

**July 15, 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 Pro-Tem LeJeune called the meeting to order at 6:30 p.m.

2. ROLL CALL:

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

Council Members Absent: Pat Rudicell and Doug Goodlin

Also Present: Candace Antinarella, City Clerk; Jay Ross, City Attorney; Kelli Reid, Finance Department; Adrienne Jones, Planning Director; Troy Strunk, Executive Director of City Development; Charlie McDavid, Athletic Director; Jeremy Sasser, Public Works Director; Betsy Schneider, Operations Director; James White, Fire Department; David Carpenter, Police Department; 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.

PUBLIC HEARING:

Public Hearing on Proposed Amendments to the Olde Towne Daphne District Map.

Casey Hill, Dewberry Engineering, presented about the amendments. She said the amendment is to add in two parcels to the Olde Towne Daphne District.

Public Participation opened at 6:32pm.

Jean Marie McDonald, 1820 Yuille Lane, Daphne, expressed her concern about the proposed pieces. She doesn't feel this would be a good plan for Olde Towne. She is worried about congestion and traffic. She said "trying to commercialize Belrose is not a good idea".

Public Participation closed at 6:37pm.

PUBLIC HEARING:

Public Hearing on the Zoning Amendment for Fortuna Investments LLC on Belrose North and Zoning Amendment for Fortuna Investments LLC on Belrose South.

Adrienne Jones, Planning Director, presented on the two pieces of property. Councilman LeJeune asked if the rezonings went along with the recommendations from Architects Southwest. Mrs. Jones said they did.

Public Participation opened at 6:40pm.

Public Participation closed at 6:41pm.

3. APPROVE MINUTES:

The minutes of the July 1, 2019 regular meeting were approved.

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4. REPORT OF STANDING COMMITTEES:

A. FINANCE COMMITTEE

Councilwoman Conaway said the committee met that afternoon. She said the Financial Report will be given on August 5th.

B. BUILDINGS & PROPERTY COMMITTEE

Councilman LeJeune said the June 2019 Building Reports were in the packet.

C. PUBLIC SAFETY COMMITTEE

Councilman Scott said the minutes from the June 10th meeting are in the packet. He said the committee is continuing to look into speed calming devices.

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE

Councilwoman Phillips said the committee meets the first Monday of each month at 4:30pm. Their committee is also discussing traffic calming devices.

E. PUBLIC WORKS COMMITTEE

Councilman Coleman said the next meeting is August 5th 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 is Wednesday, July 24th at 5:30pm.

C. Industrial Development Board

Councilman Rudicell was absent. Councilman LeJeune said the next meeting is July 16th at 4:30pm.

D. Library Board

Councilwoman Phillips said the Board met the previous Thursday and had a very productive meeting.

E. Planning Commission

Councilman Scott said the minutes from the May 23rd meeting are in the packet along with the June 27th report. The next meeting is July 25th at 5:00pm.

**MOTION by Councilman Scott to request the Planning Commission, by right, any zoned B-1, B-2 and B-3 property in the Olde Towne Daphne and Village Point Overlay Districts, to allow a residential component upstairs/vertical. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

Councilman Scott said that there is encouragement in downtown areas to have a residential component because it makes things safer.

F. Recreation Board

Councilman LeJeune said the next meeting will be July 24th at 6:30pm. He said with all the activity that has been going on with the new facilities, they are looking forward to the meeting. He said there was a great turnout for the Cal Ripkin tournament over the weekend.

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G. Utility Board

Councilman LeJeune said there was an overflow the past weekend due to all the rain that was received. He said Daphne Utilities put out a few videos discussing these overflows. He said the overflow water was fully treated and partially disinfected water; it was not raw sewage. He said the minutes from the May 2019 meeting are in the packet. He said there was an opening on the Utility Board.

**MOTION by Councilman Scott to add a vote on the Council agenda a vote for the current opening on the Daphne Utility Board. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

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	absent

MOTION by Councilman Scott to appoint Tim Patton to fill the open spot on the Daphne Utility Board. Seconded by Councilman Coleman. Councilman Scott said he spent eight years as the Council Representative on the Daphne Utility Board. He said Mr. Patton has an immense knowledge of the system and would be a good representative. He said Mr. Fonger also has a great resume and someone he would consider for other board openings. Mayor Haygood asked if the open positions have been advertised to make sure enough resumes were received. He also asked the Council not appoint anyone to the Board until the Council has had a chance to ask applicants what their stance is on the Utility Board and the relationship with the City of Daphne, particularly when it comes to the waiving of fees for parks and city properties. Councilman LeJeune asked the City Clerk if the position was advertised. He said he knew it was made known at the Utility Board meetings and at recent Council meetings. The City Clerk said no other advertising was done except for stating it in multiple public meetings. She said to her knowledge there is not a rule as to how it has to be advertised, but that some boards will advertise it openly as in social media, but a lot is done in public meetings.

MOTION CARRIED UNANIMOUSLY.

City Clerk said the term is 6 years.

6. MAYOR'S REPORT:

Mayor Haygood said there was an Eastern Shore MPO meeting recently and they discussed traffic calming devices. He said there will be a special called meeting in August, then the regular meeting in October. He mentioned the Cal Ripkin baseball tournaments the past weekend. He said there were 26 teams represented and that hotels were full. He said over \$20,000 was raised in ticket sales. Mayor Haygood mentioned the effects of Tropical Storm Barry. He said the City had over 6 inches of rain.

