES 19 SECONDS EAST, A DISTANCE OF 193.22 FEET; THENCE RUN SOUTH 14 DEGREES 16 MINUTES 17 SECONDS EAST, A DISTANCE OF 118.52 FEET; THENCE RUN SOUTH 08 DEGREES 21 MINUTES 07 SECONDS EAST, A DISTANCE OF 684.72 FEET; THENCE RUN SOUTH 22 DEGREES 38 MINUTES 30 SECONDS EAST, A DISTANCE OF 54.31 FEET; THENCE RUN SOUTH 00 DEGREES 20 MINUTES 07 SECONDS WEST, A DISTANCE OF 150.00 FEET; THENCE RUN NORTH 89 DEGREES 39 MINUTES 53 SECONDS WEST, A DISTANCE OF 563.98 FEET; THENCE RUN NORTH 89 DEGREES 35 MINUTES 53 SECONDS WEST, A DISTANCE OF 1327.33 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 9905.51 FEET, AN ARC LENGTH OF 14.50 FEET, (CHORD BEARS NORTH 06 DEGREES 38 MINUTES 12 SECONDS EAST, A DISTANCE OF 14.50 FEET); THENCE RUN SOUTH 84 DEGREES 05 MINUTES 07 SECONDS EAST, A DISTANCE OF 50.00 FEET; THENCE RUN NORTH 06 DEGREES 18 MINUTES 11 SECONDS EAST, A DISTANCE OF 100.90 FEET; THENCE RUN NORTH 84 DEGREES 05 MINUTES 45 SECONDS WEST, A DISTANCE OF 50.00 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 9905.51 FEET, AN ARC LENGTH OF 893.49 FEET, (CHORD BEARS NORTH 03 DEGREES 25 MINUTES 38 SECONDS EAST, A DISTANCE OF 893.19 FEET); THENCE RUN NORTH 00 DEGREES 50 MINUTES 30 SECONDS EAST, A DISTANCE OF 1612.09 FEET; THENCE RUN SOUTH 89 DEGREES 27 MINUTES 32 SECONDS EAST, A DISTANCE OF 2137.34 FEET TO THE POINT OF BEGINNING.

TRACT CONTAINS 108.30 ACRES, MORE OR LESS, AND LIES IN THE NORTHWEST QUARTER OF SECTION 34, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.



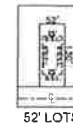
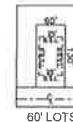
LOT DISTRIBUTION:

LOT SIZE	NORTH	SOUTH	TOTAL / MIX
52'	27	4	31 (13.1%)
60'	85	37	122 (51.7%)
70'	40	15	55 (23.3%)
90'	11	17	28 (11.9%)
TOTAL	163	73	236 (100%)

PROPERTY OWNER:
RED BARN, LLC
24311 STATE HIGHWAY 181
DAPHNE, AL 36526

APPLICANT:
MARONDA HOMES
9416 CAMDEN FIELD PARKWAY
RIVERVIEW, FL 33579

TYPICAL LOT DETAILS



SITE DATA:

PARCEL ID = PIN 8624
TOTAL AREA = 108.30 AC.
FLOOD ZONE = "X"
EXIST. ZONING = RA (DIST. 15)
BALDWIN COUNTY
PROP. ZONING = R-8(G)
CITY OF DAPHNE

BULK STANDARDS:

LOTS (ZONE R-8(G))
MINIMUM AREA = 5,000 SF
MIN. WIDTH = 50'
MAX. DENSITY = 8 DU/AC
SETBACKS:
= 25' FRONT
= 25' REAR
= 6' SIDE/20' CORNER

ROADS (CITY OF DAPHNE)
MINOR LOCAL = 50' RIGHT-OF-WAY
ROAD WIDTH = 22' PAVEMENT
CUL-DE-SAC = 120' D. R/W
48' R. PAVEMENT

DEVELOPMENT SUMMARY:

PROPOSED USE = SINGLE FAMILY RES.

LOT SUMMARY: = 236 LOTS TOTAL
SMALLEST LOT = 6,678 SF (LOT 217)
LARGEST LOT = 20,364 SF (LOT 29)
MIN. WIDTH = 52'
GROSS DENSITY = 2.18 DU/AC
WETLANDS = 14.71 AC (13.6%)
OPEN SPACE = 39.36 AC (36.3%)

TOTAL ROADS = 11,536 LF
PAVEMENT = 22' + 2.5' CURBS
SIDEWALKS = 5' BOTH SIDES

HOPE VINEYARD
FEBRUARY 23, 2022
CONCEPTUAL MASTER PLAN

DESIGN	M.A.C.	DRAWN	M.A.C.	CHKD.	M.A.C.
ENG.	J.M.B.	SURVEYOR	V.L.G.	PROJ. MGR	MAC
			SCALE 1"=120'		
			PRJ. NO. 50147910		
			FILE REVISED WETLANDS-2		
			SHEET 1 OF 1		



- ✓ County Zoning
- Rural District (RR)
- Rural Agricultural District (RA)
- Conservation Resource District (CR)
- Residential Single Family Estate District (RSF-E)
- Residential Single Family District (RSF-1)
- Residential Single Family District (RSF-2)

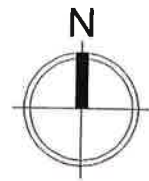
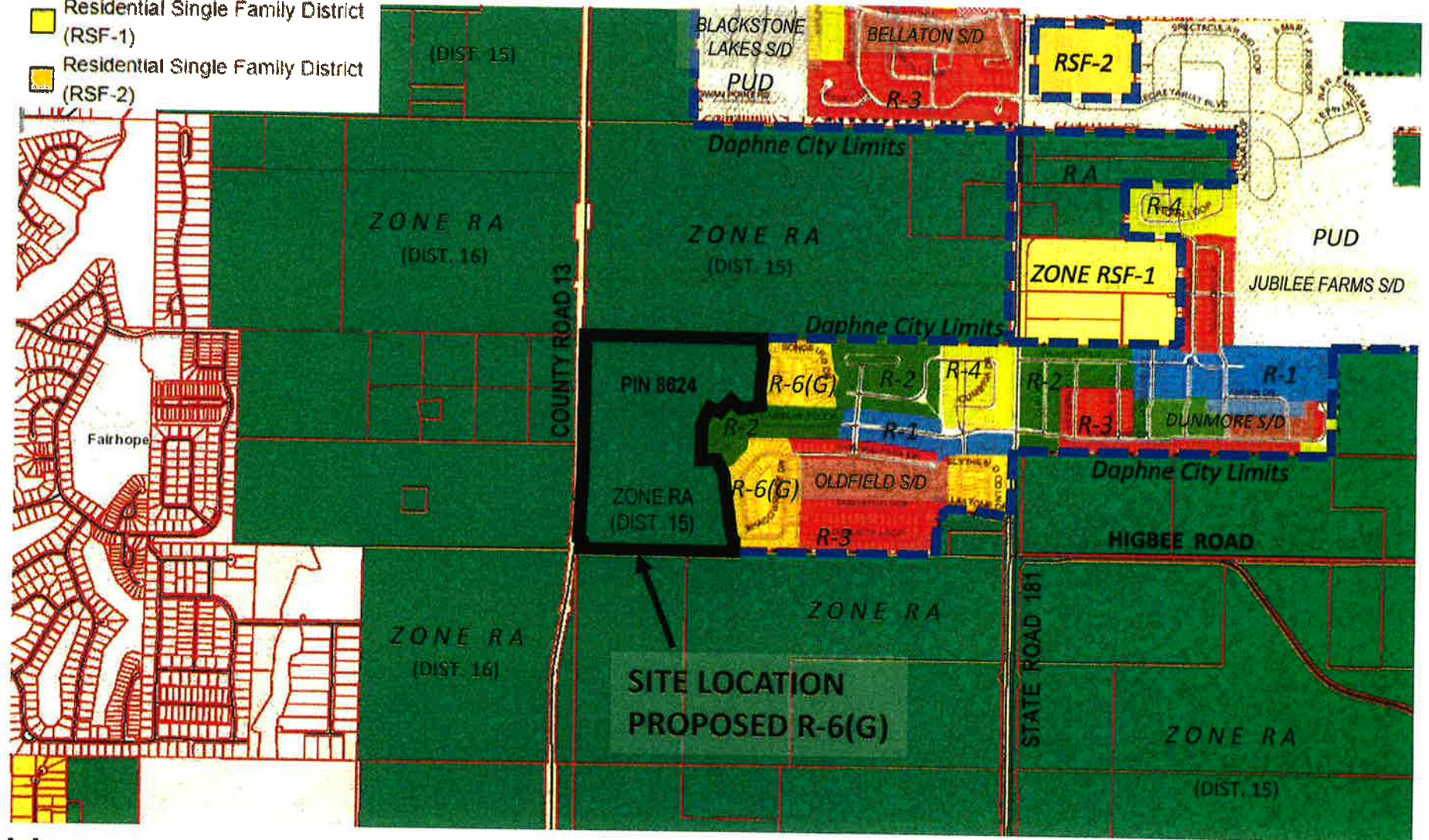


EXHIBIT "D" CURRENT ZONING



Dewberry

25353 FRIENDSHIP ROAD
DAPHNE, AL 36526
251-929-9809



Hope Vineyard

December 28, 2021

ADJACENT PROPERTIES TO RED BARN LLC PPIN 8624

Parcel Number	Owner Name	Address	City	State	Zip
05-43-08-34-0-000-002.002	A&D CORTE FAMILY LIMITED PARTNERSHIP	23100 ST HWY 181	FAIRHOPE	AL	36532
05-43-08-33-0-000-001.000	AIC JR LAND DEL A CORTE FAMILY LIMITED P	23100 ST HWY 181	FAIRHOPE	AL	36532
05-43-08-34-0-000-001.365	BRIDGES, JACOB WESLEY ETAL BRIDGES, CRYSTAL	17411 COUNTY ROAD 48	ROBERTSDALE	AL	36567
05-43-08-28-0-000-033.000	CORTE, FRED L	P O BOX 1156	FAIRHOPE	AL	36533
05-43-08-34-0-000-002.027	D R HORTON INC - HUNTSVILLE	25366 PROFIT DR	DAPHNE	AL	36526
05-43-08-34-0-000-002.009	DSL D HOMES (GULF COAST) L L C	7660 PECUE LN STE 100	BATON ROUGE	LA	70809
05-43-08-34-0-000-002.012	HUNTER, LIBYA N	P O BOX 2331	DAPHNE	AL	36526
05-43-08-27-0-000-003.000	JULIO CORTE FARM LIMITED PARTNERSHIP	24311 ST HWY 181	DAPHNE	AL	36526
05-43-08-33-0-000-003.000	JULIO CORTE FARMS L L C	24311 ST HWY 181	DAPHNE	AL	36526
05-43-08-34-0-000-002.010	LAMAR, MELVIN E	9511 CAMBERWELL DR	DAPHNE	AL	36526
05-43-08-34-0-000-001.331	MCCALLISTER, BILLY JOE ETAL MCCALLISTER, BILLY	24120 SONGBIRD DRIVE	DAPHNE	AL	36526
05-43-08-34-0-000-002.014	OLDFIELD FUTURE PHASES OWNERS ASSOCIATION	30820 CO RD 49	LOXLEY	AL	36551
05-43-08-34-0-000-002.015	PORTER, FRITZ A III ETAL PORTER, SHAUNDR	23707 SHADOWRIDGE DR	DAPHNE	AL	36526
05-43-08-34-0-000-001.004	RED BARN L L C	24311 ST HWY 181	DAPHNE	AL	36526
05-43-08-34-0-000-002.011	TENTINGER, ANDREW P ETAL FOSTER, SARAH R	9503 CAMBERWELL DR	DAPHNE	AL	36526
05-43-08-34-0-000-002.013	WIGGINS, WILLIE ETAL WIGGINS, TOMICA BRAD	23791 SHADOWRIDGE DR	DAPHNE	AL	36521

COMMUNITY DEVELOPMENT



February 11, 2022

Dear Sir/Ma'am,

NOTICE OF PUBLIC HEARING

A petition for PRE-ZONING will be considered by the Daphne Planning Commission for Red Barn, L.L.C. containing 108.30 acres +/- located east of County Road 13 and west of the intersection of Camberwell Drive and Shadowridge Drive in Oldfield Subdivision, zoned RA, Rural Agricultural, Baldwin County District 15, in the Extraterritorial Planning Jurisdiction, to be pre-zoned as R-6(G), Garden/Patio Home. A petition to annex said property has also been submitted.

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, February 16, 2022 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 chairwoman.

