

THE CITY OF
PELHAM, ALABAMA

COUNCIL MEETING
Pelham Senior Center
September 8, 2021 – 7:00 p.m.

MINUTES

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

Date: September 8, 2021
Time: 7:00 p.m.
Place: Pelham Senior Center
Present: Council President Maurice Mercer
Councilmember David Coram
Councilmember Larry Palmer
Councilmember Rick Wash
Councilmember Mildred Lanier
Mayor Gary Waters

CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE

Council President Mercer called the meeting to order at 7:00 p.m. Councilmember Lanier led tonight's invocation. The Pledge of Allegiance was led by Councilmember Palmer.

RECORD OF ATTENDANCE

The city clerk/treasurer recorded all elected officials were in attendance and a quorum was present. City Manager Gretchen DiFante and City Attorney Josh Arnold were also in attendance.

CONSENT AGENDA

A consent agenda is presented by the Council President at the beginning of a council meeting. Items on the consent agenda are considered routine and non-controversial, are organized apart from the rest of the agenda and are adopted by general consent 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 Council President and City Council.

1. Approval of the September 8, 2021 City Council Agenda as amended
2. Approval of the August 16, 2021 Regular City Council Meeting Minutes
3. Approval of non-budgeted expenses from restricted fund account(s): None

Hearing no objections, Council President Mercer declared the consent agenda approved as submitted.

MAYOR'S REPORT

Mayor Waters spoke to the eloquent words of Councilmember Lanier regarding the recent passing of retired Fire Department Battalion Chief Don Green.

PROCLAMATION(S) BY THE MAYOR AND OTHERS

Resolution from the Shelby County Legislative Delegation honoring Pelham Police Officer Juan Gomez by Representative's Arnold Mooney and Kenneth Paschal. Katie Gomez and family accepted the Resolution.

REPORT OF THE CITY MANAGER – None

REPORT OF THE CITY ATTORNEY – None

PUBLIC HEARING(S) – None

REQUEST(S) TO ADDRESS THE COUNCIL

Chad Leverett addressed the city council regarding the 2021 Pelham Community Christmas Parade on December 11, 2021. Fire Chief Mike Reid spoke to the logistics of the parade and the opportunity to bring the community together.

OLD BUSINESS / RESOLUTIONS / ORDINANCES / ORDERS and OTHER BUSINESS

- 1. **Ordinance No. 135-241** an amendment to the zone district boundaries of the City of Pelham changing the present zoning PUD PR-1 (Planned Unit Development) to PUD PR-2 (Planned Unit Development) for property located along Huntley Parkway, Pelham, AL 35124 was reintroduced by Council President Mercer. The First Reading was on August 16, 2021.

Applicant: Grants Mill, LLC, 2106 Devereux Circle, Birmingham, Alabama 35243

Owner: Cole Investment Realty, LLC, c/o Eugene K. Cole, 1100 East Park Drive, Suite 400, Birmingham, Alabama 35235

He stated a complete text of Ordinance No. 135-241 is available at Pelham City Hall and online at www.pelhamalabama.gov.

Councilmember Coram moved to adopt Ordinance No. 135-241 and Councilmember Wash seconded the motion.

Council President Mercer asked the city clerk/treasurer for a roll call vote. The vote to adopt said Ordinance was recorded as follows:

Maurice Mercer, Council President	<u>Yes</u>
David Coram, Council Member	<u>Yes</u>
Larry Palmer, Council Member	<u>Yes</u>
Rick Wash, Council Member	<u>Yes</u>
Mildred Lanier, Council Member	<u>Yes</u>

There being no further discussion, the motion to adopt Ordinance No. 135-241 passed unanimously by a roll call vote of those members present and the council president declared the same passed and adopted.

- 1. **Ordinance No. 509** for consideration to vacate a utility easement located at the intersection of Shelby County Highway 11 and Grey Oaks Parkway was reintroduced by Council President Mercer. First Reading was on August 16, 2021.

