

CITY OF PELHAM – WORK SESSION

**Pelham City Hall – Conference Room
April 20, 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 April 20, 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 6:19 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: Emily Sparacino, Shelby County Reporter; Martin Reed, The Birmingham News and Rachel Crisson, Pelham City News

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

Approval of Minutes

A motion was made by Councilmember McMillan to approve the April 6, 2015 regular council work session minutes as presented. The motion was seconded by Councilmember Rice and passed unanimously by voice vote of those members present.

Mayor Waters' Comments

Mayor Waters announced he would be reading two proclamations during the council meeting.

Councilmember Scott addressed the Mayor to request an update about the CSX railroad crossing on County Road 11. Mayor Waters reported that three of four corners of this crossing are in Alabaster. He suggested the cities of Pelham and Alabaster along with Shelby County should work together on getting crossing guards at this location. He also shared that city engineering had requested a traffic count which showed over 2000 vehicles, both ways, crossed this railroad crossing within a 24-hour period. The mayor stated he had a meeting with CSX later in the week.

Review of Council Agenda

President Hayes reviewed the April 20, 2015 city council agenda noting there was a request from the police department to purchase a used radio enclosure with 911 funds and two proclamations to be presented by the Mayor.

Police Chief Palmer gave details about the 911 request saying the opportunity to purchase this used enclosure would result in substantial savings for the city.

President Hayes pointed out the council had four public hearings tonight and would hear the one regarding the vacation of Applegate Cove during the council meeting, but would hold the other three hearings at the conclusion of the council meeting.

The council then reviewed items listed under Old and New Business.

J. Old Business

1. **Ordinance No. 461** for consideration to annex property at Pelham High School (Softball Field) and increase the corporate limits of the city

There were no comments or discussion.

2. **Ordinance No. 462** for consideration to annex property along Aaron Road near AL 261 (Chadwick Detention Pond) and increase the corporate limits of the city

President Hayes stated this was a part of the flood mitigation study along AL 261.

3. **Ordinance No. 463** for consideration to annex property located at 1580 County Road 35 and increase the corporate limits of the city

There were no comments or discussion.

K. New Business

1. **Resolution 2015-04-20-01** for consideration to appoint a member to the Pelham Board of Education for Place 2

President Hayes recommended the council reappoint Angie Hester allowing her to serve a full term.

2. **Resolution 2015-04-20-02** for consideration to donate \$450.00 to assist the American Legion Matthew Blount Post 555 in sponsoring two Pelham High School juniors for Alabama Boys State

Councilmember Rice recommended the same amount be donated to allow two female students to attend Girls State. President Hayes agreed but said that would be done separately.

3. **Resolution 2015-04-20-03** for consideration to donate \$7,200 to the Pelham Athletic Association to help fund upgrades and repairs for the Pelham High School baseball stadium facilities and help with the recognition of Pelham High School state championship teams

The question was asked if this would fund the handicap elevator/lift. President Hayes replied the Board of Education funded the lift and this money would go toward other items including upgrades and repairs.

4. **Resolution 2015-04-20-04** for consideration to authorize the mayor to enter into an agreement with ALDOT for Project Number UN-IMD-1065(435) to replace existing concrete flumes and repair sinkholes on backslope benches on I-65 North of SR-119 (Exit 246) to South of Valleydale Road (Exit 246)

There were no comments or discussion.

5. **Resolution 2015-04-20-05** for consideration to grant a Special Use Permit to AT&T for modification of the existing wireless tower facility located at 5010 Oak Mountain Drive

CMS representative David Andrews reported CMS had reviewed the modification request and found there would be no additional height to the 150 foot monopole and no aesthetic changes. Mr. Andrews recommended the council approve the request.

6. **Resolution 2015-04-20-06** for consideration to vacate Applegate Cove and Right of Way

Mr. Steve Stine, attorney for the Pelham Board of Education, recommended the council approve the request to vacate Applegate Cove. BOE President Rick Rhoades reported the awarded bid came in under the proposed budget, and announced the ground-breaking for the new school is scheduled for May 5, 2015 at 10 a.m.

7. **Resolution 2015-04-20-07** for consideration to enter into an agreement with Summer Classics Properties, LLC related to the development of the property addressed in the Development Agreement dated July 30, 2013 and the granting of certain easements between the parties

President Hayes gave an overview of the five easements and said the agreement for easements and access roads was mutually beneficial to all parties.

8. **Ordinance No. 288-9** (First Reading) for consideration to amend the business license ordinance to provide for mobile food units

President Hayes said the language was revised to address churches located in residential zoning so as not to exclude churches from having a mobile food unit at special events.

9. **Ordinance No. 135-205** (First Reading) for consideration to amend the zoning ordinance to provide for mobile food units

President Hayes gave a brief overview.

10. **Ordinance No. 135-206** (First Reading) for consideration to amend the zoning ordinance, Article X- R-G Garden Home Residential District

President Hayes said a few minor changes had been made to clarify issues raised by the Planning Commission.

11. **Ordinance No. 135-207** (First Reading) for consideration to amend the zoning ordinance to rezone Riverchase Middle School from A-1 Agricultural District to O & I Office and Institutional District

President Hayes gave a brief overview.

12. **Ordinance No. 464** (First Reading) for consideration to amend the Code of Ordinances, City of Pelham, Alabama, Chapter 4, Article I, to add Section 4-11 Compliance with zoning and codes to obtain utility service

Bob Miller addressed the council to explain the need for this ordinance.

(End of April 20, 2015 Agenda Review)

Old Business

1. Water Building build-out update

President Hayes reported he had met with Goodwyn, Mills and Cawood and the Pelham Board of Education last Thursday where several issues with the plans were discussed. The drawings are to be redone and returned for review by Tuesday.

New Business - None

Announcements

1. The quarterly meeting for the Pelham Business Council will be tomorrow, April 21st at 11:00 a.m. at the Pelham Civic Complex & Ice Arena.
2. The Mayor and City Council will host the quarterly Town Hall Meeting on Thursday, April 30, 2015 at 7:00 p.m. at the Pelham Civic Complex & Ice Arena.
3. Shred-It USA will host a free shredding event at the Pelham Public Library on Saturday, May 2, 2015 from 8:00 a.m. until noon. There is a six box limit per individual.
4. The annual Youth Government Day will be Monday, May 4, 2015.
5. The May 18, 2015 council meeting has been rescheduled to Tuesday, May 19, 2015 due to the Alabama League of Municipalities annual convention.

Executive Session

President Hayes announced the city council would enter into executive session to discuss a real estate matter. Councilmember Scott moved to enter into executive session and the motion was seconded by Councilmember Mercer. The roll call vote on the motion was as follows:

Councilmember Rice	<u>Yes</u>
Councilmember Mercer	<u>Yes</u>
Council President Hayes	<u>Yes</u>
Councilmember McMillan	<u>Yes</u>

Councilmember Scott

Yes

President Hayes declared the motion passed unanimously and requested Mayor Waters and Tom Seale to join them. President Hayes stated the council would reconvene the work session in the Council Chambers where the work session would be adjourned. The executive session convened at 6:55 p.m. and adjourned at 7:05 p.m.

Adjournment

A motion to adjourn the work session was made by Councilmember Rice and seconded by Councilmember Mercer. The motion passed unanimously by voice vote of those members present, and the work session was adjourned at 7:08 p.m.

Respectfully submitted this 20th day of April, 2015.

Marsha Yates

Marsha Yates, CMC, City Clerk

R. Hayes

Rick Hayes, President of the Council

