

**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

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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. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

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. MAYOR'S REPORT:

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. CITY ATTORNEY REPORT:

No report from the City Attorney.

8. DEPARTMENT HEAD COMMENTS:

No report from the Fire Department.

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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.**

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**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 2019-25. 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.**

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1st READ:

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. COUNCIL COMMENTS:

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.

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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. ADJOURN:

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

Respectfully submitted by,


Candace G. Antinarella, City Clerk

Certification of Presiding Officer


Pat Rudicell, Council President