



CITY COUNCIL MEETING AGENDA

Pelham City Hall – Council Chambers

September 5, 2023 – 7:00 p.m.

BY GENERAL CONSENT OF THE COUNCIL, AGENDA ITEMS MAY BE ADDED, REMOVED OR CONSIDERED OUT OF ORDER

Proper notice of the regular scheduled meeting of the Pelham City Council was given in advance of such public meeting and the notice remained posted throughout the scheduled meeting.

- A. Call to Order
- B. Invocation
- C. Pledge of Allegiance
- D. Record of Attendance
- E. Consent Agenda

A consent agenda is presented by the presiding officer at the beginning of a council meeting. Items presented on the consent agenda are considered routine and/or non-controversial and are organized apart from the rest of the agenda and are adopted by general consent and vote by the city council 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 presiding officer and City Council.

- 1. Approval of the September 5, 2023 City Council Agenda
- 2. Approval of the August 21, 2023 Regular Council Meeting Minutes
- 3. **Resolution 2023-09-05-01** for consideration to declare as surplus certain personal property of the City of Pelham (Police Department & Public Works) which are no longer needed for public or municipal purposes.
- 4. **Resolution 2023-09-05-02** for consideration to accept the most responsive and responsible bid for the purchase of three (3) 2023 Dodge Chargers from Woody Folson Auto Group.
- 5. **Resolution 2023-09-05-03** for consideration to amend and establish guidelines for funding requests from the City of Pelham.
- 6. **Resolution 2023-09-05-04** for consideration to enter an Inmate Housing Contract with the Shelby County Commission to provide the housing of inmates of the City of Pelham's Municipal Court. The contract excludes prescription drugs, medical and dental care.

7. **Resolution 2023-09-05-05** for consideration to enter into a contract agreement with C-Spire Business to transfer from our current vendor and host the city's Microsoft 365 Services.
8. **Resolution 2023-09-05-06** for consideration to enter into a contract agreement with C-Spire Business to transfer from our current vendor and host the city's Duo Multi-Factor Authentication Services.
9. **Resolution 2023-09-05-07** authorizing the release of street bond money and accepting the dedication of certain public streets(s), sidewalks and rights-of-way located in the Ballantrae Subdivision, Ambergate at Ballantrae, previously approved by the Pelham Planning Commission.
10. **Resolution 2023-09-05-08** authorizing the release of street bond money and accepting the dedication of certain public streets(s), sidewalks and rights-of-way located in the Ballantrae Subdivision, Dunrobin at Ballantrae, Phase III, previously approved by the Pelham Planning Commission.
11. **Resolution 2023-09-05-09** authorizing the release of street bond money and accepting the dedication of certain public streets(s), sidewalks and rights-of-way located in the Ballantrae Subdivision, Stoneykirk at Ballantrae, Phases 3 and 4, previously approved by the Pelham Planning Commission.
12. **Resolution 2023-09-05-10** authorizing the release of street bond money and accepting the dedication of certain public streets(s) and rights-of-way located in the Ballantrae Subdivision, Gleneagles at Ballantrae, previously approved by the Pelham Planning Commission.
13. **Resolution 2023-09-05-11** authorizing the release of street bond money in the Ballantrae Subdivision, Carnoustie Crest at Ballantrae, Phase I, previously approved by the Pelham Planning Commission.
14. **Resolution 2023-09-05-12** for consideration to authorize a public works contract to install lighting at the existing batting cages in City Park. This project was budgeted in FY2023.
15. **Resolution 2023-09-05-13** for consideration to approve a quote from Landscape Structures to provide materials and install the pavilion at the Campus No. 124 park. Public Works Contracts will coordinate the work for electrical and footers. This project was budgeted in FY2023.
16. **Resolution 2023-09-05-14** for consideration to authorize a public works contract with Pelham Fences and Decks for a new fence at the Senior Center Pickleball Courts. This contract is separate from the work agreement entered with SCPARA per Resolution 2022-12-19-07. This project was budgeted in FY2023.
17. **Resolution 2023-09-05-15** for consideration to approve Change Order No. 1 and close the project with Gillespie Construction, LLC for the Stratford Sidewalk Repairs for compliance with the Americans with Disabilities Act (ADA) and amend the FY2023 project budget.
18. **Resolution 2023-09-05-16** for consideration to award the most responsive and responsible bid for upgrades to the traffic signal detection system, Alternate Bid 2, to Temple J Electric, LLC. This project was budgeted in FY2023.
19. **Resolution 2023-09-05-17** for consideration to award the most responsive and responsible bid for Water Department Warehouse Building improvements to JG Willens Building, LLC. This project was budgeted in FY2023.

20. **Resolution 2023-09-05-18** for consideration to authorize an expenditure up to \$100,000 for the purchase and replacement of the clarifier, appurtenances, and equipment at the Pelham Wastewater Treatment Plant. This project was budgeted in FY2023.
21. **Resolution 2023-09-05-19** for consideration to approve a proposal from Parkson Corporation for rehabilitation of the Pelham Wastewater Treatment Plant Influent Screen. This project received no bids on August 17, 2023. This project was budgeted in FY2023.