The public hearing will be held by the Daphne Planning Commission on Thursday, February 24, 2022 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

Red Barn, L.L.C. Pre-zoning Amendment

**COMMUNITY DEVELOPMENT
INTERNAL MEMORANDUM**



DATE: February 28, 2022
TO: Office of the City Clerk
FROM: Adrienne Jones, AICP, ^{ADJ}Director of Community Development
SUBJECT: Redbarn, L.L.C. Annexation Petition

PRESENT ZONING: RA, Rural Agricultural, Baldwin County District 15, in the Extraterritorial Planning Jurisdiction

LOCATION: East of County Road 13

RECOMMENDATION: At the February 24, 2022 regular meeting of the City of Daphne Planning Commission, six members were present and the motion carried for a favorable recommendation for the above mentioned annexation petition.

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

1. Community Development Report and Supplemental Documents
2. Petition for Annexation
3. Legal Description (Exhibit A)
4. Boundary Survey (Exhibit B)

RED BARN, LLC ANNEXATION PETITION

COMMUNITY DEVELOPMENT



SUBJECT: Annexation Petition Associated with Hope Vineyard and the Hope Vineyard Master Plan

The applicant proposes to annex the subject property into the corporate limits. The site meets the contiguity requirement because it is adjacent the Oldfield Subdivision.

RECOMMENDATION:

The Comprehensive Plan encourages expansion and annexation of land contiguous to the existing corporate limits. Staff recommends approval of the request to annex this land into the City of Daphne.

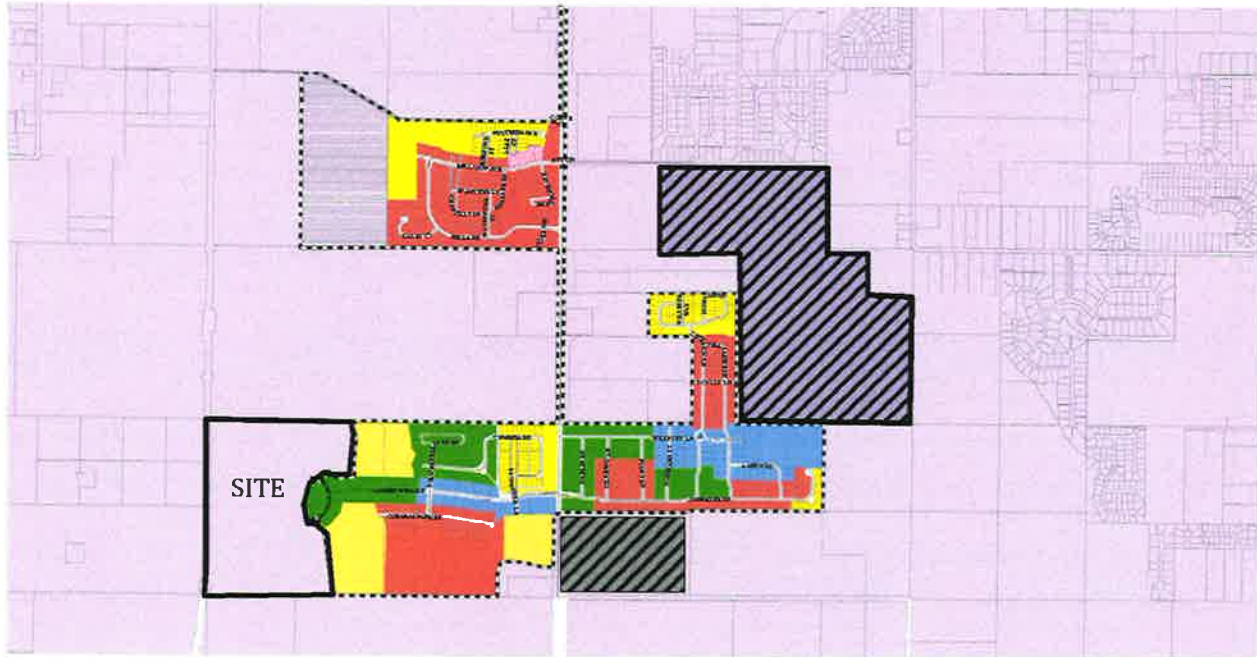
Excerpt from Article 23-1 Procedure [for Annexation Requests]

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

23-2 PROCEDURE FOR ZONING NEWLY ANNEXED LAND:

Any land annexed to the City of Daphne hereafter shall be classified as an R-1, Low Density Single Family Residential District unless otherwise recommended by the Planning Commission through the zoning amendment procedure provided in Article 22-1, Zoning Amendment Procedures. In such case, City Council may consider, after due process of publication and hearing as required by law, specific applications to zone newly annexed land into one or more existing or proposed new zoning classifications recommended by the Planning Commission.

COMMUNITY DEVELOPMENT



Zoning Key

	Daphne City Limits
	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-2 GENERAL BUSINESS
	B-2(a) GENERAL BUSINESS ALTERNATE
	B-3 PROFESSIONAL BUSINESS
	C-1 COMMERCIAL/INDUSTRIAL
	MU MIXED USE
	PUD PLANNED UNIT DEVELOPMENT
	O-2 OUTDOOR AMUSEMENT
	G-1 GOLF COURSE
	ET JURISDICTION

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

(_____)

The undersigned corporation, Red Barn LLC, files this petition with the Clerk of the City of Daphne requesting the property hereafter described, commonly referred to as, Hope Vineyard, to be annexed into the City of Daphne, a municipal corporation incorporated under the laws of the State of Alabama, and submits the following in support of the petition:

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

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

3. **Owner:** The petitioner, Red Barn LLC, is the owner of the property hereby sought to be annexed into the corporate limits of the City of Daphne.

4. **Specific Conditions:** This petition is conditioned upon the adoption of an ordinance, which shall include specifically the conditions requested below upon annexing the said property into the corporate limits of the City of Daphne.

Requested zoning, if other than R-1: R-6(G)

Any other conditions which may apply upon annexation:

Annexation is conditional upon approval of the Master Plan

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

DATED this 28th day of December, 2021

Respectfully submitted,

Red Barn LLC

Name of Corporation

By: Julio Corte III

Its: POA

STATE OF ALABAMA
COUNTY OF BALDWIN

I, WANDA LACOSTE, the undersigned Notary Public in and for said county and state, hereby certify that JULIO CORTE III whose name as owner of Red Barn LLC, an Alabama corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, he/she as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 13 day of December, 2021.

Wanda La Coste
NOTARY PUBLIC

My commission expires: 2-04-2022

Corporation's Address

24311 St. Highway 181

Daphne, AL 36526



ADDITIONAL INFORMATION

We, the undersigned, constituting all of the owners of the described real property do hereby execute and file this written petition asking and requesting that our property be annexed into the corporate limits of the City of Daphne, Alabama, under the authority of Section 11-42-20 through 11-42-24, Code of Alabama 1975.

Initials: JCH

We further certify that said property is contiguous to the city limits of Daphne, Alabama. A map and written legal description of said property is hereto attached.

Initials: JCH

We certify that the property is a single or multiple parcels under single or multiple ownership.
Circle appropriate response:

Initials: JCH

We certify that we fully understand that upon annexation, the subject property shall be subject to all laws and codes administered by the City of Daphne, including, but not limited to, the zoning code, the subdivision regulations and the municipal code of the City of Daphne.

Initials: JCH

SELECT ONE OF THE FOLLOWING OPTIONS

- ☒ Option# 1: We do hereby request pre-zoning of the subject property to the following zoning classification(s): R-6(G), and certify that a petition for rezoning, associated fees and documents have been submitted prior to or concurrently with this petition.

Initials: JCH

Or

- ☐ Option# 2: We do hereby certify that we understand fully that upon annexation the subject property will be zoned R-1, Low Density Single Family Residential.

Initials: _____

We do hereby request that the Planning Commission and City Council give such notice, hold such hearing and adopt such ordinance and do all such things or acts as is required by law so that the corporate limits of the City of Daphne, Alabama shall be rearranged so as to include such territory.

IN WITNESS WHEREOF, we have hereunto subscribed our names this, the 7 day of Dec, 2021.

Legal Description Attached (Exhibit A)? ☒ Map or Survey Attached (Exhibit B)? ☒
Recorded Subdivision Plat OR Preliminary/Final Subdivision plat approved by Planning Commission Attached (Exhibit C)? ☒ Acreage 108.30
Subdivision Name Hope Vineyard Lot Number(s) _____

Names and Signature of ALL property owners OR principle of corporation's designee:

Signature: [Signature] Signature: _____

Printed Name: Julio Cortez III Printed Name: _____

Mailing Address: 2431 St. Hwy 181 Mailing Address: _____

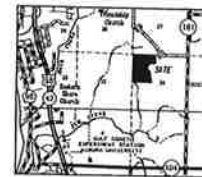
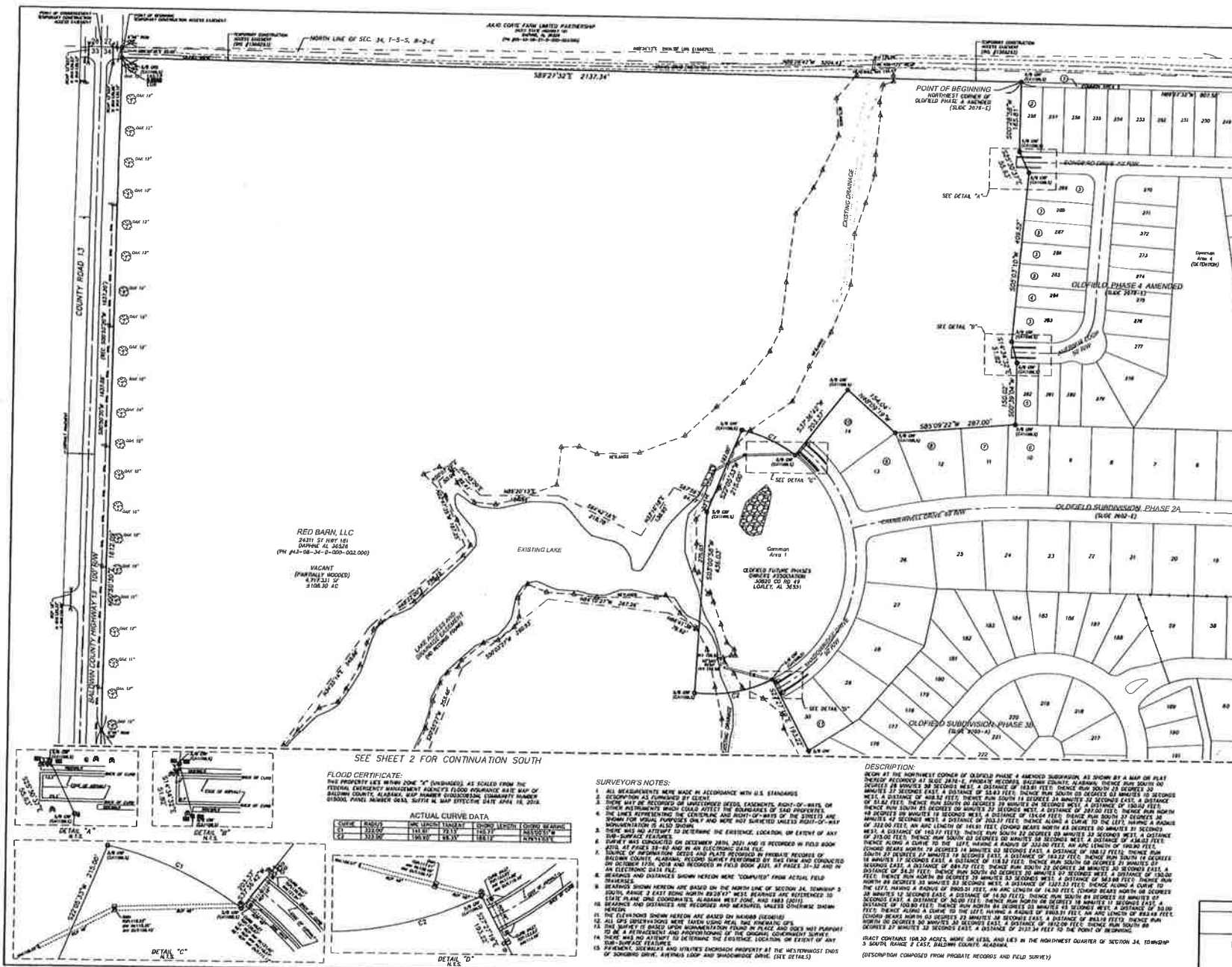
Daphne AL.

