CITY OF PELHAM – WORK SESSION

Pelham City Hall – Council Conference Room
August 6, 2012 – 6 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 August 6, 2012 at 6:00 p.m. The regular work session was held in the Council Conference Room in Pelham City Hall and was open to the public. The work session was called to order by Council President Nichols at 6:00 p.m.

Call to Order

Roll Call

The following elected officials were present:

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

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 July 16, 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.

Mayor's Comments

Mayor Murphy elected to hold his comments until the regular council meeting.

Review of Council Agenda

Dr. Nichols reviewed the council agenda for August 6, 2012.

A. Call to Order

B. Invocation

C. Pledge of Allegiance

D. Roll Call

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 August 6, 2012 City Council Agenda.

   2. Approval of the July 16, 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

H. Proclamations - None

I. Requests to Address the Council - None

J. Old Business

   1. Ordinance 013-01 to amend Ordinance 013, Section 3, Codified at Chapter 4, (Buildings, Construction and Related Activities) Article II, (Dangerous Buildings) Section 4-22, (Declaration of Nuisance) of the Code of Ordinances, City of Pelham, Alabama. (First Reading – July 16, 2012) There was no council discussion.

   2. Ordinance 449 to change the title of Chapter 8 of the Code of Ordinances, City of Pelham, Alabama, to amend Ordinance 061-B, as previously amended by Ordinance 394, codified at Chapter 8 (Health and Sanitation), Article II, (Cleanliness of Premises) Sections 8-20 through 8-26 and to add Section 8-27 (Related Code Sections). (First Reading – July 16, 2012). Mr. Powell updated the council on a change to proposed

Ordinance 449 which if approved would define "nuisance". Mr. Powell moved to approve the change in Ordinance 449. Said motion was seconded by Mr. Scott. There being no further discussion the motion to add the definition of "nuisance" to Ordinance 449 was unanimously approved by the members of the council present.

K. New Business

1. Resolution 2012-08-06-01 for consideration to authorize the Mayor to enter into an agreement with Shelby County for the use of the county's election equipment for the 2012 municipal elections. There was no discussion.

2. Resolution 2012-08-06-02 for consideration to approve the compensation for the municipal poll workers for the 2012 municipal elections. There was no discussion.

3. Resolution 2012-08-06-03 for consideration to appoint various Pelham registered voters as poll workers for the 2012 municipal elections. There was no discussion.

3. Resolution 2012-08-06-04 for consideration to appoint Jonathan Holly to the Pelham Board of Adjustments with the term ending on September 30, 2014. Mr. Scott noted there were three positions on the Board of Adjustments that have expired. Mr. Scott moved to remove Resolution 2012-08-06-04 from the agenda in order to consider all three at one time at some point the future. Mr. Powell seconded the motion. Dr. Nichols stated she wanted to move forward with the resolution. Mr. Meadows suggested placing board and commission vacancies on the city website. There being no further discussion the motion to remove Resolution 2012-08-06-04 from agenda was unanimously approved by the members of the council present.

4. Resolution 2012-08-06-05 for consideration to approve the sole bid for a "Side Boom Flail Mower" for the Pelham Public Works Department from Cahaba Tractor Company in the amount of $ 15,943.00. (FY2012 budgeted item.) There was no discussion.

5. Resolution 2012-08-06-06 for consideration to approve the sole qualified bid for computer hardware for various City of Pelham departments from SHI, Inc. in the amount of $ 32,379.27. (FY2012 budgeted item.) Mr. Powell questioned the Dell and Inline bids that omitted the computer monitor portion of the specifications. Information Technology Manager Dell Ann Holly stated SHI would still have been the low bidder if the monitors had been included by Dell and Inline.

L. Council and Public Comments

None

M. Public Announcements

Rescheduling of the September 3, 2012 Work Session and Council Meeting to September 10, 2012 due to the Labor Day holiday.

N. Adjournment

Old Business – AS TIME PERMITS

1. The Ledges street light request.

   There was discussion among the council regarding past practices of installing street lights in Pelham. It was noted the developer typically pays for the installation of the street lights. Several options were discussed, including the city paying for the installation of the street lights or assessing the current residents and the undeveloped lots. Rick Hayes explained the process Alabama Power Company uses in determining the cost of installation and monthly expense. The pole can be paid for up front or on a monthly basis. Mr. Powell suggested Option 2 at a cost of approximately $ 11,126.40 and allow the homeowners to upgrade if they wish. Mayor Murphy stated the homeowners would be fine with Option 2 which calls for fiberglass light poles. Mayor Murphy stated he recommends the city paying for the fiberglass poles based upon the special circumstances of the developer going bankrupt. Mr. Meadows and Mr. Scott said they had no problems with the Mayor's recommendation. Mr. Powell stated he recommends the expense be included in the FY2013 budget. Dr. Nichols asked the city clerk to prepare a resolution for August 20, 2012 approving the street lighting request for The Ledges.

2. Chandalar Water Main Replacement Project Update.

   Public Works Director Eddy Jowers updated the council on the bid opening on August 2, 2012. Dr. Nichols instructed Mr. Jowers to bring his recommendation to the council at the next city council meeting on August 20, 2012. Dr. Nichols asked that his recommendation be included in the FY2013 budget. Mr. Powell stated the city council had previously approved $ 255,000 for the project. Mr. Powell further stated these funds would need to be carried over into the FY2013 Water budget.

3. Pelham Civic Complex Update

   The council was provided a copy of a follow-up letter from city attorney Butch Ellis.

4. Moore-Handley / Summer Classics Update

   There is a meeting scheduled for Wednesday, August 10, 2012 at 11:30 a.m. at Pelham City Hall to discuss the Summer Classics project.

New Business – AS TIME PERMITS

1. Janis Parks, Human Resources Department, Time and Attendance Benefits Enrollment Presentation. Ms. Parks was ill and unable to make the presentation to the city council.

2. Mr. Meadows moved to add Resolution 2012-08-06-07 honoring former Pelham Mayor Burk Dunaway and Resolution 2012-08-06-08 honoring long-time Pelham resident Fran Driver to the agenda. The resolutions, if adopted, would add these individuals' names to the memorial obelisk in the City Park. Said motion was seconded by Mr. Scott. There being no further discussion said motion was approved by a unanimous vote of the council to add Resolution 2012-08-06-07 and Resolution 2012-08-06-08 to the August 6, 2012 agenda.

3. The Judy Berneske townhouse mold issue was briefly discussed by the council. Ms. Berneske had addressed the council earlier and had recently written a letter to the mayor and city council. The city council instructed the city clerk to provide city attorney Butch Ellis a copy of Ms. Berneske's mold abatement engineering report. The city council has requested Mr. Ellis to provide his written recommendations on this issue.

Announcements

1. Rescheduling of the September 3, 2012 Work Session and Council Meeting to September 10, 2012 due to the Labor Day holiday.

Adjournment

Mr. Powell 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 6:56 p.m.

Respectfully submitted this 6th day of August 2012.

Tom Seale, CMC, City Clerk

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