

**PELHAM CITY COUNCIL  
MINUTES OF REGULAR MEETING**

**Date:** October 6, 2008  
**Time:** 7 p.m.  
**Place:** Pelham City Hall  
**Present:** Mayor Bobby Hayes  
Ms. Karyl Rice, Council President  
Mr. Willard Payne, Council Member  
Ms. Rosemary Metcalf, Council Member  
Mr. Robert Sullivan, Council Member  
Mr. Mike Dickens, Council Member

Council President Karyl Rice called the meeting to order, and Willard Payne led the invocation.

Rosemary Metcalf moved to waive the oral reading of the September 15, 2008 minutes and approve as written, and Robert Sullivan seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

Willard Payne moved to waive the oral reading of the September 25, 2008 minutes and approve as written, and Rosemary Metcalf seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

Mayor's Comments – Mayor Hayes noted that he made his comments concerning the resolutions on the agenda at the pre-council meeting.

Old Business

There was no old business before the council.

New Business

During new business Resolution 2008-10-06-01 was introduced approving two change orders related to ice rink piping renovations: 1) Stegall Mechanical, Inc. \$2,309 2) Stegall Mechanical, Inc. \$9,393. Rosemary Metcalf moved to approve the resolution as presented and Robert Sullivan seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

Resolution 2008-10-06-02 was introduced concerning a special project development agreement with William Morris Realty Warehouse, L.L.C. In summary, the agreement calls for the city to rebate ½ of the sales tax generated by the La-z-boy Warehouse for a total sum of \$850,000. Rosemary Metcalf moved to suspend the rules for immediate consideration, and Robert Sullivan seconded the motion. A roll call vote was taken with the following votes recorded by the clerk.

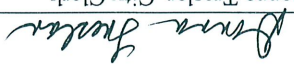
|                  |            |
|------------------|------------|
| <u>Yea</u>       | <u>Nay</u> |
| Karyl Rice       | None       |
| Rosemary Metcalf |            |
| Robert Sullivan  |            |
| Willard Payne    |            |
| Mike Dickens     |            |

Thereupon, Willard Payne moved to approve the agreement as presented, and Rosemary Metcalf seconded the motion. Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

Resolution 2008-10-06-03 was presented approving a water supply facilities agreement with Indian Springs School. The resolution authorized the Pelham City Council Serving as the Pelham Water Board to spend \$306,303.53 for the Indian Springs School water system. Rosemary Metcalf moved to approve the resolution as presented, and Robert Sullivan seconded the motion. Mayor Hayes noted that this was a budgeted expenditure.

Karyl Rice asked for a vote on the motion to approve; on voice vote the motion passed unanimously.

With no other business before the council, Willard Payne moved to adjourn, and Rosemary Metcalf seconded the motion. It passed unanimously, and the meeting adjourned at 7:15 p.m.

  
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Donna Trestlar, City Clerk

### Resolution 2008-10-06-03

Approving Water Supply Facilities Agreement with Indian Springs School

**WHEREAS**, the Pelham City Council serving in their capacity as the Pelham Water Board finds it in the best interest of the City of Pelham to enter into an agreement with Regions Bank, as Trustee under the will of Harvey G. Woodward, deceased (the Trust) and Indian Springs School.

**NOW, THEREFORE, BE IT RESOLVED** by the Pelham Water Board to authorize the City of Pelham to enter into an agreement with Regions Bank and Indian Springs School for the purpose of increasing its water supply and distribution capacity and further authorize Mayor Bobby Hayes as Mayor and Superintendent of Pelham Water Works to sign the agreement on the city's behalf. Be it further resolved that the Pelham Water Board authorizes an expenditure of \$306,303.53 for the ISS system.

**THEREUPON**, Rosemary Metcalf a member, moved and Robert Sullivan, a member, seconded the motion that said resolution be given vote, and said resolution passed by majority vote of all members of the Water Board present and the Mayor declared the same passed.

**ADOPTED** this 6<sup>th</sup> day of October 2008.

Seal

Bobby Hayes  
Mayor Bobby Hayes  
Superintendent - Pelham Water Works

Karyl J. Rice  
Karyl Rice, President  
Pelham City Council

ATTEST

Donna Inerlan  
City Clerk

I, the undersigned City Clerk of the City of Pelham, Alabama, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the Pelham City Council serving as the Pelham Water Board of the City named herein, at a regular meeting of such Board held on the 6th day of October 2008 and that such resolution is on file in the office of the City Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City on this 6th day of October, 20 08.

Seal

Donna Inerlan  
City Clerk