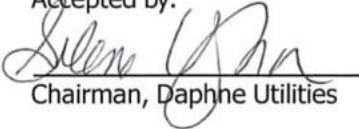


Accepted by:

Chairman, Daphne Utilities



APPROVED MINUTES

Utilities Board Meeting

Council Chambers, Daphne City Hall ♦ August 28, 2019 ♦ 5:00 p.m.

I. Call to Order

The regular August 2019 Board meeting for the Utilities Board of the City of Daphne was held on August 28, 2019 at 5:04 p.m. in the Council Chambers at Daphne City Hall and called to order by Chairman Selena Vaughn, followed by the Roll Call:

II. Roll Call

Members Present: Selena Vaughn, Secretary/Treasurer
Robin LeJeune, Board Member
Tim Patton, Board Member

Members Absent: Billy Mayhand, Vice Chairman
Mayor Dane Haygood, Board Member – submitted a message that his absence was due to his chairmanship of the ESMPO meeting and the ongoing Mobile River Bridge matter that was being addressed – this meeting was still in session at the time of this Daphne Utilities Board meeting.

Others Present: Jerry Speegle – Board Attorney
Bobby Purvis – Interim General Manager
Drew Klumpp – Administrative Services Manager
Teresa Logiotatos – Finance Manager
Samantha Coppels – Communications Manager
Lori May-Wilson – Executive Assistant
Melinda Immell – Volkert & Associates
Ray Moore – GMC

Others Absent: Joe Asarisi – Asarisi & Associates

III. Pledge of Allegiance

The Chairman led the Board and meeting attendees in the Pledge of Allegiance.

IV. Approval of Minutes

A. Utilities Board Meeting Minutes July 31, 2019

The Chairman requested any additions, corrections, or deletions for the submitted minutes for the July 31, 2019 Utilities Board meeting.

With no additions, deletions or corrections, the Chairman declared that the submitted July 31st minutes would stand approved.

V. OLD BUSINESS –

A. Capacity Fees for Daphne Sports Complex

Mr. Jerry Speegle had no updates at this time.

VI. NEW BUSINESS –

A. Election of Vacant Board Officer Position: Secretary/Treasurer – BOARD ACTION: MOTION

The Chairman opened the floor for nominations.

MOTION by Robin LeJeune to nominate Tim Patton for the officer position of Chairman; Seconded by Tim Patton.

AYE: *LeJeune, Patton, Vaughn* NAY: ABSENT: *Haygood, Mayhand* ABSTAIN: **MOTION CARRIED**

VII. BOARD ATTORNEY’S REPORT

Mr. Speegle had nothing to add to the submitted report but requested an Executive Session to discuss pending litigation and options in that regard stating the declaration would be to discuss legal ramifications of and legal options for pending litigation and to meet and confer with the mediator with respect to pending litigation.

VIII. FINANCIAL REPORT

Teresa Logiotatos reviewed the July 2019 financials for the Board pointing out: total net income increase; the irrigation revenue graph; the cash on hand graph; restricted assets; combined income statement; depreciation; cell site income; and check history report.

GENERAL MANAGER’S REPORT

A. GM Report

Bobby Purvis updated the Board regarding a concern on Thompson Lane whereby utilities were previously installed on private property and the property owner planned to rebuild after the existing home was destroyed. He explained the plan to relocate the Daphne Utilities’ lines.

Mr. Purvis gave follow-up information from his email to the Board members regarding the discovery of a property owner pumping grinder-pump sewage directly into a creek from a home on Linwood. He advised that Ashley Campbell, City of Daphne’s Environmental Programs Manager, had been made aware of the situation and designated it an enforcement action by issuing a citation and getting ADEM and the State Health Department involved as well. Mr. Purvis noted another similar situation that was discovered and being handled and that he would keep the Board apprised of both of the situations.

Mr. Purvis updated the Board on new projects, such as Monroe Street lift station and the main office renovation. He commended Antonio Winston and his maintenance staff for helping to rewire and saving the company money for this work.

Bobby Purvis answered board questions explaining how the large amount of rain was handled within the Daphne Utilities’ collection system with no sso’s.

B. Operations Report

Bobby Purvis previously addressed under GM Report.

C. Engineering & Consulting Reports

Melinda Immel with Volkert expanded on the earlier report regarding the Monroe Street lift station.

Ray Moore with GMC had nothing further to add to his report but answered questions regarding the Timbercreek waterline upgrades.

Joe Asrarisi with Asarisi & Associates was not in attendance.

IX. **BOARD ACTION** – Previously addressed.

X. **PUBLIC PARTICIPATION** – the Chairman invited participants to address the Board at 5:26 pm; with no participants, the Chairman closed Public Participation at 5:26 pm.

XI. **BOARD COMMENTS** – Chairman Vaughn gave kudos for the diligent efforts preventing sso's during the rain event; Robin LeJeune welcomed Tim Patton to the Board; Tim Patton also commended the staff on doing a great job.

MOTION by Robin LeJeune to go into Executive Session with the certification previously provided by our attorney (Jerry Speegle) with an estimate not to exceed 20minutes; Seconded by Tim Patton. Adjourn into Executive Session at 5:27pm.

AYE: LeJeune, Patton, Vaughn NAY: ABSENT: Haygood, Mayhand ABSTAIN: **MOTION CARRIED**

XII. Executive Session

The Board members reconvened from Executive Session at 5:55pm, noting two options for motions; the first authorizing the fine appointed in the settlement agreement with ADEM and the State.

MOTION by Robin LeJeune to authorize the payment of the fine levied by ADEM and the State and approve the Consent Decree; Seconded by Tim Patton. Roll Call Vote:

AYE: Vaughn, Patton, LeJeune, NAY: ABSENT: Haygood, Mayhand. ABSTAIN: **MOTION CARRIED**

MOTION by Robin LeJeune to authorize the payment to Mobile Baykeeper under the proposed Consent Decree in exchange for them providing the services they have agreed to under the proposed Consent Decree in the amount of \$23,000.00; Seconded by Tim Patton. Roll Call Vote:


AYE: Vaughn, Patton, LeJeune, NAY: ABSENT: Haygood, Mayhand. ABSTAIN: **MOTION CARRIED**

XIII. ADJOURNMENT

MOTION by Robin LeJeune to adjourn.

The meeting adjourned at 5:58 pm.

Preceding minutes submitted to the Daphne Utilities Board by:


Lori Wilson, Executive Assistant, Daphne Utilities