EXHIBIT "A"

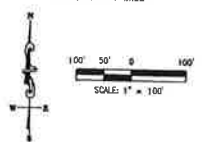
LEGAL DESCRIPTION: HOPE VINEYARD

BEGIN AT THE NORTHWEST CORNER OF OLDFIELD PHASE 4 AMENDED SUBDIVISION, AS SHOWN BY A MAP OR PLAT THEREOF RECORDED AT SLIDE 2676-E, PROBATE RECORDS, BALDWIN COUNTY, ALABAMA; THENCE RUN SOUTH 00 DEGREES 28 MINUTES 58 SECONDS WEST, A DISTANCE OF 165.81 FEET; THENCE RUN SOUTH 25 DEGREES 30 MINUTES 37 SECONDS EAST, A DISTANCE OF 55.63 FEET; THENCE RUN SOUTH 05 DEGREES 03 MINUTES 10 SECONDS WEST, A DISTANCE OF 409.52 FEET; THENCE RUN SOUTH 14 DEGREES 34 MINUTES 32 SECONDS EAST, A DISTANCE OF 51.82 FEET; THENCE RUN SOUTH 00 DEGREES 39 MINUTES 04 SECONDS WEST, A DISTANCE OF 150.02 FEET; THENCE RUN SOUTH 85 DEGREES 09 MINUTES 22 SECONDS WEST, A DISTANCE OF 287.00 FEET; THENCE RUN NORTH 48 DEGREES 09 MINUTES 19 SECONDS WEST, A DISTANCE OF 154.04 FEET; THENCE RUN SOUTH 37 DEGREES 36 MINUTES 42 SECONDS WEST, A DISTANCE OF 203.37 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 322.00 FEET, AN ARC LENGTH OF 141.91 FEET, (CHORD BEARS NORTH 65 DEGREES 00 MINUTES 51 SECONDS WEST, A DISTANCE OF 140.77 FEET); THENCE RUN SOUTH 22 DEGREES 05 MINUTES 33 SECONDS WEST, A DISTANCE OF 215.00 FEET; THENCE RUN SOUTH 03 DEGREES 00 MINUTES 58 SECONDS WEST, A DISTANCE OF 436.03 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 322.00 FEET, AN ARC LENGTH OF 190.90 FEET, (CHORD BEARS NORTH 79 DEGREES 14 MINUTES 03 SECONDS EAST, A DISTANCE OF 188.12 FEET); THENCE RUN SOUTH 27 DEGREES 27 MINUTES 19 SECONDS EAST, A DISTANCE OF 193.22 FEET; THENCE RUN SOUTH 14 DEGREES 16 MINUTES 17 SECONDS EAST, A DISTANCE OF 118.52 FEET; THENCE RUN SOUTH 08 DEGREES 21 MINUTES 07 SECONDS EAST, A DISTANCE OF 684.72 FEET; THENCE RUN SOUTH 22 DEGREES 38 MINUTES 30 SECONDS EAST, A DISTANCE OF 54.31 FEET; THENCE RUN SOUTH 00 DEGREES 20 MINUTES 07 SECONDS WEST, A DISTANCE OF 150.00 FEET; THENCE RUN NORTH 89 DEGREES 39 MINUTES 53 SECONDS WEST, A DISTANCE OF 563.98 FEET; THENCE RUN NORTH 89 DEGREES 35 MINUTES 53 SECONDS WEST, A DISTANCE OF 1327.33 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 9905.51 FEET, AN ARC LENGTH OF 14.50 FEET, (CHORD BEARS NORTH 06 DEGREES 38 MINUTES 12 SECONDS EAST, A DISTANCE OF 14.50 FEET); THENCE RUN SOUTH 84 DEGREES 05 MINUTES 07 SECONDS EAST, A DISTANCE OF 50.00 FEET; THENCE RUN NORTH 06 DEGREES 18 MINUTES 11 SECONDS EAST, A DISTANCE OF 100.90 FEET; THENCE RUN NORTH 84 DEGREES 05 MINUTES 45 SECONDS WEST, A DISTANCE OF 50.00 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 9905.51 FEET, AN ARC LENGTH OF 893.49 FEET, (CHORD BEARS NORTH 03 DEGREES 25 MINUTES 38 SECONDS EAST, A DISTANCE OF 893.19 FEET); THENCE RUN NORTH 00 DEGREES 50 MINUTES 30 SECONDS EAST, A DISTANCE OF 1612.09 FEET; THENCE RUN SOUTH 89 DEGREES 27 MINUTES 32 SECONDS EAST, A DISTANCE OF 2137.34 FEET TO THE POINT OF BEGINNING.

TRACT CONTAINS 108.30 ACRES, MORE OR LESS, AND LIES IN THE NORTHWEST QUARTER OF SECTION 34, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.



LOCALITY MAP
1 INCH = 1 MILE



- LEGEND:**
- 1" = 8" CONCRETE RIGHT-OF-WAY MONUMENT
 - 2" = REBAR FOUND
 - 3" = CAPPED REBAR FOUND
 - 4" = OPEN END IRON PIG FOUND
 - 5" = 5/8" CAPPED REBAR SET (24" FROM 12")
 - 6" = UTILITY POLE
 - 7" = LIGHT POLE
 - 8" = DUTY WIRE
 - 9" = WATER VALVE
 - 10" = WATER METER
 - 11" = NEW VALVE
 - 12" = DRAINAGE MANHOLE
 - 13" = TELEPHONE BOX
 - 14" = COMBAT ELECTRIC
 - 15" = COMBAT GAS
 - 16" = METAL FLARE
 - 17" = CORRUGATED PLASTIC PIPE
 - 18" = REINFORCED BEARING AND DISTANCE
 - 19" = REINFORCED CONCRETE AND PIPE
 - 20" = REINFORCED CONCRETE PIPE
 - 21" = CERTIFICATE OF AUTHORIZATION
 - 22" = LICENSE SURVEYOR
 - 23" = MONUMENT
 - 24" = NOT TO SCALE
 - 25" = DRAINAGE UTILITY LINE
 - 26" = MOOD FENCE
 - 27" = CONTOUR ELEVATION
 - 28" = SW-MAP

ADJOINING PROPERTY OWNERS

1. PHONES, JAMES M. ET AL.
2. KATIE COUNTY ROAD 48
3. BOWEN, AL 36328
4. KATIE COUNTY ROAD 48
5. BOWEN, AL 36328
6. KATIE COUNTY ROAD 48
7. BOWEN, AL 36328
8. KATIE COUNTY ROAD 48
9. BOWEN, AL 36328
10. KATIE COUNTY ROAD 48
11. BOWEN, AL 36328
12. KATIE COUNTY ROAD 48
13. BOWEN, AL 36328
14. KATIE COUNTY ROAD 48
15. BOWEN, AL 36328
16. KATIE COUNTY ROAD 48
17. BOWEN, AL 36328
18. KATIE COUNTY ROAD 48
19. BOWEN, AL 36328
20. KATIE COUNTY ROAD 48
21. BOWEN, AL 36328
22. KATIE COUNTY ROAD 48
23. BOWEN, AL 36328
24. KATIE COUNTY ROAD 48
25. BOWEN, AL 36328
26. KATIE COUNTY ROAD 48
27. BOWEN, AL 36328
28. KATIE COUNTY ROAD 48
29. BOWEN, AL 36328
30. KATIE COUNTY ROAD 48
31. BOWEN, AL 36328
32. KATIE COUNTY ROAD 48
33. BOWEN, AL 36328
34. KATIE COUNTY ROAD 48
35. BOWEN, AL 36328
36. KATIE COUNTY ROAD 48
37. BOWEN, AL 36328
38. KATIE COUNTY ROAD 48
39. BOWEN, AL 36328
40. KATIE COUNTY ROAD 48
41. BOWEN, AL 36328
42. KATIE COUNTY ROAD 48
43. BOWEN, AL 36328
44. KATIE COUNTY ROAD 48
45. BOWEN, AL 36328
46. KATIE COUNTY ROAD 48
47. BOWEN, AL 36328
48. KATIE COUNTY ROAD 48
49. BOWEN, AL 36328
50. KATIE COUNTY ROAD 48
51. BOWEN, AL 36328
52. KATIE COUNTY ROAD 48
53. BOWEN, AL 36328
54. KATIE COUNTY ROAD 48
55. BOWEN, AL 36328
56. KATIE COUNTY ROAD 48
57. BOWEN, AL 36328
58. KATIE COUNTY ROAD 48
59. BOWEN, AL 36328
60. KATIE COUNTY ROAD 48
61. BOWEN, AL 36328
62. KATIE COUNTY ROAD 48
63. BOWEN, AL 36328
64. KATIE COUNTY ROAD 48
65. BOWEN, AL 36328
66. KATIE COUNTY ROAD 48
67. BOWEN, AL 36328
68. KATIE COUNTY ROAD 48
69. BOWEN, AL 36328
70. KATIE COUNTY ROAD 48
71. BOWEN, AL 36328
72. KATIE COUNTY ROAD 48
73. BOWEN, AL 36328
74. KATIE COUNTY ROAD 48
75. BOWEN, AL 36328
76. KATIE COUNTY ROAD 48
77. BOWEN, AL 36328
78. KATIE COUNTY ROAD 48
79. BOWEN, AL 36328
80. KATIE COUNTY ROAD 48
81. BOWEN, AL 36328
82. KATIE COUNTY ROAD 48
83. BOWEN, AL 36328
84. KATIE COUNTY ROAD 48
85. BOWEN, AL 36328
86. KATIE COUNTY ROAD 48
87. BOWEN, AL 36328
88. KATIE COUNTY ROAD 48
89. BOWEN, AL 36328
90. KATIE COUNTY ROAD 48
91. BOWEN, AL 36328
92. KATIE COUNTY ROAD 48
93. BOWEN, AL 36328
94. KATIE COUNTY ROAD 48
95. BOWEN, AL 36328
96. KATIE COUNTY ROAD 48
97. BOWEN, AL 36328
98. KATIE COUNTY ROAD 48
99. BOWEN, AL 36328
100. KATIE COUNTY ROAD 48

SURVEYOR'S CERTIFICATE:

STATE OF ALABAMA
COUNTY OF BALDWIN

WE, SURVEYORS, A FIRM OF LICENSED ENGINEERS AND LAND SURVEYORS OF BALDWIN, ALABAMA, HEREBY STATE THAT THE ABOVE IS A CORRECT MAP OF THE SURVEY OF THE DESCRIBED PROPERTY SITUATED IN BALDWIN COUNTY, ALABAMA, TO WIT:

I HEREBY CERTIFY THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN ACCORDANCE WITH THE CURRENT REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR SURVEYING IN THE STATE OF ALABAMA TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

12/28/2021
VICTOR L. GERMAN AL P.L.C. NO. 38412

SURVEY NOT VALID WITHOUT ORIGINAL SIGNATURE AND SEAL.

EXHIBIT B

PROPERTY BOUNDARY SURVEY
HOPE VINEYARD
Dewberry

DATE: 12/27/2021
SCALE: 1" = 100'
DRAWN BY: M.D.
CHECKED BY: M.D.
PROJECT: 2021-001
SHEET NO. 1 OF 2



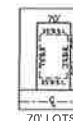
LOT DISTRIBUTION:

LOT SIZE	NORTH	SOUTH	TOTAL / MIX
52'	27	4	31 (13.1%)
60'	85	37	122 (51.7%)
70'	40	15	55 (23.3%)
90'	11	17	28 (11.9%)
TOTAL	163	73	236 (100%)

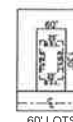
TYPICAL LOT DETAILS



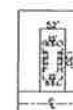
90' LOTS



70' LOTS



60' LOTS



52' LOTS

LEGEND

- ⊕ THREE-WAY STOP
- WALKING TRAIL
- ⬮ RAISED CROSSWALK
- WOODEN BRIDGE



PROPERTY OWNER:

RED BARN, LLC
24311 STATE HIGHWAY 181
DAPHNE, AL 36526

APPLICANT:

MARONDA HOMES
9416 CAMDEN FIELD PARKWAY
RIVERVIEW, FL 33579

SITE DATA

PARCEL ID = PIN 8624
TOTAL AREA = 108.30 AC.
FLOOD ZONE = "X"
EXIST. ZONING = RA (DIST. 15)
BALDWIN COUNTY
PROP. ZONING = R-6(G)
CITY OF DAPHNE

BULK STANDARDS:

LOTS: (ZONE R-6(G))
MINIMUM AREA = 5,000 SF
MIN. WIDTH = 50'
MAX. DENSITY = 8 DU/AC

SETBACKS:
= 25' FRONT
= 25' REAR
= 6' SIDE/20' CORNER

ROADS: (CITY OF DAPHNE)
MINOR LOCAL = 50' RIGHT-OF-WAY
ROAD WIDTH = 22' PAVEMENT
CUL-DE-SAC = 120' D, R/W
48' R, PAVEMENT

DEVELOPMENT SUMMARY:

PROPOSED USE = SINGLE FAMILY RES.

