CITY OF PELHAM – WORK SESSION

Pelham City Hall – Council Conference Room
November 4, 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 November 4, 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 6:02 p.m.

Roll Call

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

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

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 Rice to approve the October 21, 2013 work session minutes. The motion was seconded by Councilmember McMillan and passed unanimously by voice vote of those members present.

Mayor Waters' Comments

Mayor Waters welcomed everyone and said he had no further comments.

Old Business

1. FY 2014 Budget

Council President Hayes stated the budget was balanced, had money to spend on critical capital needs, and the ability to put money into the General Fund to build it back up.

Additionally, he said the Water and Sewer budgets are both balanced, a generator for Lift Station M is budgeted, and the city will draw from reserves for some of the Water and Sewer capital projects.

New Business

1. Wastewater Treatment Plant Improvements Bid and Notice of Award

Municipal Consultants confirmed that Mark Johnson Construction, the company to whom the bid will be awarded, has extended their guaranteed bided price for one week. President Hayes stated the council will vote on awarding the bid during the November 18, 2013 council meeting.

Review of Council Agenda

Council President Hayes reviewed the council agenda for November 4, 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 November 4, 2013 City Council Agenda

2. Approval of the October 21, 2013 Regular City Council Meeting Minutes

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

F. Public Hearing

Notice of application for approval of height extension to an existing wireless telecommunications facility located at 5050 Beabout Drive, Pelham, AL by T-Mobile USA

CMS Representative Mignon Bowers stated for the record that the Balloon Test required in Ordinance 457, Section 8 (L)(2) is performed to better inform the residents of the proposed increase in height, not to approve or disapprove a request. Due to lack of impact of a ten foot (10') extension, CMS recommended that the City waive this requirement. Ms. Bowers stated that the recommended waiver is expressly not to be considered precedent-setting in regards to future applications.

President Hayes said once the council hears comments during the public hearing at tonight's meeting, the council could move the vote on this request to a future council meeting if needed, but for the now, the resolution would remain on the agenda.

G. Mayor Waters' Comments

H. Proclamations

National Dyslexia Awareness Month

I. Requests to Address the Council - None

J. Old Business - None

K. New Business

1. **Resolution 2013-11-04-01** approving the FY 2014 operating and capital improvement budgets.

No further comment

2. **Resolution 2013-11-04-02** for consideration to approve an ABC license application for 020 Restaurant Retail Liquor for applicant Jakes Café, Inc., operating under the trade name Jakes Café Southern and Caribbean Cuisine, located at 3569 Pelham Parkway, Suite 1-2, Pelham, Alabama.

Councilmember Scott thanked the applicant for participating in the Responsible Vendor Program.

3. **Resolution 2013-11-04-03** declaring certain personal property which is no longer needed by the city to be surplus and authorizing the disposal thereof.

No discussion

4. **Resolution 2013-11-04-04** authorizing the addition of the name Roy Jowers to the memorial obelisk at Pelham City Park.

Mayor Waters said the city would have a program, probably on a Sunday afternoon, in honor of Mr. Roy Jowers once his name is inscribed on the obelisk.

5. **Resolution 2013-11-04-05** authorizing Finance Director Tom Seale, on behalf of the City of Pelham, to enter into an agreement with Houston-Galveston Area Council (H-GAC) for cooperative purchasing of goods and services.

No discussion

6. **Resolution 2013-11-04-06** for consideration to approve a special use permit to T-Mobile for modifications of an existing tower facility, including increasing the height by ten feet, located at 5050 Beabout Drive.

Mignon Bowers was available for comment.

7. **Resolution 2013-11-04-07** for consideration to accept the donation of two parcels across Bearden Road from the back entrance to Pelham City Park.

Councilmember Scott asked if the city would be taking on any liability, and President Hayes replied – No.

8. **Resolution 2013-11-04-08** for consideration of the Memorandum of Understanding dated October 10, 2013 related to the case styled Camp v. City of Pelham.

President Hayes informed the council that Judge Ott requested council consideration on this resolution be postposed to a later meeting. Councilmember Scott moved to postpone Resolution 2001-11-04-08 to a future council meeting. The motion was seconded by Councilmember Mercer and approved unanimously by voice vote of all members of the council present. President Hayes announced that the resolution is postponed and removed from tonight's agenda.

9. **Resolution 2013-11-04-09** for consideration of the Order rendered by the Circuit Court of Shelby County, Alabama on October 16, 2013, in the case of Bailey v. Personnel Board of the City of Pelham.

No discussion

10. **Resolution 2013-11-04-10** to authorize the emergency purchase of a replacement server for the city.

IS Manager Dell Ann Holly said this replacement server was critical and the cost of replacement was in the FY2014 budget to be considered for approval tonight.

L. Council and Public Comments

M. Public Announcements

1. The Pelham City Council will host a Town Hall on Tuesday, November 19, 2013 at the Pelham Civic Complex and Ice Arena at 7:00 p.m.

N. Adjournment

(End of November 4, 2013 Agenda Review)

Announcements

1. The Pelham City Council will host a Town Hall on Tuesday, November 19, 2013 at the Pelham Civic Complex and Ice Arena at 7:00 p.m.

Adjournment

A motion to adjourn was made by Councilmember Rice and seconded by Councilmember Scott. The motion passed unanimously by voice vote of those members present, and the work session was adjourned at 6:25 p.m.

Respectfully submitted this 4th day of November 2013.

Marsha Yates
Marsha Yates, CMC, City Clerk

R.A. Hayes
Rick Hayes, President of the Council

CITY OF PELHAM CITY SEAL ALABAMA

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