

**PELHAM CITY COUNCIL
MINUTES OF REGULAR MEETING**

Date: July 11, 2005
Time: 7 p.m.
Place: Pelham City Hall
Present: Mayor Bobby Hayes
Ms. Karyl Rice, Presiding Council Member
Mr. Willard Payne, Council Member
Ms. Rosemary Metcalf, Council Member
Mr. Robert Sullivan, Council Member

Council Member Karyl Rice called the meeting to order. Willard Payne led the invocation.

Karyl Rice asked that the record show all members of the council present except Council President Mike Dickens.

Rosemary Metcalf moved to waive the oral reading of the June 20, 2005 minutes and approve as presented. Willard Payne seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

Mayor's Comments: Mayor Hayes reported that the city experienced minimal damage from Hurricane Dennis. He also reported that he would be bringing a resolution to the next council meeting to accept a bid on a floor covering for the Pelham Civic Complex.

There was no old business to come before the city council.

During new business, an ABC Application and Resolution was introduced for 160 Special Retail – More than 30 Days, for applicant Department of Conservation, State of Alabama, trade name Oak Mountain State Park, located at 200 Terrace Drive. Rosemary Metcalf moved to approve the application and resolution as submitted, and Willard Payne seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

An ABC Application and Resolution was introduced for 011 Lounge Retail Liquor – Class II (Package) for applicant Laura Stewart, Inc. trade name The Bottle Shoppe, located at 2949 Highway 31 South. Willard Payne moved to approve the application and resolution as submitted, and Rosemary Metcalf seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

Ordinance No. 196-1 was presented amending Ordinance No. 196 providing for a privilege or license tax for the business of renting or furnishing rooms, lodgings, or accommodations to transients. Willard Payne moved to suspend the rules to allow immediate consideration of Ordinance No. 196-1. Rosemary Metcalf seconded the motion, and Karyl Rice called for a roll call vote. The clerk recorded the following votes.

<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Willard Payne		Mike Dickens
Rosemary Metcalf		
Karyl Rice		
Bob Sullivan		

Karyl Rice declared the rules suspended for immediate consideration of Ordinance 196-1. Thereupon Rosemary Metcalf moved to approve Ordinance 196-1 as presented, and Willard Payne seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

Ordinance No. 212-1 was presented amending Ordinance No. 212 providing for a privilege or license tax on the business of leasing or renting tangible personal property in the City of Pelham. Willard Payne moved to suspend the rules to allow immediate

consideration of Ordinance 212-1, and Bob Sullivan seconded the motion. Karyl Rice called for a roll call vote. The clerk recorded the following votes.

<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Willard Payne		Mike Dickens
Rosemary Metcalf		
Karyl Rice		
Bob Sullivan		

Karyl Rice declared the rules suspended for immediate consideration of Ordinance 212-1. Thereupon Rosemary Metcalf moved to approve Ordinance 212-1 as presented. Willard Payne seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

Ordinance No. 324-2 was presented amending Ordinance No. 324-1 levying a privilege license or excise tax against persons, firms or corporations storing, using or otherwise consuming or engaging in the business of selling at retail tangible personal property or conducting places of amusement in the City of Pelham. Willard Payne moved to suspend the rules to allow immediate consideration of Ordinance 324-2, and Bob Sullivan seconded the motion. Karyl Rice called for a roll call vote. The clerk recorded the following votes.

<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Willard Payne		Mike Dickens
Rosemary Metcalf		
Karyl Rice		
Bob Sullivan		

Karyl Rice declared the rules suspended for immediate consideration of Ordinance 324-2. Thereupon Willard Payne moved to approve Ordinance 324-2 as presented. Rosemary Metcalf seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

Ordinance No. 416 was introduced allowing members of the Police Department to temporarily detain and obtain identification of persons suspected of criminal behavior or of violating conditions of parole or probation. Rosemary Metcalf moved to suspend the rules to allow immediate consideration of Ordinance 416, and Willard Payne seconded the motion. Karyl Rice called for a roll call vote. The clerk recorded the following votes.

<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Willard Payne		Mike Dickens
Rosemary Metcalf		
Karyl Rice		
Bob Sullivan		

Karyl Rice declared the rules suspended for immediate consideration of Ordinance 416. Thereupon Willard Payne moved to approve Ordinance 416 as presented. Rosemary Metcalf seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

A resolution was introduced naming the Point Mallard neighborhood park Coker Park in memory of Dr. Harvey G. Coker. Bob Sullivan moved to approve the resolution as presented, and Rosemary Metcalf seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

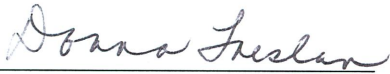
Karyl Rice announced the following public hearings to be held on July 18, 2005 at 7 p.m.:

- 1) Ordinance no. 135-162 to consider an amendment to the zone district boundaries changing the present zoning of R-1 Residential District to B-2 General Business District. The property is located at County Road 361. Applicant: Gerry E. Hutchison.

- 2) Ordinance No. 135-166 to consider an amendment to the zone district boundaries changing the present zoning of B-1 General Business District to Special District. Property located at Shelby County Highway 105. Applicant: Timberlake Development, Inc.
- 3) Ordinance No. 135-167 to consider an amendment to the zone district boundaries changing the present zoning of A-1 Agricultural District to B-2 General Business District. The property is located at Oak Mountain State Park Road. Applicant: David S. Borland.

Karyl Rice also announced that the Architectural Review Committee would meet on July 18 immediately following the city council meeting.

With no other business before the council, Rosemary Metcalf moved to adjourn. Bob Sullivan seconded the motion. All approved and the meeting adjourned at 7:14 p.m.



Donna Treslar
Donna Treslar, City Clerk