LOT SUMMARY: = 236 LOTS TOTAL
SMALLEST LOT = 6,678 SF (LOT 217)
LARGEST LOT = 20,364 SF (LOT 29)
MIN. WIDTH = 52'
GROSS DENSITY = 2.18 DU/AC
WETLANDS = 14.71 AC (13.6%)
OPEN SPACE = 39.36 AC (36.3%)

TOTAL ROADS = 11,536 LF
PAVEMENT = 22 + 2.5' CURBS
SIDEWALKS = 5' BOTH SIDES

HOPE VINEYARD FEBRUARY 23, 2022 CONCEPTUAL MASTER PLAN

DESIGN	M.A.C.	DRAWN	M.A.C.	CHKD	M.A.C.
ENG	J.M.B.	SURVEYOR	V.L.G.	PROJ. MGR	MAN
			SCALE 1"=120' PROJ. NO. 50147910 FILE: REVISED WETLANDS-2 SHEET 1 OF 1		

EXHIBIT "C"

**April 4, 2022
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:00 P.M.**

1. CALL TO ORDER:

There being a quorum present Council President Joel Coleman called the meeting to order at 6:04pm.

2. ROLL CALL:

COUNCIL MEMBERS PRESENT: Tommie Conaway, Ron Scott, Benjamin Hughes, Joel Coleman, and Steve Olen

COUNCIL MEMBERS ABSENT: Angie Phillips and Doug Goodlin

Also Present: Candace Antinarella, City Clerk; Jay Ross, City Attorney; Mayor LeJeune; Chief David Carpenter, Police; Troy Strunk, City Development; Chief LeAnn Tacon, Fire; Ronnie Huskey, Public Works; Kelli Reid, Finance; Josh Newman, City Engineer; Tim White, Environmental; Vickie Hinman, Human Resources; Ange Baggett, Marketing; Tonja Young, Library; Adrienne Jones, Planning; and Charlie McDavid, Recreation.

INVOCATION/PLEDGE OF ALLEGIANCE

Invocation was given by Reverend Thack Dyson, St. Paul's Episcopal Church.

PROCLAMATION: Mayor LeJeune presented the National Public Safety Telecommunicators Week Proclamation. Communications Supervisor Jaynae Nichols introduced the staff.

PUBLIC HEARING: Adrienne Jones presented on the Magnolia Properties, L.L.C. and the Stanard Family Partnership Zoning Amendment. She said they are requesting B-2 for a u-haul facility.

Chad Rome spoke on behalf of the developer. Councilman Olen asked Mr. Rome his thoughts on zoning to B-2A and if he would agree to B2A zoning.

Public hearing opened at 6:15pm. No one from the public came forward to speak.

Councilman Coleman asked Mrs. Jones the difference between B-2 and B-2A. Mrs. Jones explained the definitions of each and further that B2A was the staff recommendation on this property. Discussion was had amongst Council regarding the zoning definitions and the actions at the Planning Commission meeting.

Councilman Scott said we put great confidence in committees and staff. If we send this back to the Planning Commission and ask them to consider B2A, it may be a good compromise and they would still have some oversight.

Councilman Hughes asked what changes would have to be made to the plans of this development if the zoning is B2A and Mrs Jones responded the Planning Commission has the opportunity to make recommendations and modifications. Also, with the B2A zoning, he asked if this will inhibit what the company is wanting to do and Mrs Jones responded no it will not.

Public hearing closed at 6:31pm.

3. APPROVAL OF MINUTES:

The minutes from the March 21, 2022 regular meeting were approved.

4. REPORT OF STANDING COMMITTEES:

A. FINANCE COMMITTEE

Councilwoman Conaway said the minutes from the March 21st meeting were in the packet. She gave the Treasurer's Report for February 2022: Unrestricted Fund Balance - \$28,777,495; Total Cash Balance - \$42,940,853; Sales Tax for January 2022 - \$2,093,320; Lodging Tax for January 2022 - \$90,000.

April 4, 2022
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:00 P.M.

MOTION by Councilwoman Conaway to authorize the Mayor to enter into an agreement with Community Bank for a loan (promissory note) with an interest rate of 1.99% for the purchase of the six (6) Chevy Tahoes for the Police Department. No second was needed.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilwoman Conaway to make a favorable recommendation to move forward with the special 3 millage school tax for the Daphne Schools and their feeder pattern. No second was needed. Councilman Coleman asked for clarification on the wording. City Attorney explained the motion. He said there must be at least 200 qualified electors sign a petition to move forward to have a tax election.

MOTION by Councilman Scott to amend the original motion to include “make a favorable recommendation to move forward with the process of a special 3 millage school tax referendum for the Daphne Schools and their feeder pattern. Seconded by Councilman Olen.
MOTION CARRIED UNANIMOUSLY.

MOTION TO APPROVE THE AMENDED MOTION CARRIED UNANIMOUSLY.

B. BUILDINGS & PROPERTY COMMITTEE

Councilwoman Phillips was absent.

C. PUBLIC SAFETY COMMITTEE

Councilman Hughes said the next meeting is April 11th at 4:30pm in the Jubilee Conference Room.

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE

Councilman Olen said the next meeting is May 2nd at 4:30pm.

E. PUBLIC WORKS COMMITTEE

Councilman Coleman said the committee met earlier that day and the next meeting is May 2nd at 5:15pm.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments

Adrienne Jones said BZA will meet this week and they have three items to review.

B. Downtown Redevelopment Authority

Councilwoman Conaway said the next meeting is April 21st at 5:30pm.

C. Industrial Development Board

Councilman Scott said the next meeting is April 19th at 4:30pm.

D. Library Board

Councilwoman Phillips was absent.

E. Planning Commission

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

F. Recreation Board

Councilman Hughes said the next meeting is April 13th at 6:00pm.

G. Utility Board

April 4, 2022
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:00 P.M.

Councilman Coleman said there was a special called workshop on March 30th to discuss raising the rates. He said the next meeting is April 27th.

6. PUBLIC PARTICIPATION:

Public Participation opened at 6:40pm.

Marvin Ussery said it would be nice to continue the decorative street lights up to Highway 98 from the Library.

Victoria Phelps, Lake Forest, thanked Public Works for their work in the City. She said they are at 3 miles complete of the 7 miles needed of sidewalk.

Public Participation closed at 6:47pm.

7. MAYOR'S REPORT:

Mayor LeJeune thanked Victoria Phelps for her continued participation in the Lake Forest Board. He said he visited the WJ Carroll Leader in Me Program. He said there is new turf at the t-ball field at the Sports Complex.

He thanked Public Works for the Keep Daphne Beautiful Day. He said the Daphne Adaptive Tennis Camp started this past Saturday.

8. CITY ATTORNEY REPORT:

City Attorney said there was no report.

9. DEPARTMENT HEAD COMMENTS:

Chief Carpenter, Police, thanked the Council and Mayor for the Communication Week Proclamation. He reminded everyone it is Spring Break. He said they've hired two new officers and one new dispatcher as well as said Sergeant Hollinghead is retiring at the end of the month.

Chief Tacon, Fire Department, recognized the dispatchers. She introduced Brett Camilleri who shared about an upcoming event at Fire Station 1 for the Community on April 16th from 9:00am – 1:00pm.

Ange Baggett, Marketing, said a recent dance competition at the Civic Center brought in over 1,100 people from out of town and an upcoming busy weekend with baseball and softball tournaments. She shared that Aldi is conducting interviews at the Civic Center, Savvy Moms is hosting a sale, an Anime Convention is April 22-23 and other upcoming events within the City.

Tonja Young, Library, shared about the upcoming events at the library including a 3D print class.

Ronnie Huskey, Public Works, shared the department is updating seasonal planting and updated the Council on the sidewalk project.

Adrienne Jones, Planning, shared that Community Development's Administrative Specialist, Pat Johnson, is celebrating 26 years with the City.

Troy Strunk, City Development, gave an update on the splash pad.

Josh Newman, City Engineer, shared about a May Day contract

10. CITY CLERK'S REPORT:

MOTION by Councilwoman Conaway to approve the Buckaroo Stampede 5k/Fun Run on June 4, 2022 from 7:00am – 1:00pm with a weather makeup date of June 11, 2022. Seconded by Councilman Hughes.
MOTION CARRIED UNANIMOUSLY.

**April 4, 2022
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:00 P.M.**

11. RESOLUTIONS & ORDINANCES:

A. RESOLUTIONS:

2022 – 11 – Award Bid 2022-G- Fourth of July Fireworks Presentation

2022 – 12 – Award Bid 2022-K – Pine Straw

2022 – 13 – Award Bid 2022-J – Mosquito Management Program

**MOTION by Councilwoman Conaway to waive the reading of Resolutions 2022-11, 2022-12 and 2022-13. Seconded by Councilman Olen.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Conaway to adopt Resolution 2022-11. Seconded by Councilman Hughes.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Hughes to adopt Resolution 2022-12. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Hughes to adopt Resolution 2022-13. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

ORDINANCES:

B. 2nd READ ORDINANCES:

2022 – 21 – Food Truck Ordinance

2022 – 22 – Ordinance Granting a Non-Exclusive Authorization to Telepak Networks, Inc. and Its Affiliates dba C Spire for the Purpose of Constructing and Maintaining a Fiber-Optic Transmission Line within Certain Public Rights-of-Way within the City of Daphne, Alabama for the Provision of Broadband Services

**MOTION by Councilman Scott to waive the reading of Ordinances 2022-21 and 2022-22. Seconded by Councilman Hughes.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Ordinance 2022-21. Seconded by Councilman Hughes.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Ordinance 2022-22. Seconded by Councilman Hughes.
MOTION CARRIED UNANIMOUSLY.**

C. 1ST READ ORDINANCES:

2022 – 23 – Appropriation: ATRIP – II US Hwy 90 Widening Project: Preliminary Engineering - \$256,300

2022 – 24 – Appropriation: FY2023 Purchase of Six (6) Police Vehicle Purchase - \$235,000

**April 4, 2022
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:00 P.M.**

2022 – 25 – Re-Zone Magnolia Properties LLC and the Stanard Family Partnership property located Southeast of the Intersection of Whispering Pines Road and U.S. Highway 98

2022 – 26 – Additional Appropriation – Mosquito Management Program - \$6,076

MOTION by Councilman Scott to suspend the rules in order to consider Ordinance 2022-25. Seconded by Councilman Olen.

City Clerk called roll.

Councilwoman Conaway	Aye
Councilman Olen	Aye
Councilman Goodlin	Absent
Councilman Scott	Aye
Councilman Hughes	Aye
Councilwoman Phillips	Absent
Council President Coleman	Aye
MOTION CARRIED UNANIMOUSLY.	

MOTION by Councilman Scott to waive the reading of Ordinance 2022-25. Seconded by Councilman Olen.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott that the Council send the recommendation back to Planning Commission with the request they consider rezoning from B-2 to request B-2A. Seconded by Councilman Olen.

Aye – Councilwoman Conaway, Councilman Olen, Councilman Scott and Councilman Hughes

Nay – Councilman Coleman

MOTION CARRIED.

12. COUNCIL COMMENTS:

Councilwoman Conaway asked Chief Carpenter to thank the dispatchers for all they do to keep the City safe.

Councilman Scott encouraged everyone to go visit the new park and splash pad.

Councilman Hughes echoed the words of Councilman Scott. He reminded everyone to stay safe during severe weather and thanked first responders.

Mayor LeJeune thanked Council for their work, especially with getting another agreement with another internet provider. He thanked Chief Carpenter for the recent fish fry at the Police Department.

13. ADJOURN:

THERE BEING NO FURTHER BUSINESS TO DISCUSS, COUNCIL ADJOURNED AT 7:10 PM.