He stated a complete text of Ordinance No. 509 is available at Pelham City Hall and online at www.pelhamalabama.gov.

Councilmember Coram moved to adopt Ordinance No. 509 and Councilmember Lanier seconded the motion.

Council President Mercer asked the city clerk/treasurer for a roll call vote. The vote to adopt said Ordinance was recorded as follows:

Maurice Mercer, Council President	<u>Yes</u>
David Coram, Council Member	<u>Yes</u>
Larry Palmer, Council Member	<u>Yes</u>
Rick Wash, Council Member	<u>Yes</u>
Mildred Lanier, Council Member	<u>Yes</u>

There being no further discussion, the motion to adopt Ordinance No. 509 passed unanimously by a roll call vote of those members present and the council president declared the same passed and adopted.

NEW BUSINESS / RESOLUTIONS / ORDINANCES / ORDERS and OTHER BUSINESS

1. **Resolution 2021-09-08-01** for consideration to approve job descriptions and pay scales within the Public Works and Information Technology (IT) Departments previously reviewed and approved by the Pelham Personnel Board was introduced by Council President Mercer.

Councilmember Lanier moved to adopt Resolution 2021-09-08-01 and Councilmember Coram seconded the motion.

Councilmember Palmer stated he had questions regarding the public works position.

Following additional discussion among the members of the city council, Councilmember Lanier and Councilmember Coram withdrew their motions to adopt Resolution 2021-09-08-01.

Councilmember Lanier made a motion to postpone Resolution 2021-09-08-01. Said motion was seconded by Councilmember Coram.

There being no further discussion, the motion to postpone Resolution 2021-09-08-01 passed unanimously by voice vote of those members present and the council president declared the same passed.

2. **Resolution 2021-09-08-02** for consideration to enter into a management agreement with VenuWorks of Pelham, LLC to provide (a) management, operation and marketing services for the Pelham Civic Complex and Ice Arena and (b) food and beverage services to the Pelham Racquet Club and Pelham Parks & Recreation Facilities was introduced by Council President Mercer.

Councilmember Wash moved to adopt Resolution 2021-09-08-02 and Councilmember Coram seconded the motion.

Councilmember Lanier thanked the city staff and representatives from VenuWorks for their work in bringing this resolution to the city council for consideration.

There being no further discussion, the motion to adopt Resolution 2021-09-08-02 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

3. **Resolution 2021-09-08-03** for consideration to assume responsibility for monthly electrical service only related to four street lights in the Grey Oaks Sub Division, Sector 6 was introduced by Council President Mercer.

Councilmember Coram moved to adopt Resolution 2021-09-08-03 and Councilmember Wash seconded the motion.

There being no further discussion, the motion to adopt Resolution 2021-09-08-03 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

4. **Resolution 2021-09-08-04** for consideration to approve a public works contract with Prime Disaster Specialists to repair water damage from plumbing leaks and to make needed repairs at the Pelham Tennis Center was introduced by Council President Mercer.

Councilmember Lanier moved to adopt Resolution 2021-09-08-04 and Councilmember Coram seconded the motion.

There being no further discussion, the motion to adopt Resolution 2021-09-08-04 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

5. **Resolution 2021-09-08-05** for consideration to approve a public works contract with Prime Disaster Specialists and Roof Doctors, LLC to repair water damage from roof leaks and make needed repairs at the Pelham Police & Court Building was introduced by Council President Mercer.

Councilmember Coram moved to adopt Resolution 2021-09-08-05 and Councilmember Wash seconded the motion.

There being no further discussion, the motion to adopt Resolution 2021-09-08-05 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

6. **Resolution 2021-09-08-06** for consideration to enter into a public works contract with Mobile Communications America (MCA) to provide and install radio and intercom systems in the new Fire Station No. 3 was introduced by Council President Mercer.

Councilmember Coram moved to adopt Resolution 2021-09-08-06 and Councilmember Wash seconded the motion.

