CITY OF DAPHNE
1705 MAIN STREET, DAPHNE, AL
CITY COUNCIL BUSINESS MEETING AGENDA
June 3, 2019
6:30 P.M.

1. **CALL TO ORDER**

2. **ROLL CALL**
   INVOCATION: Father Tuck Bowen, St. Stephen's Charismatic Episcopal Church
   PLEDGE OF ALLEGIANCE

   PRESENTATION: National Family Health and Fitness Day

   PRESENTATION: Eastern Shore Chamber Update – Casey Gay Williams

3. **APPROVE MINUTES:** Council Meeting – May 20, 2019

4. **REPORTS OF STANDING COMMITTEES**

   A. FINANCE COMMITTEE – Conaway
   Review minutes from the May 20, 2019 meeting.
   - **a. Lodging Tax –** March 2019 - $126,434
   - **b. Sales Tax –** March 2019 - $1,611,764
   - **c. Unrestricted Fund Balance –** April 2019 - $14,456,246
   - **d. Total Cash Balance –** $24,089,663

   B. BUILDINGS & PROPERTY COMMITTEE – Goodlin

   C. PUBLIC SAFETY COMMITTEE – Scott

   D. CODE ENFORCEMENT/ORDINANCE COMMITTEE – Phillips

   E. PUBLIC WORKS COMMITTEE – Coleman

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

   A. BOARD OF ZONING ADJUSTMENTS – Adrienne Jones

   MOTION to appoint Clay Covert to the Board of Zoning Adjustments.

   B. DOWNTOWN REDEVELOPMENT AUTHORITY – Conaway

   C. INDUSTRIAL DEVELOPMENT BOARD - Rudicell

   D. LIBRARY BOARD –Phillips

   E. PLANNING COMMISSION – Scott
   Review the minutes from the April 2019 meetings and the report of the May 23, 2019 meeting.

   F. RECREATION BOARD – LeJeune

   G. UTILITY BOARD – LeJeune
   Review the minutes from the April 24, 2019 meeting.

6. MAYOR'S REPORT

Request for consideration of funding for two years for Daphne Youth Baseball 12U All-star Team.

7. CITY ATTORNEY REPORT

8. DEPARTMENT HEAD REPORTS

9. CITY CLERK'S REPORT

MOTION to approve the issuance of the 050 – Retail Beer (Off Premises Only) and 070 – Retail Table Wine (Off Premises Only) to Valencia Enterprise LLC dba Daphne Chevron located at 2504 Highway 98, Daphne, Alabama.

MOTION to appoint Marissa Rennaker to the Education Advisory Committee.

MOTION to appoint Laura S. Johnson to the Education Advisory Committee.

MOTION to approve the publication and set a public hearing on July 15, 2019 for Fortuna Investments LLC Zoning Amendment located on Belrose North.

MOTION to approve the publication and set a public hearing on July 15, 2019 for Fortuna Investments LLC Zoning Amendment located on Belrose South.

MOTION to approve the publication and set a public hearing on July 15, 2019 for the proposed amendment to the District Map.

10. PUBLIC PARTICIPATION

11. RESOLUTIONS & ORDINANCES

A. RESOLUTIONS:

2019 – 42 – Set up New Depository Account for the 2019 Capital Improvement Fund Account

2019 - 43 – Bid Award: First Responders Hurricane Safe Room

B. 2ND READ ORDINANCES:

C. 1ST READ ORDINANCES:

2019-27 – Additional Appropriation for First Responder Safe Room for Public Works - $58,334

2019-28 - Appropriation – Daphne Sports Complex – Excess Engineering Fees for 120 Day Contract Extension - $18,511

2019-29 – Additional Appropriation – Daphne Sports Complex Bleachers

12. COUNCIL COMMENTS

13. ADJOURN

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CITY OF DAPHNE, ALABAMA

Proclamation

WHEREAS; parks and recreation is vital to the health and wellness of communities across the country, including Daphne, Alabama; and

WHEREAS; parks and recreation provides inclusive spaces where people of all ages and abilities can focus on health, wellness and physical activity; and

WHEREAS; living close to parks and other recreation facilities is consistently related to higher physical activity levels for both adults and youth; and

WHEREAS; parks provide a connection to nature, which studies demonstrate relieves stress, tightens interpersonal relationships and improves mental health; and

WHEREAS; the City of Daphne recognizes the health benefits derived from park and recreation programs and activities.

NOW, THEREFORE; I, Dane Haygood, as the Mayor of the City of Daphne, along with the Daphne City Council, do hereby proclaim June 8, 2019 as

FAMILY HEALTH & FITNESS DAY

in the City of Daphne and urge all citizens to gather together in one of our parks or places of recreation for a day of health and fitness together.

Dane Haygood, Mayor

ATTEST:

Candace G. Antinarella, City Clerk

May 20, 2019
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 Rudicell called the meeting to order at 6:30 p.m.

2. ROLL CALL:

COUNCIL MEMBERS PRESENT: Pat Rudicell, Tommie Conaway, Joel Coleman, Doug Goodlin, Ron Scott, Robin LeJeune and Angie Phillips

Also Present: Patrick Dungan, City Attorney; Suzanne Henson, Finance Department; Betsy Schneider, Operations Director; Adrienne Jones, Planning Director; Troy Strunk, Executive Director of City Development; Richard Merchant, Building Department Manager; James White, Fire Department; Jud Beedy, Police Department, Vickie Hinman, HR Director; Tonja Young, Library Director; and Jessica Linne, Assistant City Clerk.

INVOCATION/PLEDGE OF ALLEGIANCE:

Invocation was given by Daphne Fire Chaplain Lamar Green.

PRESENTATION: Mayor Haygood presented the U.S. Coast Guard Auxiliary represented by Flotilla Commander Joseph Conner, Secretary Conner and Ms. Myers with the Boating Safety Program with the National Safe Boating Week Proclamation. The Mayor commended the Auxiliary and offered his appreciation for their service.

PRESENTATION: Mayor Haygood presented Daphne School Crossing Guards with the National School Crossing Guard Week Proclamation. He thanked the men and women for all they do in the city. Officer Ken Lassiter introduced the two crossing guards represented that evening: Samantha Barton and Bea Hernandez.

3. APPROVE MINUTES:

The minutes of the May 13, 2019 regular meeting were approved.

4. REPORT OF STANDING COMMITTEES:

A. FINANCE COMMITTEE

Councilwoman Conaway said the committee met that afternoon and that the Financial Report will be in the next packet.

MOTION by Councilwoman Conaway to add to the agenda a Part Time Position to budget for an Athletic Program Associate to be funded by Recreation Vacancies Money.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilwoman Conaway to approve a Part Time Position to budget for an Athletic Program Associate to be funded by Recreation Vacancies Money. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.

B. BUILDINGS & PROPERTY COMMITTEE

Councilman Goodlin said the next meeting will be June 10th at 5:15pm.

C. PUBLIC SAFETY COMMITTEE

Councilman Scott said the minutes from the April 8, 2019 meeting are in the packet. The next meeting will be June 10th.

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE
Councilwoman Phillips said the next meeting will be Monday, June 3rd at 4:30pm.

E. PUBLIC WORKS COMMITTEE
Councilman Coleman said the committee met earlier in the month. The next meeting will be June 3rd at 5:30pm.

5. <u>REPORTS OF SPECIAL BOARDS & COMMISSIONS</u>:

A. Board of Zoning Adjustments
Adrienne Jones said there was no report.

B. Downtown Redevelopment Authority
Councilwoman Conaway said the next meeting will be May 28th at 5:30pm.

C. Industrial Development Board
Councilman Rudicell said the next meeting will be May 21st at 4:30pm. He said that the Chairman came to the Finance Meeting that afternoon and gave report of the Board. The Mayor mentioned a possible investor in a vertical building.

D. Library Board
Councilwoman Phillips said the library is very active.

E. Planning Commission
Councilman Scott said the next meeting is May 23rd at 5:00pm.

F. Recreation Board
Councilman LeJeune said the next meeting is June 12th. He said the new Daphne Sports Complex was the home of a softball tournament. He said they are still working at Lott Park.

G. Utility Board
Councilman LeJeune said the next meeting will be May 29th at 5pm.

6. <u>MAYOR'S REPORT</u>:

Mayor Haygood mentioned that Loxley's Mayor Middleton passed away recently. He had been the Mayor for 30 years. He mentioned that the Alabama Historical Commission recently added Little Bethel Baptist Church Cemetery to the Alabama Historic Cemetery. He said that the Alabama Society of the Sons of American Revolution sent a letter thanking the City of Daphne for the display of the flag at the intersection on Highway 98 and Scenic 98.

7. <u>CITY ATTORNEY REPORT</u>:
No report from the City Attorney.

8. <u>DEPARTMENT HEAD COMMENTS</u>:

No report from the Fire Department.

Captain Jud Beedy from Daphne Police asked the Council and City to remember those in the Auburn community with the recent shootings.

9. CITY CLERK'S REPORT:

No report from the City Clerk Office.

10. PUBLIC PARTICIPATION:

Public Participation opened at 6:52pm.

Curt Fonger, 1443 Randall Avenue, Daphne, asked the council what was the definition of a vertical building. Councilman Rudicell said he misspoke and meant to say a vertical structure.

John Lake, 110 Paige Circle, Daphne, said he spoke with someone who mentioned they had heard that the City of Daphne endorsed the new I-10 toll bridge. Councilman Rudicell said he was not aware of any statement, resolution or ordinance endorsing this proposed plan. Mayor Haygood said that there is some discussion, but no endorsement has happened. He said that the Council or citizens can make comments before May 23rd. Mr. Lake said that to increase capacity and improve the Bay way would be to make sure tractor trailers kept out of the tunnels.

Mayor Haygood shared with the Council that if they would like to make a formal statement on this proposed plan, they have until May 23rd. Councilman Rudicell said that the Council has opportunity to discuss this during council comments.

Public Participation closed at 6:56pm.

11. RESOLUTIONS & ORDINANCES:

RESOLUTIONS:

2019-39 – Declaring Certain Property Surplus and Authorizing Mayor to Dispose – Two 2016 Mowers

2019-40 – Declaring Certain Property Surplus and Authorizing Mayor to Dispose – Kyocera Copy Machine

2019-41 – Facility Use Agreement for Overlook Building – Community Foundation

MOTION by Councilman Scott to waive the reading of Resolution 2019-39, 2019-40 and 2019-41. Seconded by Councilman Goodlin.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to adopt Resolution 2019-39. Seconded by Councilman Goodlin.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to adopt Resolution 2019-40. Seconded by Councilman Goodlin.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to adopt Resolution 2019-41. Seconded by Councilwoman Phillips. Councilman Rudicell stated Ms. Byrne was in the audience if anyone had questions regarding the agreement. Ms. Byrne said that with the new market tax credit, they are hoping to be in the new facility by August/September 2020. Councilwoman Conaway asked if they would be using the facility on a Saturday. Ms. Byrne said they would not.
MOTION CARRIED UNANIMOUSLY.
Ms. Byrne invited the Council to come to the location for a photo opportunity on Thursday, May 23rd at 1:30pm.

ORDINANCES:

2nd READ:

2019-21 – Flood Damage Prevention

2019-22 - Additional Appropriation: Poles and Signal Upgrade Johnson Road/Hwy 98 & US 98/CR64 Intersection - $30,127

2019-23 – Additional Appropriation: Daphne Sports Complex - $37,450

2019-24 – Appropriation: Daphne Sports Complex 120 Day Contract Extension - $11,978

2019-25 – ICC Building Code – Repeal and Replace 2012-40

MOTION by Councilwoman Conaway to waive the reading of Ordinance 2019-21, 2019-22, 2019-23, 2019-24 and 2029-25. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilwoman Conaway to adopt Ordinance 2019-21. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilwoman Conaway to adopt Ordinance 2019-22. Seconded by Councilwoman Phillips. Mayor Haygood reminded the Council this was a 2014 project.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman LeJeune to adopt Ordinance 2019-23. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman LeJeune to adopt Ordinance 2019-24. Seconded by Councilman Scott.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to adopt Ordinance 2019-25 as amended. Seconded by Councilman Goodlin. Councilman Scott asked Richard Merchant if he was happy with the amendments. Mr. Merchant said yes. Mayor Haygood said that legal counsel has also reviewed the amendments and they agreed.
MOTION CARRIED UNANIMOUSLY.

<u>1st READ</u>:

2019-26 – Ordinance Authorizing the Issuance of $9,515,000 of General Obligation Refunding Improvement Warrants, Series 2019

MOTION by Councilman Scott to suspend the rules in order to consider the adoption of Ordinance 2019-26 on its first read. Seconded by Councilwoman Phillips. Councilman Scott shared that this Ordinance is under a time constraint. Mayor Haygood said that Preston Bolt with Hand Arendall was present to answer any questions the Council may have.

Assistant City Clerk did a roll call vote.

Councilwoman Conaway	**Aye**
Councilman Coleman	**Aye**
Councilman Goodlin	**Aye**
Councilman Scott	**Aye**
Councilman LeJeune	**Aye**
Councilwoman Phillips	**Aye**
Council President Rudicell	**Aye**

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to waive the reading of Ordinance 2019-26. Seconded by Councilman LeJeune.
MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to adopt Ordinance 2019-26. Seconded by Councilwoman Conaway. Councilman Scott said the term remains the same as they have negotiated lower interest rates and the City is the benefactor of that.
MOTION CARRIED UNANIMOUSLY.

12. <u>COUNCIL COMMENTS</u>:

Mayor Haygood said that if the Council wants to make an official statement on the proposed I-10 Bridge/Toll they have until Thursday, May 23rd.

Councilman LeJeune said that his thoughts and prayers are with Auburn's police department. He mentioned it is great that the Daphne Sports Complex is being used. He wishes everyone a safe and happy Memorial Day. He said he hopes to see the flags out soon for Memorial Day.

Mayor Haygood said the flags are scheduled to be put out Wednesday and Thursday.

Councilman Scott said he was at the Daphne Sports Complex this weekend and that there will be a spot for the RVs that are there if individuals have seen them. He thanked the Council for providing the refinancing to help start the Fire Station #5.

Councilman Rudicell said that there is a lot the next few months in Work Sessions. He said in the June work session they will be discussing Recreation Items and the budget on those items. He said the next item will be budget item requests. He said the Mayor asked about two different items to add to upcoming work sessions as well. Councilman Rudicell said that if anyone wants to discuss the proposed I-10 bridge he is open to that at the time.

Councilman Coleman said that the toll is an undesired burden to put on residents. He said he would be open to taking that stand. Councilwoman Phillips agreed with Councilman Coleman.

Councilman LeJeune asked if they were simply making comments or were they looking to make a formal resolution/statement. He said that he is for the bridge, but against the toll.

Mayor Haygood said if there was a willingness to take an official stance, they could ask the Clerk's Office to draft a statement.

Councilman Scott said the MPO had a statement in favor of the bridge, but not a motion where they approved the toll. He said they had not heard an official vote on the toll portion.

Councilman Rudicell said that there used to be a $.25 toll. He said that most people went for recreation when they had to pay that toll, but as every day travel. They would choose not to go through the tunnel for work.

Councilman Scott said he feels it would be appropriate to make a motion before the

MOTION by Councilman Scott in support of the proposed I-10 Bridge, but in opposition to the tolling of the bridge. Seconded by Councilman LeJeune. General discussion was had on bridge tolling. MOTION CARRIED UNANIMOUSLY.

13. <u>ADJOURN</u>:

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 7:23 P.M.

Respectfully submitted by, Certification of Presiding Officer

______________________________ ______________________________

Candace G. Antinarella, City Clerk Pat Rudicell, Council President

CITY OF DAPHNE
FINANCE COMMITTEE MINUTES
MAY 20, 2019
4:30 P.M.

I. CALL TO ORDER/ROLL CALL

The meeting was called to order at 4:30 p.m.

Present were:

Chairman Mr. Pat Rudicell
Councilwoman Mrs. Tommie Conaway
Councilman Mr. Joel Coleman
Councilman Mr. Doug Goodlin
Councilman Mr. Ron Scott
Councilman Mr. Robin LeJeune
Councilman Mrs. Angie Phillips

Also Present: Mayor Dane Haygood, Senior Accountant Mrs. Suzânne Henson, Human Resource Director Vickie Hinman, Revenue Officer Courtney Coleman, Operations Manager Mrs. Betsy Schneider, Assistant City Clerk Mrs. Jessica Linne, Executive Director of City Development Troy Strunk, Library Director Mrs. Tonja Young, and Athletics coordinator Mr. Charlie McDavid, City Attorney Mr. Patrick Dungan and Engineers Mr. Andy Bobe, Dewberry and Mr. Scott Hutchinson, HMR.

II. PUBLIC PARTICIPATION

A. Ms. Dayna Oldham, DRA – Waiving Permit fee for City Lighting projects

Ms. Dayna Oldham reviewed the lighting project and discussed the partnership with the City for the City to pay half the cost. Ms. Oldham said the total from Riviera for the three projects is $197,240 with the City's share being $98,620. Ms. Oldham discussed that a decision was made to apply the $60,000 contribution for the Bayfront to the City's share making the final share needed from the City - $38,620. The handouts reflected a total current monthly charge of $394.90 and the proposed monthly total of $1,026.75 which is an increase of $631.85/month. Discussion was made that a letter needed to be sent to Riviera approving the additions/changes for the lighting. Mayor Haygood stated that the City needed to initiate and send the letter to Riviera. Mayor Haygood stated that Mrs. Kelli Reid, Finance Director would prepare a report and total cost to be presented at the June Finance Meeting.

B. Mr. Steve Carey, IDB - Update on DISC (Daphne Innovation and Science Complex) project

Mr. Carey handed out a pro-forma balance sheet summarizing the financial information for the DISC project. Discussion continued on the revenues for the project: $1.2 million loan the City made to the IDB for the DISC project, the $1.5 million grant received from the federal government for the project, and the $500,000 loan obtained by the IDB. Mr. Carey stated that the project (infrastructure) was scheduled to be completed mid-June and that the final punch list had a due date of July 11, 2019 to be completed. Discussion continued on there being six potential building units and the road access additions. The Mayor discussed the benefits of adding the entrance to Hwy181. Mr. Andy Bobe, Dewberry/engineer for the project, gave a summary of the overruns as related to changes/improvements made to the project. Mr. Scott and Mrs. Phillips discussed the IDB's plan for repayment of the $1.2 million. Mr. Rudicell requested that discussion of the repayment be placed on the next IDB meeting agenda.

III. APPROVE MINUTES FOR THE PREVIOUS MEETING

The previous minutes were approved.

IV. HUMAN RESOURCES BUSINESS

A. Update on Human Resources Department Activity

Mrs. Vickie Hinman reviewed the Human Resource Report:

- Posted positions – 2
- Reviewing/Testing/Interviewing/Background check - 4
- Promotion/Internal Transfer - 0
- New Hires – 2
- Open positions - 2

Mrs. Hinman reviewed the monthly Safety Committee meeting topics discussed and other Human Resource projects and events.

- April 17 Job Fair @ Coastal Alabama Community College
- Employee Family picnic – May 2 from 5-7 p.m. @ May Day Park
- Employees Performance Evaluations due April 30
- Recreation Director retirement, David McKelroy: May 1, 2019

- Employee Merit Requests due May 31
- Employee Benefits Fair: July 30-31 and August 1

Discussion was made that an offer was made for the Events and Marketing Director position but the candidate was offered a higher salary for a new position with their current employer so that position is vacant again.

