

## **CITY OF PELHAM – WORK SESSION**

**Pelham City Hall – Conference Room  
August 1, 2016 – 5:30 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 August 1, 2016 at 5:30 p.m. The regular work session was held in the Conference Room in Pelham City Hall and was open to the public.

#### **Record of Attendance**

The following elected officials were present:

Council President Rick Hayes  
Councilmember Ron Scott  
Councilmember Beth McMillan  
Councilmember Maurice Mercer  
Councilmember Karyl Rice (arrived at 5:54 p.m.)  
Mayor Gary Waters

Media Present: Briana Harris, Shelby County Reporter

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

#### **Call to Order**

The work session was called to order by Council President Hayes at 5:36 p.m.

#### **Approval of Minutes**

A motion was made by Councilmember McMillan to approve the July 18, 2016 regular council work session minutes. The motion was seconded by Councilmember Scott and passed unanimously by voice vote of those members present.

#### **Mayor Waters' Comments**

The mayor reserved his comments for the council meeting.

#### **Budget Hearings**

The Mayor and Council reviewed the Facilities and Maintenance proposed FY2017 budget with Mickey Dunnaway from 5:38 until 5:50, and they reviewed the Human Resource proposed FY2017 budget with Janis Parks from 5:51 until 5:57.

#### **Review of Council Agenda**

Council President Hayes reviewed the August 1, 2016 council agenda noting there was a public hearing for a rezoning request.

## I. Old Business

1. **Ordinance #135-212** for consideration to rezone property located at 2805 Pelham Parkway from B-4 Mini Warehouse District to B-2 General Business District. The parcel contains 0.53 acre and the applicant is Barbara Cole.

There were no comments or questions.

## J. New Business

1. **Resolution 2016-08-01-01** for consideration to appoint Election Officers for the 2016 Municipal Election

City Clerk Marsha Yates confirmed that all the recommended election officers had experience working at the municipal and Shelby County polls.

2. **Resolution 2016-08-01-02** for consideration to approve the rate of compensation for the 2016 Municipal Election Officers

City Clerk Marsha Yates stated that Alabama municipalities generally pay the same amount of compensation to poll workers as is paid by their counties and that Pelham has followed this practice in previous elections. The rate of pay is the same paid by Shelby County for county-run elections.

3. **Resolution 2016-08-01-03** for consideration to authorize the Mayor to enter into an Agreement with Shelby County

President Hayes discussed the audio visual upgrades for the Pelham Civic Complex & Ice Arena. The upgrades will benefit both the city and county by equipping the complex to book additional events. In discussing the city's usage of the basketball court and goals, it was determined that Shelby County uses them much more than the city. Danny Tate said the city last used them seven years ago. Mayor Waters supported the agreement saying we want to keep our good relationship with Shelby County.

4. **Resolution 2016-08-01-04** for consideration to approve a co-location of equipment on the existing wireless tower located at 1655 Morgan Park Road requested by Eye Tower, LLC

CMS Representative David Andrews said additional antennae will be mounted on the 150' monopole between an 88' and 100' height. They will only receive signals and not broadcast, and they will change the appearance of the tower. CMS recommends city approval because most of the requested modification is mandated by the federal government to continue providing local programming and the City does not have grounds to deny this request.

5. **Resolution 2016-08-01-05** for consideration to accept the low bid for the CSX Lee Street Utility Relocation Project and to authorize the Mayor to sign a Notice of Award

Eddy Jowers reported that Municipal Consultants, CSX representatives and he have met several times. The bid award is contingent on the city receiving the money from CSX to cover the work. As of today no money had been received, but CSX has agreed to pay for the work and this was addressed in the recent agreement between the City and CSX.

6. **Resolution 2016-08-01-06** for consideration to approve an ABC license application for Poppa G's Billiards located at 2722 Chandalar Place Drive, Pelham, Alabama

Councilmember Scott addressed questions to business owner Frank Gattina who is being required by the ABC Board to obtain a new license due to changes brought about with Sunday sales. Mr. Gattina has been in business for several years and is also a trainer in the Responsible Vendor Program. Councilmember Scott recommended the council approve the application.

7. **Resolution 2016-08-01-07** for consideration to approve and authorize the Mayor to enter into an agreement with Goodwyn, Mills & Cawood for engineering services relative to the Pelham Greenway along Bishop Creek (Phases 1 & 2)

President Hayes said that ALDOT has approved the agreement and he anticipates work to start in one to two months as soon as Goodwyn, Mills & Cawood received formal approval from ALDOT to begin.

8. **Ordinance #476** (First Reading) for consideration to authorize the issuance of one \$10,000,000.00 General Obligation Warrant, Series 2016 for the City of Pelham

President Hayes stated this ordinance will require another first reading after the final terms are filled in. It will be presented for another first reading and for consideration at the August 15<sup>th</sup> meeting.

9. **Ordinance #477** (First Reading) for consideration to annex property located in The Highlands development into the City of Pelham

President Hayes asked Eddy Jowers if this was the final property needing to be annexed to complete The Highlands Community. Mr. Jowers said there will probably be one more parcel annexed in order to have the pump station in the city limits.