Public Hearing(s)

22. To consider **Ordinance No. 135-256** an amendment to the zone district boundaries of the City of Pelham changing the present zoning MX-C (Mixed Use Development District) to R-T (Townhouse Residential District) for property located on the east side of Huntley Parkway approximately 1,500 feet north of Simmsville Road (Shelby County Highway No. 11).

Applicant: Grants Mill, LLC, 2106 Devereux Circle, Birmingham, AL 35243.

Owner: Louise Ann Pardue Devers, et al, 451 Tranquil Bay Circle, Norwood, NC. 28128

F. Mayor's Report/Comments

G. Proclamation(s) and Resolution(s) by the Mayor and Others

1. Declaring September 2023 as Childhood Cancer Awareness Month in the City of Pelham
2. Declaring September 17-23, 2023 as Constitution Week in the City of Pelham

H. Report of the City Manager

I. Report of the City Attorney

J. Request(s) to Address the Council - None

K. Old Business / Resolutions / Ordinances / Orders and Other Business

1. **Ordinance No. 513** declaring certain real property of the City of Pelham is no longer needed for public or municipal purposes, located at 1297 Shelby County Highway 52E, Pelham, Alabama 35124 and known as Old Fire Station No. 3. First Reading was on August 21, 2023.
2. **Resolution 2023-08-21-11** for consideration to authorize the sale of real estate pursuant to Section § 11-47-20, Code of Alabama 1975, as amended, containing .94 acres (+/-) located at 1297 County Road 52E, Pelham, Alabama 35124 and known as Old Fire Station No. 3, and recorded in Book 267, Page 305-306 and identified as parcel 14 4 19 3 001 010.002 in the office of the Judge of Probate of Shelby County, Alabama to Southeastern Construction Partners, LLC.
3. **Ordinance No. 418-01** amending Chapter 11, Article VIII by adding a Section 11-164 to the Code of Ordinances of the City of Pelham establishing a Pelham Arts and Entertainment District. First Reading was on August 21, 2023.
4. **Ordinance No. 135-257** an amendment to the zone district boundaries of the City of Pelham changing the present zoning B-2 (General Business District) to R-T (Townhouse Residential District) for property located on the north side of Midridge Lane approximately 400 feet east of Pelham Parkway, containing approximately 2.99 (+/-) acres. First Reading was on August 21, 2023.

Applicant: Sohil Lalani, 4889 Provence Circle, Vestavia Hills, Alabama 35242.

Owner: Lovelady Properties, LLC, 3347 Pelham, Parkway, Pelham, Alabama 35124

L. New Business / Resolutions / Ordinances / Orders and Other Business

1. **Resolution 2023-09-05-20** for consideration for the City of Pelham to enter into an agreement with the Alabama Department of Transportation (ALDOT) and the Alabama Department of Conservation and Natural Resources (ADCNR) to maintain certain portions of Oak Mountain State Park Road within the City of Pelham as a public roadway which lies between its intersection with Alabama Highway 119 and the boundary of the Oak Mountain State Park owned property.
2. **Resolution 2023-09-05-21** for consideration to approve an ABC application (No Alcohol Outside of Licensed Area and No to Go Sales) for applicant MI Pueblo Supermarket, LLC located at 3060 Pelham Parkway, Pelham, Alabama 35124 operating under the trade name Hispanic Independence Festival.
3. **Resolution 2023-09-05-22** for consideration of ABC license applications for 050 – Retail Beer (Off Premises Only), 070 – Retail Table Wine (Off Premises Only) for applicant Circle K Stores, Inc. operating under the trade name Circle K Store 2707205 located at 2101 Pelham Parkway, Alabama 35124.
4. **Resolution 2023-09-05-23** for consideration of ABC license applications for 050 – Retail Beer (Off Premises Only), 070 – Retail Table Wine (Off Premises Only) for applicant T 1170, LLC operating under the trade name Marathon Grocery located at 3560 Pelham Parkway, Alabama 35124.
5. **Resolution 2023-09-05-24** for consideration to approve a settlement and release agreement between the City of Pelham and Thrive Operations, LLC. This expense has been budgeted in FY2023.
6. **Ordinance No. 135-256** an amendment to the zone district boundaries of the City of Pelham changing the present zoning MX-C (Mixed Use Development District) to R-T (Townhouse Residential District) for property located on the east side of Huntley Parkway approximately 1,500 feet north of Simmsville Road (Shelby County Highway No. 11). (First Reading)

M. Public Comments

Public comments are limited to three (3) minutes per speaker. Individuals wishing to address the City Council may after being recognized approach the podium and state their name and physical address prior to making their comments in a respectful manner.

N. City Council Comments

O. Public Announcements – None

P. Adjournment

THE COUNCIL MEETING IS OPEN TO THE PUBLIC BUT IS NOT A PUBLIC HEARING