B. Overtime Report and Special Events Overtime Recap Report

Mrs. Henson reviewed the reports and noted that the only Special event for the last month was the Keep Daphne Beautiful event.

V. BUSINESS LICENSE REPORT

A. Report: New Business Licenses – April, 2019

Mrs. Coleman reviewed the following reports and information:

- Code enforcement issued 24 warnings resulting in businesses becoming compliant and $7,004.71 in revenue.
- New Businesses with a physical location in Daphne - 6.
- Simplified Sellers Use Tax collections - $36,609.66 and YTD collections - $172,697.74.

BUSINESS LICENSE COUNT through 04/30/2019	
NEW Licenses	**41**
RENEWAL Licenses **(2019)**	**94**
PRIOR YEAR Licenses (**2018 and Prior**)	2
Total Issued THIS MONTH	**137**
Total Issued THIS MONTH - PREVIOUS YEAR	102
Net Gain/-Loss Current VS Previous Yr MONTH +	**35**
Total Issued YTD 2019	**4,211**
Total Issued YTD - PREVIOUS YEAR	3,997
Net Gain/-Loss Current VS Previous Yr YTD +	**214**

Business License Fee Historical Comparison 2018 / 2019				
	FY 18	**FY 19**	**+/- Previous Year**	**Budget 2018 * $2,215,000**
October	$5,258.84	$7,486.91	$2,228.07	($2,207,513.09)
November	$8,566.59	$3,983.03	($4,583.56)	($2,203,530.06)
December	$41,564.84	$2,614.81	($38,950.03)	($2,200,915.25)
January	$1,420,279.64	$1,409,468.98	($10,810.66)	($791,446.27)
February	$569,031.88	$698,411.44	$129,379.56	($93,034.83)
March	$183,259.10	$169,548.90	($13,710.20)	$76,514.07
April	$29,229.51	$48,761.33	$19,531.82	$125,275.40
Year to Date	$2,257,190.40	$2,340,275.40	**$83,085.00**	**$190,275.40**
*** Amounts include penalty and interest.**				

VI. SALES & LODGING TAX REPORT

A. Sales and Use Taxes: March, 2019

Mrs. Henson reviewed the Sales & Use Tax Reports and Graphs: $1,611,763.81 was collected for March, 2019 which was up $65,267.85 from March 2018's collections: :

- YTD Variance over Budget - $21,281.52

B. Lodging Tax Collections, March, 2019

Mrs. Henson reviewed the Lodging Tax Collections Report and noted the collections for March, 2019 were $126,434.17 which is up $2,896.36 from March 2018's collections .

- YTD Variance over Budget: $ 33,249.28

C. Lodging Tax Fund : Statement of Rev over Exp, April, 2019

Mrs. Henson reviewed the Lodging Tax Statement of Revenues over Expenditure report for April, 2019.

- Unreserved balance for Bayfront related purchases - $1,435,720.30
- Recreation related purchases - $815,554.32

Mrs. Henson noted that recent expenditures for Bayfront and Trione Sports Complex *are* reflected in the report. Mrs. Henson stated that changes to condense the report to include only six columns/years of data was made at the previous Finance Committee meeting and those changes were made. Mrs. Henson noted that she could condense even more by only listed five years/columns to make the report a little larger for viewing. Discussion continued that the report should be updated to only include five years for comparison.

VII. FINANCIAL SCHEDULES & REPORTS

A. Financial Reports

1. Treasurer's Report: April, 2019

Mrs. Henson reviewed the Treasurer's Report:

TREASURER'S REPORT As of April 30, 2019							
Account Type/Title	Bank / Brokerage	4/30/2019	3/31/2019	Increase (Decrease) from last Month		4/30/2018	Increase (Decrease) from Last Year
GENERAL FUND & ENTERPRISE FUNDS	Compass Bank1	$ 8,441,100	$ 9,491,115	$ (1,050,015)		$ 11,121,880	$ (2,680,780)
CERTIFICATE OF DEPOSIT	Trustmark Bank	500,000	-	500,000		$ 500,000	$ -
INVESTMENT FUND	Raymond James	5,500,211	5,437,989	62,222		$ 5,294,492	$ 205,719
CREDIT CARD ACCOUNT	Compass Bank3	14,936	14,583	352		$ 7,082	$ 7,854
Total Unrestricted Cash Balance		14,456,246	14,943,687	(487,441)		16,923,454	(2,467,208)
Total Restricted Cash Balance		9,633,417	9,790,876	(157,459)		16,443,454	(6,810,037)
Total City Cash Balance		$ 24,089,663	$ 24,734,563	$ (644,900)		$ 33,366,908	$ (9,277,245)
		Encumbrance Total as of		4/30/2019		$ 615,687.62	

The Treasurer's Report as of* APRIL*, 2019 Total Unrestricted Cash Balance - $14,456,246 and Total City Cash Balance - $24,089,663 was presented to be filed for audit.

2. Encumbrance Report

- Encumbrance balance is - $615,687.62 as of April, 2019.

Mrs. Henson reviewed the Encumbrance Report and noted that Mrs. Reid had made notations on two projects that would start soon: NRCS Emergency Watershed Construction- Bid has been awarded and Mechanical Shop Retaining Wall – the PO has been issued. Mrs. Henson noted one of the items on the Encumbrance Report, Hurricanes First Responders Safe Room is on the current agenda for consideration of award.

3. Outstanding Appropriations

The outstanding appropriation report was included in the packet. Mrs. Reid had said she would answer any questions at next month's Finance Committee.

4. Financial Overview: Debt Summaries & Monthly Financial Statements, March, 2019

Mrs. Reid provided the following Financial Statements, summaries, information:

- Debt Summary Schedules (General & Enterprise Funds), April, 2019
    - o Jubilee Square: Debt payments are currently fully paid through December 2017 thus 16 months in arrears. Arrearage includes $729,842 in principal and $205,258 in interest

Monthly Financial Statements – March 2019 YTD Financial Highlights

General Fund:

	FY 2019	FY 2018	Change
• YTD Budgetary Net Income:	$2,345,756	$ 4,497,888	$ (2,152,132)

- Total sales, use, and luxury tax collected for the year is approximately $271,000 over prior year and $21,000 over budgeted income
- Investment and interest earnings are approximately $268,000 over prior year to date collections
- Ad Valorem Tax collections are approximately $354,000 over prior year.
- The City annual insurance payment was made in March and approximated $571,000
- Unassigned Fund Balance: $15,557,382
- Outstanding Encumbrances: $656,725

Debt Service Fund/Outstanding Debt:

- Outstanding Warrant Balance as of March 31, 2019: $36,198,183
- Outstanding Note Payable Balance as of March 31, 2019: $779,102
- Outstanding Capital Lease Balance as of March 31, 2019:
    - General Fund: $1,083,689
    - Enterprise Funds: $408,342

Capital Project Funds (Capital Reserve, 2016 Construction, and 2017 Construction):

- YTD Park Improvements Expenditures: $7,492,326
- YTD Corte Road Paving Expenditures: $138,805
- The 2016 Construction was closed in February with all of the bond refunding proceeds being expended on Lott Park

Special Revenue Funds (11 separate funds):

- Lodging Tax Fund –
    - Bayfront Unreserved Fund Balance: $1,403,271
    - Recreation Unreserved Fund 33,000 over budgeted income and prior year to date income.

Enterprise Funds (Solid Waste, Civic Center, and Bayfront):

- Year to date transfers for each of the enterprise funds were as follows:

	FY 2019	FY 2018	Change
Solid Waste Fund	$ 148,270	$ 146,964	$ 1,306
Civic Center Fund	$ 12,552	$ 130,878	$ (118,326)
Bayfront Park Fund	$ 77,322	$ 94,314	$ (16,992)

- Year to date revenue for a single vendor recognized by the Civic Center is $104,000

5. Unfunded Future Projects Expenditure Summary

Mrs. Reid provided the Unfunded Future Projects Expenditure Summary included in the packet.

6. Summary of Budgetary Amendments

Mrs. Reid provided the General Fund budgetary amendments made to the FY2019 Budget.

- Total Appropriations Year to Date – ($2,738,989)
- Adjusted Expenses over Revenue – ($2,677,589)

B. Bills Paid Reports – April, 2019

The Bills Paid Report was presented in the packet. Mr. Rudicell asked if the other committee members were o.k. with the Bills Paid Report being sent electronically only for future reports. Discussion continued and it was recommended to only send the report electronically. Mrs. Henson stated she would bring one hard copy of the Bills Paid Report to the meeting for reference in case there were any questions.

VIII. BIDS *(Resolution)*

A. 2019-B-Hurricane First Responders Safe Room

Mrs. Henson reviewed that this is a FEMA Grant related project. Mrs. Henson noted that this project has been going on for over two years and once the bid was let and bids were received that the project cost exceeded the original budgeted amount. Since the project now exceeds the amount that FEMA had originally approved for grant funding the City's grant consultant for this project, Mr. Eddie Culpepper, checked back with FEMA/AEMA to see if any additional grant monies were available. Mr. Culpepper was made aware that addition grant monies may be available and advised he would need to make a request for the additional funds through AEMA/FEMA. The request was approved and the City is awaiting the final letter of approval for the additional funds from FEMA. Mrs. Henson noted that a recommendation from the Architect, Adams Stewart and Mr. Jeremy Sasser, Public Works Director were both included in the packet and the recommendation was to award to the low bidder, E. J. Builders, Inc.

MOTION BY Mr. Ron Scott to recommend to Council to award the* 2019-B-Hurricane First Responders Safe Room *bid to E. J. Builders, Inc. in the amount of $697,211 as bid. Seconded by Mrs. Angie Phillips.

MOTION CARRIED UNANIMOUSLY

IX. APPROPRIATION REQUESTS: *(Ordinance)*

A. Hurricane First Responders Safe Room-$58,334 *(balance of the City's required match)*

Mrs. Henson noted that the City's match for the project (25%) was $210,463.25 and that previously a $35,000 in-kind match for land provided was approved and $117,129 was appropriated in Ordinance 2017-28. Mrs. Henson discussed that an additional appropriations in the amount of $58,334 is needed for the project. Mrs. Henson noted that Mrs. Reid had provided a summary of the additional appropriation amount in the packet.

MOTION BY Mr. Ron Scott to recommend to Council to adopt the Ordinance amending the budget to appropriate $58,334 for the Hurricane First Responders Safe Room project from the General Fund for the balance of the City's required match. Seconded by Mrs. Angie Phillips.

MOTION CARRIED UNANIMOUSLY

B. Additional billing for engineering services for March-April 2019 for the Daphne Sports Complex project extension- HMR - $18,511

Mrs. Henson stated that an Ordinance was presented as a first read for the February invoice for additional engineering services for HMR at the last Council meeting and this request is for March-April 2019 services. Mrs. Henson noted there will be a request for May's services that will be presented at June's Finance Committee meeting.

MOTION BY Mr. Doug Goodlin to recommend to Council to adopt an ordinance appropriating $18,511 from the General Fund and transferred to the Capital Reserve Fund for additional billing for engineering services for March-April 2019 for the Daphne Sports Complex project extension. Seconded by Mr. Joel Coleman.

MOTION CARRIED UNANIMOUSLY

C. Bleachers for the Daphne Sports Complex - $56,875

Mrs. Henson discussed the bleachers for the Daphne Sports Complex and noted that Mrs. Reid had provided some summary information showing an appropriations of $56,875 was needed to change from 3-Row bleachers to 5-Row bleachers.

MOTION BY Mrs. Angie Phillips to recommend to Council to adopt an ordinance appropriating $56,875 out of the General Fund and transferred to the Capital Reserve Fund for bleachers for the Daphne Sports Complex. Seconded by Mr. Doug Goodlin.

MOTION CARRIED UNANIMOUSLY

X. NEW BUSINESS

A. Setup new Depository Account for : 2019 Capital Improvement Fund Account

Mrs. Henson reviewed the Resolution that was needed to setup a new depository account for the 2019 Capital Improvement Fund account where the savings from refinancing the 2012 Warrant would be deposited. Mrs. Henson noted that the final amount that would be deposited is higher than the savings were originally estimated and the amount would be approximately $916,178. Discussion continued that these savings were going to be used for the Fire Station #5 project.

MOTION BY Mr. Ron Scott to recommend to Council to adopt a Resolution authorizing the setup of a new depository account for the 2019 Capital Improvement Fund account. Seconded by Mrs. Angie Phillips.
MOTION CARRIED UNANIMOUSLY

B. Discuss insuring fencing at DSC, Trione Sports Complex, and Lott Park Tennis Facility

Mrs. Henson noted that she wanted to discuss the option to insure the new fencing that had been installed at the new Sports Complex facilities since the cost for the new fencing was more than has previously been spent on City fencing projects. Mrs. Henson stated she had researched the cost to insure the two newest fence installations at Daphne Sports Complex and Trione Sports Complex. The cost for the fencing for the two parks is $480,000 and to insure these two parks the cost would be $1,400/annually. Mrs. Henson noted that most occurrences of damage would most likely be during a storm and that FEMA monies have historically been available for those repairs. Discussion continued that there would not be many scenarios where any fence damage would exceed the $5,000 deductible and it was not recommended to spend the $1,400/annually for this coverage.

C. Annual Dividend from City's Insurance policy with AMIC

Mrs. Henson stated that this year's annual dividend from AMIC for all the City's insurance policies was $27,994.60. Mrs. Henson noted that last year's dividend was $3,974.91 and the previous year was $4,506.54 which has been the average dividend received historically. Mrs. Henson discussed that since the City receives an annual dividend check from AMIC since the City is a member of the of the League of Municipalities and AMIC was created by the League. Mrs. Henson noted that AMIC is owned by its Alabama participating municipalities. This year the City Council elected to insure all policies, including property, equipment, vehicles, general liability, etc. through AMIC making the dividend so much greater. Mrs. Henson also noted that the AMIC policies were lower in cost this year than previous years and also lower than other insurance companies that quoted individual policies.

D. Discuss adding part-time position to budget for an Athletic Program Associate to be funded by Recreation vacancies monies

Mayor Haygood discussed the need to add a part-time position for the Athletic Program Associate position and that only a motion would be required to add this position since an appropriation will not be needed *(budget monies are available from personnel vacancies).* Mayor Haygood discussed that Mr. David McKelroy would be eligible to work part-time and emphasized the need for this position to be a City part-time position and not a position through a temp agency so that the employee could operate city equipment. Mr. Charlie McDavid reviewed what duties the position would have and the need for this position.

MOTION BY Mr. Ron Scott to recommend to Council to add the Athletic Program Associate and to be funded by the Recreation vacancies monies available. Seconded by Mr . Doug Goodlin.
MOTION CARRIED UNANIMOUSLY

XI. OLD BUSINESS

A. Authorizing the issuance of $9,515,000 General Obligation Refunding and Improvement Warrants, Series 2019

Mrs. Reid had provided a handout with the Ordinance needed to authorize the issuance of the $9,515,000 General Obligation Refunding and Improvement Warrants, Series 2019. Mrs. Henson stated that due to the time sensitivity of this issue the Ordinance needs to be presented for adoption at the Council meeting following the Finance Committee meeting and that this would require the rules be suspended. Mayor Haygood stated that Mr. Preston Bolt, Bond Counsel would be at the Council meeting if anyone had any questions.

MOTION BY Mrs. Angie Phillips to recommend to Council to adopt an ordinance authorizing the issuance of $9,515,000 of General Obligation Refunding and Improvement Warrants, Series 2019. Seconded by Mr. Robin LeJeune.
MOTION CARRIED UNANIMOUSLY

B. Building Permit Ordinance

Mayor Haygood noted the Building Permit Ordinance is on the Council agenda tonight as a second read for consideration.

C. City Clerk's Office – Water damage

Mayor Haygood discussed the water damage that recently occurred in the City Clerk's office and the repairs needed.

XII. ADJOURN The meeting adjourned at 6:10 p.m.

May 13, 2019

City of Daphne

Board of Zoning Appeals

1705 Main Street

Daphne, AL 36526

To Whom It May Concern:

My name is Clay Covert, and I have lived in Daphne all of my life, and have been a lifelong resident of Old Town Daphne. I graduated from Christ the King and Daphne High School.

I have a Bachelors Degree in Criminal Justice and a Minor in Political Science from University of South Alabama I know I will be an asset to serve my community if I was nominated to serve on the Board of Zoning Appeals (BZA).

Since running for City Council District Two in 2016, I want to do positive things to help my neighbors and community. I also feel that serving on the BZA will give me the opportunity to achieve positive results in our community.

Thank you for any consideration.

Respectively,

James Clayton Covert

604 Lea Avenue

Daphne, Alabama 36526

To: Office of the City Clerk

From: Adrienne D. Jones, Community Development Director

Subject: Planning Commission Minutes and Report

Date: May 28, 2019

MEMORANDUM

Attached please find a copy of the approved minutes for the City of Daphne Planning Commission special called meeting of April 9, regular meeting of April 25, 2019, and report of the regular meeting of May 23, 2019 for placement on the Monday, June 3, 2019 City Council agenda for review.

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

ADJ/jv

From the Office of ....

Adrienne D. Jones,
Community Development Director
P. O. Box 400
Daphne, Alabama 36526
251-621-3184 ph
251-621-3185 fx

FILE

The City of Daphne
Planning Commission Minutes
Special Called Meeting of April 9, 2019
Council Chamber, City Hall - 8:30 A.M.

Call to Order:

Chairman called the regular meeting of the City of Daphne Planning Commission to order at 8:36 a.m. The number of members present constitutes a quorum.

Call of Roll:

Members Present:

Bolton Tucker
Marybeth Bergin, Chairman
Phillip Hodgson, Vice Chairman
Andrew Prescott, Secretary
Hudson Sandefur
Chief White

Staff Present:

Jan Vallecillo, Planning Coordinator
Patrick Dungan, Attorney

The first order of business is preliminary/final plat review for Tanglewood Subdivision.

Chairman noted that the public hearing was held at the March 28, 2019 Planning Commission meeting, and there was no public participation. She stated the subdivision was rezoned to R-2, Medium Density Single Family Residential, because one of the lots did not meet the minimum width requirement.

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

A **Motion** was made by Mr. Prescott and **Seconded** by Mr. ***Sandefur to approve Tanglewood Subdivision preliminary/final plat. There was no discussion on the motion. The Motion carried unanimously.***

The next order of business is preliminary/final plat review for J Cattle Subdivision.

Chairman noted that the public hearing was held at the March 28, 2019 Planning Commission meeting, and there was no public participation. She stated the subdivision is located in the extraterritorial planning jurisdiction, consists of four lots and a remnant parcel, and requires approval of Baldwin County.

Ms. Vallecillo stated there was public participation. Chairman responded that the President of the Avalon POA had spoken in favor of the subdivision.

Chairman asked for Commission questions or comments and a motion.

A **Motion** was made by Mr. Sandefur and **Seconded** by Mr. Prescott ***to approve J Cattle Subdivision preliminary/final plat. There was no discussion on the motion. The Motion carried unanimously.***

The next order of business is preliminary/final plat review for HSC Johnson Road, L.L.C. Subdivision and request for street acceptance.

Chairman noted that the public hearing was held at the March 28, 2019 Planning Commission meeting, and there was no public participation. She stated the subdivision is located southwest of Johnson Road and U.S. Highway 98, consists of one lot and an out parcel, and of which we have approved a site plan for a Tractor Supply Company.

Chairman asked for Commission questions or comments.

Mr. Prescott noted that there should be two motions for this application.