*(End of August 1, 2016 Agenda Review)*

#### Old Business

1. Discuss the 1830 Trail Ridge Drive demolition bids and alternatives – Bob Miller

Bob Miller told the council that the property owner had been given 30 days to take action on the property and that after more than the 30 days he has not received any word from the owner. Mr. Miller bid out the demolition upon the advice of City Attorney Butch Ellis. The lowest bid received was \$13,500.00.

Mayor Waters recommended the demolition be done using city labor and rented equipment that the city will already have rented for the Saddle Run demolition projects. The work could be completed for much less than the lowest bid if done in-house.

Councilmember Mercer asked what concerns, if any, our attorney had with the city doing the work. Mr. Miller replied the concern was a possible negative public perception that the city would condemn the property and demolish it to make a profit.

After discussion regarding this clearly not being related to the City making any financial gains, Councilmember Scott moved to use city resources for the demolition. Councilmember McMillan seconded the motion and it passed unanimously by voice vote of the council.

Eddy Jowers said his department will need to keep accurate records of hours worked for the purpose of calculating the dollar amount of the lien that will be placed on the property. Mr. Jowers will check his department's schedule to see when the work can be completed, but it should start around the middle of this month.

## 2. Update on beautification of I-65 exit at Colonial Pipeline Company

GIS Director Josh Osborne distributed a diagram showing various interstate barrier options using trees and walls. He said the city has a strong potential for obtaining grant money from the Federal Department of Homeland Security due to the security needs related to this Colonial Pipeline facility.

President Hayes reported that Mr. Troy Gibbons, Operations Manager for Colonial Pipeline, shared information in a recent meeting that indicated that because of the critical facilities supplied via this Colonial Pipeline location, there is a good chance this project will qualify for a Homeland Security grant. The council recommended that the city pursue the grant money.

## 3. Discuss a smoking ban in the city

Councilmember Mercer stated he had forwarded a resolution to the council for consideration. He also discussed an ordinance adopted by the City of Alabaster that requires business owners to post whether or not smoking is allowed at the entrance to the business.

Councilmember Scott reported that many restaurants have become smoke-free on their own, and that he only knows of four restaurants/bars in Pelham that still allow smoking (Hooters, Jellies Bar, Owens Bar & Grill, and Pub 261).

Mayor Waters and Councilmember Rice said they could support something similar to Alabaster's ordinance, where the choice is left to the business owner. It was suggested that the business must state smoking or non-smoking when they purchase a business license and that this must be posted and clearly visible at the entrance.

President Hayes said when this topic was brought up at a town hall meeting there was very little feedback from the public. He suggested the topic be brought before the public again and that the City encourage public response before the council makes a decision on this matter.

## 4. Discuss the In God We Trust Resolution

Mayor Waters told the council this was a national initiative to have the words "In God We Trust" placed on the focal wall in council chambers across the nation. It appears in several federal buildings in Washington, DC and supporters would like to have this national quote in local government facilities as a sign of unity. The resolution was presented to some local pastors who supported the idea. Mayor Waters commended the city council for having the courage to open our council meetings with prayer.

The city council requested the resolution be placed on the next council agenda for consideration.

## New Business

### 1. Alabama State High School Bowling Championships at Oak Mountain Lanes – Robert Fox

Mr. Robert Fox, Marketing Manager for Oak Mountain Lanes, asked the council to consider supporting Oak Mountain Lanes in hosting the AHSAA Bowling State Championships Meet for the next two years, 2017 and 2018. In addition to team competitions, an individual division will be added to this year's meet which will likely add an additional night's stay for some of the competitors increasing hotel room bookings. Next year's event is anticipated to be much bigger than the first competition since more high schools have added bowling teams to their school activities.

The council discussed supporting the event with the same financial support as before, not to exceed \$4000.00 and to provide shuttle and parking support. They requested a resolution be prepared for the next council meeting agenda.

2. Update on the CDA redevelopment activity

President Hayes announced he would cover this topic in the council meeting.

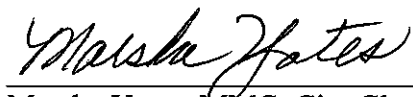
Announcements

1. The American Legion Matthew Blount Post 555 will meet Thursday, August 4<sup>th</sup>, at the Pelham Senior Center at 7:00 p.m.
2. August 8<sup>th</sup> is the last date to register to vote in the August 23<sup>rd</sup> Municipal Election. Residents must reside within the corporate city limits at least 30 days prior to the election.
3. The City of Pelham will host the Increase the Peace Police Dinner on August 8<sup>th</sup> at 6:00 p.m. at the Pelham Civic Complex & Ice Arena to show appreciation to the police department. The public is invited to purchase food from on-site vendors and eat with the officers at the complex.
4. The Shelby County Reporter and Greater Shelby County Chamber of Commerce will host a Candidates' Forum Tuesday, August 16<sup>th</sup> from 6:00-8:00 p.m. at Pelham High School
5. The Municipal Election will be held on Tuesday, August 23<sup>rd</sup> at the Pelham Civic Complex & Ice Arena. Polls will be open from 7:00 a.m. until 7:00 p.m.

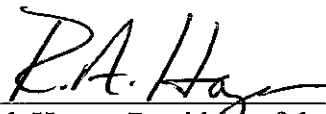
Adjournment

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 7:02 p.m.

Respectfully submitted this 1<sup>st</sup> day of August 2016,



Marsha Yates, MMC, City Clerk



Rick Hayes, President of the Council

