CITY OF PELHAM

Council Regular Work Session

Pelham City Hall – Council Chambers
January 23, 2012 – 5:30 p.m.

MINUTES

Proper notice of the regular scheduled Pelham City Council Work Session was given at least 72 hours in advance of such public meeting and the notice remained posted through the scheduled meeting.

Members of the Pelham City Council met on January 23, 2012 at 5:30 p.m. The regular work session was held in the Council Chambers of Pelham City Hall and was open to the public. The work session was called to order by Council President Nichols at 5:30 p.m.

The following elected officials were present:

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

Media Present: Neal Wagner, Shelby County Reporter.

Others present: City department heads, city employees and members of the public.

Approval of Minutes

A motion was made by Mr. Meadows to approve the January 9, 2012 regular work session minutes. The motion was seconded by Mr. Powell and by voice vote the motion was passed unanimously by those members present.

Executive Session

A motion was made by Mrs. Rice for the purpose of entering into executive session to discuss preliminary negotiations involving matters of trade or commerce and pending litigation. Said motion was seconded by Mr. Meadows. There being no further discussion Council President Nichols asked the city clerk to call the roll on the motion to enter into executive session. The roll call votes were recorded as follows:

Teresa Nichols Council President	Yes

Bill Meadows Council Member	Yes
Steve Powell Council Member	Yes
Karyl Rice Council Member	Yes

Council President Nichols stated the City Council, Mayor Don Murphy and City Clerk Tom Seale would attend the executive session. Council President Nichols stated the council would return from the executive session at approximately 6:30 p.m. and reconvene the work session. The council returned at 6:34 p.m.and Council President Nichols called the meeting back to order.

Mayor's Comments

Mayor Murphy elected to hold his comments until council meeting.

Review of Council Agenda

Dr. Nichols reviewed the council agenda for January 23, 2012.

E. Consent Agenda

(A consent agenda is presented by the Council President at the beginning of a council meeting. Items presented on the consent agenda are considered routine and non-controversial and are organized apart from the rest of the agenda and are adopted by general consent without debate. Items may be removed from the consent agenda on the request of any one member. Removed items may be taken up either immediately after the consent agenda is approved or placed later on the agenda at the discretion of the Council President and City Council.)

1. Approval of the January 23, 2012 City Council Agenda.

2. Approval of the January 9, 2012 regular City Council meeting minutes.

3. Approval of the following non-budgeted expenses from restricted fund accounts. None

F. Public Hearing - None

G. Mayor's Comments

1. Exceptional Foundation – Tricia Kirk, Executive Director

H. Proclamations

None

I. Requests to Address the Council

Pelham Beautification Board regarding the recognition of the 2011 Christmas decorating winners.

J. Old Business

None

K. New Business

1. Resolution 2012-01-23-01 repealing Resolution 2012-01-09-03 and to consider a ABC 050 – Retail Beer License (Off Premises Only) and a 070 – Retail Table Wine License (Off Premises Only) for applicant Sharma Raceway Enterprises, LLC operating under the trade name Raceway 6818, located at 3314 Pelham Parkway, Pelham, Alabama 35124. (Note: Resolution 2012-01-09-03 was approved by the council based upon an inaccurate application provided by the ABC Board.) Mr. Powell noted for the record the council had previously approved the ABC application based upon erroneous information furnished to the city by the ABC Board.

2. Resolution 2012-01-23-02 for consideration to purchase a replacement computer network switch for the Police Department from CDW-G Government in the amount of $ 525.00. Said expense was included in the Police Department's FY2012 budget. There were no comments by the council.

3. Resolution 2012-01-23-03 for consideration to purchase a replacement computer hard drive for the Fire Department from Heartland Services, Inc. in the amount of $ 325.00. Said expense was included in the Fire Department's FY2012 budget. There were no comments by the council.

4. Resolution 2012-01-23-04 for consideration for the City of Pelham to enter into a one year contract with Shelby County, Alabama to secure the rights as a sponsor of the 2012 International Triathlon Union (ITU) World Championships on May 19-20, 2012 at Oak Mountain State Park in the amount of $ 5,000.00 and to amend the FY2012 General Fund budget as required. (1st Reading) Mr. Powell recommended the original resolution be changed and to eliminate the amending of the Administrative budget due to the extra expenses associated with the annual high school volleyball tournament. In response to Mr. Powell's question, Mayor Murphy stated the triathlon event had been secured by Shelby County. It was noted by Mr. Powell that the letter from Shelby County to the City of Pelham stated people will "shop and stay in Alabaster" while attending the event. It was the consensus of the council this was an error in the letter from Shelby County. Mr.

Powell and Mayor Murphy stated it is a good thing for the city to be involved with supporting this international triathlon event. Hosting the event will be great recognition for Pelham. Regarding the additional volleyball expenses in the amount of $ 5,300.00, it was agreed by the council that these funds would be taken from the Pelham Civic Complex budget and not amend the Administration budget. Mr. Powell stated he was OK with amending the budget in the amount of $ 5,000.00 to host the international triathlon event in May 2012.

5. Resolution 2012-01-23-05 for consideration to reimburse Edward Brasher, 2647 Chandalar Lane, Pelham, Alabama, in the amount of $ 2,800.00 for property damages as a result of a water main break on or about October 9, 2011. Dr. Nichols questioned whether approval of the resolution would require the amending the Water budget. City Clerk Tom Seale stated there was money already budgeted in the Water Department for this type of expense. Mrs. Rice stated she agreed the council should approve the resolution. Mr. Powell asked Mayor Murphy about the agreement. Mayor Murphy stated he agreed the city should pay the damages. Mr. Powell recommended the "Release of Claim" form should be drafted by City Attorney Butch Ellis. The council agreed. Mayor Murphy stated Mr. Brasher's original request for damages was $ 13,000.00.

6. Resolution 2012-01-23-06 for consideration to enter into an agreement as a part of Resolution 2012-01-23-06 with the Alabama Department of Transportation (ALDOT) for the planing, widening, resurfacing, loop detectors and permanent traffic striping along Highway 31 from Shelby County Road 68 to 0.12 miles south of Riverchase Parkway in Pelham. City Engineer Jesse Jowers stated this agreement was similar to the Highway 261 resolution passed by the council in December 2011.

Old Business – AS TIME PERMITS

1. Review of Ordinance 267-2 (Mayor Council Compensation)

   Dr. Nichols requested the council to continue reviewing the ordinance.

2. Ice Rink Management

3. Review of International Fire Code, International Residential Code and City of Pelham Sub-Division Regulations

New Business – AS TIME PERMITS

Announcements

Council President Nichols announced the April 16, 2012 council meeting would be moved to April 23, 2012 to accommodate Youth Government Day.

Adjournment

Mr. Meadows moved to adjourn the work session and said motion was seconded by Mrs. Rice. The motion passed unanimously by those present and the work session was adjourned at 6:59 p.m.

Respectfully submitted this 23th day of January 2012.

Tom Seale, CMC, City Clerk

[SEAL]