Chairman responded that the applicant is also dedicating a twenty-five foot right-of-way to the city for access.

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

A **Motion** was made by Mr. Hodgson and **Seconded** by Mr. Hodgson ***to approve HSC Johnson Road, L.L.C. Subdivision preliminary/final plat. There was no discussion on the motion. The Motion carried unanimously.***

A **Motion** was made by Mr. Hodgson and **Seconded** by Mr. Sandefur ***to set forth a favorable recommendation to City Council to accept the street in HSC Johnson Road, L.L.C. Subdivision. There was no discussion on the motion. The Motion carried unanimously.***

The next order of business is public participation.

Chairman asked for public participation.

None presented.

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

Mr. Dungan provided an update to the Commissioners of the status of the agenda item, Tropics Volleyball, denied by the Planning Commission on March 28, 2019 and stated the applicant has filed an appeal with the Board of Zoning Adjustment. He stated although the BZA does not have jurisdiction over the action of the Planning Commission, they do have the authority to hear an appeal with regard to the determination of an administrative official, and their position is that classification of volleyball courts as an outdoor amusement facility is incorrect.

The next order of business is commissioner's comments.

Hudson Sandefur commented based on information provided to the Commission members, he wished that he had requested to table action on the Planning Commission approval of an outdoor amusement facility for Tropics Volleyball to a meeting where more members were present.

Mr. Dungan stated there is no legal time restraint for action on the application.

The next order of business is director's comments.

None presented.

There being no further business, the meeting was adjourned at 8:46 a.m.

Respectfully submitted by:

Jan Vallecillo

Jan Vallecillo, Planning Coordinator

Approved: May 23, 2019

Mary E Berg

Marybeth Bergin, Chairman

The City of Daphne
Planning Commission Minutes
Regular Meeting of April 25, 2019
Council Chamber, City Hall - 5:00 P.M.

Call to Order:

Chairman called the regular meeting of the City of Daphne Planning Commission to order at 5:06 p.m. The number of members present constitutes a quorum.

Call of Roll:

Members Present:

Bolton Tucker
Ed Kirby
Marybeth Bergin, Chairman
Phillip Hodgson, Vice Chairman
Ron Scott
Andrew Prescott, Secretary
Chief White

Staff Present:

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

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

Chairman asked for questions, comments or corrections to the minutes ***of the regular meeting of March 23, 2019. There being none, minutes are approved as submitted.***

The next order of business is site plan review for Fire Station Five - Milton Jones Road.

An introductory presentation was given by Amanda Thompson, representative of Hutchinson, Moore & Rauch, requesting site plan review of a one-story fire station with associated drainage, parking, utilities, and landscaping located at the northwest corner of Alabama Highway 181 and Milton Jones Road and stated that staff deficiencies have been addressed. She also stated that she provided plan revisions addressing the outstanding issues with regard to drainage and erosion control, and the addition of a six-foot sidewalk, curb & gutter, and natural gas.

Chairman asked for Commission questions or comments. Mr. Scott commented the sidewalk requirement and council appropriation of funding for the fire station.

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

A **Motion** was made by Mr. Kirby and **Seconded** by Mr. Prescott ***to approve Fire Station Five - Milton Jones Road site plan. There was no discussion on the motion. The Motion carried unanimously.***

The next order of business is preliminary plat review for County Road 13 Business Park Subdivision.

An introductory presentation was given by Tim Lawley, representative of Hutchinson, Moore & Rauch, requesting preliminary plat review of a six-lot subdivision consisting of approximately eight-point seven-four located on County Road 13, northeast of Rand Avenue and County Road 64 and stated that staff deficiencies have been addressed.

Chairman asked for Commission questions or comments.

Mr. Scott asked for consideration of annexation into the City of Daphne. Mr. Lawley responded that he has spoken to the owner regarding annexation, and that he has not made a decision.

Chairman asked for Commission questions or comments and about a turn lane and the addition of a note to the plat to restrict access to County Road 13.

Mr. Lawley affirmed that these items have been added to the plat.

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

A **Motion** was made by Mr. Scott and **Seconded** by Mr. Hodgson ***to approve County Road 13 Business Park Subdivision preliminary plat. There was no discussion on the motion. The Motion carried unanimously.***

The next order of business is an administrative presentation of street acceptance for Pollard Park Subdivision.

An introductory presentation was given by Adrienne Jones, Director of Community Development, requesting a recommendation of acceptance of the right-of-way, Kettig Square, in Pollard Park Subdivision. She stated the appropriate documentation and maintenance bond have been presented; staff recommends approval.

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

A **Motion** was made by Mr. Scott and **Seconded** by Mr. Hodgson ***to set forth a favorable recommendation to Council to accept the street in Pollard Park Subdivision. There was no discussion on the motion. The Motion carried unanimously.***

The next order of business is public participation.

Chairman asked for public participation.

None presented.

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

Mr. Dungan stated no report.

The next order of business is commissioner's comments.

Mr. Scott congratulated Chief White about Fire Station Five-Milton Jones Road and commented that the Olde Towne Daphne Visioning Report is published and available online.

The next order of business is director's comments.

Ms. Jones presented the following:

a. Referenced Volunteer Appreciation Breakfast and stated we appreciate all of your time, efforts and service toward the city; and,

b. The upcoming meeting dates are site preview, May 15 & regular meeting, May 23, 2019.

There being no further business, the meeting was adjourned at 5:11 p.m.

Respectfully submitted by:

Jan Vallecillo

Jan Vallecillo, Planning Coordinator

Approved: May 23, 2019

Mary E Bergin

Marybeth Bergin, Chairman

CITY OF DAPHNE
PLANNING COMMISSION AGENDA
REGULAR MEETING OF MAY 23, 2019
COUNCIL CHAMBERS, CITY HALL - 5:00 P.M.

A Report

1. **CALL TO ORDER:** 5:00 p.m.

2. **CALL OF ROLL:** Marybeth Bergin, Phillip Hodgson, Andrew Prescott, Ron Scott, Ed Kirby, Chief White, Hudson Sandefur, and Bolton Tucker

3. **APPROVAL OF MINUTES:**

Review of minutes for the special called meeting of April 9, 2019 and the regular meeting of April 25, 2019. **(Approved)**

4. **NEW BUSINESS:**

A. **SITE PLAN REVIEW:**

1. **File SP19-04:** **(Approved)**

Site: **Eastern Shore Center**

Zoning: ***B-2, General Business***

Location: Northwest of the intersection of Renaissance Boulevard and U.S. Highway 90, Lot 5, Renaissance Center Subdivision, Phase 1A, Lots 1-7 & Phase 2a - Lot 1
Area: 0.6 ± Acres
Owner(s): Redsouth, L.L.C. - Dane Haygood
Agent: Baker Donelson - Mary Palmer
Developer: AT&T
Engineer: SMW Engineering Group, L.L.C. - John Taylor

B. **FINAL PLAT REVIEW:**

1. **File SDF19-02:** **(Approved)**

Subdivision: **Jubilee Farms, Phase One**

Present Zoning: ***PUD, Planned Unit Development***

Location: Southeast of Austin Road and Alabama Highway 181
Area: 45.37 ± Acres, (73) lots
Owner: Forestar Real Estate Group, Inc. - Tucker Dorsey
Agent: Dewberry - Steve Pumphrey
Engineer: Dewberry - Jason Estes

File SDF19-03: **(Approved)**

Subdivision: **Jubilee Farms, Phase Three**

Present Zoning: ***PUD, Planned Unit Development***

Location: Southeast of Austin Road and Alabama Highway 181
Area: 16.43 ± Acres, (57) lots
Owner: Forestar Real Estate Group, Inc. - Tucker Dorsey
Agent: Dewberry - Steve Pumphrey
Engineer: Dewberry - Jason Estes

C. PRELIMINARY/FINAL PLAT REVIEW:

1. **File SDPF19-05:** **(Approved)**

Subdivision: **Newport**

Present Zoning: ***RA, Rural Agricultural, Baldwin County District 15, in the Extraterritorial Planning Jurisdiction of Daphne***

Location: East of Sedona Drive and County Road 54
Area: 20 acres ±, (5) lots
Owner: Nickie Newport
Agent: Dewberry - Steve Pumphrey
Engineer: Dewberry - Jason Estes
Surveyor: Dewberry - David Diehl

D. WINGED FOOT APPLICATIONS:

1. **MASTER PLAN REVISION:**

File MPA19-01: **(Approved)**

Presentation to be given by Steve Pumphrey, representative of Dewberry, requesting a master plan revision of Winged Foot Subdivision.

2. **PRELIMINARY/FINAL PLAT REVIEW:**

File SDPF19-06: **(Approved)**

Subdivision: **Resubdivision of Lot C-1, Winged Foot, Phase One**

Present Zoning: ***PUD, Planned Unit Development***

Location: Northwest of Predazzer Lane and County Road 64, Lot C-1, Winged Foot Subdivision, Phase One
Area: 2.02 acres ±, (2) lots
Owner: 64 Commercial Holdings, L.L.C. - Nathan Cox
Agent: Dewberry - Steve Pumphrey
Engineer: Dewberry- Jason Estes

E. FORTUNA INVESTMENTS, L.L.C. APPLICATIONS:

1. **ADMINISTRATIVE PRESENTATION:**

1. **File AP19-08:** **(Set forth a favorable recommendation to City Council)**

Presentation to be given by Steve Pumphrey, representative of Dewberry, requesting to amend the Olde Towne Daphne District to include Lots 29, 30 and 31, Block 4, Yuille Belrose Wharf Subdivision zoned R-2, Medium Density Single Family Residential.

2. **ZONING AMENDMENTS:**

(Set forth a favorable recommendation to City Council)

a. **File Z19-02:** **Fortuna Investments, L.L.C.** **(Belrose North)**

Present Zoning: ***R-2, Medium Density Single Family Residential***

Proposed Zoning: ***B-3, Professional Business***

Location: Northwest of Main Street and Belrose Avenue
Area: 0.39 Acres ±
Owner: Fortuna Investments, L.L.C. - Nathan Cox
Agent: Dewberry - Steve Pumphrey

(Set forth a favorable recommendation to City Council)

b. **File Z19-01:** **Fortuna Investments, L.L.C.** **(Belrose South)**

Present Zoning: ***B-1, Local Business***

Proposed Zoning: ***MU, Mixed Use***

Location: Southwest of Main Street and Belrose Avenue
Area: 0.40 Acres ±
Owner: Fortuna Investments, L.L.C. - Nathan Cox
Agent: Dewberry - Steve Pumphrey

5. **PUBLIC PARTICIPATION:** None presented

6. **ATTORNEY'S REPORT:** No report

7. **COMMISSIONER'S COMMENTS:** None presented

8. **DIRECTOR'S COMMENTS:** None presented

9. **ADJOURNMENT:** 5:31 p.m.

Accepted by:

Chairman, Daphne Utilities

DAPHNE UTILITIES
WATER • NATURAL GAS • SEWER

APPROVED MINUTES

Utilities Board Meeting

Council Chambers, Daphne City Hall ◈ April 24, 2019 ◈ 5:00 p.m.

I. Call to Order

The regular April 2019 Board meeting for the Utilities Board of the City of Daphne was held on April 24, 2019 at 5:01 p.m. in the Council Chambers at Daphne City Hall and called to order by Chairman Randy Fry, followed by the Roll Call:

II. Roll Call

Members Present:
Randy Fry, Chairman
Selena Vaughn, Secretary/Treasurer
Robin LeJeune, Board Member

Members Absent:
Billy Mayhand, Vice Chairman
Mayor Dane Haygood, Board Member

Others Present:
Jerry Speegle – Board Attorney
Danny Lyndall – General Manager
Bobby Purvis – Operations Manager
Drew Klumpp – Administrative Services Manager
Teresa Logiotatos – Finance Manager
Samantha Coppels – Communications Manager
Lori May-Wilson – Executive Assistant
Melinda Immel – Volkert & Associates
Ray Moore – HMR

Others Absent:
Joe Asarisi – Asarisi & Associates

III. Pledge of Allegiance

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

IV. Approval of Minutes

A. Utilities Board Meeting Minutes March 24, 2019

The Chairman requested any additions, corrections, or deletions for the submitted minutes for the March 24, 2019 Utilities Board meeting.

With no additions, deletions, or corrections, the Chairman declared that the submitted March 24th minutes would stand approved.

V. OLD BUSINESS –

A. Requisition R41L-021219 for Windscape Lift Station Improvements

Danny Lyndall notified the Board that this item is being pushed back, redesigned and will be removed from the agenda for now to be addressed at a later date.

B. Capacity Fees for Daphne Sports Complex

Chairman Fry confirmed waiting on the AG decision regarding this agenda item.

C. Proposed Administrative Fees Increase (BOARD ACTION: Resolution 2019-01)

Danny Lyndall advised that recommended changes had been made and is requesting approval of this Resolution.

MOTION by Selena Vaughn to adopt Resolution 2019-01 Proposed Administrative Fees Increase; Seconded for discussion by Robin LeJeune

Councilman Robin LeJeune proposed a delay for the vote from the entire Board on this agenda item since it involves a fee increase. Mrs. Vaughn inquired about board member response after last month's meeting. Mr. Lyndall advised that he received no further comments from board members after the re-proposed resolution and that notification to customers would take place for the next two months for an effective date of July 1, 2019.

Chairman Fry called for a vote.

AYE:	NAY:	ABSENT:	ABSTAIN:	
Fry, LeJeune, Vaughn		*Haygood, Mayhand*		**MOTION CARRIED**

VI. NEW BUSINESS –

A. RESOLUTION 2019-02–MWPP(Municipal Water Pollution Prevention) Program (BOARD ACTION: Resolution 2019-02)

Danny Lyndall recapped and reviewed for the Board the MWPP resolution and the report that was distributed at last month's meeting.

MOTION by Robin LeJeune to adopt Resolution 2019-02 Municipal Water Pollution Prevention Program (MWPP) indicating support for management and staff to continue performing routine and preventative maintenance for meeting the requirements of the NPDES permit for the Water Reclamation Facility. Seconded by Selena Vaughn.

AYE:	NAY:	ABSENT:	ABSTAIN:	
Fry, LeJeune, Vaughn		*Haygood, Mayhand*		**MOTION CARRIED**

B. Presentation of 2017/2018 Audit by Mike Andreoli of Robertson, Andreoli & Covington, PC

Mr. Mike Andreoli of Robertson, Andreoli & Covington, PC addressed the Board regarding the audit they prepared. He highlighted and reviewed: the Management's Responsibility for the Financial Statements, Management's Discussion and Analysis, the Basic Financial

Statements. He concluded announcing how well the Utility has been financially performing and offered to answer any questions.

Mrs. Vaughn expressed her appreciation for the good report and careful work that is invested in it. Chairman Fry conveyed his appreciation as well.

VII. BOARD ATTORNEY'S REPORT

Mr. Speegle had nothing to add to the submitted report.

VIII. FINANCIAL REPORT

Teresa Logiotatos reviewed the March 2019 financials for the Board, noting the current work on the mid-year comparison of budget versus actual to be forthcoming to the Board. She advised the Board of an upcoming exploration of current general ledger software. She then highlighted the Financial Summary, graphs, the Cash Flow Report, and the Check History Report.

IX. GENERAL MANAGER'S REPORT

A. GM Report

Danny Lyndall introduced Communications Manager Samantha Coppels to give a presentation to the Board. Mrs. Coppels explained the vision and future of a proposed strategic communications and public relations plan for the Utility. She reviewed: the events in which the Utility participates, the Work Force Development program in which the Utility is involved in community outreach and employee development, and various examples of Education Outreach in which the Utility will be engaged.

Councilman LeJeune inquired as to the feedback from the article that appeared in the Courier. Mr. Lyndall explained that we had positive response from it and would like the Courier to reach out to the Utility when they contact the City for information on articles they plan to publish.

Mr. Lyndall spoke about the Osprey Initiative and the Litter Gitter and his interest in participating. He advised of a grant from Mobile Bay NEP (National Estuary Program) to give financial support for the installation of this device in D'Olive Creek, then leaving Daphne Utilities responsible for the first year's maintenance which would entail the staff of the Osprey Initiative cleaning out the device every other week and after rain storms, classifying and sorting the litter. Mr. Lyndall requested the Board's input, emphasizing his plan for moving forward and displaying the area that the Osprey Initiative representative suggested installing the device.

Councilman LeJeune expressed his opinions of the partnership and location of the device. Mr. Lyndall gave more specific details of this endeavor. Chairman Fry expressed concern about the response cleaning time after a big rain. Mr. Lyndall suggested having Mr. Bates (the Osprey Initiative representative) speak to the Board about the program. Councilman LeJeune asked to know the locations of current Litter Gitter devices.

Mr. Lyndall highlighted the collaboration of Daphne Utilities with Alabama Coastal Foundation with "Utilities United" involving utilities in Mobile and Baldwin counties to improving public education outreach to the communities to prevent pollution in our waterways. He also notified the Board of the press release distributed announcing the Baldwin County Commission Public Forum with Sewer Providers and encouraged their attendance.

Mr. Lyndall called attention to the upcoming Board retreat, noting the dates of Monday, May 13th and May 20th as the dates to work for the most people. He advised that the retreat will take place at 5 Rivers Delta Resource and the topics of discussion.

B. Operations Report
Bobby Purvis gave an update on many projects taking place: the disk golf course is completed and being cleaned up, the new screen at WRF has been installed, the aeration project at WRF, Meadow Circle tank, Monroe Street lift station, and natural gas steel replacement.

C. Engineering & Consulting Reports
Ray Moore with HMR announced that HMR had been acquired by Goodwyn, Mills, & Cawood, and that their Daphne office will remain open as GMC. He stated there was nothing further to add.

Melinda Immel with Volkert gave an update on the right-of-way clearing in Lake Forest. She had nothing further to add.

Joe Asarisi with Asarisi & Associates was not in attendance.

X. BOARD ACTION – Previously addressed under New Business

XI. PUBLIC PARTICIPATION – the Chairman invited participants to address the Board at 6:00pm; with no participants, the Chairman closed Public Participation at 6:00pm.

XII. BOARD COMMENTS – No further comments were made.

XIII. ADJOURNMENT

MOTION by Selena Vaughn to adjourn the meeting.

The meeting adjourned at 6:01pm.

