

**MARCH 6, 2017
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:30 P.M.**

1. CALL TO ORDER:

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

2. ROLL CALL

COUNCIL MEMBERS PRESENT: Tommie Conaway; Pat Rudicell; Joel Coleman; Doug Goodlin; Ron Scott; Robin LeJeune; Joe Davis.

Also Present: Mayor Haygood; Rebecca Hayes, City Clerk; Jenny White, Assistant City Clerk; Jay Ross, City Attorney; Patrick Dungan, City Attorney; James White, Fire Chief; Richard Merchant, Building Official; David McKelroy, Recreation Director; Adrienne Jones, Planning Director; Margaret Thigpen, Civic Center Director; Kelli Kichler, Finance Director/Treasurer; David Carpenter, Police Chief; Richard Johnson, Public Works Director; Vickie Hinman, HR Director; Tonja Young, Library Director; Bob Segalla, Utility Board; Willie Robison, BZA; Dorothy Morrison, Beautification Committee/DRA; Pfil Hunt, Harbor Financial, Bruner Binion, Regions Bank.

INVOCATION/PLEDGE OF ALLEGIANCE:

Reverend Robert H. Seawell with Church of the Apostles gave the invocation.

3. APPROVE MINUTES:

There being no corrections to the February 2, 2017 council meeting minutes they stand approved as written.

PUBLIC HEARING: Amendment to the Land Use and Development Ordinance 2011-54 / Article 17, Section 17-4 Procedures for Subdivision Review, Final Plat Application, Addition of Sidewalk Bonds / **Ordinance 2017-21**

Mrs. Adrienne Jones, Planning Director, gave the presentation.

Council President Scott opened the Public Hearing at 6:35 p.m.

No one spoke for or against the proposed amendment to the Land Use and Development Ordinance.

Council President Scott closed the Public Hearing at 6:36 p.m.

4. REPORT OF STANDING COMMITTEES:

A. *FINANCE COMMITTEE* – Rudicell

The next meeting will be Monday, March 13th at 4:30 p.m.

B. *BUILDINGS & PROPERTY COMMITTEE* – LeJeune

The committee met today, and one item discussed was roof restoration for the Library roof. The next meeting will be April 3rd.

C. *PUBLIC SAFETY COMMITTEE* – Davis

The February 20th minutes are in the packet. Councilman Davis mentioned the extensive police data that is with the minutes, and recognized Samatha Cooper for her efforts in compiling all the information. The next meeting will be March 20th.

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D. CODE ENFORCEMENT/ORDINANCE COMMITTEE – Goodlin

The minutes for the February 20th meeting are in the packet. Councilman Goodlin mentioned the committee discussed amending the right-of-Way ordinance.

E. PUBLIC WORKS COMMITTEE – Coleman

There will be a Public Hearing for the Tallent Lane property Tuesday at 6:00 p.m.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments – Adrienne Jones

The staff report for the March 2nd meeting is in the packet.

MOTION BY Councilman Rudicell to reappoint Billy Mayhand / Term April 2017 – March 2020 and to appoint Herb Cole as a regular member of BZA / Term March 6, 2017 – February 2020. Seconded by Councilwoman Conaway.

MOTION CARRIED UNANIMOUSLY

The board has two supernumerary positions to fill.

B. Downtown Redevelopment Authority – Conaway

The minutes for the February 22nd meeting are in the packet. The next meeting will be March 22nd.

C. Industrial Development Board – Davis

The board continues to work with the engineers on getting the site work for DISC started. The next meeting will be March 27th.

MOTION BY Councilman Davis to reappoint Denis Kearney/ Term December 30, 2017 – December 30, 2023 and John Cox / Term January 31, 2017 – January 31, 2023. Seconded by Councilman Goodlin.

MOTION CARRIED UNANIMOUSLY

D. Library Board – Rudicell

Councilman Rudicell reported on events at the Library. The next meeting will be the second Thursday of March.

E. Planning Commission – Scott

The January 26th minutes along with the staff report for the February 23rd meeting are in the packet. The next meeting will be March 23rd at 5:00 p.m.

