

CITY OF PELHAM – WORK SESSION

**Pelham City Hall – Council Conference Room
October 21, 2013 – 6:00 p.m.**

MINUTES

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

Members of the Pelham City Council met October 21, 2013 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.

Call to Order

The work session was called to order by Council President Rick Hayes at 6:03 p.m.

Appointment of Acting City Clerk

With unanimous consent of the City Council, Council President Rick Hayes announced the appointment of Finance Director Tom Seale to serve as acting city clerk in the absence of City Clerk Marsha Yates.

Roll Call

The acting city clerk called the roll and the following elected officials were present:

Council President Rick Hayes
Councilmember Ron Scott
Councilmember Beth McMillan
Councilmember Karyl Rice
Mayor Gary W. Waters

Councilmember Maurice Mercer (Absent) (Arrived at 6:51 p.m.)

Media Present: Neal Wagner, Shelby County Reporter, Martin Reed, Birmingham News and Rachel Crisson, Pelham City News.

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

Approval of Minutes

A motion was made by Councilmember Scott to approve the October 7, 2013 work session and October 15, 2013 special work session minutes. The motion was seconded by Councilmember Rice and passed unanimously by voice vote of those members present.

Mayor Waters' Comments

No comments.

Review of Council Agenda

Council President Hayes reviewed the council agenda for October 21, 2013:

- 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 October 21, 2013 City Council Agenda
- 2. Approval of the October 7, 2013 Regular City Council Meeting Minutes
- 4. Approval of non-budgeted expenses from restricted fund accounts: None

- F. Public Hearing - None
- G. Mayor Waters' Comments
- H. Proclamations - None
- I. Requests to Address the Council – None

J. Old Business

1. **Ordinance #135-201** for consideration to amend the Sign Ordinance for off-premise signs regarding Digital, Rotoboard and Variable Changeable Electronic LED signs.
2. **Ordinance #135-198** for consideration to re-zone property located at 1200 Martin Street from O & I Office & Institutional to R-1 Single Family Residential. Applicant: Madison Earl Development, LLC.

K. New Business

1. **Resolution 2013-10-21-01** for consideration to appoint Mr. Tamane Moore to the Pelham Beautification Board for a term ending September 30, 2014 and to reappoint Mr. Mosley Johnson and Mrs. Neville Peacock to the Pelham Beautification Board for terms ending on September 30, 2016.

L. Council and Public Comments

M. Public Announcements

N. Adjournment

1. The Pelham Business Council will meet at 11:00 a.m. on October 22, 2013 at the Pelham Civic Complex and Ice Arena.
2. The Pelham City Council will hold a public hearing to consider an application from T-Mobile USA, Inc. and Crown Castle to approve a Ten foot (10') tower height extension to an existing Wireless Telecommunications Facility. The hearing has been set for November 4, 2013 at 7:00 p.m. in the Council Chambers at City Hall immediately following the regularly scheduled city council meeting.
3. The Pelham City Council intends to hold school board interviews on October 29, 2013 starting at 6:00 p.m. in the Council Chambers at City Hall.
4. The Pelham City Council will host a Town Hall on November 21, 2013 at the Pelham Civic Complex and Ice Arena at 7:00 p.m.

Old Business

1. FY 2014 Budget

Council President Hayes stated the budget was still under review and he did not anticipate the need for an additional work session.

New Business

1. Mr. Pete Yonce with Revenue Discovery Systems (RDS) – Crosscheck of current vendors for applicable business licenses.

Mr. Yonce addressed the council regarding delinquent business license discovery and the process of collections. He stated his company had recovered in excess of \$ 22 million dollars for municipalities in Alabama.

Executive Session

A motion was made by Councilmember Rice for the purpose of entering into executive session to discuss “legal ramifications of and legal options for pending litigation”. City Attorney Butch Ellis stated for the record the executive session met the requirements of the Open Meetings Act in order to hold an executive session to discuss pending litigation. Said motion was seconded by Councilmember McMillan. There being no further discussion Council President Hayes asked the acting city clerk to call the roll on the motion to enter into executive session. The roll call votes were recorded as follows:

Rick Hayes Council President	Yes
Ron Scott Councilmember	Yes
Beth McMillan Councilmember	Yes
Maurice Mercer Councilmember	Absent
Karyl Rice Councilmember	Yes

Council President Hayes stated the City Council, Mayor Gary Waters, Human Resources Director Janis Parks, Finance Director Tom Seale, Fire Chief Danny Ray, City Attorney Butch Ellis, Attorney Bent Owens and Attorney Al Vreeland would attend the executive session. Council President Hayes stated the council would return from the executive session at approximately 6:59 p.m. and reconvene the work session. The council moved into executive session at 6:25 p.m. The council returned at 7:12 p.m. and Council President Hayes called the work session back to order.

Announcements

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Adjournment

A motion to adjourn was made by Councilmember McMillan and seconded by Councilmember Rice. The motion passed unanimously by voice vote of those members present, and the work session was adjourned at 7:13 p.m.

Respectfully submitted this 21st day of October 2013.



Tom Seale, CMC, Acting City Clerk

