

**January 22, 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 6:32 p.m.

2. ROLL CALL:

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

Also Present: Candace Antinarella, City Clerk; Patrick Dungan, City Attorney; Adrienne Jones, Planning Director; Kelli Kichler Reid, Finance Director/Treasurer; Betsy Schneider, Operations Director; Margaret Thigpen, Civic Center Director; James White, Fire Chief; Tonja Young, Library Director; and Jessica Linne, Assistant City Clerk

INVOCATION/PLEDGE OF ALLEGIANCE:

Invocation was given by Pastor Greg Warren, Destiny Church.

PRESENTATION:

Mayor Haygood presented Aimee Risser, Big Brothers Big Sisters of South Alabama's CEO and President with a proclamation from the City of Daphne. The proclamation honored the work Big Brothers Big Sisters does in the community as well as proclaiming January 2019 as Mentoring Month.

3. APPROVE MINUTES:

The minutes of the January 7, 2019 regular meeting were approved.

4. REPORT OF STANDING COMMITTEES:

A. FINANCE COMMITTEE

Councilwoman Conaway said the Finance Committee met that afternoon and the report will be in the next Council Packet.

**MOTION by Councilwoman Conaway to renew the City's annual insurance policy with John A. Robertson Insurance Agency, Inc. in the amount of \$554,515. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.**

B. BUILDINGS & PROPERTY COMMITTEE

Councilman Goodlin was not at the Council Meeting. Councilman Rudicell said that the committee meets the second Monday of the month. At the next meeting they will discuss building fees.

C. PUBLIC SAFETY COMMITTEE

Councilman Scott said the committee meets the second Monday of the month. The next meeting is February 11th.

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE

Councilwoman Phillips said the committee will meet on February 4th at 4:30pm in the Conference Room.

E. PUBLIC WORKS COMMITTEE

Councilman Coleman said the Museum Minutes and the Beautification Minutes from the November Meetings are in the packet. The next Public Works meeting is February 4th at 5:30 p.m.

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5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments

Ms. Jones said there will be no meeting in February.

B. Downtown Redevelopment Authority

Councilwoman Conaway yielded her report to the Chair and Co-Chair of DRA, Dayna Oldham and Taylor Wilkins. Ms. Oldham, Chair, shared that they have complete Phase 1 of the project. She asked that the Council take notice of the difference the LED lights make. Taylor Wilkins, Co-Chair, shared that it was nice to see the work going on at Lott Park. He said that they have plans to come to Council Work Session to share about Phase 2, 3 and the May Day. Mr. Wilkins thanked Councilwoman Conaway and Councilman Rudicell for their help. Councilwoman Conaway said that Ms. Oldham and Mr. Wilkins will walk the property before reporting at Work Session.

Mayor Haygood said that the new lights help with the aesthetics for downtown.

C. Industrial Development Board

Councilman Rudicell said the next meeting is January 29th at 4:30pm in the conference room.

D. Library Board

Councilwoman Phillips said she is excited to see the progress of the Porch Project. She said the Library Board meets the second Thursday every month at 4:00pm at the Library.

E. Planning Commission

Councilman Scott said the next meeting is January 24th at 5:00pm.

F. Recreation Board

Councilman LeJeune said he was unable to attend the last meeting.

G. Utility Board

Councilman LeJeune said there was no meeting in December due to the holidays. The next meeting is January 30th at 5:00pm.

6. MAYOR'S REPORT:

Mayor Haygood said that the contractor working on Well Road accidentally nicked a waterline, but he has heard that it has been repaired. He said the next Council Meeting he may not be there. He has a family event he needs to attend. He said he attended the Governor's Inauguration the previous Monday and Tuesday. The Mayor said that Architects Southwest were instructed to cease work mid-December because they weren't on ALDOT's contractor's list. Architects Southwest will hopefully be at the March Council Work Session to present. The Mayor also mentioned the Mobile Officer, Sean Tudor, who was killed on duty over the weekend. He was a resident of Daphne.

7. CITY ATTORNEY REPORT:

City Attorney said he had one matter of pending litigation that he'd like to discuss with the Council in executive session in accordance with the requirements of the Alabama Open Meetings Act. He said it shouldn't take any more than 15-20 minutes and should require not action by the Council. It shouldn't require any staff attendance either. He recommended meeting after Council comments when he could certify the executive session and the chair could entertain a motion.

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8. **DEPARTMENT HEAD COMMENTS:**

Chief Carpenter asked everyone to keep law enforcement in their prayers.

David McKelroy said that there will be tax preparation at the Rec Center February 5th-16th from 8am – 12pm.