F. RECREATION BOARD - LeJeune

The board will meet this Wednesday at 6:30 p.m. Councilman LeJeune announced the groundbreaking for the new sports complex will be March 9th at 10:00 a.m.

G. Utility Board – LeJeune

The January 25th minutes are in the packet. Councilman LeJeune mentioned that Bob Segalla has resigned from the board. He thanked him for his 13 years of dedication and service. He mentioned that he also served six years on the Planning Commission.

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6. MAYOR'S REPORT

Mayor Haygood reported that the Utility Board named the new water treatment facility in Mr. Segalla's honor. He thanked Mr. Segalla for his years of service to the city.

7. CITY ATTORNEY REPORT:

Mr. Ross commented on adopted ordinance 2017-08 / Commercial Hauling ordinance saying that there are some minor tweaks he feels that need to be made as he did not catch them before council adopted the ordinance. The issue is who the person is that issues the permit. Council President Scott sent the ordinance back to the Ordinance Committee for review. Councilman Goodlin said that he wanted the mayor's ideas on the ordinance.

8. DEPARTMENT HEAD COMMENTS:

Adrienne Jones – Planning Director – acknowledged that Mr. Robison came to the BZA meeting although his wife had passed away, and wanted him to know they appreciate him.

Margaret Thigpen – Civic Center Director – reported the Baldwin County Job Fair is tomorrow

David McKelroy – Recreation Director – gave the sports reports for Daphne.

Vickie Hinman – Human Resource Director – reported she is working on the job description for the City Clerk position and will have it to council Tuesday.

9. CITY CLERK'S REPORT:

a.) ABC License / Bayside Academy / Bayside Affair / Annual Fundraiser / 240 - Non-Profit Tax Exempt

MOTION BY Councilman Rudicell to approve the ABC License / Bayside Academy / Bayside Affair / Annual Fundraiser / 240 – Non-Profit Tax Exempt. Seconded by Councilwoman Conaway.

MOTION CARRIED UNANIMOUSLY

b.) **MOTION:** To accept the resignation of Bob Segalla from the Utility Board.

MOTION BY Councilman Goodlin to accept the resignation of Bob Segalla from the Utility Board. Seconded by Councilwoman Conaway.

MOTION CARRIED

The deadline to submit resumes for the vacancy on the Utility Board will be March 20, 2017. Send resumes to the City Clerk's office

c.) **MOTION:** To authorize the Mayor to enter into an Agreement with SmithDukes to provide IT services to the City of Daphne

MOTION BY Councilman Davis to authorize the Mayor to enter into an agreement with SmithDukes to provide IT services to the City of Daphne. Seconded by Councilman LeJeune.

MOTION CARRIED UNANIMOUSLY

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10. PUBLIC PARTICIPATION

Mr. Willie Robison – 560 Stuart Street – Thanked Frank Lamb for serving on the BZA, and said he was a big help in making decisions. He thanked Bob Segalla for his long-time service on the Planning Commission and Utility Board. He commented on the late deposit to the IRS.

Mr. Bob Segalla – Creekside – Thanked council for allowing him to serve the city.

11. RESOLUTIONS & ORDINANCES:

RESOLUTIONS:

- a.) 2017-12. Acceptance of Streets and Drainage Located in the Bellaton Subdivision, Phase 4
- b.) 2017-13. Reimbursement Resolution Pursuant to United States Treasury Regulation Section 1.150.2
(Only to be adopted if bond issuance option is chosen)
- c.) 2017-14. 2017 Debt Borrowing for Recreation Improvements

- a.) 2017-12. Acceptance of Streets and Drainage Located in the Bellaton Subdivision, Phase 4
- b.) 2017-13. Reimbursement Resolution Pursuant to United States Treasury Regulation Section 1.150.2
- c.) 2017-14. 2017 Debt Borrowing for Recreation Improvements

MOTION BY Councilman Rudicell to waive the reading of Resolutions 2017-12, 2017-13 and 2017-14. *Seconded by Councilman LeJeune.*

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman Rudicell to adopt Resolution 2017-12. *Seconded by Councilman LeJeune.*

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman LeJeune to call a special called council meeting for March 13, 2017 6:30 p.m. to consider financing for the new sports complex. *Seconded by Councilman Goodlin.*

MOTION CARRIED UNANIMOUSLY

Mr. Pfil Hunt with Harbor Financial Services and Mr. Bruner Binion with Regions Bank gave presentations for financing the new sports complex.

