



CITY COUNCIL MEETING MINUTES

Pelham City Hall
Council Chambers
October 16, 2023 – 7:00 p.m.

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

Date: October 16, 2023
Time: 7:00 p.m.
Place: Pelham City Hall – Council Chambers
Present: Council President Maurice Mercer
Councilmember David Coram
Councilmember Rick Wash
Councilmember Mildred Lanier-Reed
Mayor Gary Waters

Not Present: Councilmember Chad Leverett

CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE

Council President Mercer called the meeting to order at 7:00 p.m. Councilmember Lanier-Reed led the invocation. The Pledge of Allegiance was led by Councilmember Coram.

RECORD OF ATTENDANCE

The city clerk/treasurer recorded the attendance of the elected officials and announced a quorum was present. City Attorney Josh Arnold was present.

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, 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 considered 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 October 16, 2023 City Council Agenda
2. Approval of the October 2, 2023 Regular City Council Meeting Minutes
3. **Resolution 2023-10-16-01** for consideration to declare certain items no longer needed for public or municipal purposes as surplus personal property of the City of Pelham (Public Works Department) and authorize the disposal of the same.
4. **Resolution 2023-10-16-02** for consideration to accept the lone bid for the purchase of ten (10) 2023 Dodge Durango Pursuit vehicles from Falls Dodge, DBA Joe Cecconis Chrysler Complex, Niagara Falls, NY. This expense has been budgeted in FY2024.

Council President Mercer stated the complete text of the agenda, minutes, ordinance(s), and resolutions are available at Pelham City Hall and online at www.pelhamalabama.gov.

Councilmember Coram made a motion to adopt the Consent Agenda as presented by Council President Mercer. Councilmember Wash seconded the motion.

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

Maurice Mercer, Council President	<u>Yes</u>
David Coram, Council Member	<u>Yes</u>
Chad Leverett, Council Member	<u>Not Present</u>
Rick Wash, Council Member	<u>Yes</u>
Mildred Lanier-Reed, Council Member	<u>Yes</u>

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

PUBLIC HEARING(S)

Councilmember Lanier-Reed moved to recess the city council meeting to hold a public hearing for which proper notice had been given. The motion was seconded by Councilmember Coram and approved unanimously by voice vote of those members present. The council meeting recessed at 7:02 p.m.

Council President Mercer announced the public hearing was in session regarding amending the Zoning Ordinance of the City of Pelham as noted in proposed Ordinance No. 135-258.

Council President Mercer explained the purpose of the public hearing is to consider amending the zone district boundaries of the City of Pelham changing the present zoning B-2 (General Business District) to M-1 (Light Industrial District) for property located at the end of Yeager Court, approximately 415 feet off Yeager Parkway consisting of 7.16 +/- acres.

Applicant: Shield Properties, LLC, 120 Bishop Circle, Pelham, Alabama 35124.

Owners: William P. Taylor, 1543 Timber Drive, Helena, Alabama 35080
Connor Farmer, 120 Bishop Circle, Pelham, Alabama 35124

Director of Development Services & Public Works Andre` Bittas gave an overview of proposed Ordinance No. 135-258. He said the rezoning is consistent with the surrounding property. He stated there is proper public access to the property. Mr. Bittas noted for the record the Pelham Planning Commission voted to unanimously recommend the approval of the rezoning application to the city council at their meeting held on September 14, 2023.

Council President Mercer stated the city council would now hear testimony from those speaking in favor of amending the Zoning Ordinance of the City of Pelham by adopting Ordinance No. 135-258.

- Will Taylor, 1543 Timber Drive, Helena, Alabama 35080, addressed the city council and spoke in favor of the rezoning. He said the property cannot be seen from the road.

Council President Mercer stated the city council would now hear testimony from those speaking against amending the Zoning Ordinance of the City of Pelham by adopting Ordinance No. 135-258:

- There were no members of the public speaking against Ordinance No. 135-258.

Council President Mercer noted the public hearing to consider Ordinance No. 135-258 has now concluded.

There being no further discussion, Council President Mercer called the October 16, 2023 City Council Meeting back to order at 7:07 p.m.

MAYOR'S REPORT/COMMENTS

Stated Human Resources Director Tracy Hill is on vacation in Italy this week. He said she owes City Clerk/Treasurer Tom Seale "big time" for his role as Acting Secretary for the Pelham Personnel Board during today's appeal hearing.

PROCLAMATION(S) AND RESOLUTION(S) BY THE MAYOR AND OTHERS – None

REPORT OF THE CITY MANAGER – None

REPORT OF THE CITY ATTORNEY – None

REQUEST(S) TO ADDRESS THE COUNCIL – None

OLD BUSINESS / RESOLUTIONS / ORDINANCES / ORDERS and OTHER BUSINESS – None

NEW BUSINESS / RESOLUTIONS / ORDINANCES / ORDERS and OTHER BUSINESS

1. **Ordinance No. 135-258** an amendment to the zone district boundaries of the City of Pelham changing the present zoning B-2 (General Business District) to M-1 (Light Industrial District) for property located at the end of Yeager Court, approximately 415 feet off Yeager Parkway consisting of 7.16 +/- acres was introduced and read in its entirety by Council President Mercer as First Reading.

Applicant: Shield Properties, LLC, 120 Bishop Circle, Pelham, Alabama 35124.

Owners: William P. Taylor, 1543 Timber Drive, Helena, Alabama 35080
Connor Farmer, 120 Bishop Circle, Pelham, Alabama 35124

He stated a complete text of Ordinance No. 135-258 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.

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.

There were no comments or questions from the public.

CITY COUNCIL COMMENTS

Councilmember Coram thanked all the first responders responsible for Pelham's National Night Out. He thanked Parks & Recreation and Pelham Police for assisting in last weekend's Walk for Freedom.

Councilmember Wash thanked everyone for their thoughts and prayers regarding the recent passing of his father.

Councilmember Lanier-Reed said her thoughts and prayers are with Councilmember Wash and his family concerning the recent passing of his father. She congratulated the Pelham B.E.A.T. for their hosting "Midnight Masquerade" at the Pelham Civic Complex & Ice Arena. She stated the food was excellent.

PUBLIC ANNOUNCEMENTS

1. The Pelham City Council is accepting letters of interest and resumes through Tuesday, October 31st at 5:00 p.m. from those citizens who would like to be considered for a Council appointment to the Pelham Public Library Board, Place 2, and the Pelham Storm Water Board, Places 1, 4 and 5. Please submit all letters and resumes to Pelham City Clerk/Treasurer Tom Seale or email tom@pelhamalabama.gov prior to the deadline. The city clerk/treasurer will acknowledge receipt of the application by email.
2. The Pelham City Council is accepting letters of interest and resumes through Wednesday, November 15th at 5:00 p.m. from those citizens who would like to be considered for a Council appointment to the Pelham Personnel Board. Please submit all letters and resumes to Pelham City Clerk/Treasurer Tom Seale or email tom@pelhamalabama.gov prior to the deadline. The city clerk/treasurer will acknowledge receipt of the application by email.

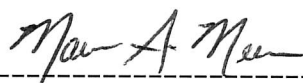
ADJOURNMENT

With no other business before the council, Councilmember Coram moved to adjourn the council meeting and Councilmember Lanier-Reed seconded the motion. By voice vote the motion passed unanimously by those members present and the meeting was adjourned at 7:13 p.m.

Respectfully submitted this 16th day of October 2023.



Tom Seale, MMC, City Clerk/Treasurer



Maurice Mercer, President of the Council

