

**February 18, 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, Doug Goodlin, Ron Scott, Robin LeJeune, Tommie Conaway and Angie Phillips

**Also Present:** Jay Ross, City Attorney; Patrick Dungan, City Attorney; Mayor Haygood; Candace Antinarella, City Clerk; Kelli Kichler Reid, Finance Director/Treasurer; Betsy Schneider, Operations Director; Margaret Thigpen, Civic Center Director; Troy Strunk, Executive Director of Community Development; Adrienne Jones, Planning 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 Councilman Ron Scott.

**PUBLIC HEARING:**

Public Hearing on T H Tanglewood 2018 L.L.C., Zoning Amendment located Southeast of Whispering Pines Road and Caroline Avenue.

Presenter, Casey Helm, represented Dewberry Engineering located at 2353 Friendship Road. The property is currently zoned at R1. They are requesting it be changed to R2. She said the client wants to create three lots. Ms. Helm said that it was currently two lots. Councilman Coleman asked how wide the adjacent lots were. Ms. Helm could not recall. Councilman Scott said that this received a unanimous recommendation at Planning Commission.

Public hearing opened at 6:35pm. No one spoke. Public hearing closed at 6:36pm.

**PUBLIC HEARING:**

Public Hearing on Cynthia Pierce Zoning located Southwest of Whispering Pines Road and Pollard Road.

Presenter, Cynthia Pierce, located at 2375 Pollard Rd said she is asking the property be rezoned from a R1 zoning to an R6G zoning. She said they are hoping to put garden homes on the property similar to that on Randall. Councilman LeJeune asked how many homes would be on these lots. Ms. Pierce said at least three homes. She said there is already one there that will be remodeled. Councilman Scott said this also had a favorable recommendation from the Planning Commission.

Public hearing opened at 6:38pm. No one spoke. Public hearing closed at 6:38pm.

**3. APPROVE MINUTES:**

The minutes of the February 4, 2019 regular meeting were approved.

**4. REPORT OF STANDING COMMITTEES:**

**A. FINANCE COMMITTEE**

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

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**B. BUILDINGS & PROPERTY COMMITTEE**

Councilman Goodlin said January 2019 New Building Construction Reports are in the packet. The next meeting is Monday, March 11 at 5:15pm.

**MOTION by Councilman Goodlin to approve the last day of business at Bayfront Park Pavilion as February 29, 2020. Seconded by Councilman Coleman. Councilman Goodlin said this is to help with the planning and construction that will begin at Bayfront Park. Mayor Haygood shared some specifics that will be added to the park. Mayor Haygood said that they will be losing the Civic Center Director, Margaret Thigpen.  
MOTION CARRIED UNANIMOUSLY.**

**C. PUBLIC SAFETY COMMITTEE**

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

**D. CODE ENFORCEMENT/ORDINANCE COMMITTEE**

Councilwoman Phillips said the next meeting is March 4<sup>th</sup> at 4:30pm.

**E. PUBLIC WORKS COMMITTEE**

Councilman Coleman said 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**

Mrs. Jones said the next meeting is March 7, 2019. She said there is one application to be discussed and there is also one alternate position the Council should be made aware.

**B. Downtown Redevelopment Authority**

Councilwoman Conaway said the next meeting is Tuesday, February 26<sup>th</sup> at 5:30pm.

**C. Industrial Development Board**

Councilman Rudicell said the next meeting is Wednesday, February 19<sup>th</sup> at 4:30pm in the conference room.

**D. Library Board**

Councilwoman Phillips said the next meeting is Thursday, March 14<sup>th</sup> at 4:00pm at the Library. She said Ms. Young continues to stay busy with over 30,000 articles circulated in the month of January, over 12,000 patrons, 848 room uses, over 2,600 e-books checked out and 998 computer users.

**E. Planning Commission**

Councilman Scott said there is no meeting in February. He mentioned that there is an opening on the Planning Commission. The next meeting will be March 28<sup>th</sup> at 5:00pm.

**F. Recreation Board**

Councilman LeJeune said the next meeting will be March 13<sup>th</sup> at 6:30pm. Councilman LeJeune gave the floor to Ruth Sewell. Ruth Sewell, with the Daphne Strike Soccer Club, gave an update on Village Park. She presented about upcoming events at the park. She said there have been seven signed college scholarships from the soccer club. Councilman LeJeune said that Billy Brown won the Coach of the Year.

**G. Utility Board**

Councilman LeJeune said the November Utility Board minutes are in the packet. He said the water monitoring that was mentioned in previous meetings is now up on the Daphne website. The next meeting is February 27<sup>th</sup> at 5:00pm.

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6. **MAYOR'S REPORT:**

Mayor Haygood said the 2019 Alabama Legislative session will begin in March. He said Senate Bill 23 was introduced. Mayor Haygood updated everyone on the various park construction and upgrades. He read a letter sharing about the good work Daphne Animal Shelter is doing.

Mayor Haygood said that they received information about the recycling processor in Pensacola. They are now charging more per ton and he hopes to discuss this at the next Public Works meeting.

Mayor Haygood mentioned two ordinances that were not discussed in Finance Committee meeting, but that he wanted to bring to the attention of the Council. He asked the Council if they would be willing to suspend the rules to allow these ordinances to be considered as "first read" for that evening's meeting.

7. **CITY ATTORNEY REPORT:** No report.

8. **DEPARTMENT HEAD COMMENTS:**

David McKelroy shared about the softball tournament coming up the following weekend.