Respectfully submitted by,

Certification of Presiding Officer,

Candace G. Antinarella, CMC, City Clerk

Joel Coleman, Council President

City of Daphne Building Department

2019 / 2020 / 2021 / 2022 Comparison Report

	Fees Collected				Permits Issued				CO's Issued			
	2019	2020	2021	2022	2019	2020	2021	2022	2019	2020	2021	2022
October	\$41,508.58	\$93,181.87	\$94,131.53	\$84,303.63	141	215	357	308	23	11	31	40
November	\$30,939.41	\$62,198.00	\$109,387.14	\$91,672.49	106	223	378	351	18	26	30	30
December	\$28,050.20	\$233,529.32	\$101,471.36	\$128,605.99	108	252	383	296	23	33	43	53
January	\$54,262.58	\$118,498.03	\$132,049.79	\$259,810.62	180	270	372	350	21	14	24	36
February	\$65,020.99	\$140,560.44	\$97,396.64	\$129,315.56	225	308	350	292	17	33	32	32
March	\$66,919.78	\$77,067.98	\$95,472.42	\$116,358.20	204	362	391	431	20	45	52	84
April	\$62,429.27	\$94,394.17	\$80,088.89		228	272	373		23	32	40	
May	\$76,949.69	\$95,010.56	\$101,848.37		247	294	380		18	39	42	
June	\$57,871.17	\$179,966.08	\$100,508.32		223	399	394		24	49	50	
July	\$69,166.73	\$77,442.81	\$78,547.74		239	323	408		10	45	29	
August	\$119,198.28	\$105,147.77	\$59,376.50		272	307	309		44	34	30	
September	\$76,320.28	\$71,226.36	\$93,879.09		303	352	442		21	35	48	
Total	\$748,636.96	\$1,348,223.39	\$1,144,157.79	\$810,066.49	2476	3577	4537	2028	262	396	451	275
Percent +-	NA	80.09%	-15.14%		NA	44.47%	26.84%		NA	51.15%	13.89%	

March Notes

Inspections- 466 Building / 249 Environmental = 715 total inspections

431 Permits issued, 84 Certificate Of Occupancies issued, 23 New home permits issued

Jimmy John's and Mobile Appliance Commercial Plans waiting on pickup

11 Residential New Residential Pending review and pickup



CITY OF DAPHNE PUBLIC WORKS COMMITTEE MINUTES
March 7th, 2022 - 5:15 P.M.
DAPHNE CITY HALL

I. CALL TO ORDER

II. COMMITTEE MEMBERS PRESENT:

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

Others Present: Ronnie Huskey, Public Works Director; Patrick Dungan, City Attorney; Kelli Kichler-Reid, Finance Director; Troy Strunk, Executive Director, City Development; Candace Antinarella, City Clerk; Josh Newman, City Engineer; John Peterson, Mott-MacDonald; Victoria Phelps, LFPOA; Lindsey Johnson, Public Works Administrative Assistant

III. PUBLIC PARTICIPATION & CORRESPONDENCE

Correspondence and Public Participation—

- A. Barbara Brown is a Daphne resident and she lives on 1210 Browns Lane. Ms. Brown wanted to know what the City will do about having her road and several other roads being resurfaced in Daphmont. The roads are currently registered as private, however, they were originally maintained by the City in the past. Councilman Goodlin asked Ronnie Huskey to speak on the matter. Mr. Huskey asked what the Council members would like to do since the roads were previously maintained by the City. Patrick Dungan responded that under Alabama law the actions of the City can constitute the acceptance of the dedication of a right away...paving and maintaining a right away constitutes acceptance of said right away. Jay Ross and Mr. Dungan have discussed this topic and found the best course of action would be to have the owners sign paperwork that live on the private roads. Councilman Scott reiterated that the owners would need to sign paperwork and the City needs to maintain those roads. Councilwoman Conaway asked Ronnie Huskey what his suggestion would be, and Mr. Huskey said he would recommend what Mr. Dungan said as to have the owners sign something. Mr. Huskey also stated to just pave the road and to bid it separately as private roads instead of mixing it in with the current paving program. Councilman Scott and Patrick Dungan further discussed about those private roads previously being maintained by the City and being used essentially as “public roads”. Councilman Scott asked Ms. Brown if the owners would have any problem signing something for the City, Ms. Brown replied that there would be no problem. Councilman Goodlin asked if Mr. Dungan can do some research if something that the owners previously signed were from the Utilities Company. He also asked Mr. Huskey if there will need to be a waiver of ordinance for these particular private roads because they may be sub-standard roads. Mr. Huskey replied that the roads do not meet current standard and there would have to be more work done to get them under ordinance rather just an overlay.



CITY OF DAPHNE PUBLIC WORKS COMMITTEE MINUTES
March 7th, 2022 - 5:15 P.M.
DAPHNE CITY HALL

MOTION by Councilman Conaway to recommend to Council to put this on the Finance agenda with the bid amount and other details.

Seconded by Councilman Scott

MOTION CARRIED UNANIMOUSLY.

- B.** Victoria Phelps represented LFPOA spoke about the street sign project on phase 7 and they are about 57% complete with the installation. Ms. Phelps feels that it will take three more phases to finish the back roads as well, but the Ridgewood Drive sidewalk section looks great. Ms. Phelps wanted to let the Council know that there is work being done on the dam because of defects on the concrete cap, which will be wrapping up in the next 30 days. Councilman Goodlin asked how much the dam repair is costing, Ms. Phelps responded around \$10,000. Councilman Scott asked about the stop signs that are painted black and how many more need to be ordered. Ms. Phelps stated that is an additional piece that is attached to the back. Mr. Huskey stated those will be purchased and implemented soon into Lake Forest. Councilman Scott asked Mr. Huskey about the speed devices with the solar panel, if they may be painted black. Mr. Huskey stated that with the Mayor's approval, all of the speed devices will be black.
- C.** Lavinte Lament is a Daphne resident (no address given) who is living behind the Sea Cliff apartments off Madison Street and Yacht Club Drive. Ms. Lament spoke about the safety issue in that area and how they need sidewalks. She stated with the addition of the Back Deck Bar and Grill, the traffic has increased creating an unsafe walking environment. Ms. Lament spoke about a situation where she was walking her dogs and her baby in the stroller. They hit a rock and the stroll flipped on top of her child and she needed to take her child to the ER to receive stitches. Councilman Coleman asked if she was referring to Yacht Club Drive that goes down to the restaurant, which Ms. Lament replied yes. Councilman Coleman expressed that he is familiar with the area and the amount of foot traffic it gets and he thinks it's an area that should be looked at. Councilman Hughes stated that in the 2023 budget, more should be allocated for sidewalks because of the need. Councilman Goodlin asked if there were sidewalks in the area for connectivity, Ms. Lament responded there is not and there is no safety measures like mirrors to help around the turns. Councilman Hughes and Councilman Goodlin asked Ronnie Huskey if there were any signs or concave mirrors that can be put up, which Mr. Huskey said he would look into it and there may be mirrors that we can acquire. Councilwoman Phillips stated the Victoria Phelps has been successful in Lake Forest getting sidewalks done, so she would be a good person to talk to.

IV. OLD BUSINESS

Approval of Minutes – February 7th, 2022—Minutes were reviewed and approved by the committee.



CITY OF DAPHNE PUBLIC WORKS COMMITTEE MINUTES
March 7th, 2022 - 5:15 P.M.
DAPHNE CITY HALL

V. NEW BUSINESS

There was no new business.

VI. City Engineer's Report (Separate Handout)

Josh Newman addressed the committee with his separate handouts. Mr. Newman stated that he has highlight five projects to look at.

Mr. Newman spoke to the committee about the Lake Forest Boat Launch which has been surveyed and sent to the engineer.

Mr. Newman spoke about the Fire Station drainage. They are working on the easements right now.

Mr. Newman spoke about Lake Shore Drive. They have reviewed the plans and supplied comments back to the engineer. Bid is anticipated for May.

Mr. Newman spoke about the access managements plans on HWY-98 and Lavender Lane. AL DOT is scheduled for an in person review on March 22nd.

Mr. Newman spoke about Bay Front Street Scapes and he is hoping to have several put in a bid.

Councilman Hughes asked for an updated layout plan of Bay Front. Mr. Newman explained the layout is similar to the last time they saw it with small additions.

Tim White spoke about acquiring EAC future goals. Mr. White also talked about the MS4 renewal 5 year plan will be ready at the end of this month.

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

- A. Work Request Report – January 2020 & 2021 — Everything is running in comparison to last year. Councilman Scott asked if new straw will be updated throughout HWY-98 for the Arts and Craft Festival in Fairhope that attracts large amounts of tourists. Mr. Huskey explained that they have already started the preparations for that week. Councilman Hughes inquired about how it is going with finding all the garbage and recycling cans. Mr. Huskey explained that Natalie Fonseca has moved to the Solid Waste Coordinator position and her and Randy Jones met with Daphne Utilities and they were able to narrow down



CITY OF DAPHNE PUBLIC WORKS COMMITTEE MINUTES
March 7th, 2022 - 5:15 P.M.
DAPHNE CITY HALL

some residents that were not paying for garbage services. Ms. Fonseca and Mr. Jones will be finishing that list in the next couple of weeks. Mr. Huskey also spoke about changing the City owned properties to have a black trash cans and take out the green ones so residential and City trash cans can be differentiated.

Lindsey Johnson introduced herself to the Council.

The Public Works Department completed 482 work orders in January 2022.

- B. Vehicle/Equipment Maintenance Reports – FY2021-2022 YTD
- C. Public Works Related Overtime Report — 41.67% of the year used; \$50,098 Used YTD as of March 2nd, 2022.
- D. Street Sweeper Report — February 2022

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

- A. Monthly Recycle Tonnage Report (Tonnage Comparison) – January 2022—No Report
- B. Solid Waste New Customer Report – January 2022— 49 new residential; 1 new commercial
- C. Tallent Lane Facility Report – January 2022—765.59 total tonnage

IX. MOSQUITO CONTROL SERVICES

- A. Mosquito Report— No Report

X. MUSEUM COMMITTEE

- A. Minutes – January 10th, 2022

XI. BEAUTIFICATION COMMITTEE

- A. Minutes – No report

XII. ENVIRONMENTAL ADVISORY COMMITTEE

- A. Minutes – January 24th, 2022

XIII. FUTURE BUSINESS

- A. Next Meeting – **Monday, April 4th, 2022**

XIV. ADJOURNMENT

Motion by Doug Goodlin, seconded by Joel Coleman to adjourn. Meeting adjourned at 5:35 p.m.



COMMUNITY DEVELOPMENT

CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT AGENDA
APRIL 7, 2022 - 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, D. Wolstenholme, C. Covert
3. APPROVAL OF MINUTES - Approved

December 2, 2021

4. OLD BUSINESS - None
5. NEW BUSINESS

Appeal #2022-01 Hilton Garden Inn/Victor Sign Co. - Did Not Approve

A request for an Administrative Review to the Daphne Land Use and Development Ordinance has been filed with the City of Daphne Board of Zoning Adjustment. The request, if granted, will allow the existing sign located at 29546 North Main Street to be repaired and remain as a legal nonconforming sign. The property is zoned B-2, General Business.

Appeal #2022-02 Frederick & Eleanor Joiner - Withdrawn

A request for a Variance to the Daphne Land Use and Development Ordinance has been filed with the City of Daphne Board of Zoning Adjustment. The request, if granted, would allow the construction of a garage that encroaches 18.4' into the 30' rear yard setback. The property is 10512 Secretariat Boulevard, which is zoned PUD, Planned Unit Development.

Appeal #2022-03 Joseph & Shelby Norton - Approved

A request for a Variance to the Daphne Land Use and Development Ordinance has been filed with the City of Daphne Board of Zoning Adjustment. The property is PPIN #26444, a vacant parcel, which is zoned R-1, Low Density, Single Family Residential. The request, if granted, would allow the construction of a residence to encroach 5' into the 15' side yard setback.

6. ADJOURNMENT - 6:53 P.M.

CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT MINUTES
REGULAR MEETING OF DECEMBER 2, 2021 - 6:00 P.M.
JUBILEE CONFERENCE ROOM, 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:

Clay Covert
Derek Wolstenholme
Carolyn Courson, Vice Chair
Billy Mayhand
Willie Robison, Chairman

Members Absent:

Herb Cole

Staff Present:

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

Staff Absent:

Shawn Alves, BZA Attorney

Chairman called for the **Approval of Minutes** of the October 7, 2021 meeting. There were no corrections, additions or deletions.

The Minutes were approved unanimously.

Chairman called the item under new business on the agenda, **Appeal #2021-06, Joscelin Steiner**, a request for a Variance to the Daphne Land Use & Development Ordinance filed with the City of Daphne Board of Zoning Adjustment. The property is PPIN #98903, a vacant lot, which is zoned R-1, Low Density Single Family Residential. The request, if granted, proposes to allow up to a 10' encroachment into the 40.0' front yard setback, and up to a 20' encroachment into the 40.0' rear yard setback in order to construct a residential dwelling.

