

**City of Pelham
City Council Work Session
November 2, 2009**

MINUTES

Members of the Pelham City Council met on November 2, 2009 at 5:30 p.m. with Council President Mike Dickens presiding. The meeting was held in the conference room of Pelham City Hall and open to the public.

The following elected officials were present:

Don Murphy, Mayor
Mike Dickens, Council President
Teresa Nichols, Councilmember
Bill Meadows, Councilmember
Steve Powell, Councilmember
Karyl Rice, Councilmember

Media Present: none

Others present: Tom Seale, Gary Waters, Roy Lambert, Eddy Jowers, Butch Byrd, Mike Morgan, Janis Parks, Tom Enright, Mosely Johnson, Maurice Mercer, Vincent Cottone and Officer Pat Cheatwood.

The council work session was called to order by Council President Dickens at 5:30 pm. All elected officials were present.

A motion was made by Steve Powell to approve the October 19, 2009 work session minutes. The motion was seconded by Bill Meadows, and the motion passed unanimously.

Mayor's Comments:

Mayor Murphy opted to hold his comments for the regular council meeting.

The council discussed items on the agenda and other general business concerning the city.

Resolution 2009-11-02-02 Dept. of Revenue Online Filing Services. Mike Morgan summarized the resolution and answered the following questions from the council:

- (1) The city gets 3% of the overall lodging tax and it goes into the general fund.
- (2) The effective date is the only change in this resolution and the one passed July 18, 2005.

Resolution 2009-11-02-03 ATM Agreement with M & F Bank. Mayor Murphy and Tom Seale answered a question whether or not the city would receive any of the transaction fees. This is only a service provided to the city, and the city receives none of the fees. The benefit to the city is providing Pelham Civic Complex patrons access to their money, which could be spent at the complex.

Teresa Nichols discussed a private lift station located in Royal Chase. The issue pertains to ownership and responsibility of maintaining the lift station. Dr. Nichols has met with the home owners who were informed by the developer, H. Walker & Associates, it was the home owner association's responsibility. The residents claim they don't have a home owner association. The city attorney concurred the responsibility for paying the power bill and maintaining the lift station belonged to the home owner association. Eddy Jowers stated the city made necessary improvements to the site in order to make it safe, but the city will not take over the lift station until it is brought up to standards. Mayor Murphy stated the city had paid the power bill one time to keep the station running so sewage would not back up in the homes. Since then any power bills sent to the city have been forwarded to the developer, H. Walker & Associates. Steve Powell suggested checking the closing documents for signatures of the home owners agreeing to accept the covenants of the subdivision. Teresa Nichols asked the mayor to talk with our attorney and Eddy Jowers and come up with a recommendation to bring to the council to resolve this issue.

Mike Dickens copied the council on an option for the sewer rate increase he developed and went over it with them. Steve Powell also copied the council on a proposal he developed. Both proposals were discussed, but no final decisions or recommendations were made.

Karyl Rice stated the director of the census bureau for our locality has requested to be placed on the agenda to meet with the city council and mayor, and also requested the mayor issue a proclamation for Census Month in January or February prior to the March 1, 2010 count.

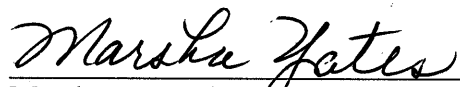
Karyl Rice discussed an ad running on radio station WZZK for the Pelham Community Center and asked why the Pelham Civic Complex was being advertised as this name. Mrs. Rice did not agree with the name change and thought it was a bad idea because it would generate confusion about the facility. She said much thought was put into the name when the facility opened and lots of money has been spent on advertising for the Pelham Civic Complex. President Dickens asked Mayor Murphy to research why the ad changed the name and report back to the council.

Teresa Nichols inquired about the status of the retiree insurance benefits ordinance. President Dickens asked that it be placed on the work session agenda for the next meeting.

Teresa Nichols pointed out the employee salaries and benefits made up 65% of our budget and asked the mayor to bring this item more in line with other companies.

Steve Powell asked that the council address the issue regarding benefits paid to two council members and make a decision.

Bill Meadows moved to adjourn, and Teresa Nichols seconded the motion. The meeting adjourned at 7:01 p.m.


Marsha Yates, CMC
Deputy City Clerk