Jeremy Sasser stated that starting Monday, February 25<sup>th</sup>, portions of Maxwell Avenue will be blocked off in order to install speed calming devices. Councilman Rudicell asked if individuals will need to go around and Mr. Sasser said yes. Mr. Sasser also reminded everyone that the SEEDS 5k run is March 2<sup>nd</sup> as well as the Shadow Barons parade that evening.

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

**MOTION by Councilman LeJeune to approve the issuance of the 140 – Special Events Retail license for Mancini's Antique LLC located at 1715 Main Street, Daphne, Alabama. Seconded by Councilman Scott.  
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman LeJeune to approve the Mancini's Antique Club St. Pat's Block Party on March 16 & 17, 2019 at specified times. Seconded by Councilman Goodlin. Councilman LeJeune said that he believed this event came out of neighbors/citizens in Daphne wanting to have something for St. Patrick's.  
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Conaway to approve the publication and set a public hearing on April 1, 2019 for the Revision of the Official City of Daphne Zoning Map. Seconded by Councilwoman Phillips.  
MOTION CARRIED UNANIMOUSLY.**

10. **PUBLIC PARTICIPATION:**

Public Participation opened at 7:10pm.

Don Oulette, 7720 Elizabeth Drive, shared that he is concerned about the animals being driven out into open fields due to all the recent construction in Daphne.

Public Participation closed at 7:11pm.

**POINT OF ORDER**  
**MOTION by Councilman Scott to suspend the rules and add the two ordinances presented by the Mayor to the Council Agenda to be "first reads" at the meeting.  
Seconded by Councilman Goodlin.**

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City Clerk called roll.

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

**MOTION FAILED.**

**Councilman Rudicell asked that the ordinances be put on the Council Agenda as first reads at the March 4, 2019 meeting.**

11. **RESOLUTIONS & ORDINANCES:**

**RESOLUTIONS:**

2019-10 – Revision to the Official City of Daphne Street Map

2019-11 – Bayside Academy Educational Building Authority

2019-12 – Resolution in Support of Protecting Local Control over Public Streets and Public Assets and a Call on Congress to Reaffirm Such Local Control

**MOTION by Councilman Scott to waive the reading of Resolution 2019-10, Resolution 2019-11 and Resolution 2019-12. Seconded by Councilwoman Conaway.**

**MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Resolution 2019-10. Seconded by Councilwoman Conaway.**

**MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Conaway to adopt Resolution 2019-11. Seconded by Councilman LeJeune.**

**MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Resolution 2019-12. Seconded by Councilwoman Phillips.**

**MOTION CARRIED UNANIMOUSLY.**

**ORDINANCES:**

**2nd 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

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**MOTION by Councilman Scott to waive the reading of Ordinance 2019-04, 2019-05, 2019-06 and 2019-07. Seconded by Councilwoman Phillips.  
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Ordinance 2019-04. Seconded by Councilman Goodlin.  
Councilman Scott said that this will give residents of Bellaton a safe entrance onto Corte Road.  
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Conaway to adopt Ordinance 2019-05. Seconded by Councilman Coleman.  
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Coleman to adopt Ordinance 2019-06. Seconded by Councilman Goodlin.  
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to adopt Ordinance 2019-07. Seconded by Councilwoman Phillips.  
Councilwoman Phillips said the bucket trucks from Baldwin EMC are in great condition.  
MOTION CARRIED UNANIMOUSLY.**

**1st READ:**

**2019-08 – Right of Way**

**2019-09 – City for Daphne Utilities Property Sale 2019**

**2019-10 – Flood Damage Prevention**

**2019-11 – Re-Zone Property Located Southwest of Whispering Pines Rd and Pollard Rd – Cynthia Pierce**

**2019-12 – Re-Zone Property Located Southeast of Whispering Pines Rd and Caroline Ave – T H Tanglewood 2018, LLC**

**12. COUNCIL COMMENTS:**

Councilwoman Phillips thanked Mrs. Thigpen for the great job she's done while at the Civic Center.

Councilman LeJeune agreed with Councilwoman Phillips. He reminded everyone that it is Mardi Gras season and encouraged everyone to come out to the upcoming parades.

Councilman Scott said that the Council has been invited to an awards ceremony at Daphne High School. He said he looked forward to attending.

Councilman Coleman wished Mrs. Thigpen well.

Councilwoman Conaway wished Mrs. Thigpen well and thanked her for her service.

Mayor Haygood followed up with what Councilman LeJeune said about the water testing. He encouraged everyone to go to the City's website to see the results. Mayor Haygood said even though the two new ordinances couldn't be added to the Council Agenda for that evening, he wanted the Council to know he did submit a request on Friday.

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Councilman Rudicell asked if Architects Southwest would be at the Council Work Session in March. Mayor Haygood said that was the plan, but that it conflicts with Congressional League of Cities. He said they have decided to push it back one week to the second Council Meeting. Mayor Haygood said they are waiting on a confirmation from Architects Southwest.

Councilman Scott asked if it had been decided to change the March 4<sup>th</sup> Council Meeting. Councilman LeJeune said he had spoken to the City Clerk and said historically it has not been changed for Mardi Gras.

**13. ADJOURN:**

THERE BEING NO FURTHER BUSINESS TO DISCUSS, THE MEETING ADJOURNED AT 7:27 P.M.

Respectfully submitted by,

  
Candace G. Antinarella, City Clerk

Certification of Presiding Officer

  
Pat Rudicell, Council President