Ms. Jones stated that this appeal and the drawings presented were a modification from the last meeting reducing the requested encroachment to 10' for the front yard setback and 20' for the rear yard setback for the R-1, Low Density Single Family property which has a minimum 40' front and rear setback. She cited once again the property has an irregular shape, existing topographic challenges, and a gully to the south, and noted that three of the four basic criteria necessary to grant a variance was met with this application, and that it would not cause any detriment to the surrounding area, and she recommended approval.

The Chairman asked the Board for further discussion and being none, he opened the floor for public participation.

The agent, Bill Johnson stated he had the property under contract and once again he was requesting the new change to the setbacks on behalf of the owner, Joscelin Steiner, and with the new request he would be able to build a nice house on the lot.

The Board discussed the rendering and the fact that the encroachment could not be over what was being requested.

The Chairman closed public participation for those in favor of the appeal and called for those in opposition, being none, he closed public participation and asked for an affirmative motion.

A **Motion** was made by **Ms. Courson** and Seconded by **Mr. Mayhand** to approve **Appeal #2021-06, Joscelin Steiner, request for a Variance to the Daphne Land Use & Development Ordinance** filed with the City of Daphne Board of Zoning Adjustment. The property is PPIN #98903, a vacant lot, which is zoned R-1, Low Density Single Family Residential, the request is to allow up to a 10' encroachment into the 40.0' front yard setback, and up to a 20' encroachment into the 40.0' rear yard setback in order to construct a residential dwelling.

Upon roll call vote, the **Motion** carried unanimously.

Mr. Covert	Aye
Ms. Courson	Aye
Mr. Wolstenholme	Aye
Mr. Mayhand	Aye
Mr. Robison	Aye

The Chairman stated the motion is approved, you may go by Community Development after 9:00 a.m. in the morning to pick up your paperwork.

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

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

The **Motion** carried unanimously.

The meeting adjourned at 6:10 p.m.

Respectfully submitted by:



Pat Johnson, Recording Secretary

APPROVED: April 7, 2022



Willie Robison, Chairman

Mar. 9, 2022 BIMONTHLY DAPHNE RECREATION BOARD MEETING

- Called to order 6:05. David Dueitt declared we have a quorum.
- Those in attendance: Brad Osborn, David Dueitt, Kit Smith, Charlie McDavid, Frank Pierce, Coach Cedric Yelding, Coach Kenny King, Steve Olen. Pickle ball representatives Kurt Fonger, Wayne Mockel, Windy Campagnolop, Beth Mans, Janelli Farabi, Victor LeJeune, Gary Mans
- Approval of minutes from last meeting: Brad Osborn made a motion to approve, 2nd by Frank Pierce motion carried unanimously.
- Jonelli Farabi and others discussed popularity of our new Pickleball program. All stated additional pickleball courts are needed. The new courts stay packed with people waiting. 6 additional courts were requested. The group presented a several page partition by residents supporting additional courts. They commented on how pickle ball appeals to all ages and abilities; it offers a family building opportunity as wells an activity for those who are older and less able as well as the young and healthy.
- Location of the courts was discussed. Mr. McDavid said locations are being considered as well as costs by the Mayor and Council. Those locations will be presented to the Recreation Board soon.
- Motion for the board to support the contstruction of 6 additional pickle ball courts to be located at Lott Park by David Dueitt. 2nd by Kit Smith; Motion passed unanimously. It is the boards hope this project will be fast tracked by the Council and Mayor.
- Mr. Osborne announced a meeting April 13th to review last year's parks and recreation proposal and to discuss how Pickleball Court construction will impact other priorities.
- Coach King stated the Women's Wrestling Team lead by Coach Jeffcoat, won State Championship two years in a row in their first two years of existence.
- Coach Cedric Yelding spoke of Middle School 2A Basketball. More Gym space is needed (rec center). Middle School Soccer tournament is March. 16-18 Trione Park.
- Charlie McDavid spoke of new passive park flyer that has been produced as well as a flyer for youth sports. There will be an Easter Egg hunt April 9th, 9am-12pm. There will be a Spring Break Tennis Camp April 4-7. Adaptive Tennis camp April 2,9,16,23,30. USTA Tennis tournament Mar. 19-20. Baseball and softball Soccer seasons are kicking off. Registaion for all camps and activities can be found on our site.
- Coach Yelding mentioned his mom is hosting a LUPUS Awareness Walk starting at City Hall March 19th 8:00 A.M. Everyone welcome
- Motion to adjourn by Frank Piercce, 2nd by Kit Smith. Motion Carried.

Minutes respectfully submitted by David Dueitt Recreation Board Secretary.



City of Daphne Event Permit Application

Date of Application: 4/7/22 Permit Requested: ☐ Event/Fundraiser ☒ Parade/Run ☐ Band

Contact Information

Organization Name: Gulf Coast Jeep Events
Contact Name: Wesley Wright E-mail Address: Wesleywright4409@yahoo
Address: 131 MariKesh Dr. Daphne
Primary Phone Number: 251 222 8422 Secondary: _____

Event Information

Event Name: Jubilee Jeep Jam Event Date: July 8-10 Sat 9th
Event Location: Daphne Parade Route # Participants/Vehicles: Approximately
Start Time: 2 PM Stop Time: 3:30 Assembly Time: 1:30 @ Civic Center
Special Requests: We will have Jeeps, as well as Vets
walking & do T throws to crowd Road Closures Requested: ☒ Yes ☐ No

Special Instructions

Approval: Internal Use Only

Date Routed: 4-12-2022

Fire Dept: _____

Police Dept: _____

Public Works: _____

Parks & Recreation: _____

For Special Event/Band Permits:

City Clerk: _____

For Parade/Run Permits & Use of City Grounds:

City Council: _____

☐ Use of Alcohol

Parade/Run Permits ONLY

☐ Fee Paid: \$ _____ ☐ N/A ☐ Waived

☐ Insurance Filed ☐ N/A

Route Selection: ☐ 1 ☐ 2 ☐ 3 ☐ 4



STATE OF ALABAMA

ALCOHOLIC BEVERAGE CONTROL BOARD

ALCOHOL LICENSE APPLICATION



Confirmation Number: 20220405151606509

Type License: 140 - SPECIAL EVENTS RETAIL

State: \$150.00 **County:** \$233.00

Type License:

State: **County:**

Trade Name: BALLIN ON BELROSE

Filing Fee: \$50.00

Applicant: MANCIS ANTIQUE LLC

Transfer Fee:

Location Address: 704 BELROSE AVE DAPHNE, AL 36526

Mailing Address: 704 BELROSE AVE DAPHNE, AL 36526

County: BALDWIN **Tobacco sales:** NO **Tobacco Vending Machines:**

Product Type:

Type Ownership:

Book, Page, or Document info: 1498258

Do you sell Draft Beer?:

Date Incorporated: 2/11/2015 **State incorporated:** AL **County Incorporated:**

Date of Authority:

Federal Tax ID: 47-3077005

Alabama State Sales Tax ID: R009132071

Name:	Title:	Date and Place of Birth:	Residence Address:
JOHN THOMPSON 4671906 - AL	MEMBER	11/06/1962 ALABAMA	261 LEVERT ST MOBILE, AL 36607
GARRETT DELUCA 7547130 - AL	MEMBER	1/19/1990 ALABAMA	199 RIDGEWOOD DR DAPHNE, AL 36526
HARRY JOHNSON 2769374 - AL	MEMBER	12/06/1950 ALABAMA	901 CAPTAIN ONEAL DAPHNE, AL 36526

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

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

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

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

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

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

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

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

Contact Person: GARRETT PAUL DELUCA

Home Phone: 251-421-0279

Business Phone: 251-421-0279

Cell Phone:

Fax:

E-mail: GARRETT.DELUCA@GMAIL.COM

PREVIOUS LICENSE INFORMATION:

Previous License Number(s)

Trade Name:

License 1:

Applicant:

License 2:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION



Confirmation Number: 20220405151606509

If applicant is leasing the property, is a copy of the lease agreement attached? **YES**
Name of Property owner/lessor and phone number: **MANCI ENTERPRISES LLC 251-415-1000**
What is lessors primary business? **PHYSICIAN**
Is lessor involved in any way with the alcoholic beverage business? **NO**
Is there any further interest, or connection with, the licensee's business by the lessor? **NO**

Does the premise have a fully equipped kitchen? **NO**
Is the business used to habitually and principally provide food to the public? **NO**
Does the establishment have restroom facilities? **NO**
Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? **YES**

Will the business be operated primarily as a package store? **NO**
Building Dimensions Square Footage: **2400** Display Square Footage:
Building seating capacity: **20** Does Licensed premises include a patio area? **NO**
License Structure: **ONE STORY** License covers: **OTHER**
Number of licenses in the vicinity: Nearest:
Nearest school: Nearest church: Nearest residence: **1 blocks**
Location is within: **CITY LIMITS** Police protection: **CITY**

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

Name:	Violation & Date:	Arresting Agency:	Disposition:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION

Confirmation Number: 20220405151606509



Initial each

GD

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

GD

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

GD

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

GD

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

N/A

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

N/A

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

GD

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

GD

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

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

GD

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

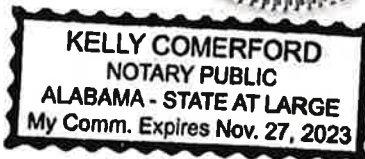
Applicant Name (print): GARNETT DeLuca

Signature of Applicant: GA

Notary Name (print): Kelly Comerford

Notary Signature: Kelly Comerford

Commission expires:



Application Taken:

App. Inv. Completed:

Forwarded to District Office:

Submitted to Local Government:

Received from Local Government:

Received in District Office:

Reviewed by Supervisor:

Forwarded to Central Office:

CASE NO. 2022-5

ABC LICENSE ROUTING

DATE RECEIVED BY REVENUE DIV. 4/12/22 (initial) CAC

DATE FORWARDED TO POLICE DEPT. 4/12/22 CAC

DATE RECEIVED BY POLICE DEPT. 4/12/22 PM

DATE 4/12/22 APPROVED X DISAPPROVED _____

POLICE DEPT SIGNATURE Jam Van

DATE RETURNED TO REVENUE DIV. 4-12-22 PM

DATE FORWARDED TO CITY CLERK 4/13/22 CAC

DATE RECEIVED BY CITY CLERK _____

SCHEDULED DATE ON AGENDA _____

Council Action: _____ APPROVED _____ DISAPPROVED _____ TABLED

COMMENTS: _____

Rescheduled for Council Agenda Date: _____

Council Action: _____ APPROVED _____ DISAPPROVED _____ TABLED

COMMENTS: _____

DATE RETURNED TO REVENUE DIV.: _____

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

**CITY OF DAPHNE
RESOLUTION 2022-14**

Acceptance of Roads and Rights-of-Way: French Settlement Subdivision, Phase 4A

WHEREAS, the City Council of the City of Daphne, Alabama has received notice that the Daphne Planning Commission has given Final Plat approval to French Settlement Subdivision, Phase 4A on March 24, 2022, and the City of Daphne hereby recommends acceptance of the roads and rights-of way located in French Settlement Subdivision, Phase 4A; and

WHEREAS, an inspection was made by the Director of Community Development, and all reports and other related documents have been provided stating that said streets and associated storm water drainage have been installed in conformity with City standards; and

WHEREAS, an inspection was made by the Director of Public Works, and said director has recommended acceptance of said streets and associated storm water drainage, to the extent such drainage facilities affect the rights-of-way, of French Settlement Subdivision, Phase 4A; and

WHEREAS, the developer has provided to the City a two-year maintenance bond in the amount of \$93,155.75 as required and now requests acceptance and dedication of the same for maintenance of said improvements as outlined in Article XVII, entitled the Procedures for Subdivision Review, of the City of Daphne Land Use and Development Ordinance; and

WHEREAS, the developer has caused the plat to be recorded on slide 2826-B of the records in the Baldwin County Judge of Probate Office; and

WHEREAS, the City Council of the City of Daphne believes it is in the best interest of the citizens of the City for the City to accept said rights-of-way.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE AS FOLLOWS: that the following rights-of-way within French Settlement Subdivision, Phase 4A, according to the plat presented by Dewberry Engineers Inc. as recorded in the Office of the Judge of Probate, Baldwin County, Alabama, are hereby accepted by the City of Daphne, Alabama as city streets for maintenance:

a portion of French Settlement Drive (161.11 linear feet), a 50-ft right of way; a portion of Felicity Lane (162.83 linear feet), a 50-ft right of way; and a portion of Parlange Lane (142.14 linear feet), right of way varies.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA ON THIS THE _____ OF _____, 2022.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
RESOLUTION 2022-15**

2022-L-ROCK MATERIAL

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

WHEREAS, The City of Daphne acknowledges that the cost for the Rock Material will exceed this amount; and

WHEREAS, Staff has reviewed the bids for the Rock Material and determined that the bid as presented is reasonable; and

WHEREAS, Staff recommends the bid for the Rock Material be awarded to Vulcan Materials Company.