Preceding minutes submitted to the Daphne Utilities Board by:

Lori Wilson

Lori Wilson, Executive Assistant, Daphne Utilities

STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION

Confirmation Number: 20190528102624916

Type License: 050 - RETAIL BEER (OFF PREMISES ONLY) **State:** **County:**

Type License: 070 - RETAIL TABLE WINE (OFF PREMISES ONLY) **State:** **County:**

Trade Name: DAPHNE CHEVRON **Filing Fee:**

Applicant: VALENCIA ENTERPRISE LLC **Transfer Fee:** $100.00

Location Address: 2504 HIGHWAY 98 DAPHNE, AL 36526

Mailing Address: 2504 HIGHWAY 98 DAPHNE, AL 36526

County: BALDWIN **Tobacco sales:** YES **Tobacco Vending Machines:** 0

Type Ownership: LLC

Book, Page, or Document info: INST 2019009525 PAGE 1 OF 5

Date Incorporated: 02/25/2019 **State incorporated:** AL **County Incorporated:** MOBILE

Date of Authority: 02/25/2019 **Alabama State Sales Tax ID:** R010373127

Federal Tax ID: 83-3723511

Name:	Title:	Date and Place of Birth:	Residence Address:
SHABBIR HOSSAIN 5798264 - AL	MEMBER	03/03/1968 CHITTAGONG BANGLADESH	2163 ALDABRA CT MOBILE, AL 36695
SULTAN MAMUN M550-780-68-0440 - FL	MEMBER	02/04/1968 DHAKA BANGLADESH	19900 NW 86TH CT HIALEAH, FL 33015
ABDULLAH A MAMUN 7433210 - AL	MEMBER	08/08/1968 DHAKA, BANGLADESH	7339 MORSE LOOP MOBILE, AL 36619

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: ABDULLAH MAMUN
Business Phone: 251-621-9881
Fax:

Home Phone: 251-656-7714
Cell Phone: 251-656-7714
E-mail: DAPHNECHEVRON@GMAIL.COM

PREVIOUS LICENSE INFORMATION:
Trade Name: DAPHNE CHEVRON
Applicant: ZAHRA LLC

Previous License Number(s)
License 1: 050-010143902-410
License 2: 070-010143902-410

STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION

Confirmation Number: 20190528102624916

If applicant is leasing the property, is a copy of the lease agreement attached? YES
Name of Property owner/lessor and phone number: BARRY L BOOTH DMD 251-626-3211
What is lessors primary business? DENTIST
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? YES
Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? NO

Will the business be operated primarily as a package store? NO
Building Dimensions Square Footage: 2200 Display Square Footage:
Building seating capacity: 0 Does Licensed premises include a patio area? NO
License Structure: ONE STORY License covers: ENTIRE STRUCTURE
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: 20190528102624916

Initial each

Signature page

Initial	
	In reference to law violations, I attest to the truthfulness of the responses given within the application.
	In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.
	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.
N/A	In reference to Special Retail or Special Events retail license, 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.
	In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.
	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.
	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.
	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): SHABBIR HOSSAIN

Signature of Applicant:

Notary Name (print): Betty G. Dean

Notary Signature: Betty G Dean   Commission expires: 1/14/2023

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:**

STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
Confirmation Number: 20190528102624916

NOTICE OF TRANSFER OF ABC LICENSED BUSINESS

NOTE: A Copy of Operating Agreement Must be Attached To Application

CURRENT LICENSEE:
ZAHRA LLC
Address: 2405 US HIGHWAY 98
DAPHNE, AL 36526
Telephone: 251-391-1457

NEW APPLICANT:
VALENCIA ENTERPRISE LLC
Address: 2504 HIGHWAY 98
DAPHNE, AL 36526
Telephone: 251-621-9881

Current License No: 050-010143902-410
070-010143902-410

LICENSED PREMISES ADDRESS: 2504 HIGHWAY 98 DAPHNE, AL 36526

THE AFORENAMED HEREBY SERVE NOTICE TO THE ABC BOARD OF THE ATTACHED CONTRACTUAL AGREEMENT GOVERNING THE CONTINUATION OF SALES OF ALCOHOLIC BEVERAGES ON THE LICENSED PREMISES.

The Parties to this agreement hereby acknowledge and affirm that the New (Applicant) Licensee will, at all times, act as the AGENT for the Current (Named) Licensee, and the Current Licensee shall act as PRINCIPAL for the purposes of the attached Agreement. The Principal shall be bound by all acts and/or omissions of the Agent in the operation of the licensed premises.

The Current Licensee is now and shall remain liable for any violations of ABC Rules and Regulations or other Alabama Law for the duration of the attached Agreement; and, further, that the Current Licensee has the right and authority, under Alabama Law, to surrender the ABC License to the ABC Board at any time.

The parties acknowledge that the operation of the licensed premises shall remain subject to inspection by ABC Enforcement, and must comply with all State and Local regulations and Laws, and that the local ABC Enforcement District Office must be immediately notified of any change in the attached Agreement.

THE CURRENT LICENSE WILL NOT BE RENEWED.

WITNESS our hands and seals on this the 28th day of May, 20 19.

CURRENT LICENSEE (NAMED ON LICENSE)
Jabar Ali
Print Name: Jabar Ali
Title: Member

NEW LICENSEE (APPLICANT)
Print Name: SHABBIR HOSSAIN
Title: Member

WITNESS: (By ABC Enforcement) Betty G. Wear

Revised 9/08

Receipt Confirmation Page

Receipt Confirmation Number: 20190528102624916

Application Payment Confirmation Number: 46043278

Payment Summary	
Payment Item	**Fee**
Transfer Fee for License 050 and License 070	$100.00
Total Amount to be Charged	$100.00

Application Type

Application Type: TRANSFER

Applicant Information

License Type 1: 050 - RETAIL BEER (OFF PREMISES ONLY)
License Type 2: 070 - RETAIL TABLE WINE (OFF PREMISES ONLY)
License County: BALDWIN
Business Type: LLC
Trade Name: **DAPHNE CHEVRON**
Applicant Name: **VALENCIA ENTERPRISE LLC**
Location Address: 2504 HIGHWAY 98
DAPHNE, AL 36526
Mailing Address: 2504 HIGHWAY 98
DAPHNE, AL 36526
Contact Person: ABDULLAH MAMUN
Contact Home Phone: 251-656-7714
Contact Business Phone: 251-621-9881
Contact Fax:
Contact Cell Phone: 251-656-7714
Contact Email Address:
Contact Web Address:

marissa rennaker

CONTACT

251-581-2232

MRENNAKER@GMAIL.COM

8353 Irwin Loop

Daphne, AL 36526

PROFILE

I have three children ages 15, 12, and 7, who all attend Daphne public schools. They are all active in a wide variety of area sports and extracurricular activities including football, soccer, theater, basketball, baseball, & cross-country. I am a resident of the city of Daphne and have loved living in this community for the past 10 years. I am proud of this city and want to help to ensure that Daphne continues on it's current positive trajectory.

I am a licensed Realtor with Bellator with over 5 years of experience in real estate. A member of the National Association of Realtors, Alabama Association of Realtors, and Baldwin County Association of Realtors. I have real estate experience in residential, commercial, waterfront, and land.

In my free time, I love being outside kayaking, hiking, and at the gulf. I run, do cross-fit, and play USTA and BATA league tennis (and I am very excited about the new Lott Park courts!) I also enjoy eating at all the great local restaurants and listening to live music.

EXPERIENCE

BELLATOR REAL ESTATE

REAL ESTATE AGENT | NOV 2017- CURRENT

- Top Bellator Single Agent Eastern Shore 2018
- Increased closed sales volume 150% from 2017 -2018

AGENT BILL MENAS TEAM | JULY 2013 - NOV 2017

- Platinum Award Winner (2014,2015,2016)
- Top Eastern Shore Team (2015 and 2016)
- Responsible for an increase in team closed volume of more than $5,000,000

BUSINESS DEVELOPMENT CONSULTANT

AUGUST 2009 - JUNE 2011

- Falk PLI (Land Surveying)
- Filter Specialists Inc (Industrial Filtration)
- responsible for business development and lead generation activities

EDUCATION

PURDUE UNIVERSITY

WEST LAFAYETTE, INDIANA

BACHELOR'S DEGREE IN COMMUNICATIONS

ASSOCIATE DEGREE IN TECHNOLOGY

- **BUSINESS METRICS FOR DATA-DRIVEN COMPANIES - DUKE UNIVERSITY**
- **WETLANDS COMPLIANCE WORKSHOP: GUIDANCE FOR PROFESSIONALS INVOLVED IN LAND USE ISSUES - MICHAEL SHELTON**
- **THE ART OF NEGOTIATION - DON JONES**

SKILLS

- **GOAL-SETTING AND STRATEGIC PLANNING SKILLS**
- **PROVEN ABILITY TO WORK COLLABORATIVELY AND COMMUNICATE EFFECTIVELY WITH A WIDE VARIETY OF INDIVIDUALS AND GROUPS**
- **ADVANCED COMPUTER EXPERTISE INCLUDING MICROSOFT OFFICE, EXCEL, POWERPOINT, WORD, PHOTOSHOP, PUBLISHER, ETC**
- **CRITICAL THINKER WITH EXCEPTIONAL RESEARCHING SKILLS**

Laura S. Johnson

Mission oriented non-profit director with expertise in global resource management and business development with 12 years supervisory experience. Has a proven track record for cultivating lucrative business relationships with decision makers across diverse industry segments and has an entrepreneurial approach to new ventures.

Relevant Experience

Managing and Supervising

- Leads teams in high growth, matrix management environment, responsible for expanding the organization's foot print across 53 countries in 170 communities
- Executes complex projects with cross functional teams fostering relationships key to implementing long term strategic goals
- Skilled at training and mobilizing cross cultural volunteer groups

Reporting and Retention

- Develop overall business unit revenue goals and strategies for annual targets
- Ability to synthesize market trends and competitive analysis to develop break-through business strategies
- Leverage internal resources to prepare individualized financial information for solicitation proposals
- Coordinate national and regional events for key customers and prospects

Technical and Analytical Skills

- Conduct product research which consists of client feedback and market intelligence to evaluate and grow new business relationships
- Ability to prepare P&L projections and break-even analysis in order to leverage value proposition / support proposals
- Mastery of Microsoft dynamics CRM, Sharepoint, and collaborative tool Samepage

Training and Planning

- Responsible for developing and conducting comprehensive training programs for leadership development to both staff and volunteers

Chapter Management and Business Development

- Targeted business opportunities utilizing internet research, networking strategies, customer referrals, strategic partners and intradepartmental relationships
- Proven ability to build customer relationships using premium value positioning
- Experience with chapter development, chapter health and retention, and new chapter creation

- Continued -

Work History

Director, Global Membership Development — July 2010 – Present
Entrepreneurs' Organization, Alexandria, VA

Chapter Manager, Business Development Services — March 2007 – July 2010
Entrepreneurs' Organization, Alexandria, VA

Manager, International Payments — Nov. 2004 – March 2007
American Express Co., Washington, DC

Manager, Foreign Exchange Services — April 2003 – October 2004
Ruesch International, Inc., Atlanta, GA

Assistant Manager, Foreign Exchange Services — October 2001 – April 2003
Ruesch International, Inc., Washington, DC

Account Executive, Foreign Exchanges Services — April 1999 – October 2001
Ruesch International, Inc., New York, NY

Insurance Sales Representative, Employee Benefits — July 1997 – April 1999
UnumProvident Corporation, New York, NY

Education

St. Lawrence University, Canton, NY
Major (s): Sociology, French; Bachelor of Art, 1997

L'Université de Rouen, La Faculté des Lettres, Mont St. Aignan, France
August 1995 – June 1996

EO Programs

- Leadership Academy Graduate, 2014
- Entrepreneurial Masters' Program (EMP) Participant
- Uplifting Service, Top Grading, 5 Dysfunctions of Team

Languages

- Fluent in English and Spanish

International Experience

- Extensive travel throughout the Americas, EMEA and APAC

To: Office of the City Clerk

MEMORANDUM

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

Subject: Fortuna Investments, L.L.C. (Belrose North) Zoning Amendment

Date: May 28, 2019

PRESENT ZONING:	R-2, Medium Density Single Family Residential
PROPOSED REZONING:	B-3, Professional Business District
LOCATION:	Northwest of Main Street and Belrose Avenue
RECOMMENDATION:	At the Thursday, May 23, 2019, regular meeting of the Daphne Planning Commission, eight members were present, and the motion carried for a favorable recommendation for the above-mentioned zoning amendment.

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

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

Thank you,
ADJ/jv

Attachment(s)

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

FILE
05\28\19
9:30 am

Daphne
The Jubilee City

APPLICATION FOR REZONING OR PRE-ZONING

Office use only: Rev. 072816	Date Submitted April 23, 2019
Application Number: ZA- 19-02 or PZA-	Planning Commission Public Hearing Date: May 23, 2019

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): North side of Belrose Ave. 250' west of Main Street	PPIN#(s): 28904
Gross Site Area (acreage): 0.39 ac.	Requested Zoning or Pre-Zoning: B-3
Current Zoning Designation(s): R-2	Amended Request: Initials: Date:
Current Land Use: Residential	Anticipated Land Use: Professional office

Provide Legal Description (if necessary attach separate page entitled "Legal Description for [Name of Applicant]":
Lots 29-31 of Block 4 of Yuille Subdivision, Belrose Wharf, as recorded on MB 1, Page 169

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

APPLICANT & AGENT INFORMATION

If an LLC or LLP or Corporation, provide name and signature of Registered Member or Agent **and provide a copy of Articles of Incorporation.* Nathan Cox	
Name of Current Owner: Fortuna Investments, LLC **Mailing Address:** 29891 Woodrow Ln, Ste300 Spanish Ft, AL 36527	**Phone/Fax:** 251-625-1198 **E-mail:** wlowery@68ventures.com
Name of Authorized Agent: Dewberry **Mailing Address:** 25353 Friendship Rd, Daphne, AL 36526	**Phone/Fax:** 251-929-9797 **E-mail:** mpumphrey@gmail.com
Name of Developer*: Fortuna Investments, LLC	**Phone/Fax:** 251-625-1198 **E-mail:** wlowery@68ventures.com
Other:	**Phone/Fax:** **E-mail:**

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

Applicant's Signature:	Date 4-19-19
Agent's Signature:	Date 4-19-19

Fortuna Investments, L.L.C.

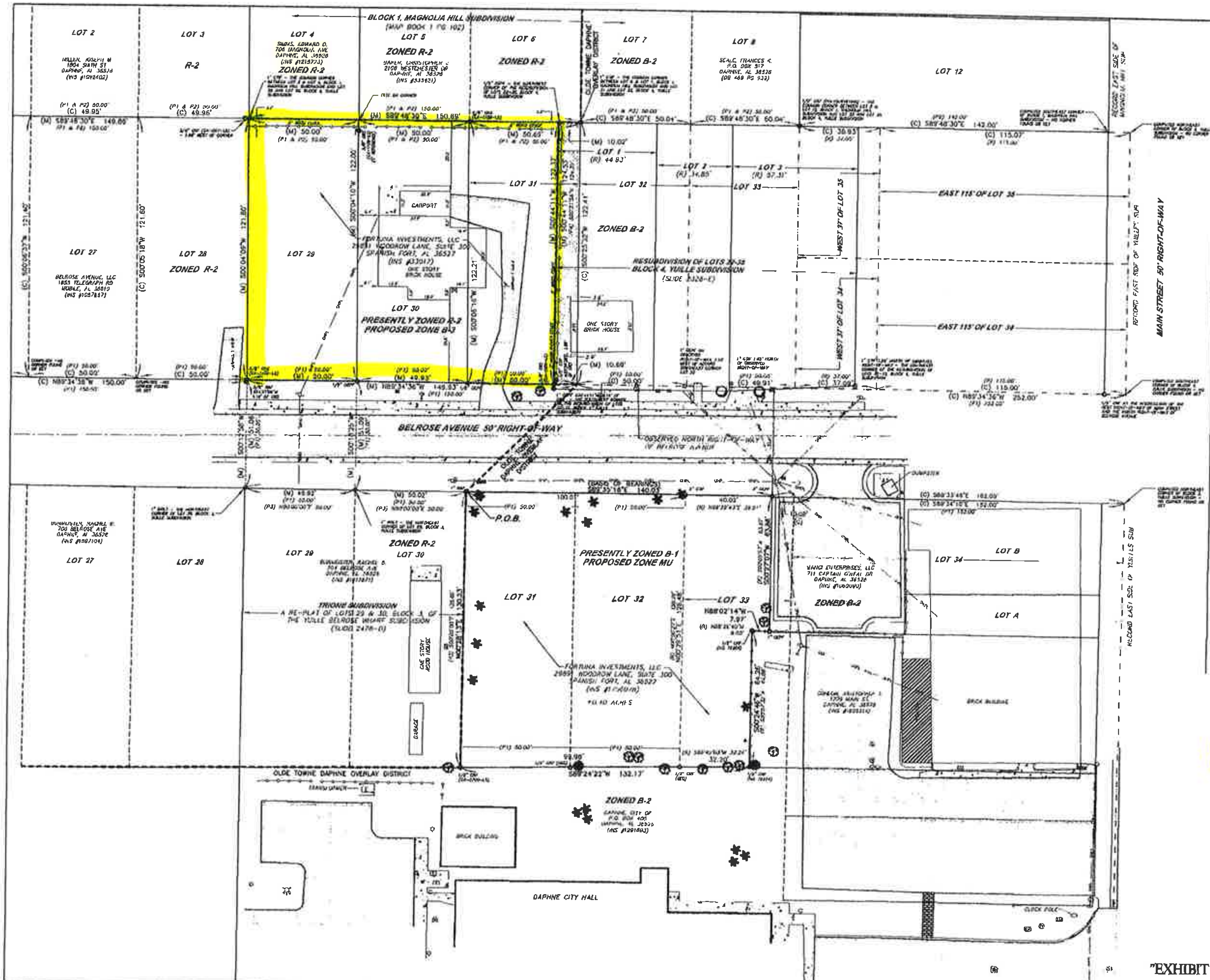
(Belrose North)

Zoning Amendment

Legal Description

Exhibit "A"

LOTS 29, 30, AND 31, BLOCK 4, OF YUILLE SUBDIVISION, BELROSE WHARF, ACCORDING TO THE OFFICIAL MAP OR PLAT THEREOF RECORDED IN MISCELLANEOUS BOOK 1, PAGE 169, IN THE OFFICE OF THE JUDGE OF PROBATE, BALDWIN COUNTY, ALABAMA. TRACT CONTAINS 0.39 ACRES, MORE OR LESS.