7. CITY ATTORNEY REPORT:

City Attorney requested that the Council move to enter an executive session at the end of the agenda for about 15 minutes for an update on a matter of pending litigation.

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8. DEPARTMENT HEAD COMMENTS:

Fire Department had no report.

Chief Carpenter had an update on the two officers that were recently in accidents.

Troy Strunk said the building department currently had 17 new home permits with a total of 89 for the year. He reminded everyone the new fees are going into effect.

City Clerk said there are two upcoming events at the Civic Center.

Jeremy Sasser gave an update on the Lake Forest sidewalk project.

Mayor Haygood gave a report for Facilities. He said that Lott Park is coming along well. He said Trione Park has been put on hold.

9. CITY CLERK'S REPORT:

**MOTION by Councilman Scott to approve the Daphne High School Homecoming Parade and Pep Rally on September 26, 2019 at 6:00pm. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Scott to approve the publication and set a public hearing on August 19, 2019 for the proposed revision to the Official City of Daphne Zoning Map. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.**

City Clerk reported that the City Clerk's office is officially back up and running. She thanked all employees who helped.

10. PUBLIC PARTICIPATION:

Public Participation opened at 7:10pm.

Jean Marie McDonald, 1820 Yuille Lane, Daphne, is concerned at how many trees are being cut down. She feels that Daphne is the most beautiful place in the world. She said trees are a vital part of our environment.

Curt Fonger, 1443 Randall Avenue, Daphne, asked if individuals need to have experience in certain areas when the Council appoints them to boards. He said he believes all committees need to have unbiased representation. He thanked the Council for what they do.

Public Participation closed at 7:14pm.

11. RESOLUTIONS & ORDINANCES:

RESOLUTIONS:

2019-48 – Declaring Certain Property Surplus and Authorizing the Mayor to Dispose of Such Property – 1993 Emergency Protector Truck

2019-49 – Revisions to City of Daphne Street Map

**MOTION by Councilman Scott to waive the reading of Resolution 2019-48 and 2019-49. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.**

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MOTION by Councilman Scott to adopt Resolution 2019-48. Seconded by Councilman Coleman. Councilman Scott asked if there was anyone to donate the truck to. Mayor Haygood said a community outside of Monroeville has already expressed interest.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Scott to adopt Resolution 2019-49. Seconded by Councilman Coleman. Councilman Scott said this was something that is done twice a year regularly adding roads and streets that have been accepted.

MOTION CARRIED UNANIMOUSLY.

ORDINANCES:

2nd READ:

2019-30 – Additional Appropriation: Corte Road/Austin Road Change Improvements Phase 1 and 2 - \$83,938

2019-31 – Additional Appropriation: Excess Engineering Fees for 120 Day Contract Extension – Goodwyn, Mills & Caywood, Inc. - \$6,285

2019-32 – Additional Appropriation: Engineering Services for Bayfront Streetscape and Parking - \$10,000

2019-33 – Fire Code Ordinance

MOTION by Councilwoman Conaway to waive the reading of Ordinances 2019-30, 2019-31, 2019-32 and 2019-33. Seconded by Councilwoman Phillips.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilwoman Conaway to adopt Ordinance 2019-30. Seconded by Councilman Scott.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilwoman Conaway to adopt Ordinance 2019-31. Seconded by Councilman Scott.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilman Coleman to adopt Ordinance 2019-32. Seconded by Councilman Scott. Councilman Scott asked if this was for Dewberry Engineering. Councilman LeJeune said yes and it was coming from lodging tax.

MOTION CARRIED UNANIMOUSLY.

MOTION by Councilwoman Phillips to adopt Ordinance 2019-33. Seconded by Councilwoman Phillips.

MOTION CARRIED UNANIMOUSLY.

1st READ:

2019-34 – Amendments to the Olde Towne Daphne District Map

2019-35 – Zoning Amendment – Fortuna Investments, LLC – Belrose North

2019-36 – Zoning Amendment – Fortuna Investments, LLC – Belrose South

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12. COUNCIL COMMENTS:

Councilwoman Conaway said the Education Advisory Committee met on July 2, 2019 at 11:00am with the Baldwin County Superintendent and his Cabinet as well as the Daphne feeder pattern principals and a few neighboring principals. The Education Advisory Committee meets again on July 22nd at 11:00am.

Councilman Scott said the Planning Commission will be meeting on July 25th at 5:00pm.

Councilwoman Phillips thanked everyone for coming out to the meeting.

Mayor Haygood said Dr. Foster is retiring from Daphne High School. He said Daphne is a tree city and has been for 31 years. He invited everyone to come out to the Arbor Event in the spring. He said that July 25, 2019 at 6:00pm is the tentative date rescheduled for the Daphne Sports Complex ribbon cutting.

Councilman LeJeune thanked everyone for coming out to the meeting.

City Attorney asked the City Council to enter into an Executive Session concerning matters of pending litigation. He said there would be no need to come out of Executive Session to vote and it should take no longer than 15 minutes.

MOTION by Councilman Scott to enter into Executive Session for approximately 20 minutes and adjourn from the Executive Session. Seconded by Councilwoman Phillips.

MOTION CARRIED UNANIMOUSLY.

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	absent

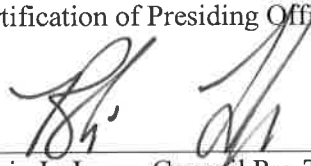
13. ADJOURN:

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

Respectfully submitted by,

Certification of Presiding Officer,


Candace G. Antinarella, City Clerk


Robin LeJeune, Council Pro-Tem