

February 4, 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, Joel Coleman, Doug Goodlin, Ron Scott, Robin LeJeune, Tommie Conaway and Angie Phillips

**Also Present:** Jay Ross, City Attorney; Patrick Dungan, City Attorney; Kelli Kichler Reid, Finance Director/Treasurer; Betsy Schneider, Operations Director; Margaret Thigpen, Civic Center Director; Troy Strunk, Executive Director of Community Development; Joey Wehrman, Facilities Director, James White, Fire Chief; David Carpenter, Police Chief, Jeremy Sasser, Public Works Director; Tonja Young, Library Director; and Jessica Linne, Assistant City Clerk

**INVOCATION/PLEDGE OF ALLEGIANCE:**

Invocation was given by Father Tuck Bowen, St. Stephen's Charismatic Episcopal Church.

3. **APPROVE MINUTES:**

The minutes of the January 22, 2019 regular meeting were approved.

4. **REPORT OF STANDING COMMITTEES:**

A. **FINANCE COMMITTEE**

Councilwoman Conaway said the January 22, 2019 minutes are in the packet. The Lodging Tax for November 2018 was \$78,404.57. The Sales Tax for November 2018 was \$1,393,929.65. The Unassigned Cash Balance for December 2018 was \$12,484,708. The total city cash \$28,110,662.

B. **BUILDINGS & PROPERTY COMMITTEE**

Councilman Goodlin said the next meeting will be Monday, February 11<sup>th</sup> at 5:30pm.

C. **PUBLIC SAFETY COMMITTEE**

Councilman Scott said the committee meets next Monday, February 11<sup>th</sup> at 4:30pm.

D. **CODE ENFORCEMENT/ORDINANCE COMMITTEE**

Councilwoman Phillips said the committee met that afternoon. The next meeting is March 4<sup>th</sup> at 4:30pm.

**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.**

E. **PUBLIC WORKS COMMITTEE**

Councilman Coleman said the committee met that afternoon and had several updates on the projects. Lott Park will get its first court sometime in March or April. Park Drive should get its first fields is set to be finished at the end of February. Bayfront Drive Improvement Project is looking at a late Spring early Summer when the construction will start on that. The Beautification Minutes from the December Meeting is in the packet. The next Public Works meeting is March 4<sup>th</sup> at 5:30 p.m.

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

A. **Board of Zoning Adjustments**

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**B. Downtown Redevelopment Authority**

Councilwoman Conaway said at the last Council Meeting, Dayna Oldham and Taylor Wilkins reported on the DRA's progress on Phase 1 of the Lighting Project. At the next Council Work Session, they will report on Phases 2, 3 and 4.

**C. Industrial Development Board**

Councilman Rudicell said the next meeting is Wednesday, February 6<sup>th</sup> at 1:30pm in the conference room.

**D. Library Board**

Councilwoman Phillips said the next meeting is Thursday, February 14<sup>th</sup> at 4:00pm at the Library.

**E. Planning Commission**

Councilman Scott said the minutes from the December 20, 2018 meeting are in the packet along with the report from the January 24, 2018 meeting. There will not be a meeting in February. They do not believe there will be a quorum. The next meeting will be March 28<sup>th</sup> at 5:00pm.

**F. Recreation Board**

Councilman LeJeune said he was unable to attend the last meeting. However, they are working on proposed procedures and fees for using the new facilities for non-city programs and tournaments. The next meeting will be February 13<sup>th</sup>.

**G. Utility Board**

Councilman LeJeune said there was a meeting last week. They are moving forward on the new renovations to the waste water treatment plant. They've made one appropriation of three. There have been four spots tested on the bay. The testing results should go live on the website soon. He said December's testing was all green on the bay which is good.

**6. MAYOR'S REPORT:**

Mayor was absent.

**7. CITY ATTORNEY REPORT:**

City Attorney said during the next Council Work Session, he asks that there be a brief Executive Session to talk about the pending litigation with AT&T and about the other matter with Attorney BJ Lyon.

**8. DEPARTMENT HEAD COMMENTS:**

Jeremy Sasser reminded everyone that a section of 6<sup>th</sup> Street will be closed Wednesday, Thursday and Friday mornings and afternoons in collaboration with Christ the King school traffic.