VICINITY MAP
1" = 1 MILE

GRAPHIC SCALE

LEGEND:

- CRF = CAPPED REBAR FOUND
- CRS = CAPPED REBAR SET
- P.O.B. = POINT OF BEGINNING
- (C) = CALCULATED BEARING AND DISTANCE
- (M) = MEASURED BEARING AND DISTANCE
- (R) = RECORDED BEARING AND DISTANCE
- GAS VALVE
- WATER VALVE
- SEWER VALVE
- WATER METER
- GAS METER
- FIRE HYDRANT
- POWER POLE
- LIGHT POLE
- GUY WIRE
- AIR CONDITIONER
- CATCH BASIN
- TELEPHONE BOX
- CABLE TV BOX
- TELEPHONE PEDESTAL
- SANITARY MANHOLE
- SEWER CLEAN OUT
- UNDERGROUND UTILITY MARKER
- MAILBOX
- OVERHEAD POWER LINE
- OVERHEAD UTILITY LINE
- 3' WOOD FENCE
- 6' WOOD FENCE
- ASPHALT
- CONCRETE
- SUBDIVISION OVERLAP
- OAK TREE
- PALM TREE
- PINE TREE

SURVEYOR'S NOTES:

1. [illegible]
2. [illegible]
3. [illegible]
4. [illegible] SHOWN FOR VISUAL PURPOSES ONLY [illegible] ALSO SHOWN.
5. [illegible] #332, AT PAGE 40 [illegible]
6. [illegible]
7. [illegible]
8. [illegible]
9. [illegible] NOT PURPORT TO BE A [illegible]
10. [illegible]

FLOOD CERTIFICATE:

[illegible]

SURVEYOR'S CERTIFICATE:

STATE OF ALABAMA
COUNTY OF BALDWIN

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

[illegible]

[illegible]

[illegible]

[illegible]

03-07-2019
DATE

SURVEY NOT VALID WITHOUT ORIGINAL SIGNATURE AND SEAL

REVISIONS	ISSUE DATE	FIELD DATE	FIELD BOOK & PAGE

PROPERTY BOUNDARY SURVEY
68V PAY DIRT, LLC

Dewberry

"EXHIBIT B"

ADJACENT PROPERTY OWNERS TO BELROSE NORTH

Parcel Number	Owner Name	Address	City	State	Zip
05-43-04-41-0-005-029.003	FORTUNA INVESTMENTS, LLC	29891 WOODROW LN STE300	SPANISH FORT	AL	36527
05-43-04-41-0-004-044.000	SIMMS, EDWARD D	706 MAGNOLIA AVE	DAPHNE	AL	36526
05-43-04-41-0-005-003.000	BELROSE AVENUE L L C	1855 TELEGRAPH ROAD	MOBILE	AL	36610
05-43-04-41-0-004-042.000	MILLER, JOSEPH MCDAVID ETAL MILLER, HARO	1804 SIXTH ST	DAPHNE	AL	36526
05-43-04-41-0-005-001.000	M2M INC	P O BOX 2547	DAPHNE	AL	36526
05-43-04-41-0-004-045.000	BAKER, CHRISTOPHER J	2108 WESTCHESTER DR	DAPHNE	AL	36526
05-43-04-41-0-005-028.000	BURMEISTER, STEVEN G ETUX BLYTHE W	700 BELROSE AVE	DAPHNE	AL	36526
05-43-04-41-0-005-029.000	BURMEISTER, RACHEL BETH ETAL STOCKS, JAM	704 BELROSE AVE	DAPHNE	AL	36526
05-43-04-41-0-004-046.000	SEALE, FRANCES K	P O BOX 517	DAPHNE	AL	36526

DANE HAYGOOD
MAYOR

ADRIENNE D. JONES
COMMUNITY DEVELOPMENT
DIRECTOR/ZONING ADMINISTRATOR

COMMUNITY DEVELOPMENT
Daphne
ALABAMA
The Jubilee City

CITY COUNCIL
TOMMIE CONAWAY
DISTRICT 1
PAT RUDICELL
DISTRICT 2
JOEL COLEMAN
DISTRICT 3
DOUG GOODLIN
DISTRICT 4
RON SCOTT
DISTRICT 5
ROBIN LEJEUNE
DISTRICT 6
ANGIE PHILLIPS
DISTRICT 7

May 10, 2019

NOTICE OF PUBLIC HEARING

A petition for REZONING will be considered by the Daphne Planning Commission for Fortuna Investments, L.L.C. containing 0.39 acres +/- located northwest of Main Street and Belrose Avenue zoned R-2, Medium Density Single Family Residential proposed to be rezoned B-3, Professional Business.

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, May 15, 2019 at 8:30 a.m. in the Council Chambers of City Hall. The public is invited to attend: limited participation may be allowed by the chairman.

The public hearing will be held by the Daphne Planning Commission on Thursday, May 23, 2019 at 5:00 p.m. in the Council Chambers of City Hall. You may submit your views in writing, in person, or by representation.

Sincerely,
Adrienne D. Jones
Director of Community Development

Fortuna Investments, L.L.C. Zoning Amendment (Belrose North)

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

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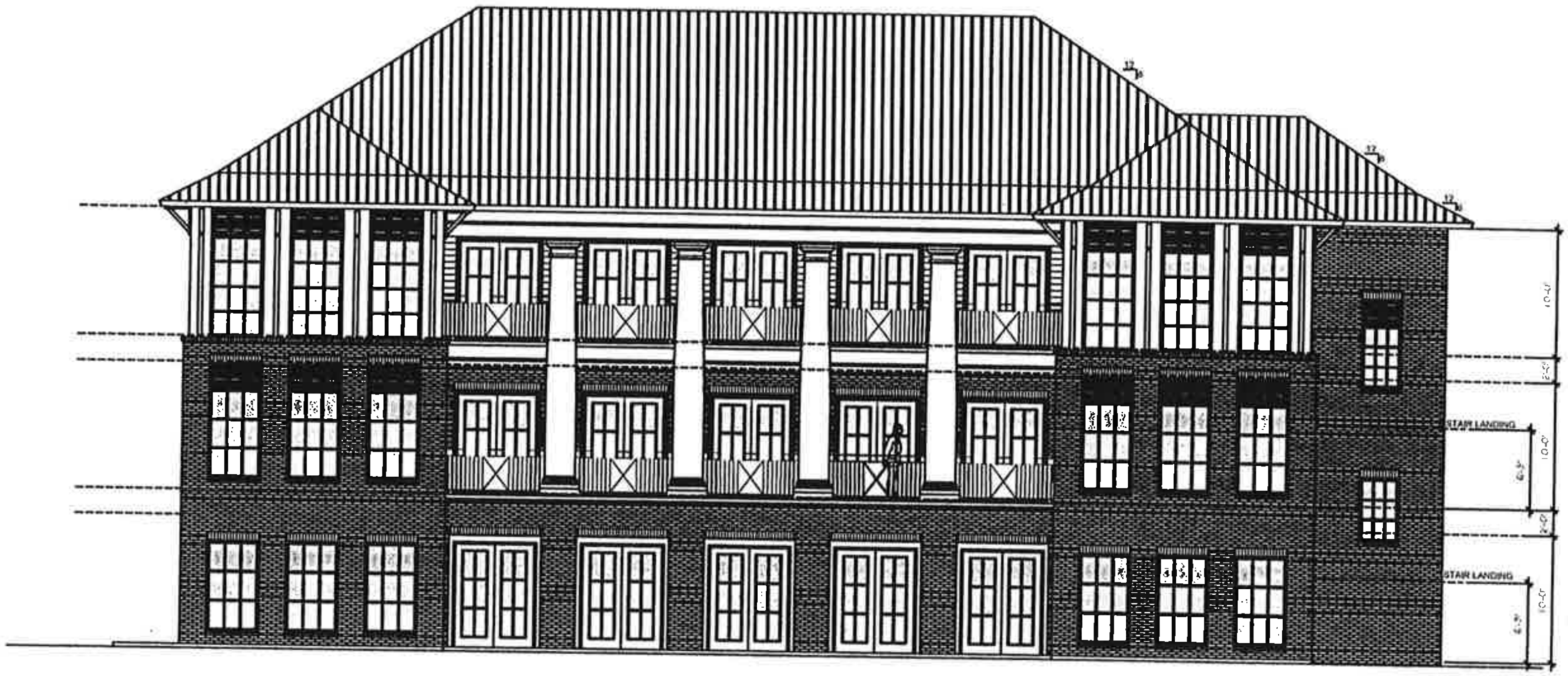


FRONT ELEVATION

SCALE 1/4" = 1'-0"

McCOLLOUGH ARCHITECTURE, INC

NOT FOR CONSTRUCTION

A NEW BUILDING FOR BELROSE COMMERCIAL

ORANGE BEACH ALABAMA

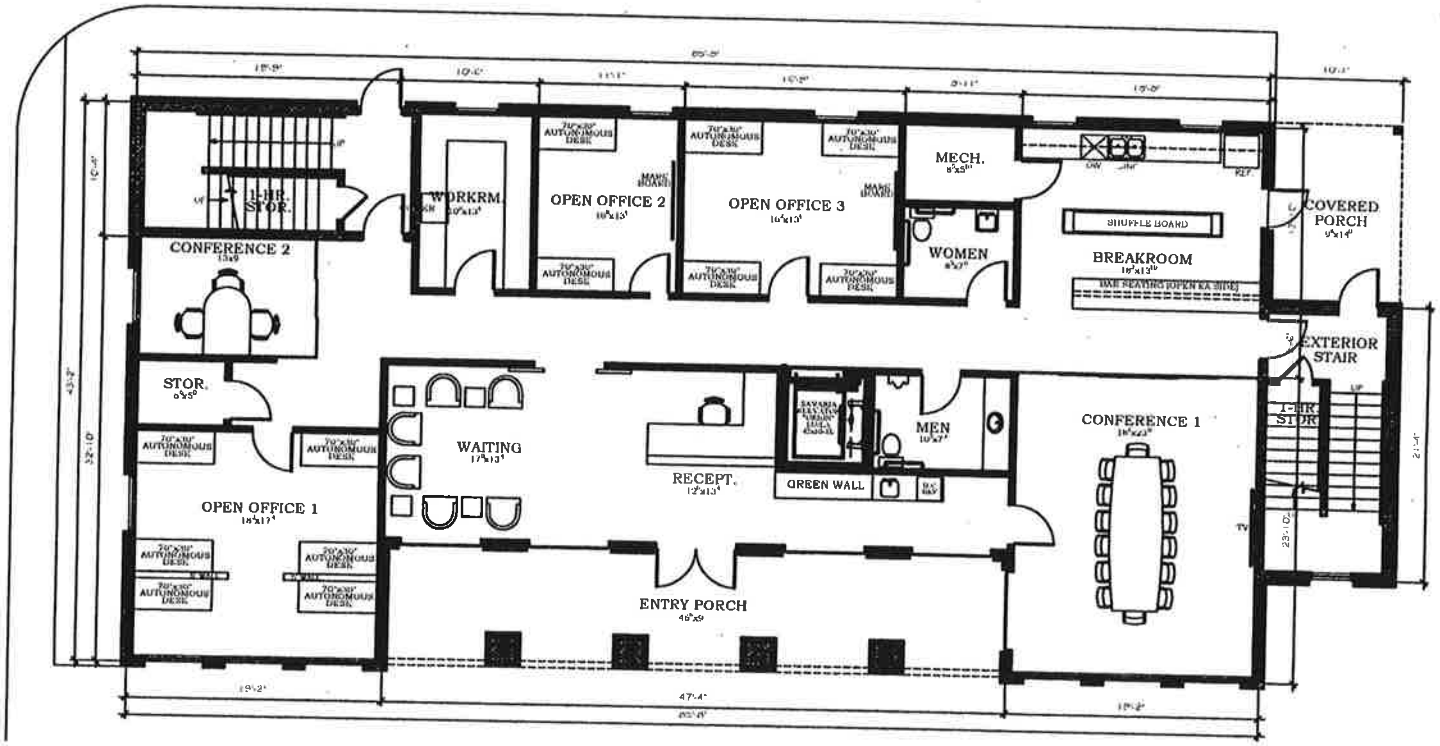
JOB NO.:	
DRAWN:	JAO
CHECKED:	SBM
DATE:	2019.05.13
REVISION:	
SCALE:	1/4" = 1'-0"

SHEET NO.

A3.0

EXTERIOR ELEVATION

COPYRIGHT 2018 McCOLLOUGH ARCHITECTURE INC



FIRST FLOOR PLAN

HEATED/COOL:	3,364
OUTDOOR STAIR:	190
COV. PORCH:	578

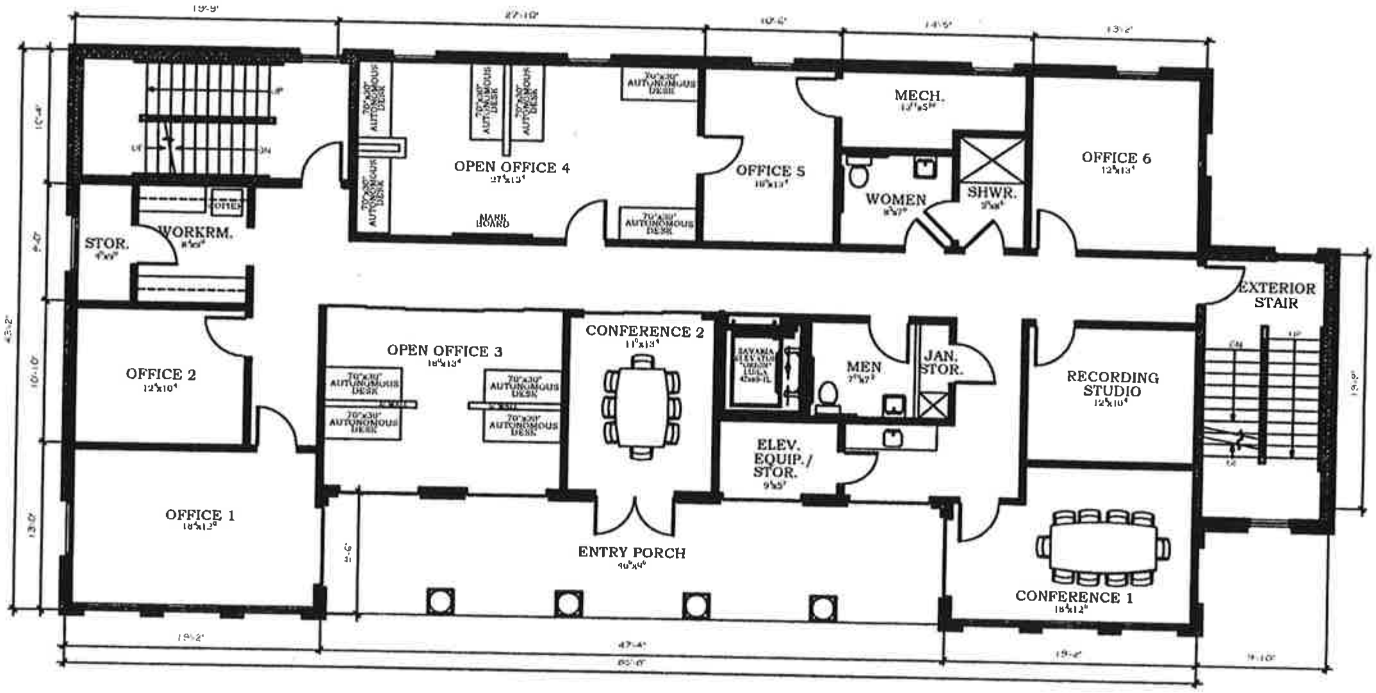
McCOLLOUGH ARCHITECTURE, INC

NOT FOR CONSTRUCTION

A NEW BUILDING FOR BELROSE COMMERCIAL
ORANGE BEACH
ALABAMA

JOB NO.:
DRAWN: JAG
CHECKED: SBM
DATE: 2019 05 10
REVISION:
SCALE: 1/4" = 1'-0"
SHEET NO.:
A1.1
FIRST FLOOR PLAN

COPYRIGHT 2018, McCOLLOUGH ARCHITECTURE, INC



SECOND FLOOR PLAN

HEATED/COOL.:	3,364
OUTDOOR STAIR:	190
COV. PORCH:	442

McCollough Architecture, Inc

NOT FOR CONSTRUCTION

A NEW BUILDING FOR
BELROSE COMMERCIAL
ORANGE BEACH
ALABAMA

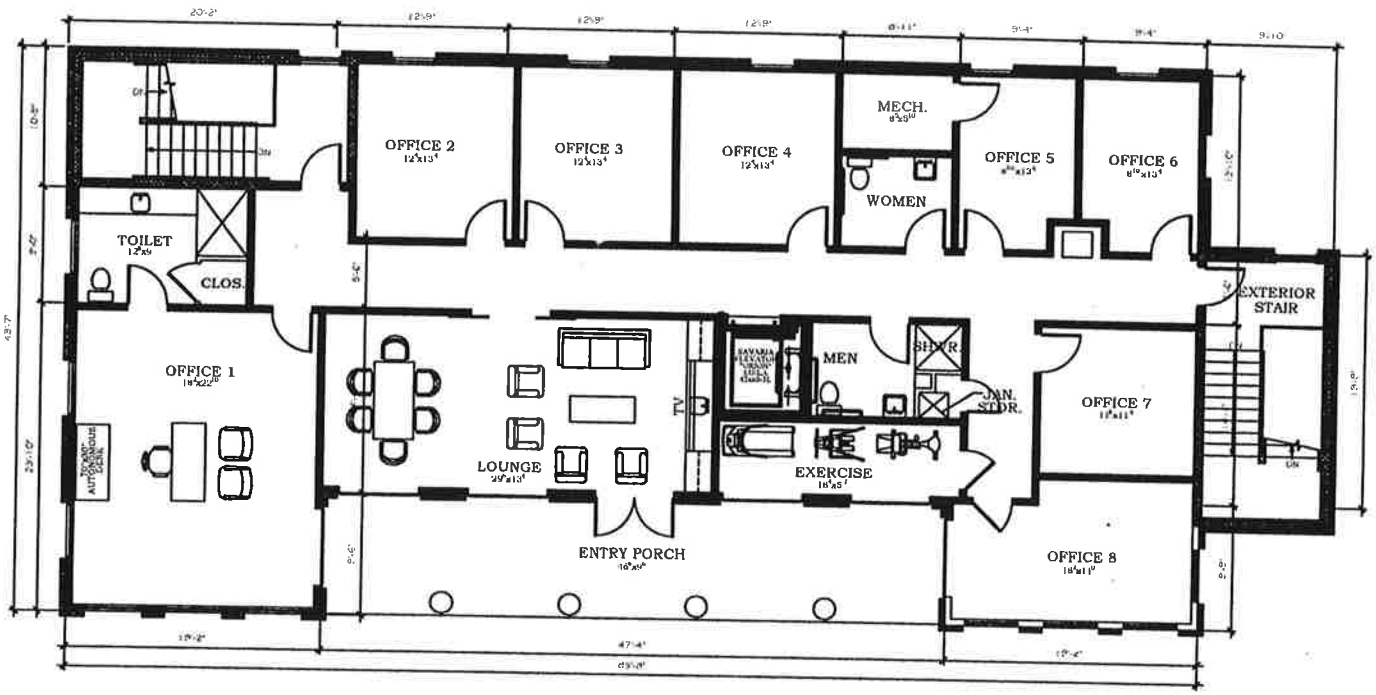
JOB NO.:	
DRAWN	JAG
CHECKED	SBM
DATE	2019 05 10
REVISION	
SCALE:	1/4" = 1'-0"

SHEET NO:

A1.2

SECOND FLOOR PLAN

COPYRIGHT 2018, McCOLLOUGH ARCHITECTURE, INC



THIRD FLOOR PLAN

HEATED/COOL.:	3,364
OUTDOOR STAIR:	190
COV. PORCH:	442

McCOLLOUGH ARCHITECTURE, INC

NOT FOR CONSTRUCTION

A NEW BUILDING FOR BELROSE COMMERCIAL
ORANGE BEACH ALABAMA

JOB NO.:	
DRAWN:	JAU
CHECKED:	SBM
DATE:	2019 05 10
REVISION	
SCALE:	1/4" = 1'-0"

SHEET NO.:

A1.3

THIRD FLOOR PLAN

APPLICATION:
N.W. of the intersection of Main Street and Belrose Avenue

APPLICANT:
Fortuna Investments, LLC

AREA:
0.39 ac

LOTS:
1

PPIN:
28904

ZONING:
R-2, Medium Density Single Family Residential

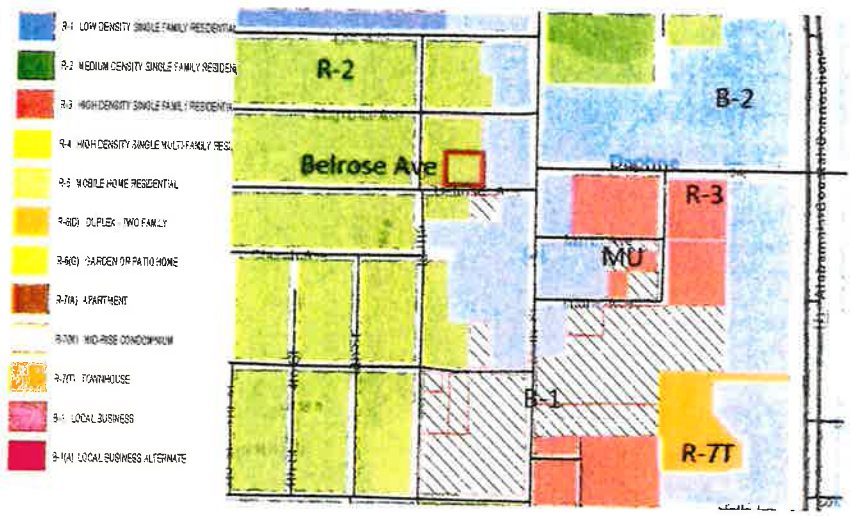
PROPOSED ZONING:
B-3, Professional Business

EXISTING PRECEDENT FOR PROPOSED ZONING:
Yes, Manci and Trione Avenue

COMPREHENSIVE PLAN:
Consistent, Compatible

RECOMMENDATION:
If the associated Olde Towne District boundary expansion is approved then this rezoning request can be approved

REZONING REQUEST
By
FORTUNA INVESTMENTS, LLC



Existing Conditions: 0.39 acre+/- vacant parcel (house recently demolished)

Existing Zoning: R-2, Medium Density Single Family Residential

Proposed Zoning: B-3, Professional Business

Surrounding Zonings/Uses:

North – R-2, Medium Density Single Family Residential

South – R-2, Medium Density Single Family Residential and B-1, Local Business (subject to be rezoned to Mixed Use district)

West – R-2, Medium Density Single Family Residential/Residence

East – B-2, General Business/A professional office

Existing Utility Service Providers:

Water – Daphne Utilities

Sewer – Daphne Utilities

Gas – Daphne Utilities

Electric – Riviera Utilities

Affected City Service Providers:

Fire Protection-Station 1

Police Protection-Police Beat 1

Public Works

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 that are applicable to this application.