9. **CITY CLERK'S REPORT:**

**MOTION by Councilman Scott to approve the Shadow Barons Mardi Gras Parade on March 2, 2019.
Seconded by Councilman LeJeune.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Conaway to approve the Daphmont Community Mardi Gras Parade on
March 2, 2019. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Phillips to approve the Loyal Order of the Firetrucks Parade on March 3,
2019. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to approve the Camp Rap-a-Hope Leprechaun Ride on March 14, 2019.
Seconded by Councilman Coleman. City Clerk said this will be the third "special event" type ride. Their
staging area will now be at Christ the King.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Phillips to approve the Christ the King Catholic School Seminarian Run
on May 3, 2019. Seconded by Councilman LeJeune.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to approve the Prodissee Pantry's Turkey Trot 5k on October 26, 2019.
Seconded by Councilman Coleman. Councilman Scott asked how many of these types of events were
already on the calendar for the year. City Clerk said this would make 6 and there were 2 spots left.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to approve the publication and set a public hearing on February 18,
2019 for the Cynthia Pierce Zoning Amendment located Southwest of Whispering Pines Road and
Pollard Road. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Phillips to approve the publication and set a public hearing on February
18, 2019 for the T H Tanglewood 2018 L.L.C. Zoning Amendment located Southeast of Whispering
Pines Road and Caroline Avenue. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.**

10. **PUBLIC PARTICIPATION:**

Public Participation was opened at 7:00 p.m.

Public Participation closed at 7:01 p.m.

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11. RESOLUTIONS & ORDINANCES:

RESOLUTIONS:

2019-03 – Resolution Declaring Certain Personal Property Surplus Authorizing Mayor to Dispose-Dishes

2019-04 – Resolution Declaring Certain Personal Property Surplus Authorizing Mayor to Dispose – Garbage Trucks #1330 and #1329

2019-05 – Resolution Declaring Certain Personal Property Surplus Authorizing Mayor to Dispose – Mosquito Chemicals

2019-06 – MBNEP Grant ADEM 319 NFWF Sub-recipient Agreement

**MOTION by Councilman Scott to waive the reading of Resolution 2019-03, Resolution 2019-04, Resolution 2019-05 and Resolution 2019-06. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Resolution 2019-03. Seconded by Councilman LeJeune.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Resolution 2019-04. Seconded by Councilman LeJeune.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Resolution 2019-05. Seconded by Councilman LeJeune. Councilwoman Phillips noted that the Mosquito Chemicals were being disposed because the City is entering into contract with another company that will handle spraying for mosquitoes.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Resolution 2019-06. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

ORDINANCES:

2nd READ:

2019-01 – Additional Appropriation: Daphne Sports Complex

2019-02 – Additional Appropriation: Legal Fees

2019-03 – Additional Appropriation: Lodging Tax – Village Point Boardwalk

**MOTION by Councilman Scott to waive the reading of Ordinance 2019-01, Ordinance 2019-02 and Ordinance 2019-03. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Ordinance 2019-01. Seconded by Councilman LeJeune. Councilman Rudicell asked how much is being transferred from general fund to the capital reserve fund. Councilwoman Phillips said it was \$115,000.
MOTION CARRIED UNANIMOUSLY.**

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MOTION by Councilman Scott to adopt Ordinance 2019-02. Seconded by Councilman Coleman. Councilman Rudicell asked how much is being transferred. Councilman LeJeune said it was \$50,000. MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to adopt Ordinance 2019-03. Seconded by Councilwoman Phillips. Councilwoman Phillips said this was only \$4,000. MOTION CARRIED UNANIMOUSLY.

Councilman Rudicell asked if the additional appropriation amount could be put in the title of the Ordinance. City Clerk said it can.

1st READ:

12. COUNCIL COMMENTS:

Councilwoman Conaway reminded everyone that the Education Advisory Committee will meet Thursday, January 24th at 5:30pm. She announced that there were no failing schools in Baldwin County according to the recent county report card.

Councilman Coleman said he's encouraged by all the good meetings lately about the improvement to Bayfront Park.

Councilman LeJeune said to continue thoughts and prayers for the Tudor family and all law enforcement.

Councilwoman Phillips said she agreed with Councilman LeJeune. She thanked Chief Carpenter and thanked Ms. Risser from Big Brothers Big Sisters.

Mayor Haygood reminded everyone of the officer killed in Birmingham while on duty and to remember those affected by the tornadoes in Wetumpka, AL.

City Attorney said as an attorney licensed and in good standing to practice law in the state of Alabama he certified that there was a valid reason to enter in to Executive Session in compliance with the Alabama Open Meetings Act specifically to discuss pending litigation. He asked for a roll call vote and a motion to state the purpose. He asked if Council President would state if the Council would reconvene and the approximate time they would return. He said that the Council should not have to take any action and that it should not take any longer than 15-20 minutes. He said that Attorney Tom Gaillard will be joining the Council. He is also an attorney representing the City of Daphne.

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

Councilman Rudicell said the Council would convene and not return. Councilman Rudicell asked for a roll call vote.

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City Clerk called roll.

Councilwoman Conaway	Aye
Councilman Coleman	Aye
Councilman Goodlin	Absent
Councilman Scott	Aye
Councilman LeJeune	Aye
Councilwoman Phillips	Aye
Council President Rudicell	Aye
MOTION CARRIED UNANIMOUSLY.	

Council adjourned into Executive Session.

13. **ADJOURN:**

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 7:10 P.M.

Respectfully submitted by,


Candace G. Antinarella, City Clerk

Certification of Presiding Officer


Pat Rudicell, Council President