There being no further discussion, the motion to adopt Resolution 2021-09-08-06 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

7. **Resolution 2021-09-08-07** for consideration of an ABC License application for a 010-Lounge Retail Liquor License – Class 1 for applicant M and K Enterprises, Inc., operating under the trade name Pub 261 located at 9340 Helena Road – Suite B and C, Pelham, Alabama 35244 was introduced by Council President Mercer.

Councilmember Coram moved to adopt Resolution 2021-09-08-07 and Councilmember Wash seconded the motion.

Pub 261 owner Michael Sarvaunt was present to answer questions regarding his ABC license application request.

There being no further discussion, the motion to adopt Resolution 2021-09-08-07 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

8. **Resolution 2021-09-08-08** for consideration to approve a 60 month lease agreement for golf, beverage and utility carts at Ballantrae Golf Club was introduced by Council President Mercer.

Councilmember Wash moved to adopt Resolution 2021-09-08-08 and Councilmember Lanier seconded the motion.

There being no further discussion, the motion to adopt Resolution 2021-09-08-08 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

9. **Resolution 2021-09-08-09** for consideration to declare as surplus certain items of personal property of the City of Pelham which are no longer needed for public or municipal purposes was introduced by Council President Mercer.

Councilmember Coram moved to adopt Resolution 2021-09-08-09 and Councilmember Wash seconded the motion.

There being no further discussion, the motion to adopt Resolution 2021-09-08-09 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

10. **Resolution 2021-09-08-10** for consideration to enter into an agreement with Major Arena Soccer League 2 to provide a venue for professional indoor soccer at the Pelham Civic Complex & Ice Arena was introduced by Council President Mercer.

Resolution 2021-09-08-10 was removed from the agenda by city council action.

11. **Resolution 2021-09-08-11** for consideration to authorize a subscription agreement between the City of Pelham and Smartphone Meter Reading to provide software licensing and support services for the city's water meter reading software was introduced by Council President Mercer.

Councilmember Coram moved to adopt Resolution 2021-09-08-11 and Councilmember Lanier seconded the motion.

There being no further discussion, the motion to adopt Resolution 2021-09-08-11 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

12. **Resolution 2021-09-08-12** for consideration to authorize a licensing agreement between the City of Pelham and Environment Systems Research Institute, Inc. (ESRI) to provide software licensing

and support services for the city's ESRI GIS Mapping software was introduced by Council President Mercer.

Councilmember Wash moved to adopt Resolution 2021-09-08-12 and Councilmember Coram seconded the motion.

There being no further discussion, the motion to adopt Resolution 2021-09-08-12 passed unanimously by voice vote of those members present and the council president declared the same passed and adopted.

- 13. **Ordinance No. 070-05** for consideration to adopt the City of Pelham's Flood and Damage Prevention Plan to include the latest FIRM map revisions and to further repeal Ordinance No. 070-04 in its entirety.

Ordinance No. 070-05 was introduced and excerpts read by Council President Mercer as a First Reading.

He stated a complete text of Ordinance No. 070-05 is available at Pelham City Hall and online at www.pelhamalabama.gov.

Council President Mercer announced this Ordinance will likely be considered by the city council at a future city council meeting.

Councilmember Coram moved that all rules which would prevent the immediate consideration of Ordinance No. 070-05 be suspended and immediate consideration given. The motion was seconded by Councilmember Lanier.

Council President Mercer asked the city clerk/treasurer for a roll call vote. The vote to suspend the rule for immediate consideration of Ordinance No. 070-05 was recorded as follows:

Maurice Mercer, Council President	<u>Yes</u>
David Coram, Council Member	<u>Yes</u>
Larry Palmer, Council Member	<u>Yes</u>
Rick Wash, Council Member	<u>Yes</u>
Mildred Lanier, Council Member	<u>Yes</u>

Council President Mercer announced the motion to suspend the rule for immediate consideration of Ordinance No. 070-05 passed by a unanimous roll call vote of those councilmembers present.