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

**MOTION by Councilman Coleman to approve the band permit for the Mystic Order of Gators Balcony Parade Fundraiser located at 122 Lake Front Drive on March 2, 2019. Seconded by Councilman Scott.  
MOTION CARRIED UNANIMOUSLY.**

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**MOTION by Councilwoman Phillips to approve the band permit for a private party at the residence of 6475 War Eagle Drive on February 22, 2019. Seconded by Councilman Goodlin.**

**MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Conaway to approve the Buckaroo Foundation/Wright Transportation 5k on August 10, 2019. Seconded by Councilman LeJeune.**

**Councilman Coleman asked how many this made. Assistant City Clerk said she believed there was one spot left.**

**Councilman Scott abstained.**

**MOTION CARRIED.**

**MOTION by Councilman Goodlin to approve the Bayside Medical Missions Jubilee Race for Life 5k & 1-Mile Fun Run on September 21, 2019. Seconded by Councilwoman Phillips.**

**MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to approve the publication and set a public hearing on March 18, 2019 for proposed amendments to Ordinance 2011-54, Land Use and Development Ordinance, Article IX, Section 9-6, Lots of Record. Seconded by Councilwoman Conaway.**

**Councilman Rudicell asked if this would satisfy the request made by the Council at a past meeting for the Ordinance to be looked at and amendments proposed. City Attorney said he agrees. Councilman Scott said the Council can let the Planning Commission know they have certain concerns, but the Land Use Ordinance is generated by the Planning Commission and approved by the Council. Councilwoman Phillips asked if City's Legal had looked at the proposed amendments. Councilman Rudicell said they have.**

**MOTION CARRIED UNANIMOUSLY.**

**10. PUBLIC PARTICIPATION:**

Public Participation was opened at 6:46 p.m.

Victoria Phelps, Worchester Drive, Daphne, thanked the past and present Council that Lake Forest has worked with. She thanked the Council for helping move the community of Lake Forest as well as the City of Daphne forward. She said it is exciting to see the sidewalk project continuing as well. She also thanked Public Works for taking care of the cleaning of the right of ways.

Curt Fonger, 1443 Randall Avenue, Daphne, said, as the Vice President of the Gardens on Randall Homeowner's Association, he thanked the City of Daphne and their employees for installing the digital speed signs as well as the stop signs on Randall Avenue. He said it has helped provide more safety to pedestrians and residents as drivers are paying more attention.

Public Participation closed at 6:52 p.m.

**11. RESOLUTIONS & ORDINANCES:**

**RESOLUTIONS:**

**2019-07 – Resolution to Retain City Judge**

**2019-08 - Resolution Declaring Certain Personal Property Surplus Authorizing Mayor to Dispose – Trucks**

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**2019-09 - Resolution Declaring Certain Personal Property Surplus Authorizing Donation to Daphne High School – Chevy Pickup**

**MOTION by Councilman Scott to waive the reading of Resolution 2019-07, Resolution 2019-08 and Resolution 2019-09. Seconded by Councilwoman Conaway.  
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Resolution 2019-07. Seconded by Councilwoman Conaway. Councilman Scott said that Judge Hoyt has been doing such a great job the last 6 years in his position.  
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Resolution 2019-08 and Resolution 2019-09. Seconded by Councilman Goodlin.  
MOTION CARRIED UNANIMOUSLY.**

**Councilman LeJeune mentioned that in the Code Enforcement meeting that afternoon, there was a MOTION.**

**MOTION by Councilman LeJeune to have Community Development Department produce a written draft within 60 days of a proposed Traffic Calming Ordinance in New Neighborhoods for Council to review. Seconded by Councilman Goodlin.**

**Councilwoman Phillips said this is a need because currently so many subdivisions are being retrofitted due to citizens contacting the City and Police concerning people speeding in neighborhoods. This new ordinance would allow speed calming devices to be installed in new neighborhoods while being developed instead of having to go back after completion.  
MOTION CARRIED UNANIMOUSLY.**

**ORDINANCES:**

**2nd READ:**

**1st READ:**

**2019-04 – Additional Appropriation: Corte/Austin Road Improvements Ph 1 –Redesign of the Bellaton Entrance - \$35,522**

**2019-05 - Appropriation: Nicholson Center Additional Improvements - \$50,000**

**2019-06 - Appropriation: Bayfront Streetscape and Parking Underground Utilities - \$181,503**

**2019-07 - Appropriation: Purchase Two Used Bucket Trucks - \$30,000**

**12. COUNCIL COMMENTS:**

Councilwoman Conaway thanked Public Works Director and City Development Director for coming to the Daphmont residents to update them on the Joe Lewis Park.

Councilman Goodlin thanked the Public Works Department for the work they are doing at Daphne High School.

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Councilman Scott thanked Chief Carpenter and the Police Department for the job they do. He said that he recently read that Daphne is the 6<sup>th</sup> safest city in the state of Alabama.

Councilwoman Phillips congratulated Judge Hoyt on his reappointment and thanked the public participants.

Councilman Rudicell said at next Monday night's Work Session there will be discussion about the Strategic Plan involving public safety, Downtown Redevelopment Authority will report on the Bayfront Lighting Project as well as SEEDS will update about what they've done and what is in their plan.

Councilman LeJeune reminded everyone that SEEDS will have their 5K and Fun Run on March 2, 2019.

**13. ADJOURN:**

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 6:59 P.M.

Respectfully submitted by,

  
Candace G. Antinarella, City Clerk

Certification of Presiding Officer

  
Pat Rudicell, Council President