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.

The petitioner proposes to expand the Olde Towne Daphne District boundary to incorporate this 0.4 acre site and to rezone it from R-2 to B-3 in order to build an office complex. The existing neighborhood character is a mix of eateries, offices, and institutional facilities along with 3 remaining residences on Belrose Avenue, between Main Street and 6th Street.

The property is located between a commercial business and a residence. There are also existing houses behind this site and across the street. Where abutting any residential district, the minimum building setback is 25-ft within which shall be a 10-ft wide buffer.

14-17 SETBACKS

MINIMUM DISTRICT REQUIREMENTS[d]				
Zoning Districts	Front Yard	Rear Yard	Side Yard	Corner Lot Side Yard
R-4[c], Single Family R-6(D or G), Duplex or Garden or Patio Home	15	20	6	25
R-4[c], Multi-Family	15	20	a	25
B-1, Local Business B-1(a), Limited Local Business	10	b	b	25
B-2, General Business	10	b	b	25
B-3, Professional Business	10	b	b	25
MU, Mixed Use	15	e	b	25

(a) When dwelling unit faces side yard, the dwelling unit shall not be less than twenty-five (25) feet from the side lot line.

(b) None. If there is a rear alley, the setback shall be twenty-five (25) feet. When abutting a residential district it shall be not less than ten (10) feet. (See Buffer Requirements, Section 14-13, Landscape Standards).

(c) The Planning Commission shall no longer consider zoning or rezoning amendments to an R-4 zoning district. All existing R-4, High Density Single and Multi-Family Residential Districts shall be developed in accordance with the standards provided herein. For all new requests, the following districts shall be considered in lieu of R-4: R-6(G) for all garden/patio homes developments; R-6(D) for duplexes; R-7(A) for apartments; and R-7(T) for townhouses and R-7(M) for mid-rise condominiums.

(d) Minimum district requirements for any zoning district not specifically listed in this table shall meet the minimum standards as established in Requirement for lot area, width and setbacks in Section 13-4, Requirements For Lot Area, Width, Coverage, Density, Height and Other Factors and 13-6, Minimum Zoning District Setback Requirements, herein.

(e) None. If there is an alley, the setback shall be twenty-five (25) feet. When abutting a residential district it shall be not less than fifteen (15) feet. (See Buffer Requirements, Section 14-13, Landscape Standards).

Excerpt from Section 12-4, Establishment of B-3, Professional Business District:

This district is established to provide an opportunity for business establishments of a professional nature and is restricted to offices and businesses which provide specific corporate functions or professional services to the general public, but not the sale of goods or services at retail or wholesale.

Staff Recommendation

If the associated Olde Towne District boundary expansion is approved then this rezoning request can be approved.

Fortuna Investments, L.L.C.

(Belrose North)

Zoning Amendment

Legal Description

Exhibit “A”

LOTS 29, 30, AND 31, BLOCK 4, OF YUILLE SUBDIVISION, BELROSE WHARF, ACCORDING TO THE OFFICIAL MAP OR PLAT THEREOF RECORDED IN MISCELLANEOUS BOOK 1, PAGE 169, IN THE OFFICE OF THE JUDGE OF PROBATE, BALDWIN COUNTY, ALABAMA. TRACT CONTAINS 0.39 ACRES, MORE OR LESS.

To: Office of the City Clerk

MEMORANDUM

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

Subject: Fortuna Investments, L.L.C. (Belrose South) Zoning Amendment

Date: May 28, 2019

PRESENT ZONING: B-3, Professional Business District

PROPOSED REZONING: MU, Mixed Use

LOCATION: Southwest of Main Street and Belrose Avenue

RECOMMENDATION: At the Thursday, May 23, 2019, regular meeting of the Daphne Planning Commission, eight members were present, and the motion carried for a favorable recommendation for the above-mentioned zoning amendment.

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

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

Thank you,
ADJ/jv

Attachment(s)

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

FILE
05/28/19
9:30 am

Daphne

APPLICATION FOR REZONING OR PRE-ZONING

Office use only: Rev. 072816	Date Submitted April 23, 2019
Application Number: ZA-19-01 or PZA-	Planning Commission Public Hearing Date: May 23, 2019

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

SITE DATA

Site Location (Address or General Proximity to Nearest Intersection): South side of Belrose Ave. 160' west of Main Street	PPIN#(s): 72052 & 77321
Gross Site Area (acreage): 0.40 ac.	Requested Zoning or Pre-Zoning: MU
Current Zoning Designation(s): B-1	Amended Request: Initials: Date:
Current Land Use: None	Anticipated Land Use: Live/work

Provide Legal Description (if necessary attach separate page entitled "Legal Description for [Name of Applicant]": Lots 31-33 of Block 3 of Yuille Subdivision, Belrose Wharf, as recorded on MB1 Page 169

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

APPLICANT & AGENT INFORMATION

If an LLC or LLP or Corporation, provide name and signature of Registered Member or Agent **and provide a copy of Articles of Incorporation.* Nathan Cox	
Name of Current Owner: Fortuna Investments, LLC **Mailing Address:** 29891 Woodrow Ln, Ste300 Spanish Ft, AL 36527	**Phone/Fax:** 251-625-1198 **E-mail:** wlowery@68ventures.com
Name of Authorized Agent: Dewberry **Mailing Address:** 25353 Friendship Rd, Daphne, AL 36526	**Phone/Fax:** 251-929-9797 **E-mail:** mpumphrey@gmail.com
Name of Developer*: Fortuna Investments, LLC	**Phone/Fax:** 251-625-1198 **E-mail:** wlowery@68ventures.com
Other:	**Phone/Fax:** **E-mail:**

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

Applicant's Signature: [signature]	Date 4-19-19
Agent's Signature:	Date 4-19-19

Fortuna Investments, L.L.C.

(Belrose South)

Zoning Amendment

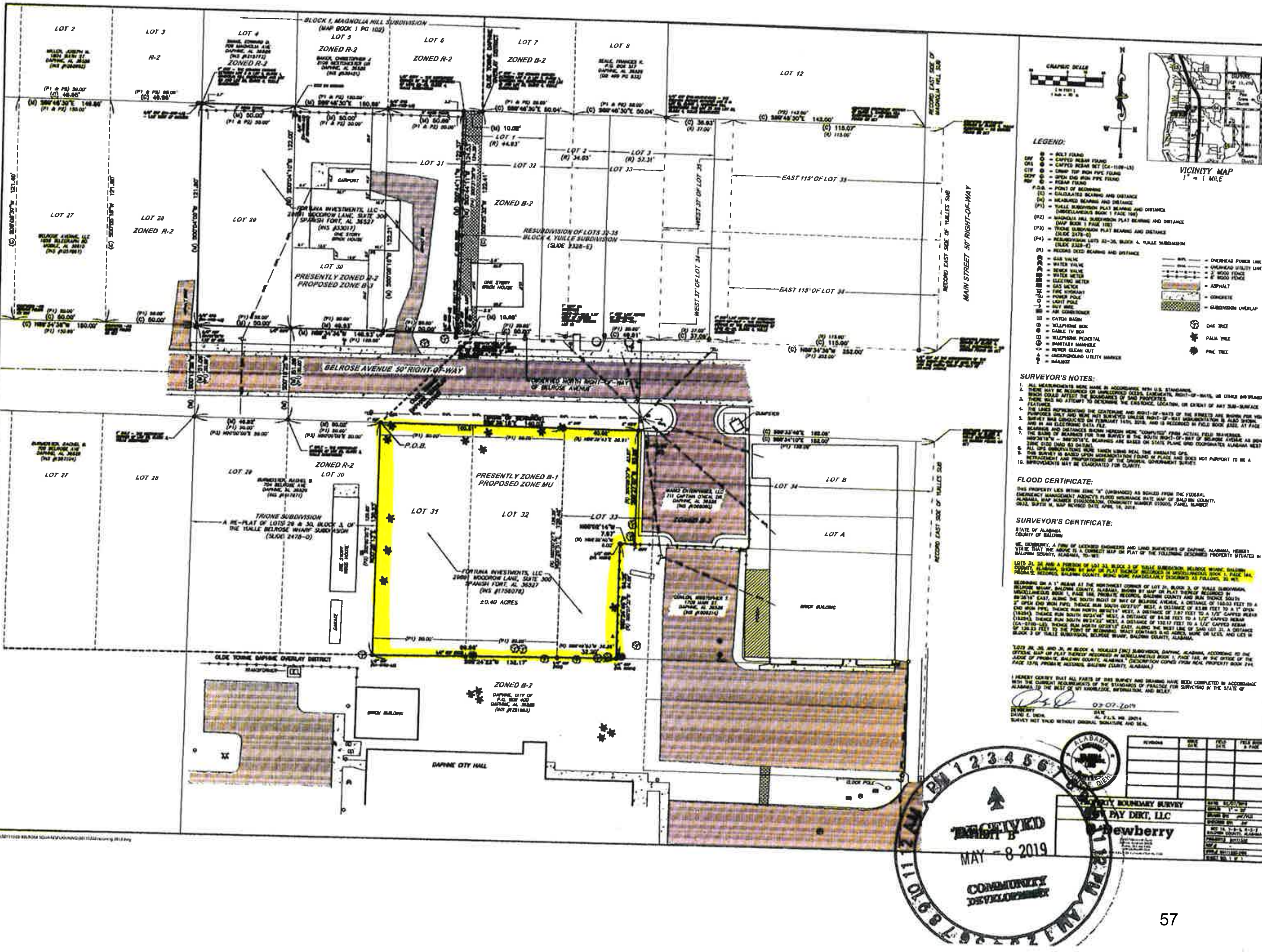
Legal Description

Exhibit "A"

LOTS 31, 32 AND A PORTION OF LOT 33, BLOCK 3, OF YUILLE SUBDIVISION, BELROSE WHARF, SHOWN BY MAP OR PLAT THEREOF RECORDED IN MISCELLANEOUS BOOK 1, PAGE 169, PROBATE RECORDS, BALDWIN COUNTY. ALABAMA.

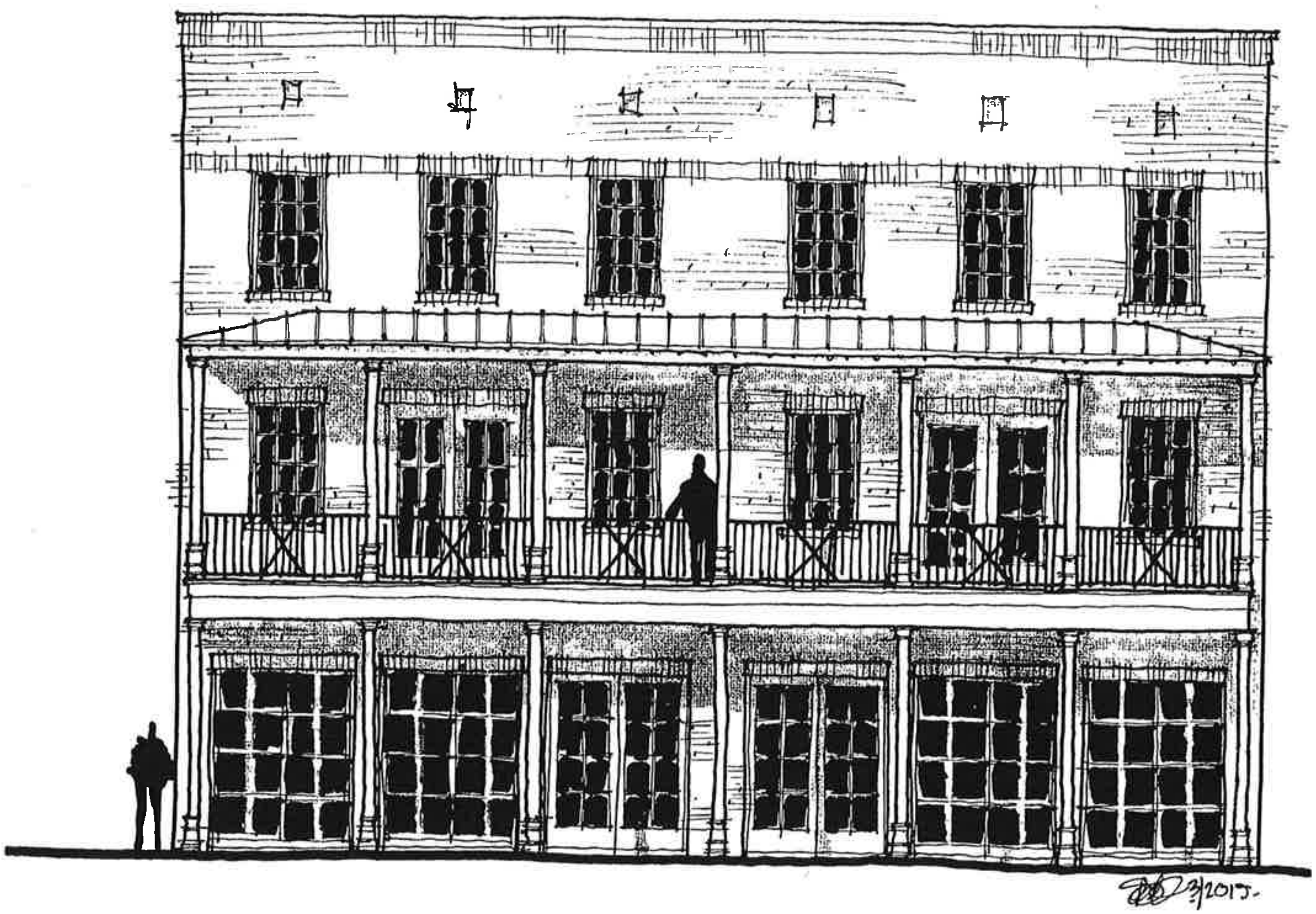
BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT:

BEGINNING ON A 1" REBAR AT THE NORTHWEST CORNER OF LOT 31, BLOCK 3, OF YUILLE SUBDIVISION, BELROSE WHARF, SHOWN BY MAP OR PLAT THEREOF RECORDED IN MISCELLANEOUS BOOK 1, PAGE 169, PROBATE RECORDS, BALDWIN COUNTY AND RUN THENCE SOUTH 89°35'16" EAST, ALONG THE SOUTH RIGHT OF WAY OF BELROSE AVENUE, A DISTANCE OF 140.03 FEET TO A 2" OPEN END IRON PIPE; THENCE RUN SOUTH 00°27'07" WEST, A DISTANCE OF 63.86 FEET TO A 1" OPEN END IRON PIPE; THENCE RUN NORTH 88°02'14" WEST, A DISTANCE OF 7.97 FEET TO A 1/2" CAPPED REBAR (19254); THENCE RUN SOUTH 00°24'46" WEST, A DISTANCE OF 64.26 FEET TO A 1/2" CAPPED REBAR (19254); THENCE RUN SOUTH 89°24'22" WEST, A DISTANCE OF 132.17 FEET TO A 1/2" CAPPED REBAR (CA-0700-LS); THENCE RUN NORTH 00°28'13" EAST, ALONG THE WEST LINE OF SAID LOT 31, A DISTANCE OF 130.23 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 0.40 ACRES, MORE OR LESS.