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, THAT THE CITY COUNCIL OF THE CITY OF DAPHNE, hereby accept the bid of Vulcan Materials Company for unit cost as follows:

	Cost per Ton Picked Up	Cost Per Ton Delivered
3/4" Base - (Not Bid: Crushed Aggregate 825-A)	\$ 35.00	\$ 43.00
Crushed Aggregate 825-B	\$ 35.00	\$ 43.00
#57 Limestone	\$ 37.00	\$ 45.00
#78 Pea Gravel	DNE	DNE
Rip Rap-Class I	\$ 55.00	\$ 64.00
Rip Rap-Class II	\$ 55.00	\$ 64.00
#801 Aggregate-3/4" Stone - #67	\$ 37.00	\$ 45.00

as specified in BID SPECIFICATION NO. 2022-L-ROCK MATERIAL.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ day of _____, 2022.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
RESOLUTION 2022-16**

2022-M-ASPHALT

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

WHEREAS, The City of Daphne acknowledges that the cost for Asphalt will exceed this amount; and

WHEREAS, Staff has reviewed the bids for Asphalt and determined that the bid as presented is reasonable; and

WHEREAS, Staff recommends the bid for Asphalt be awarded to H.O. Weaver & Sons, Inc.

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, that the City hereby accept the bid of H. O. Weaver & Sons, Inc. for unit cost as follows:

ASPHALT MATERIAL	COST - \$
424A-336 Superpave Bituminous Concrete Wearing Surface Layer, 3/8" Maximum Aggregate Size Mix, ESAL Range "A/B"	\$69.00
Furnished only (picked up) per ton	
424A-336 Superpave Bituminous Concrete Wearing Surface Layer 3/8" Maximum Aggregate Size Mix, ESAL Range "A/B"	\$75.00
Furnished and delivered per ton	
424A-340 Superpave Bituminous Concrete Wearing Surface Layer, 1/2" Maximum Aggregate Size Mix, ESAL Range "A/B"	\$63.00
Furnished only (picked up) per ton	
424A-340 Superpave Bituminous Concrete Wearing Surface Layer, 1/2" Maximum Aggregate Size Mix, ESAL Range "A/B"	\$69.00
Furnished and delivered per ton	
424A-341 Superpave Bituminous Concrete Wearing Surface Layer, 3/4" Maximum Aggregate Size Mix, ESAL Range "A/B"	\$59.00
Furnished only (picked up) per ton	
424A-341 Superpave Bituminous Concrete Wearing Surface Layer, 3/4" Maximum Aggregate Size Mix, ESAL Range "A/B"	\$65.00
Furnished and delivered per ton	
424B-635 Superpave Bituminous Concrete Upper Binder Layer, 3/4" Maximum Aggregate Size Mix, ESAL Range "A/B"	\$57.00
Furnished only (picked up) per ton	
424B-635 Superpave Bituminous Concrete Upper Binder Layer, 3/4" Maximum Aggregate Size Mix, ESAL Range "A/B"	\$63.00
Furnished and delivered per ton	

ASPHALT MATERIAL	COST - \$
424B-636 Superpave Bituminous Concrete Upper Binder Layer, 1" Maximum Aggregate Size Mix, ESAL Range "A/B" Furnished only (picked up) per ton	\$53.00
424B-636 Superpave Bituminous Concrete Upper Binder Layer, 1" Maximum Aggregate Size Mix, ESAL Range "A/B" Furnished and delivered per ton	\$59.00
424B-637 Superpave Bituminous Concrete Upper Binder Layer, 1 1/2" Maximum Aggregate Size Mix, ESAL Range "A/B" Furnished only (picked up) per ton	\$53.00
424B-637 Superpave Bituminous Concrete Upper Binder Layer, 1 1/2" Maximum Aggregate Size Mix, ESAL Range "A/B" Furnished and delivered per ton	\$59.00
Cold Mix Asphalt (patch) Furnished only (picked up) 35 lb. bag	No Bid
Cold Mix Asphalt (patch) Furnished only (picked up) 50 lb. bag	No Bid

as specified in BID SPECIFICATION NO. 2022-M-ASPHALT.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE,
ALABAMA, THIS _____ day of _____, 2022.**

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
RESOLUTION 2022-17**

2022-P-PLASTIC PIPE

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

WHEREAS, The City of Daphne acknowledges that the cost for the Plastic Pipe will exceed this amount; and

WHEREAS, Staff has reviewed the bids for the Plastic Pipe and determined that the bid as presented is reasonable; and

WHEREAS, Staff recommends the bid for the Plastic Pipe be awarded to Evans and Company Inc.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA that the City hereby accept the bid of Evans and Company Inc. for unit cost as follows:

Size - (Pipe Unit Cost by the Foot)	Unit Cost \$
8" HDPE	7.78
10" HDPE	11.52
12" HDPE	12.10
15" HDPE	14.93
18" HDPE	19.25
24" HDPE	33.65
30" HDPE	46.69
36" HDPE	57.75
42" HDPE	79.10
48" HDPE	96.53
60" HDPE	176.55
12" HPPP	15.99
15" HPPP	19.98
18" HPPP	25.64
24" HPPP	41.83
30" HPPP	63.55
36" HPPP	69.81
42" HPPP	94.13
48" HPPP	123.40
60" HPPP	193.45
Geotech Filter Cloth, Heavyweight, 15' x 300' / Roll	715.00
Straw-Coconut Erosion Control Standard Blanket, 8'x113'/Roll	57.50
Anchor Staples, 11 gauge, 500 per box	27.50

as specified in BID SPECIFICATION NO. 2022-P-PLASTIC PIPE.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE,
ALABAMA, THIS _____ day of _____, 2022**

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
RESOLUTION 2022-18**

2022-R-CONCRETE MATERIAL

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

WHEREAS, The City of Daphne acknowledges that the cost for the Concrete Material will exceed this amount; and

WHEREAS, Staff has reviewed the bids for the Concrete Material and determined that the bid as presented is reasonable; and

WHEREAS, Staff recommends the bid for the Concrete Material be awarded to Ready Mix USA.

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, that the City hereby accept the bid of Ready Mix USA for unit cost as follows:

Materials	Unit	Ready Mix USA
Type 1 - Mix "A". Minimum PSI strength at 28 days 3,000 Lbs. concrete		
Short Load + \$200 small load fee	0-5 CY	\$ 122.00
Regular Load	5-10 CY	\$ 122.00
Large Project (100+CY)	100-300 CY	\$ 122.00
Large Project (300+CY)	300-500 CY	\$ 122.00
Large Project (500+CY)	500+ CY	\$ 122.00
Pervious 4,000 PSI Mix – Minimum PSI strength at 28 days 4,000 Lbs.		
Short Load + \$200 small load fee	0-5 CY	\$ 208.00
Regular Load	5-10 CY	\$ 208.00
Large Project (100+CY)	100-300 CY	\$ 208.00
Large Project (300+CY)	300-500 CY	\$ 208.00
Large Project (500+CY)	500+ CY	\$ 208.00

Delivery is included in CY cost bid

as specified in BID SPECIFICATION NO. 2022-R-CONCRETE MATERIAL.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ day of _____, 2022.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2022-23**

**APPROPRIATION: ATRIP-II US HWY 90 WIDENING PROJECT: PRELIMINARY
ENGINEERING**

WHEREAS, Ordinance 2021-49 approved and adopted the Fiscal Year 2022 Budget on September 20, 2021; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2022 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2022 budget; and

WHEREAS, the City has been awarded a fiscal year 2022 Alabama Transportation Rehabilitation and Improvement Program-II (ATRIP-II) grant to be administered through the Alabama Department of Transportation in the amount of \$2,000,000 for the Phase I widening of US Highway 90; and

WHEREAS, the City has agreed to provide a local funding match in the amount of \$395,000 for preliminary engineering design and utility relocations; and

WHEREAS, the City has obtained a proposal from Mott MacDonald Alabama, LLC for preliminary design work on the ATRIP-II US Highway 90 widening project in the amount of \$256,300.

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

- 1) The Fiscal Year 2022 Budget is hereby amended to include an appropriation in the amount of **\$256,300** from the **General Fund and transferred to the Capital Reserve Fund** for preliminary engineering costs related to the ATRIP-II US Highway 90 widening project., and
- 2) The Mayor is hereby authorized to execute any documents required in relation to this ATRIP-II project.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ DAY OF _____, 2022.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2022-24**

APPROPRIATION: PURCHASE OF SIX (6) POLICE VEHICLES FOR FY2023

WHEREAS, Ordinance 2021-49 approved and adopted the Fiscal Year 2022 Budget on September 20, 2021;
and

WHEREAS, subsequent to the adoption of the Fiscal Year 2022 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2022 budget; and

WHEREAS, the City orders new patrol vehicles annually in order to maintain an operational fleet for the Police Department; and

WHEREAS, such vehicles are required in order to meet public safety requirements; and

WHEREAS, due to supply issues the City has been notified by vehicle dealers that in order to receive any new vehicles for 2023 the order will need to be placed in April of 2022; and

WHEREAS, the estimated cost of the six (6) vehicles is \$235,000.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, that the Fiscal Year 2022 Budget is hereby amended to include an appropriation in the amount of **\$235,000** from the **General Fund** for the purchase of six (6) Chevy Tahoes for the Police Department.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS
_____ DAY OF _____, 2022.

ATTEST:

Robin LeJeune, Mayor

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2022-26**

ADDITIONAL APPROPRIATION: MOSQUITO MANAGEMENT PROGRAM

WHEREAS, Ordinance 2021-49 approved and adopted the Fiscal Year 2022 Budget on September 20, 2021; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2022 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2022 budget; and

WHEREAS, monies have been appropriated in the FY2022 Budget for City mosquito spraying services; and

WHEREAS, the current contract has expired and a new bid was sent out for the Mosquito Management Program; and

WHEREAS, a bid was received for the Mosquito Management Program there was an increase in cost from the previous year's contract; and

WHEREAS, an appropriation in the amount of \$6,076 is needed to fund the FY2022 Mosquito Management Program.

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

- 1) Funds in the amount of **\$6,076** from the **General Fund** are hereby appropriated and made a part of the Fiscal Year 2022 Budget for the Mosquito Management Program.
- 2) The Mayor is hereby authorized to execute any and all documents required to enter into an agreement with Mississippi Mosquito Control LLC.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ DAY OF _____, 2022.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2022-27**

**Ordinance to Pre-Zone Property Located East of County Road 13
Red Barn, L.L.C.**

WHEREAS, Red Barn, L.L.C., as the owner of certain real property located within the unincorporated area of Baldwin County, Alabama, has requested that said property that is currently zoned by the County as RA, Rural Agricultural, Baldwin County District 15, in the extraterritorial planning jurisdiction of the City of Daphne, be pre-zoned as R-6(G), Garden or Patio Home, prior to annexation into the City of Daphne; and

WHEREAS, said real property is located East of County Road 13, being more particularly described as follows:

Legal Description for Property to be Pre-Zoned:

