

CITY OF PELHAM – WORK SESSION

**Pelham City Hall – Conference Room
September 15, 2014 – 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 September 15, 2014 at 6:00 p.m. The regular work session was held in the 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 Hayes at 6:15 p.m.

Appointment of Acting City Clerk

Councilmember Rice moved to appoint Finance Director Tom Seale to serve as acting city clerk in the absence of City Clerk Marsha Yates. Councilmember Mercer seconded the motion and by a unanimous vote of the city council Finance Director Tom Seale was appointed as acting city clerk.

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 Maurice Mercer
Councilmember Karyl Rice
Mayor Gary W. Waters

Media Present: Molly Davidson, Shelby County Reporter and Martin Reed, The Birmingham News.

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

Approval of Minutes

A motion was made by Councilmember Mercer to approve the following minutes as presented:

September 8, 2014 regular council work session minutes

September 9, 2014 special called council work sessions minutes

The motion was seconded by Councilmember McMillan and passed unanimously by voice vote of those members present, and the council president declared them approved.

Mayor Waters' Comments

Mayor Waters discussed a potential change in the current trash contract with regard to the semi-annual "heavy trash day" pickup. Mayor Waters introduced Roberto Rodriguez, owner of Trash Taxi. Mr. Rodriguez outlined his plans to eliminate house-to-house pickup on heavy trash day by establishing a central location in Pelham for the residents to drop off their debris. He discussed options for the council to consider in making a change this year. Heavy trash day is scheduled for Saturday, October 4, 2014. Mayor Waters mentioned several problems occurring in the past. He further noted the existing contract would require modifications and approval by the city council if a change was made. Council President Hayes mentioned the problem of residents having the means to get their debris to the drop off location. Councilmember Rice said residents have been able to dispose of large items, including furniture, stoves, refrigerators, etc. in the past. She suggested having a telephone number to call for pickup. Mr. Rodriguez stated he would work with the city in any way he could to make this event a success. Councilmember Scott said the city should be able to accommodate the needs of the public and eliminate an unsightly hazard. Councilmember Rice suggested not making any changes this late but plan for the April 2015 date. Council President Hayes spoke in favor of the change and further stated the city council would discuss the matter at a special called council meeting in the next few days.

Review of Council Agenda

Council President Hayes reviewed the council agenda for September 15, 2014:

- 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 September 15, 2014 City Council Agenda
2. Approval of the September 8, 2014 Regular City Council Meeting Minutes
3. Approval of non-budgeted expenses from restricted fund accounts: None

F. Public Hearing - None

G. Mayor Waters' Comments

H. Proclamations

September 17-23, 2014 proclaimed Constitution Week in Pelham, Alabama

September 22, 2014 proclaimed as Family Day in Pelham, Alabama

I. Requests to Address the Council – None

J. Old Business - None

K. New Business

1. **Resolution 2014-09-15-01** for consideration to reappoint Mr. David Russell to the Pelham Beautification Board for a three-year term to expire September 30, 2017. There were no council comments.
2. **Resolution 2014-09-15-02** for consideration to opt out of the Alabama Tax Tribunal and Its Associated Jurisdiction. Council President Hayes explained the new Alabama Tax Tribunal legislation and the implications to Pelham. He further noted Pelham has been operating successfully under a similar plan for over 20 years. Pelham currently uses attorney Jim Esdale as the administrative law judge to hear taxpayer appeals. Council President Hayes stated the city was opting out of the program on the advice of City Attorney Butch Ellis.
3. **Resolution 2014-09-15-03** for consideration to authorize payment for damages to property. Council President Hayes explained the long investigative process involved to make sure the City followed the letter of the law when considering this payment for damages.
4. **Resolution 2014-09-15-04** for consideration to enter into an agreement with the State of Alabama acting by and through the Alabama Department of Transportation for sidewalks along Industrial Park Drive and Bearden Road. Council President Hayes stated the city was working with estimates on the sidewalk costs which are approximately three years old. He stated the plans have been reviewed with the Alabama Department of Transportation (ALDOT). ALDOT has requested city council approval at this time. James Brown, Gonzalez-Strength and Associates, Inc., stated costs are continuing to increase with all their current projects coming in over estimates.

5. **Resolution 2014-09-15-05** for consideration to release Riverchase Middle School to spend excess designated funds from a previous donation. Council President Hayes noted Riverchase Middle School was requesting to spend funds previously donated by the City in the Fiscal Year 2014 budget.
6. **Resolution 2014-09-15-06** for consideration to enter into an amended agreement with Cooper Construction for the practice rink expansion project at the Pelham Civic Complex and Ice Arena. Council President Hayes explained the amended contract would reference the state bid on concrete allowing the contractor to take advantage of the city's tax exempt status. It was noted for the record Cooper Construction has neither a general contractor's license nor a Pelham business license at this time.

L. Council and Public Comments

M. Public Announcements

1. The Pelham City Council will host a Town Hall Meeting on Tuesday, September 30, 2014 at 7:00 p.m. at the Pelham Civic Complex & Ice Arena.
2. The Pelham Library Guild will host the annual Taste of Pelham fundraising event on October 7, 2014 at the Pelham Civic Complex & Ice Arena from 6:00 p.m. to 8:00 p.m.

N. Adjournment

(End of September 15, 2014 Agenda Review)

Old Business

1. Oak Mountain State Park Improvements. Council President Hayes explained the ongoing improvements planned for the state park. He announced a kickoff meeting to view and discuss the strategic plan for the park would be held in conjunction with the Taste of Pelham on October 7, 2014 from 5 until 9 pm. Council President Hayes asked the council to review the questionnaire that would be distributed at the meeting. UPDATE: The kickoff meeting has been postponed to a later date.
2. FY 2015 Budget – Council President Hayes asked the council to review the proposed budget over the next few days. He further stated he would discuss the proposed budget with Mayor Waters and would reach out to various department heads over the next several days.

New Business

1. Water Board Meeting. Council President Hayes discussed the Shelby County water rate increases. Discussion revolved around having a Water Board meeting the same night as a special called council meeting. It was decided to hold the Water Board meeting on Monday, September 22, 2014 at 6:30 pm followed by a special called city council meeting at 7:30 pm. Both meetings would be held in the Council Conference Room at Pelham City Hall.

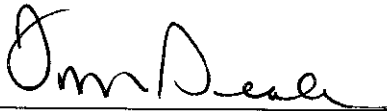
Announcements

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Adjournment

A motion to adjourn was made by Councilmember Scott and seconded by Councilmember Mercer. The motion passed unanimously by voice vote of those members present, and the work session was adjourned at 6:58 p.m.

Respectfully submitted this 15th day of September, 2014.



Tom Seale, CMC, Acting City Clerk



Rick Hayes, President of the Council

[Seal]