BLOCK 1, MAGNOLIA HILL SUBDIVISION (MAP BOOK 1 PG 102)
LOT 2
LOT 3
LOT 4
LOT 5
LOT 6
LOT 7
LOT 8
LOT 12
R-2
ZONED R-2
ZONED B-2
LOT 27
LOT 28
LOT 29
LOT 30
LOT 31
LOT 32
LOT 33
ZONED R-2
PRESENTLY ZONED R-2
PROPOSED ZONE B-3
FORTUNA INVESTMENTS, LLC
ZONED B-2
RESUBDIVISION OF LOTS 32-35 BLOCK 4, YUILLE SUBDIVISION (SLIDE 2328-E)
EAST 115' OF LOT 35
EAST 115' OF LOT 34
WEST 37' OF LOT 35
WEST 37' OF LOT 34
RECORD EAST SIDE OF YUILLES SUB
MAIN STREET 50' RIGHT-OF-WAY
BELROSE AVENUE 50' RIGHT-OF-WAY
P.O.B.
PRESENTLY ZONED B-1
PROPOSED ZONE MU
FORTUNA INVESTMENTS, LLC
±0.40 ACRES
TRIONE SUBDIVISION
A RE-PLAT OF LOTS 29 & 30, BLOCK 3, OF THE YUILLE BELROSE WHARF SUBDIVISION (SLIDE 2478-D)
LOT 34
LOT B
LOT A
OLDE TOWNE DAPHNE OVERLAY DISTRICT
ZONED B-2
DAPHNE CITY HALL
VICINITY MAP
1" = 1 MILE
LEGEND:
SURVEYOR'S NOTES:
FLOOD CERTIFICATE:
SURVEYOR'S CERTIFICATE:
PAY DIRT, LLC
Dewberry
RECEIVED
MAY - 8 2019
COMMUNITY DEVELOPMENT

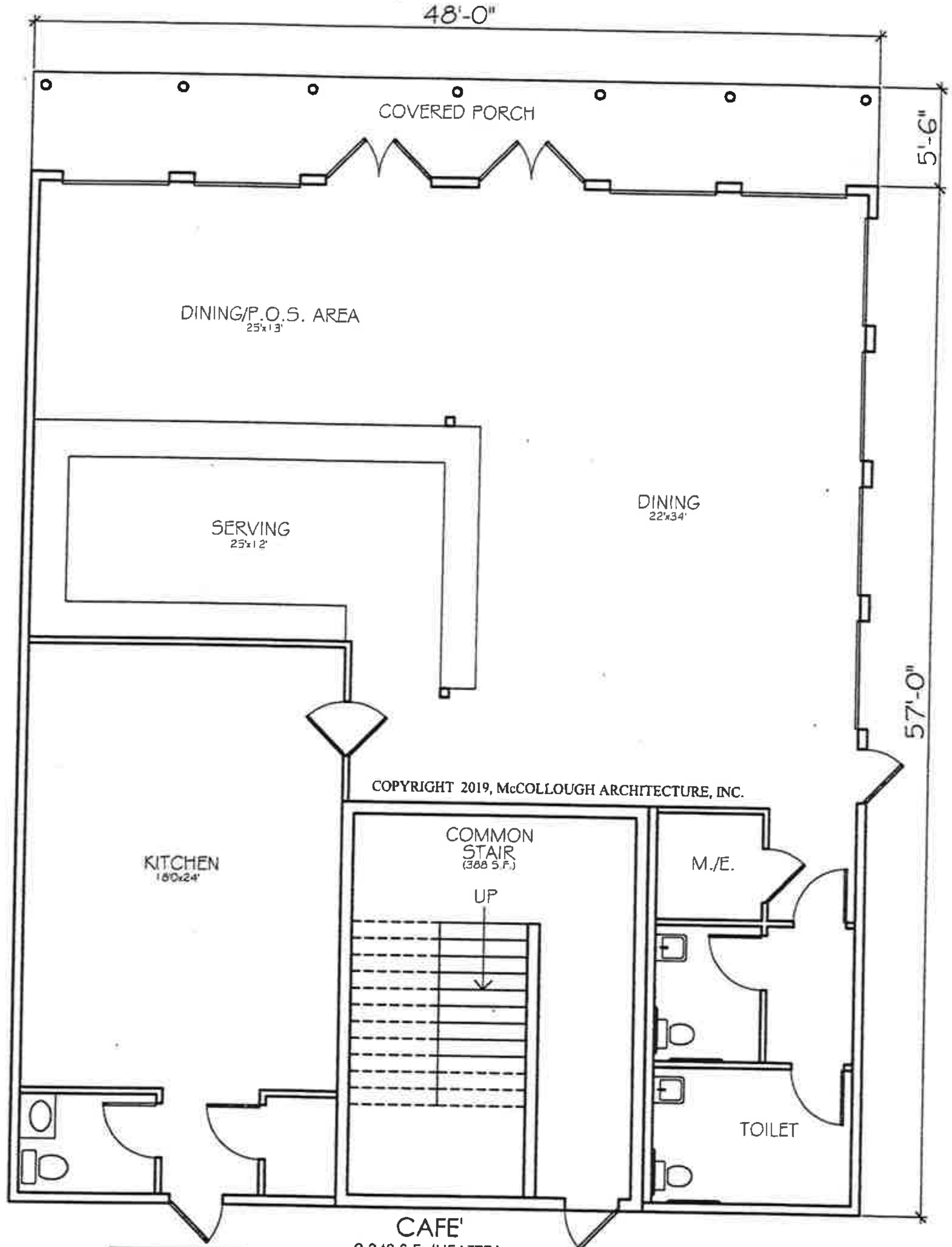
BELROSE MIXED-USE CONCEPT BUILDING

NORTH ELEVATION



McCollough Architecture, Inc.
P.O. BOX 6310
GULF SHORES, ALABAMA
36547-6310
PHONE: 251-968-7222

COPYRIGHT 2019, McCOLLOUGH ARCHITECTURE, INC.



CAFE'
2,348 S.F. (HEATED)
264 S.F. (PORCH)

1st FLOOR
COMMERCIAL

McCOLLOUGH ARCHITECTURE, INC.
P.O. BOX 6310
GULF SHORES, ALABAMA
36547-6310
PHONE: 251-968-7222

ADJACENT PROPERTY OWNERS TO BELROSE SOUTH

Parcel Number	Owner Name	Address	City	State	Zip
05-43-04-41-0-005-002.000	MCMILLAN, LOYD C JR ETAL MCMILLAN GARY S	106 DEJUZAN CIR	DAPHNE	AL	36526
05-43-04-41-0-005-002.000	FORTUNA INVESTMENTS L L C	29891 WOODROW LN STE 300	SPANISH FORT	AL	36527
05-43-04-41-0-005-029.004	CONLON, KRISTOPHER T	1709 MAIN ST	DAPHNE	AL	36526
05-43-04-41-0-005-029.002	MANCI ENTERPRISES L L C	711 CAPTAIN O'NEAL DR	DAPHNE	AL	36526
05-43-04-41-0-005-030.002	CONLON, KRISTOPHER	1709 MAIN ST	DAPHNE	AL	36526
05-43-04-41-0-005-001.003	SMITH, DR GRANT K DC CHIROPRACTIC CENTER	715 BELROSE AVE	DAPHNE	AL	36526
05-43-04-41-0-005-001.000	M2M INC	P O BOX 2547	DAPHNE	AL	36526
05-43-04-41-0-005-001.004	DIXIE LANDING COMPANY L L C	4813 MUMS CT	MOBILE	AL	36608
05-43-04-41-0-005-030.001	CONLON, KRISTOPHER T	1709 MAIN ST	DAPHNE	AL	36526
05-43-04-41-0-005-029.000	BURMEISTER, RACHEL BETH ETAL STOCKS, JAM	704 BELROSE AVE	DAPHNE	AL	36526
05-43-04-41-0-005-030.000	DAPHNE, CITY OF	P O BOX 400	DAPHNE	AL	36526

DANE HAYGOOD
MAYOR

ADRIENNE D. JONES
COMMUNITY DEVELOPMENT
DIRECTOR/ZONING ADMINISTRATOR

COMMUNITY DEVELOPMENT
Daphne
ALABAMA
The Jubilee City

CITY COUNCIL
TOMMIE CONAWAY
DISTRICT 1
PAT RUDICELL
DISTRICT 2
JOEL COLEMAN
DISTRICT 3
DOUG GOODLIN
DISTRICT 4
RON SCOTT
DISTRICT 5
ROBIN LEJEUNE
DISTRICT 6
ANGIE PHILLIPS
DISTRICT 7

May 10, 2019

NOTICE OF PUBLIC HEARING

A petition for REZONING will be considered by the Daphne Planning Commission for Fortuna Investments, L.L.C. containing 0.40 acres +/- located southwest of Main Street and Belrose Avenue zoned B-1, Local Business, proposed to be rezoned MU, Mixed Use.

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, May 15, 2019 at 8:30 a.m. in the Council Chambers of City Hall. The public is invited to attend: limited participation may be allowed by the chairman.

The public hearing will be held by the Daphne Planning Commission on Thursday, May 23, 2019 at 5:00 p.m. in the Council Chambers of City Hall. You may submit your views in writing, in person, or by representation.

Sincerely,
Adrienne D. Jones
Director of Community Development

Fortuna Investments, L.L.C. Zoning Amendment (Belrose South)

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

APPLICATION:
S.W. of the intersection of Main Street and Belrose Avenue

APPLICANT:
Fortuna Investments, LLC

AREA:
0.40 ac

LOTS:
2

PPIN:
72052 & 77321

ZONING:
B-1, Local Business

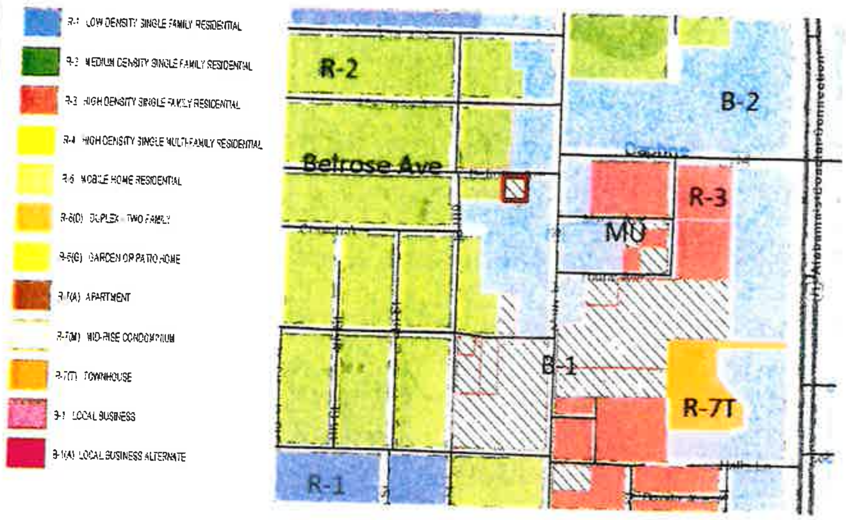
PROPOSED ZONING:
MU, Mixed Use

EXISTING PRECEDENT FOR PROPOSED ZONING:
Yes, Manci and Trione Avenue

COMPREHENSIVE PLAN:
Consistent, Compatible

RECOMMENDATION:
Approval

REZONING REQUEST
By
FORTUNA INVESTMENTS, LLC



Existing Conditions:	0.4 acre+/- parcel with a structure (formerly a house)
Existing Zoning:	B-1, Local Business
Proposed Zoning:	MU, Mixed Use District

Surrounding Zonings/Uses:

North - R-2, Medium Density Single Family Residential and B-2, General Business

South - B-2, General Business/Daphne City Hall

West - R-2, Medium Density Single Family Residential/Residence

East - B-2, General Business/Manci's, Cousin Vinny's, Guido's

Existing Utility Service Providers:

Water - Daphne Utilities

Sewer - Daphne Utilities

Gas - Daphne Utilities

Electric - Riviera Utilities

Affected City Service Providers:

Fire Protection-Station 1

Police Protection-Police Beat 1

Public Works

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 that are applicable to this application.

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.

The petitioner proposes to rezone the subject 0.4 acre parcel from B-1 to MU in order to redevelop the site. The existing neighborhood character is a mix of eateries, offices, and institutional facilities along with a few remaining residences.

The property is located between Manci's restaurant, a single family residence to the west and City Hall to the south. Rezoning this site will allow low intensity commercial and residential use could be considered compatible with the existing development.

14-17 SETBACKS

MINIMUM DISTRICT REQUIREMENTS[d]				
Zoning Districts	Front Yard	Rear Yard	Side Yard	Corner Lot Side Yard
R-4[c], Single Family R-6(D or G), Duplex or Garden or Patio Home	15	20	6	25
R-4[c], Multi-Family	15	20	a	25
B-1, Local Business B-1(a), Limited Local Business	10	b	b	25
B-2, General Business	10	b	b	25
B-3, Professional Business	10	b	b	25
MU, Mixed Use	15	e	b	25

(a) When dwelling unit faces side yard, the dwelling unit shall not be less than twenty-five (25) feet from the side lot line.

(b) None. If there is a rear alley, the setback shall be twenty-five (25) feet. When abutting a residential district it shall be not less than ten (10) feet. (See Buffer Requirements, Section 14-13, Landscape Standards).

(c) The Planning Commission shall no longer consider zoning or rezoning amendments to an R-4 zoning district. All existing R-4, High Density Single and Multi-Family Residential Districts shall be developed in accordance with the standards provided herein. For all new requests, the following districts shall be considered in lieu of R-4: R-6(G) for all garden/patio homes developments; R-6(D) for duplexes; R-7(A) for apartments; and R-7(T) for townhouses and R-7(M) for mid-rise condominiums.

(d) Minimum district requirements for any zoning district not specifically listed in this table shall meet the minimum standards as established in Requirement for lot area, width and setbacks in Section 13-4, Requirements For Lot Area, Width, Coverage, Density, Height and Other Factors and 13-6, Minimum Zoning District Setback Requirements, herein.

(e) None. If there is an alley, the setback shall be twenty-five (25) feet. When abutting a residential district it shall be not less than fifteen (15) feet. (See Buffer Requirements, Section 14-13, Landscape Standards).

Excerpt from Section 12-4, Establishment of Districts, MU, Mixed-Use District:

A mixed-use district is allowed only within a designated overlay district. A mixed-use district shall be limited to a combination of either B-1, Local Business, B-2, General Business, B-3, Professional Business, and either R-7(A) Apartments, R-7(M) Mid-Rise Condominiums, or R-7(T) Townhouses.

This district is established to provide an opportunity to encourage the concentration of limited retail convenience goods and personal service establishments, business establishments of a professional nature, and high density residential development compatible with a good, high density living environment.

Staff Recommendation

Staff recommends approval

Fortuna Investments, L.L.C.

(Belrose South)

Zoning Amendment

Legal Description

Exhibit “A”

LOTS 31, 32 AND A PORTION OF LOT 33, BLOCK 3, OF YUILLE SUBDIVISION, BELROSE WHARF, SHOWN BY MAP OR PLAT THEREOF RECORDED IN MISCELLANEOUS BOOK 1, PAGE 169, PROBATE RECORDS, BALDWIN COUNTY. ALABAMA.

BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT:

BEGINNING ON A 1" REBAR AT THE NORTHWEST CORNER OF LOT 31, BLOCK 3, OF YUILLE SUBDIVISION, BELROSE WHARF, SHOWN BY MAP OR PLAT THEREOF RECORDED IN MISCELLANEOUS BOOK 1, PAGE 169, PROBATE RECORDS, BALDWIN COUNTY AND RUN THENCE SOUTH 89°35'16" EAST, ALONG THE SOUTH RIGHT OF WAY OF BELROSE AVENUE, A DISTANCE OF 140.03 FEET TO A 2" OPEN END IRON PIPE; THENCE RUN SOUTH 00°27'07" WEST, A DISTANCE OF 63.86 FEET TO A 1" OPEN END IRON PIPE; THENCE RUN NORTH 88°02'14" WEST, A DISTANCE OF 7.97 FEET TO A 1/2" CAPPED REBAR (19254); THENCE RUN SOUTH 00°24'46" WEST, A DISTANCE OF 64.26 FEET TO A 1/2" CAPPED REBAR (19254); THENCE RUN SOUTH 89°24'22" WEST, A DISTANCE OF 132.17 FEET TO A 1/2" CAPPED REBAR (CA-0700-LS); THENCE RUN NORTH 00°28'13" EAST, ALONG THE WEST LINE OF SAID LOT 31, A DISTANCE OF 130.23 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 0.40 ACRES, MORE OR LESS.

To: Office of the City Clerk

MEMORANDUM

From: Adrienne D. Jones,
Community Development Director

Subject: Proposed Amendment to the Olde Towne Daphne District Map

Date: May 28, 2019

At the May 23, 2019, regular meeting of the City of Daphne Planning Commission, eight members were present. The motion carried unanimously to set forth a ***favorable recommendation*** of the above-mentioned amendment to the Olde Towne Daphne District Map.

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

cc: file

attachment(s)

1. Olde Towne Daphne District Map Planning Report (Copy Attached)

FILE
05/28/19
9:30am

APPLICANT:
Fortuna Investments, LLC

APPLICATION:
Amendment to the Land Use & Development Ordinance, Official Olde Towne District Map

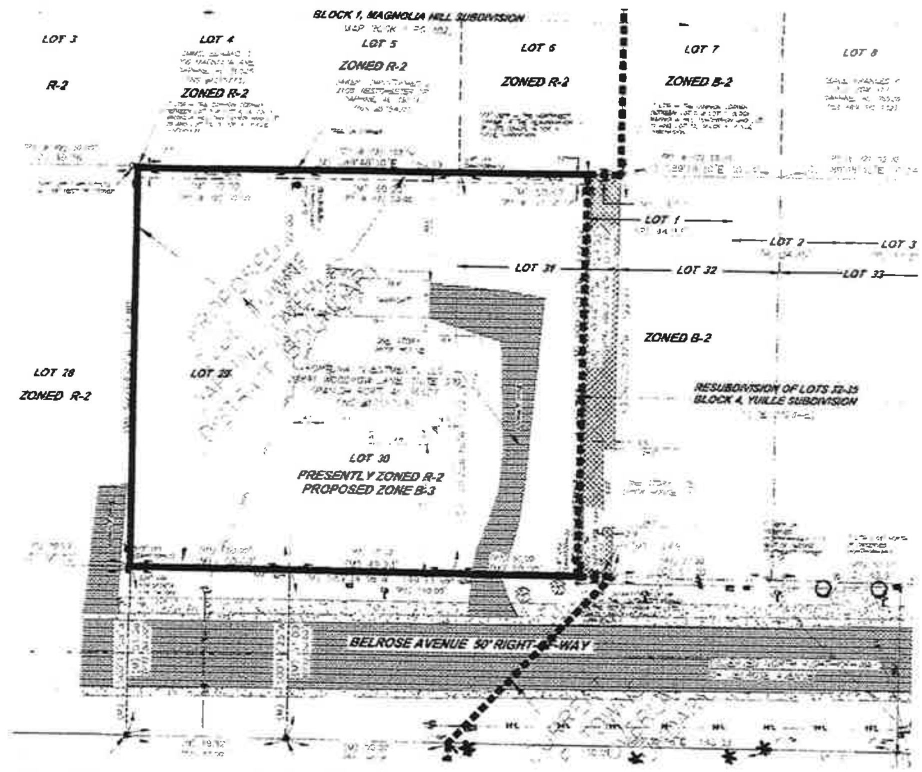
ZONING:
R-2, Medium Density Single Family Residential

LOCATION:
West of the intersection of Main Street and Belrose Avenue

APPLICABLE REGULATION:

3-6 OFFICIAL OLDE TOWNE DISTRICT MAP The Olde Towne District Map, Exhibit B, the latest edition, is hereby adopted and made a part of this Ordinance. This map shall be signed by the Mayor and attested by the City Clerk. It shall be filed in the office of the Zoning Administrator and/or Director of Community Development and the City Clerk to show thereon the date of adoption of said Ordinance.

RECOMMENDATION:
Approval



Proposed amendment to the Olde Towne Daphne District

Historical Background: The Olde Towne Daphne District was established by Ordinance 2002-27 and amended by Ordinance 2003-05, 2005-12, 2008-04, 2009-66, 2016-08. In 2009, 3 lots of Block 3, Yuille Subdivision, Belrose Wharf (Lots 31, 32, 33) were incorporated into the district.

Current Proposal: The current petitioner proposes to amend the Olde Towne Daphne District Map to include 3 lots of Block 4, Yuille Subdivision, Belrose Wharf (Lots 29, 30, 31). There was a residence on site but it was recently demolished. The subject property is zoned R-2. The property to the southeast across Belrose Avenue, was annexed into District in 2009 and the rezoned from R-2 to B-1 (Local Business).

The applicant proposes to rezone the subject property to B-3, Professional Office. Inclusion in the Olde Towne District is advantageous to the applicant because it allows reduced parking, landscaping, setback requirements, etc.

Like zoning amendments, annexation petitions and preliminary plat approvals, an amendment to the Olde Towne Daphne map must be approved by an affirmative vote of six (6) members.

Dewberry

Dewberry Engineers Inc.
25353 Friendship Road
Daphne, AL 36526

251.990.9950
251.990.9910 fax
www.dewberry.com

April 23, 2019

Mrs. Adrienne Jones
Planning Director, City of Daphne
P.O. Box 400
Daphne, Alabama 36526

RE: OLDE TOWNE DAPHNE OVERLAY DISTRICT
Boundary Revision Request

Dear Mrs. Jones:

The Olde Towne Daphne Overlay District borders the east line of property owned by Fortuna Investments, LLC. The property is located on the north side of Belrose Avenue approximately 250 feet west of Main Street. The legal description of the property is attached.

On behalf of the property owner, we are requesting the City of Daphne to extend the limits of the Olde Towne Daphne Overlay District to include the properties described in the attached legal description and as shown on the attached plat.

The property owner is also requesting, under separate cover, to rezone this property from R-2 to B-3 in order to build a professional office at this location. We believe the plans for this site are in keeping with the Olde Towne Daphne Overlay District and should be included as such.

