

CITY OF PELHAM – WORK SESSION

Pelham City Hall – Conference Room

February 2, 2015 – 6:15 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 February 2, 2015 at 6:15 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 6:20 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
Mayor Gary W. Waters

Councilmember Karyl Rice was absent.

Media Present: Jon Harrison, Shelby County Reporter; Martin Reed, Birmingham News

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

Approval of Minutes

A motion was made by Councilmember Scott to approve the January 20, 2015 regular council work session minutes as presented. The motion was seconded by Councilmember Mercer and passed unanimously by voice vote of those members present.

Mayor Waters' Comments

Mayor Waters asked for the council's agreement to replace any and all decking found to be molded or damaged during the roof replacement project at city hall, even if this should cause the cost of the project to go over the approved bid amount. All roof decking will be inspected and evaluated by the architect before being replaced. The city council agreed with the request.

The mayor told the council of plans to update the City Disaster Plan which is being done in a joint effort with the Shelby County EMA. The city council agreed to be supportive of the new plan.

Mayor Waters announced the SEC Hockey Tournament being played this weekend at the Pelham Civic Complex & Ice Arena.

Councilmember Scott questioned the mayor about the disaster plan and asked that the city have a better communication plan in place, including social media notifications during disaster situations. The new plan will have a dedicated person to post information through social media outlets.

Review of Council Agenda

President Hayes reviewed the February 2, 2015 city council agenda and stated the two public hearings listed on the council agenda would be held tonight.

There were no items of old business on the agenda, and the council reviewed the resolutions under new business.

K. New Business

1. **Resolution 2015-02-02-01** for consideration to approve the ABC application for Flynn and Thomas, LLC, trade name Full Till Bar Service located at 1974 Chandalar Drive, Suite B, Pelham, Alabama.

Councilmember Scott had talked with the applicant at length and said he was trained and certified in alcohol management. Mr. Scott reported that the ABC Board dictates that the applicant must apply for a store-front retailer license even though his business model calls for very little retail sales. Councilmembers Scott, Hayes and McMillan had concerns about this being a retail license due to the location and wished there were other options from the ABC Board. Councilmember Mercer said that he was going to ask for more time, but based on what he heard during the Work Session, he was comfortable moving forward. Applicant Dillon Thomas was present.

2. **Resolution 2015-02-02-02** for consideration to approve the ABC application for Legends Music, LLC, trade name Legends Music located at 1000 Amphitheater Road, Pelham, Alabama.

Councilmember Scott voiced support for adopting the resolution to approve the application.

3. **Resolution 2015-02-02-03** for consideration to declare personal property as surplus.

Finance Director Tom Seale addressed the council saying the auction would go live tomorrow and run through February 16, 2015. The bidding for the blue building will run until February 28th, and the property must be cleared by July 31, 2015.

4. **Resolution 2015-02-02-04** for consideration to increase the Facilities Maintenance and Landscape Services FY2015 budget by \$5,000.00 for repairs to a city-owned 1999 Ford F-350 Crew Cab truck with hydraulic dump bed.

President Hayes stated this was a good option for the city, but was not in the Facilities Maintenance budget. He supported passing the resolution.

5. **Resolution 2015-02-02-05** for consideration to accept the qualifying bid of \$26,856.71 from Emergency Lighting by Haynes for the purchase of emergency equipment for five new police vehicles.

Deputy Police Chief Larry Palmer spoke regarding the bid saying it came in under budget.

6. **Resolution 2015-02-02-06** for consideration to revoke the business license of Gallery 31 at Riverchase for failure to file tax returns and/or the non-payment of the related taxes.

Tom Seale noted the resolution, if passed, would give the business thirty (30) days to file and pay taxes.

7. **Resolution 2015-02-02-07** for consideration to revoke the business license of Bishop Holdings, LLC, d.b.a. Wing King for failure to file tax returns and/or the non-payment of the related taxes.

Councilmember Scott questioned Mr. Seale regarding any tools available to the city by which the money owed could be collected. Mr. Seale replied circuit or small claims courts were options.

8. **Resolution 2015-02-02-08** for consideration to enter into an agreement with ALDOT related to the resurfacing of I-65 from County Road 52 in Pelham to Highway 31 in Alabaster.

President Hayes explained that he had raised some questions regarding language included in the resolution recommended by ALDOT that was not applicable, but based on the feedback from ALDOT he was comfortable approving the resolution as written.

(End of February 2, 2015 Agenda Review)

Old Business

1. Update on the construction plans for the school board in the Water Department Administration Building

President Hayes reported that feedback was expected from multiple parties by the end of the week and that he hoped that the council could vote on moving forward with this effort no later than March 2, 2015.

2. Update on purchasing properties along AL 261 related to the flood mitigation grant program

President Hayes reported the closings on all five properties have been completed.

3. Status on the Pelham Senior Center expansion options

President Hayes reported the project is moving forward, and meetings with four construction companies are scheduled for tomorrow.

4. Update on the kickoff meeting for the APPLE Greenway/Trails Project

President Hayes reported he, Ms. McMillan and Mayor Waters attended a good meeting today with the Regional Planning Commission of Greater Birmingham. Mayor Waters pointed out that the city will host a public input meeting related to the trails project.

Councilmember Scott asked City Engineer Jesse Jowers for an update on the plans to add an additional lane to the I-65 northbound entrance ramp. Mr. Jowers stated he did not have an update, but thought the traffic study was nearing completion. Councilmember Scott pointed out that the construction on the new apartment complex on Huntley Parkway has begun and that it was very important to ensure that the additional lane would be completed before the new complex is opened.

New Business

1. Discussion of a proposed public hearing to gather information and obtain public feedback related to potential smoking ban options for Pelham

President Hayes stated he believed it was appropriate to have a public hearing on this issue, and Councilmember McMillan agreed.

Mayor Waters asked if this could be a topic for the upcoming town hall meeting, and Councilmember Scott agreed it was a good idea. Mayor Waters agreed to get the word out about the meeting.

President Hayes asked about the municipal court's thoughts on appointing a public defender, and the city clerk said she would discuss this with the court clerk and get back with the council.

Mayor Waters mentioned that the Burger King franchisee wishes to appeal to the city council regarding the planning commission's decision on the proposed store location, but an appeal to the city council is not an option. The mayor is meeting with the Burger King franchisee representatives on Thursday and plans to show them three other properties for consideration.

Announcements

1. Ballantrae Golf Course will host a Valentine family dinner on Tuesday, February 10, 2015 from 5:30 to 7:30 p.m. Reservations are required by 5 p.m. Saturday, February 7th.
2. The Pelham City Council will host a town hall meeting on Thursday, February 26, 2015 at the Pelham Civic Complex & Ice Arena at 7:00 p.m.

Adjournment

A motion to adjourn the work session was made by Councilmember Scott and seconded by Councilmember McMillan. The motion passed unanimously by voice vote of those members present, and the work session was adjourned at 7:04 p.m.

Respectfully submitted this 2nd day of February, 2015.

Marsha Yates

Marsha Yates, CMC, City Clerk

RA Hayes

Rick Hayes, President of the Council