BEGIN AT THE NORTHWEST CORNER OF OLDFIELD PHASE 4 AMENDED SUBDIVISION, AS SHOWN BY A MAP OR PLAT THEREOF RECORDED AT SLIDE 2676-E, PROBATE RECORDS, BALDWIN COUNTY, ALABAMA; THENCE RUN SOUTH 00 DEGREES 28 MINUTES 58 SECONDS WEST, A DISTANCE OF 165.81 FEET; THENCE RUN SOUTH 25 DEGREES 30 MINUTES 37 SECONDS EAST, A DISTANCE OF 55.63 FEET; THENCE RUN SOUTH 05 DEGREES 03 MINUTES 10 SECONDS WEST, A DISTANCE OF 409.52 FEET; THENCE RUN SOUTH 14 DEGREES 34 MINUTES 32 SECONDS EAST, A DISTANCE OF 51.82 FEET; THENCE RUN SOUTH 00 DEGREES 39 MINUTES 04 SECONDS WEST, A DISTANCE OF 150.02 FEET; THENCE RUN SOUTH 85 DEGREES 09 MINUTES 22 SECONDS WEST, A DISTANCE OF 287.00 FEET; THENCE RUN NORTH 48 DEGREES 09 MINUTES 19 SECONDS WEST, A DISTANCE OF 154.04 FEET; THENCE RUN SOUTH 37 DEGREES 36 MINUTES 42 SECONDS WEST, A DISTANCE OF 203.37 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 322.00 FEET, AN ARC LENGTH OF 141.91 FEET, (CHORD BEARS NORTH 65 DEGREES 00 MINUTES 51 SECONDS WEST, A DISTANCE OF 140.77 FEET); THENCE RUN SOUTH 22 DEGREES 05 MINUTES 33 SECONDS WEST, A DISTANCE OF 215.00 FEET; THENCE RUN SOUTH 03 DEGREES 00 MINUTES 58 SECONDS WEST, A DISTANCE OF 436.03 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 322.00 FEET, AN ARC LENGTH OF 190.90 FEET, (CHORD BEARS NORTH 79 DEGREES 14 MINUTES 03 SECONDS EAST, A DISTANCE OF 188.12 FEET); THENCE RUN SOUTH 27 DEGREES 27 MINUTES 19 SECONDS EAST, A DISTANCE OF 193.22 FEET; THENCE RUN SOUTH 14 DEGREES 16 MINUTES 17 SECONDS EAST, A DISTANCE OF 118.52 FEET; THENCE RUN SOUTH 08 DEGREES 21 MINUTES 07 SECONDS EAST, A DISTANCE OF 684.72 FEET; THENCE RUN SOUTH 22 DEGREES 38 MINUTES 30 SECONDS EAST, A DISTANCE OF 54.31 FEET; THENCE RUN SOUTH 00 DEGREES 20 MINUTES 07 SECONDS WEST, A DISTANCE OF 150.00 FEET; THENCE RUN NORTH 89 DEGREES 39 MINUTES 53 SECONDS WEST, A DISTANCE OF 563.98 FEET; THENCE RUN NORTH 89 DEGREES 35 MINUTES 53 SECONDS WEST, A DISTANCE OF 1327.33 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 9905.51 FEET, AN ARC LENGTH OF 14.50 FEET, (CHORD BEARS NORTH 06 DEGREES 38 MINUTES 12 SECONDS EAST, A DISTANCE OF 14.50 FEET); THENCE RUN SOUTH 84 DEGREES 05 MINUTES 07 SECONDS EAST, A DISTANCE OF 50.00 FEET; THENCE RUN NORTH 06 DEGREES 18 MINUTES 11 SECONDS EAST, A DISTANCE OF 100.90 FEET; THENCE RUN NORTH 84 DEGREES 05 MINUTES 45 SECONDS WEST, A DISTANCE OF 50.00 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 9905.51 FEET, AN ARC LENGTH OF 893.49 FEET, (CHORD BEARS NORTH 03 DEGREES 25 MINUTES 38 SECONDS EAST, A DISTANCE OF 893.19 FEET); THENCE RUN NORTH 00 DEGREES 50 MINUTES 30 SECONDS EAST, A DISTANCE OF 1612.09 FEET; THENCE RUN SOUTH 89 DEGREES 27 MINUTES 32 SECONDS EAST, A DISTANCE OF 2137.34 FEET TO THE POINT OF BEGINNING.

TRACT CONTAINS 108.30 ACRES, MORE OR LESS, AND LIES IN THE NORTHWEST QUARTER OF

SECTION 34, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.

WHEREAS, at the regular Planning Commission meeting on February 24, 2022, the Commission considered said request and voted to set forth an unanimous favorable recommendation to the City Council to pre-zone the property R-6(G), Garden or Patio Home; and,

WHEREAS, due notice of said proposed pre-zoning has been provided to the public as required by law through publication and open display at City Hall, and a public hearing was held before the City Council on April 18, 2022; and,

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

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

SECTION I: ZONING

That above described real property is hereby pre-zoned to R-6(G), Garden or Patio Home, City of Daphne. Upon annexation of the property prior to the expiration of the pre-zoning as set forth in Section IV, the property shall be assigned the zoning district in accordance with the pre-zoning and the zoning ordinance and zoning map shall be amended to reflect said zoning. Should annexation not occur prior to the expiration of this pre-zoning as set forth in Section IV, this pre-zoning shall have no effect and the designation of a zoning district for the property shall be set forth in the annexation ordinance.

Until such time as the property is annexed into the City of Daphne, the property shall remain in the unincorporated area of Baldwin County and zoned in accordance with the Baldwin County Commission's zoning plan. The County's zoning for the property at the time the request for pre-zoning was submitted was RA, Rural Agricultural, Baldwin County District 15, Exterritorial Planning Jurisdiction.

SECTION II: REPEALER.

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

SECTION III: SEVERABILITY.

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

SECTION IV: EFFECTIVE AND EXPIRATION DATE.

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

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

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2022- 28**

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

East of County Road 13 - Red Barn, L.L.C.

WHEREAS, on the 28th day of December, 2021, Red Barn L.L.C., being the owner of certain real property hereinafter described, did file with the City Clerk a petition requesting that said tracts or parcels of land be annexed into and become part of the City of Daphne, Alabama (the “City”); and

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

WHEREAS, said petition was presented to the Planning Commission of the City of Daphne at a regular scheduled meeting on February 24, 2022, and the Commission set forth a favorable recommendation for the City Council of the City of Daphne to consider said request for annexation of said property; and

WHEREAS, after proper publication, a public hearing was held by the City Council on April 18, 2022, concerning the petition for annexation.

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

SECTION ONE: ANNEXATION

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

SECTION TWO: ZONING

At the _____, regularly scheduled City Council meeting, Ordinance 2022-__ was adopted pre-zoning the said property as R-6(G), Garden or Patio Home, with the apportionment of said zoning districts to the subject property described therein.

SECTION THREE: DESCRIPTION OF TERRITORY

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

Legal Description for Annexation:

BEGIN AT THE NORTHWEST CORNER OF OLDFIELD PHASE 4 AMENDED SUBDIVISION, AS SHOWN BY A MAP OR PLAT THEREOF RECORDED AT SLIDE 2676-E, PROBATE RECORDS,

BALDWIN COUNTY, ALABAMA; THENCE RUN SOUTH 00 DEGREES 28 MINUTES 58 SECONDS WEST, A DISTANCE OF 165.81 FEET; THENCE RUN SOUTH 25 DEGREES 30 MINUTES 37 SECONDS EAST, A DISTANCE OF 55.63 FEET; THENCE RUN SOUTH 05 DEGREES 03 MINUTES 10 SECONDS WEST, A DISTANCE OF 409.52 FEET; THENCE RUN SOUTH 14 DEGREES 34 MINUTES 32 SECONDS EAST, A DISTANCE OF 51.82 FEET; THENCE RUN SOUTH 00 DEGREES 39 MINUTES 04 SECONDS WEST, A DISTANCE OF 150.02 FEET; THENCE RUN SOUTH 85 DEGREES 09 MINUTES 22 SECONDS WEST, A DISTANCE OF 287.00 FEET; THENCE RUN NORTH 48 DEGREES 09 MINUTES 19 SECONDS WEST, A DISTANCE OF 154.04 FEET; THENCE RUN SOUTH 37 DEGREES 36 MINUTES 42 SECONDS WEST, A DISTANCE OF 203.37 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 322.00 FEET, AN ARC LENGTH OF 141.91 FEET, (CHORD BEARS NORTH 65 DEGREES 00 MINUTES 51 SECONDS WEST, A DISTANCE OF 140.77 FEET); THENCE RUN SOUTH 22 DEGREES 05 MINUTES 33 SECONDS WEST, A DISTANCE OF 215.00 FEET; THENCE RUN SOUTH 03 DEGREES 00 MINUTES 58 SECONDS WEST, A DISTANCE OF 436.03 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 322.00 FEET, AN ARC LENGTH OF 190.90 FEET, (CHORD BEARS NORTH 79 DEGREES 14 MINUTES 03 SECONDS EAST, A DISTANCE OF 188.12 FEET); THENCE RUN SOUTH 27 DEGREES 27 MINUTES 19 SECONDS EAST, A DISTANCE OF 193.22 FEET; THENCE RUN SOUTH 14 DEGREES 16 MINUTES 17 SECONDS EAST, A DISTANCE OF 118.52 FEET; THENCE RUN SOUTH 08 DEGREES 21 MINUTES 07 SECONDS EAST, A DISTANCE OF 684.72 FEET; THENCE RUN SOUTH 22 DEGREES 38 MINUTES 30 SECONDS EAST, A DISTANCE OF 54.31 FEET; THENCE RUN SOUTH 00 DEGREES 20 MINUTES 07 SECONDS WEST, A DISTANCE OF 150.00 FEET; THENCE RUN NORTH 89 DEGREES 39 MINUTES 53 SECONDS WEST, A DISTANCE OF 563.98 FEET; THENCE RUN NORTH 89 DEGREES 35 MINUTES 53 SECONDS WEST, A DISTANCE OF 1327.33 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 9905.51 FEET, AN ARC LENGTH OF 14.50 FEET, (CHORD BEARS NORTH 06 DEGREES 38 MINUTES 12 SECONDS EAST, A DISTANCE OF 14.50 FEET); THENCE RUN SOUTH 84 DEGREES 05 MINUTES 07 SECONDS EAST, A DISTANCE OF 50.00 FEET; THENCE RUN NORTH 06 DEGREES 18 MINUTES 11 SECONDS EAST, A DISTANCE OF 100.90 FEET; THENCE RUN NORTH 84 DEGREES 05 MINUTES 45 SECONDS WEST, A DISTANCE OF 50.00 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 9905.51 FEET, AN ARC LENGTH OF 893.49 FEET, (CHORD BEARS NORTH 03 DEGREES 25 MINUTES 38 SECONDS EAST, A DISTANCE OF 893.19 FEET); THENCE RUN NORTH 00 DEGREES 50 MINUTES 30 SECONDS EAST, A DISTANCE OF 1612.09 FEET; THENCE RUN SOUTH 89 DEGREES 27 MINUTES 32 SECONDS EAST, A DISTANCE OF 2137.34 FEET TO THE POINT OF BEGINNING.

TRACT CONTAINS 108.30 ACRES, MORE OR LESS, AND LIES IN THE NORTHWEST QUARTER OF SECTION 34, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.

SECTION FOUR: MAP OF PROPERTY

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

SECTION FIVE: EFFECTIVE DATE AND PUBLICATION

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

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

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2022 – 29**

**AN ORDINANCE CONSENTING TO THE SALE BY THE UTILITES BOARD OF THE
CITY OF DAPHNE OF CERTAIN SURPLUS PERSONAL PROPERTY**

WHEREAS, the Utilities Board of the City of Daphne (“Daphne Utilities”) is required to receive the consent of the City of Daphne before it sells property under the provisions of Ala. Code §11-50-314(a)(10); and

WHEREAS, the management of Daphne Utilities has determined that it is in the best interest of Daphne Utilities to sell the personal property described in Exhibit “2022-A”; and

WHEREAS, the Board of Directors of Daphne Utilities has approved the sale of the personal property described in Exhibit “2022-A”.

NOW, THEREFORE, BE IT ORDAINED that the City Council of the City of Daphne does hereby consent to the sale by Daphne Utilities of the personal property described in Exhibit “2022-A”.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA on this _____ day of _____, 2022.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, CMC, City Clerk

Daphne Utilities							
Surplus Property March 2022							
Asset No GovDeals	Truck No	year	make	model	description	serial or VIN	Dept
			Central		Two (2) electrofusion machines used by Natural Gas department. Do not work.		30
			Boss III		Genesis Boss III electrofusion machine with charger. Does not work.	8030157 / 8010148	30
					Flame ionization detector	230211	30
					Detex odor machine.		30
					Miscellaneous metals for scrap		40
					Progressive cavity pump and motor		40
					Grove gear drive		40
					aerator with motor		40
					tractor attachments - forks and ditch witch		40
					sewer camera tool without camera		40
					rescue gurney		40
					Lot of SC 100 controllers for SCADA		41
					lawn mower trailer		21
					dual axle trailer (broken axle)		30
					17 ft trailer		60
					homemade smoker		60
					Ice machine CSB (does not work)		60
					Various control boxes and panels from lift		41
					miscellaneous steel and cast iron pipe, spools and auger and stainless steel parts		40
					Progressive cavity pump & motor		40
					Grove gear drive		40
					aerator with motor		40
					tractor fork attachments		40
					sewer camera tool without camera		40
					rescue gurney		40