Councilmember Coram moved to adopt Ordinance No. 070-05 as presented and Councilmember Lanier seconded the motion. There being no further discussion, Council President Mercer asked the city clerk/treasurer for a roll call vote to adopt Ordinance No. 070-05. The roll call vote was recorded as follows:

Maurice Mercer, Council President	<u>Yes</u>
David Coram, Council Member	<u>Yes</u>
Larry Palmer, Council Member	<u>Yes</u>
Rick Wash, Council Member	<u>Yes</u>
Mildred Lanier, Council Member	<u>Yes</u>

Council President Mercer announced Ordinance No. 070-05 was passed and adopted by a unanimous roll call vote of those councilmembers present.

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 address prior to making their comments in a respectful manner.
There were no public comments.

COUNCIL COMMENTS

Councilmember Coram stated the city's thoughts and prayers are with the families of Juan Gomez and Don Green. He mentioned the heartwarming response by the citizens of Pelham to the loss of these current and retired public safety employees.

Councilmember Palmer spoke to the funeral services of both Officer Juan Gomez and retired Battalion Chief Don Green. He mentioned the excellent condition and the outstanding staffing at Ballantrae Golf Course.

Councilmember Wash spoke to the seriousness of COVID-19. He said funeral services of Officer Gomez and retired Battalion Chief Green spoke volumes for our city. He commended both the Pelham Police and Fire Departments for a job well done.

Councilmember Lanier echoed those thoughts of her fellow councilmembers. She commended Chief Reid and the Pelham Fire Department. She mentioned the brotherhood in the both the police and fire departments.

Council President Mercer echoed those comments of Councilmember Coram, Councilmember Palmer, Councilmember Wash and Councilmember Lanier regarding Officer Gomez and retired Battalion Chief Green. He thanked the staff of the Parks & Recreation Department for a job well done with youth sports.

PUBLIC ANNOUNCEMENTS

1. The Greater Shelby County Chamber of Commerce will host a shred event at the Pelham Civic Complex & Ice Arena on Friday, September 10th from 9:00 a.m. until 2:00 p.m.
2. Shelby County will host a Free Landfill Day at the Shelby County Landfill located at 401 Landfill Road just off Highway 70 between Columbiana and Calera on Saturday, October 2, 2021 from 7:30 a.m. until 3:30 p.m. All participants must be unloaded and exited from the landfill by 3:30 p.m.
3. The City of Pelham will host a fall shred event at City Hall, 3162 Pelham Parkway, on Saturday, October 2, 2021 from 9:00 a.m. until 12:00 Noon. There is a six box limit for the free shredding service.
4. ProTec Recycling will be at Pelham City Hall, 3162 Pelham Parkway, on Saturday, October 2, 2021 from 8:00 a.m. to 12:00 Noon to provide free electronic recycling for our residents with two exceptions; there is a \$10 charge for each hard drive destruction and each CRT monitor recycled. No TVs will be accepted at this event.
5. The Pelham City Council is accepting letters of interest and resumes through Wednesday, September 29, 2021 at 5:00 p.m. from those citizens who would like to be considered for an appointment to one of the following municipal boards: Storm Water Board and the Pelham Planning Commission. Please submit all letters and resumes to Pelham City Clerk/Treasurer Tom Seale at Pelham City or email tom@pelhamalabama.gov prior to the deadline.

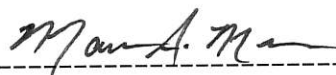
ADJOURNMENT

With no other business before the council, Councilmember Coram moved to adjourn the council meeting and Councilmember Wash seconded the motion. By voice vote, the motion passed unanimously by those members present and the meeting was adjourned at 7:58 p.m.

Respectfully submitted this 8th day of September 2021,



Tom Seale, MMC, City Clerk/Treasurer



Maurice Mercer, President of the Council