MOTION BY Councilman Rudicell to layover Resolutions 2017-13 and 2017-14 to the special called council meeting on March 13, 2017. *Seconded by Councilman Davis.*

MOTION CARRIED UNANIMOUSLY

ORDINANCES:

2ND READ ORDINANCES

- a.) 2017-14. Appropriation of Funds: IRS Penalty for late Federal Tax Deposit
- b.) 2017-15. FLSA Overtime Rule on Hold: Return employees to Salary

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- c.) 2017-16. Appropriation of Funds: Corte Road Improvements, Phase I & II / Between CR13, SR 181 and Austin Road
- d.) 2017-17. Appropriation of Funds: US 98 & Van Avenue / Preliminary Survey & Engineering / Access Improvements
- e.) 2017-18. Appropriation of Funds: Daphne Sports Complex Phase 2
- f.) 2017-19. Appropriation of Funds: Furnishings for Fire Station #2

- a.) 2017-14. Appropriation of Funds: IRS Penalty for Late Federal Tax Deposit
- b.) 2017-15. FLSA Overtime Rule on Hold: Return Employees to Salary
- c.) 2017-16. Appropriation of Funds: Corte Road Improvements, Phase I & II / Between CR13, SR181 and Austin Road
- d.) 2017-17. Appropriation of Funds: US 98 & Van Avenue / Preliminary Survey & Engineering / Access Improvements
- e.) 2017-18. Appropriation of Funds: Daphne Sports Complex Phase 2
- f.) 2017-19. Appropriation of Funds: Furnishings for Fire Station #2

MOTION BY Councilman Rudicell to waive the reading of Ordinances 2017-14, 2017-15, 2017-16, 2017-17, 2017-18 and 2017-19. Seconded by Councilman LeJeune.

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilwoman Conaway to adopt Ordinance 2017-14. Seconded by Councilman Rudicell.

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilwoman Conaway to adopt Ordinance 2017-15. Seconded by Councilman Rudicell.

MOTION BY Councilman Davis to adopt Ordinance 2017-16. Seconded by Councilman Goodlin.

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman Rudicell to adopt Ordinance 2017-17. Seconded by Councilwoman Conaway.

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman LeJeune to adopt Ordinance 2017-18. Seconded by Councilman Davis.

MOTION CARRIED UNANIMOUSLY

MOTION BY Councilman Davis to adopt Ordinance 2017-19. Seconded by Councilwoman Conaway.

MOTION CARRIED UNANIMOUSLY

ORDINANCES 2017-20, 2017-21 AND 2017-22 ARE 1ST READS.

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12. COUNCIL COMMENTS

Councilman Davis – thanked Mr. Bob Segalla for his first rate running of the Utility Board. He thanked Mr. Willie Robison for letting council know when they have erred, and he thanked him for his service on the BZA. He mentioned the Dawn House Golf Tournament saying there are three teams competing for the city, and it is a great cause for charity. He also thanked Mrs. Vickie Hinman for working with the City Clerk position committee on putting together essential information.

Councilman Doug Goodlin – acknowledged his daughter Elizabeth in the audience.

Councilwoman Conaway – reminded everyone of the Lupus Walk on March 18th at 8:00 a.m.

Councilman President Scott – reported that the Volunteer Breakfast is coming up next month, and it is amazing the amount of volunteers that the city has, and they receive no pay.

Mayor Haygood – mentioned that ordinances 2017-16 and 2017-17 addresses growth and long term planning. He thanked Richard Johnson and his crew, the engineers who worked the road improvements. He mentioned the future plans to connect Johnson Road with CR 13 which would alleviate some traffic problems. He applauded the work of the council, and he and council are working on issues that come with growth. He thanked Mr. Segalla and Mr. Robison for their service.

13. ADJOURN:

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

MOTION CARRIED UNANIMOUSLY

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 7:30 P.M.

Respectfully submitted by,

Certification of Presiding Officer

Rebecca A. Hayes, City Clerk

Ron Scott, Council President