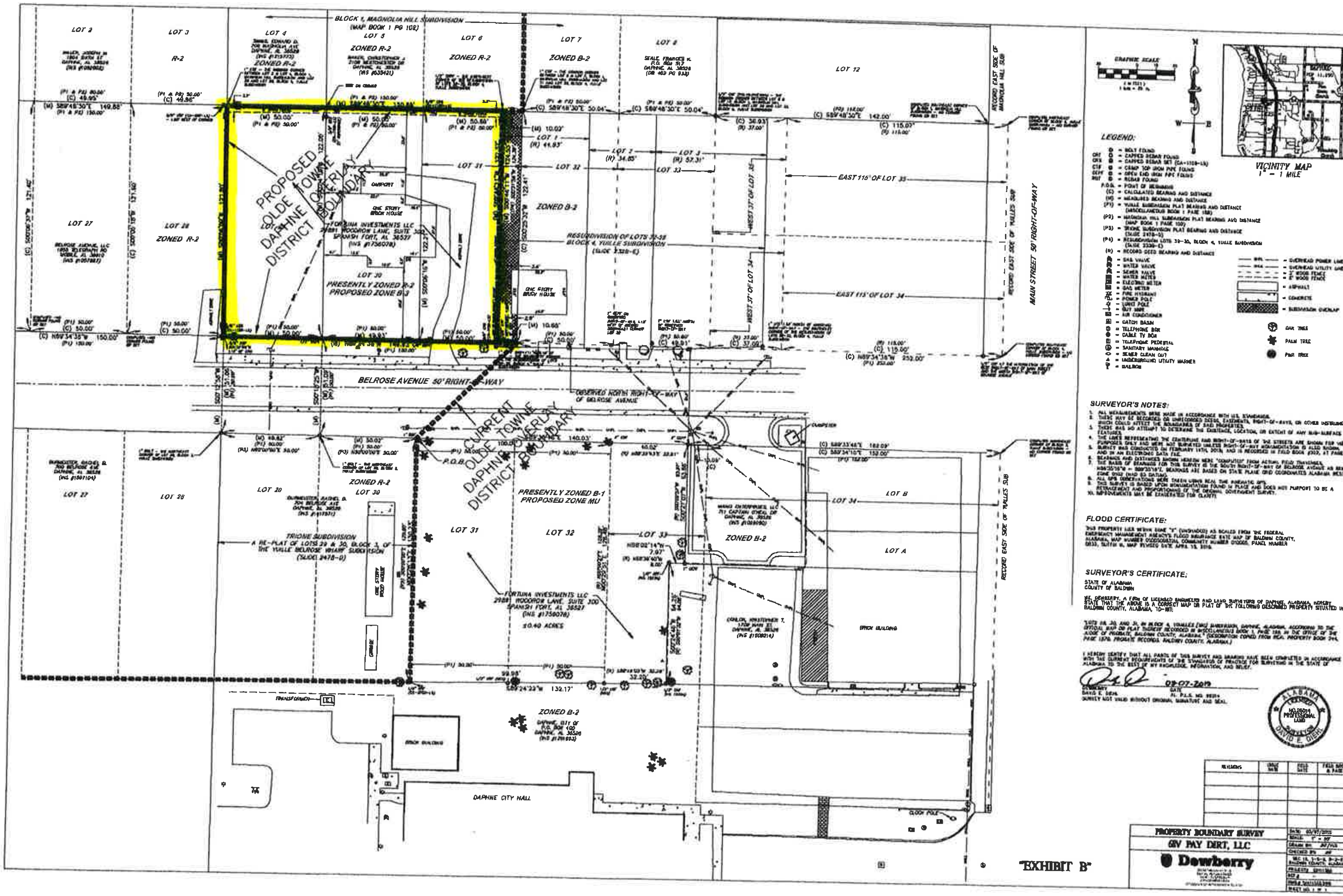
We request to be placed on the agenda of the next regularly scheduled Planning Commission meeting for the consideration of this matter. We look forward to meeting with you prior to that meeting date to discuss any comments the City may have.

Sincerely,
Dewberry

Steven Pumphrey
Senior Planner

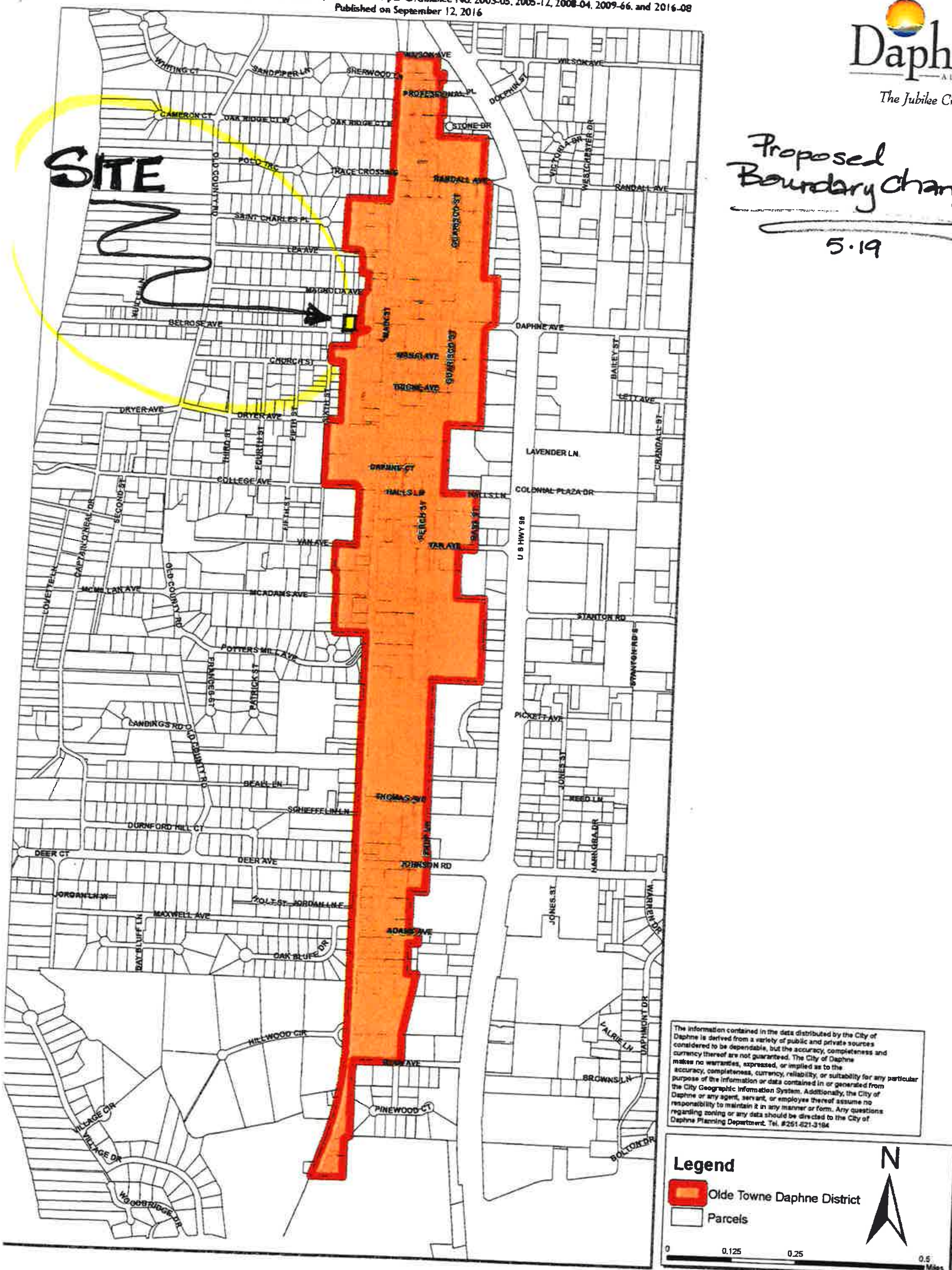
Cc: Belrose Overlay
File

RECEIVED
APR 23 2019
COMMUNITY DEVELOPMENT


BLOCK 1, MAGNOLIA HILL SUBDIVISION
(MAP BOOK 1 PG 102)
LOT 2
LOT 3
R-2
LOT 4
ZONED R-2
LOT 5
ZONED R-2
LOT 6
ZONED R-2
LOT 7
ZONED B-2
LOT 8
LOT 12
PROPOSED OLDE TOWNE DAPHNE OVERLAY DISTRICT BOUNDARY
CARPORT
ONE STORY BRICK HOUSE
FORTUNA INVESTMENTS LLC
LOT 30
PRESENTLY ZONED R-2
PROPOSED ZONE B-3
LOT 27
LOT 28
ZONED R-2
LOT 31
LOT 32
LOT 33
ZONED B-2
ONE STORY BRICK HOUSE
RESUBDIVISION OF LOTS 32-35
BLOCK 4, YUILLE SUBDIVISION
(SLIDE 2328-E)
EAST 115' OF LOT 35
EAST 115' OF LOT 34
WEST 37' OF LOT 35
WEST 37' OF LOT 34
RECORD EAST SIDE OF MAGNOLIA HILL SUB
RECORD EAST SIDE OF YUILLE'S SUB
MAIN STREET 50' RIGHT-OF-WAY
BELROSE AVENUE 50' RIGHT-OF-WAY
OBSERVED NORTH RIGHT-OF-WAY OF BELROSE AVENUE
CURRENT OLDE TOWNE DAPHNE OVERLAY DISTRICT BOUNDARY
P.O.B.
LOT 27
LOT 28
LOT 29
LOT 30
ZONED R-2
TRIONE SUBDIVISION
A RE-PLAT OF LOTS 29 & 30, BLOCK 3, OF THE YUILLE BELROSE WHARF SUBDIVISION
(SLIDE 2478-D)
ONE STORY WOOD HOUSE
GARAGE
LOT 31
LOT 32
LOT 33
PRESENTLY ZONED B-1
PROPOSED ZONE MU
FORTUNA INVESTMENTS LLC
±0.40 ACRES
ZONED B-2
LOT 34
LOT B
LOT A
BRICK BUILDING
DUMPSTER
ZONED B-2
BRICK BUILDING
DAPHNE CITY HALL
CLOCK POLE
TRANSFORMER
GRAPHIC SCALE
LEGEND:
VICINITY MAP
1" = 1 MILE
SURVEYOR'S NOTES:
FLOOD CERTIFICATE:
SURVEYOR'S CERTIFICATE:
STATE OF ALABAMA
COUNTY OF BALDWIN
09-07-2019
DAVID E. DIEHL
ALABAMA
PROFESSIONAL LAND SURVEYOR
REVISIONS
PROPERTY BOUNDARY SURVEY
GW PAY DIRT, LLC
Dewberry
"EXHIBIT B"

Olde Towne Daphne District

Appendix 1: Olde Towne Daphne District Map Revisions as per Ordinance No. 2003-05, 2005-12, 2008-04, 2009-66, and 2016-08
Published on September 12, 2016



Daphne
ALABAMA
The Jubilee City

Proposed Boundary Change
5.19

CITY OF DAPHNE
RESOLUTION 2019-42

Setup New Depository Account for the 2019 Capital Improvement Fund Account

WHEREAS, the City Council of the City of Daphne, Alabama, has determined the interest rate environment to be conducive to the refunding of the 2012 Warrant Issue; and

WHEREAS, by refunding, the City of Daphne will receive a savings which will be deposited into a Capital Improvements account as a funding source for the Fire Station #5 construction project; and

WHEREAS, it is necessary to retain certain banking services for the administration and disbursement of such 2019 Capital Improvement Fund Account; and

WHEREAS, the rates and services of several financial institutions were evaluated; and

WHEREAS, staff has made recommendations for the award of such banking services.

NOW, THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA hereby

1. Designate Bryant Bank as the depository for the 2019 Capital Improvement Fund account; and

2. The Mayor and Finance Director are hereby authorized to take all the steps necessary to complete the setup the new 2019 Capital Improvement Fund account at Bryant Bank.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _______ day of ________, 2019.

____
Dane Haygood, Mayor

ATTEST:

____
Candace G. Antinarella, City Clerk

CITY OF DAPHNE
RESOLUTION 2019-43

2019-B-First Responders Hurricane Safe Room – FEMA-4176-DR/Hazard Mitigation Grant Program (HMGP)

WHEREAS, the City of Daphne is required under section 39-1-1(E) of the Code of Alabama to secure competitive bids for public works contracts in excess of $ 50,000; and

WHEREAS, the City of Daphne acknowledges that First Responders Hurricane Safe Room will exceed $50,000; and

WHEREAS, Disaster Declaration number FEMA-4176-DR made available Individual Assistance, Public Assistance and Hazard Mitigation Grant Program (HMGP) funds available which provides grants to states and local governments to implement long-term hazard mitigation measures after a major disaster declaration with the purpose of the HMGP is to reduce the loss of life and property due to natural disasters and to enable mitigation measures to be implemented during the immediate recovery from a disaster; and

WHEREAS, the City of Daphne bid the project and several bids were received; and

WHEREAS, the City of Daphne did receive and review bids for the First Responders Hurricane Safe Room and has determined that the low bid as presented is reasonable (C*onstruction-Base Bid + Architect + Engineering + In-Kind Land Value + Grant Project Management for a total project cost of $841,853) (Federal share of $631,389.75 (75%) and non- federal share of $210,463.25 (25%)); and*

WHEREAS, FEMA will reimburse for 75% project cost for the First Responders Hurricane Safe Room; and

WHEREAS, staff recommends the bid for First Responders Hurricane Safe Room be awarded to E-J Builders, Inc. for the base bid amount of $697,211.

NOW, THEREFORE BE IT RESOLVED, AND IT IS HEREBY RESOLVED, BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, hereby accept the bid of E-J Builders, Inc. in the amount of $697,211 as specified in BID SPECIFICATION NO. **2019-B-FIRST RESPONDERS HURRICANE SAFE ROOM.**

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _______ day of ________, 2019.

____
Dane Haygood, Mayor

ATTEST:

____
Candace G. Antinarella, City Clerk

CITY OF DAPHNE
ORDINANCE 2019-27

Appropriation: Additional Funding for a First Responder Safe Room for Public Works through the Hazard Mitigation Grant Program (HMGP)

WHEREAS, Ordinance 2018-35 approved and adopted the Fiscal Year 2019 Budget on October 1, 2018; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2019 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2019 budget; and

WHEREAS, the City of Daphne received 16.5" of rainfall for the period of April 29-30, 2014 and on May 2, 2014 affected Alabama Counties, including Baldwin County, received a Presidential Disaster Declaration - FEMA-4176-DR; and

WHEREAS, Disaster Declaration number FEMA-4176-DR made available Individual Assistance, Public Assistance and Hazard Mitigation Grant Program (HMGP) funds available which provides grants to states and local governments to implement long-term hazard mitigation measures after a major disaster declaration with the purpose of the HMGP is to reduce the loss of life and property due to natural disasters and to enable mitigation measures to be implemented during the immediate recovery from a disaster; and

WHEREAS, currently Public Works First Responders are housed in a non-fortified structure during hurricanes and are exposed to wind hazards during the critical preparation and first response to a wind based disasters; and the City of Daphne has been selected for Grant Funding for a safe room at Public Works through HMGP in the amount of $841,853 with a Federal share of $631,389.75 (75%) and non- federal share of $210,463.25 (25%); and

WHEREAS, bids have been received for the First Responder Safe Room Works and staff has reviewed the bids and determined that the low bid of $697,211 was reasonable; and

WHEREAS, the total project cost for the project is $841,765 ($697,211 construction, $35,000 in-kind land, and $109,642 engineering and other) with $631,389.75 funding available from the HMGP funds, $35,000 available as an in-kind match of land, and $117,129 previously appropriated in Ordinance 2017-28; however additional funding is needed for the construction of the project.

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

1. Funds in the amount of $58,334 from the General Fund are appropriated and made a part of the Fiscal Year 2019 budget for the additional match portion of the HMGP; and
2. Authorize the Mayor to execute any agreements and/or documents between all involved parties (FEMA, State EMA, County EMA, and EnCompass360) associated with the Hazard Mitigation Grant for the Public Works Safe Room.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS___ DAY OF_____________, 2019.

____

Dane Haygood, Mayor

ATTEST:

____

Candace G. Antinarella, City Clerk

CITY OF DAPHNE
ORDINANCE 2019-28

Appropriation: Daphne Sports Complex Phase: Excess Engineering Fees for 120 Day Contract Extension – Hutchinson Moore & Rauch LLC.

WHEREAS, Ordinance 2018-35 approved and adopted the Fiscal Year 2019 Budget on October 1, 2018; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2019 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2019 budget; and

WHEREAS, initial engineering fees were previously appropriated in Ordinance 2017-18 and 2018-19**;** and

WHEREAS, excess engineering services were performed for the Daphne Sports Complex Phase 2 & 3 to improve the plans and accommodate changes; and

WHEREAS, additional monies in the amount of $106,622 were appropriated in Ord 2018-26 and $11,978 in Ord 2019-24 for February 2019 engineering fees and an additional appropriation in the amount of <u>$18,511 is needed for March - April 2019</u> engineering services performed during the 120 day contract extension timeframe: February, March, April, and May 2019; and

WHEREAS, Hutchinson Moore and Rauch LLC will submit May 2019 invoices for engineering services provided at a later date.

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

1). funds in the amount of **<u>$18,511 from the General Fund and transferred to the Capital Reserve Fund</u>** are appropriated and made a part of the Fiscal Year 2019 budget for the additional cost for engineering services that were performed for the Daphne Sports Complex Phase 3 during the 120 day contract extension timeframe to accommodate changes and completion of the project.

2). the Mayor is hereby authorized to execute any and all documents required in order for the City of Daphne to participate in such project.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS ________ DAY OF____________, 2019.

____
Dane Haygood, Mayor

ATTEST:

____
Candace G. Antinarella, City Clerk

CITY OF DAPHNE
ORDINANCE 2019-29

Additional Appropriation: Daphne Sports Complex Bleachers

WHEREAS, Ordinance 2018-35 approved and adopted the Fiscal Year 2019 Budget on October 1, 2018; and

WHEREAS, subsequent to the adoption of the Fiscal Year 2019 budget, the City Council has determined that certain appropriations are required and should be approved and made a part of the Fiscal Year 2019 budget; and

WHEREAS, construction of the Daphne Sports Complex Phase 2 and Phase 3 have been bid and awarded; and

WHEREAS, Ordinances 2018-31 and 2019-23 were adopted to approve additional changes to the Daphne Sports Complex Phase III project and appropriate additional funds for a maintenance building, pond liner, batting cages, hardscape enhancements, sod in lieu of sprigging, natural gas lines for concession stand and other miscellaneous changes; and

WHEREAS, further additional changes and appropriations are needed for the Daphne Sports Complex and have been requested through the change order process as required; and

WHEREAS, an additional appropriation of $56,875 ($82,475 total cost less $25,600 credit from the contractor and engineer) is immediately needed for upgrades to the bleachers to make them more functional;

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

1) Funds in the amount of **<u>$56,875 from the General Fund and transferred to the Capital Reserve Fund</u>** are appropriated and made a part of the Fiscal Year 2019 budget for additional improvements for the Daphne Sports Complex project.

2) The Mayor is hereby authorized to execute any and all documents required for these additions.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS ________ DAY OF____________, 2019.

____
Dane Haygood, Mayor

ATTEST:

____
Candace G. Antinarella, City Clerk