

May 3, 2010

The Mayor and Council of the City of Calera met on May 3, 2010 at 7:00 p.m. at Calera City Hall with the following present:

Mayor: Jon G. Graham

Council Members: Mike Roberson, David Bradshaw, Chris Bunn, Ed Gentry, Bobby Joe Phillips

Absent Members: Ernest Montgomery

Department Heads: Chris Pappas, City Engineer
Sean Lemley, Police Chief
Janet Greathouse, Library Director
Mike Wood, Building Official
Mike Kent, Zoning Official
Sean Kendrick, Fire Chief
Roy Hadaway, Finance Director
Doug Smedley, Sewer Operations Director

Guests: Russ A. Lassiter, Bill Davis, Rebecca and Randy Krueger

Mayor Graham called the meeting to order. Council Member Bradshaw made a motion to approve the following minutes:

Regular Meeting – April 19, 2010
Work Session – April 19, 2010

Council Member Roberson seconded said motion which was carried unanimously.

REPORTS OF DEPARTMENT HEADS:

Doug Smedley, Sewer Operations Director requested permission to have a Wastewater Operator I position posted.

Council Member Bunn made a motion to allow the position to be posted. Council Member Gentry seconded said motion and upon vote the results were as follows:

AYES: Roberson, Bradshaw, Graham, Bunn, Gentry, Phillips

NAYS: None

Roy Hadaway, Finance Director presented the budget amendments for approval.

Council Member Gentry made motion to approve the budget amendments. Council Member Roberson seconded said motion and upon vote, the results were as follows:

AYES: Roberson, Bradshaw, Graham, Bunn, Gentry, Phillips

NAYS: None

Chris Pappas, City Engineer advised the Mayor and Council that the Highway 31

Paving Project should begin the first of July. Gary Ray with the State Highway Department is still working with CSX concerning the crossing.

Chris Pappas, City Engineer wanted to express thanks to all of his employees for their hard work on the Publix Project.

Chris Pappas, City Engineer advised the Mayor and Council that information for the Kensington Developments was not ready to be reviewed.

Sean Lemley, Police Chief updated the Mayor and Council on the letter that his department was circulating concerning the recent increase in break-ins. The letter was advising our citizens to close garage doors and lock their doors when no one is at home. Chief Lemley expressed thanks to the City of Alabaster and to the Shelby County Sheriff's Office for allowing their officers to patrol in our city.

Council Member Gentry requested that a letter of thanks be prepared and mailed to both departments.

COUNCIL MEMBER REPORTS:

Mayor Graham requested the regular scheduled council meeting for May 17, 2010 be rescheduled for Wednesday, May 19, 2010 due the Alabama League of Municipalities Annual Convention.

Council Member Gentry made a motion to reschedule the May 17, 2010 meeting to Wednesday, May 19, 2010. Council Member Bunn seconded said motion and upon vote, the results were as follows:

AYES: Roberson, Bradshaw, Graham, Bunn, Gentry, Phillips

NAYS: None

Mayor Graham advised the Council that work has begun at the new sports complex.

Council Member Roberson requested an update on the grant writers and if any funds have been received. Shannon Tillman, the grant writer hired for the Park and Recreation Department has notified the city that she will no longer be assisting the city.

Council Member Gentry requested that the City look into building a bathroom facility located at the Akridge Arboretum Park.

Mayor Graham introduced the following Ordinance:

ORDINANCE NO. 2010-08

Amending City Code to Exempt Certain “Covered Items” from the Municipal Sales and Use Tax During the First Full Weekend of August, 2010, as Authorized by Act 2006-574, Generally Referred to as the State Sales Tax Holiday Legislation

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CALERA, ALABAMA, as follows:

Section 1. The Code of Ordinances of the City of Calera is amended by adding a new section, designated as Section 5-26, as follows:

Sec. 74-233. Sales tax holiday.

(a) In conformity with the provisions of Act 2006-574, enacted by the Alabama Legislature during the 2006 Regular Session, providing for a State Sales Tax Holiday, the City of Calera exempts “covered items” from municipal sales tax during the same period, beginning at 12:01 a.m. on the first Friday in August 2010 (August 6, 2010) and ending at twelve midnight the following Sunday (August 8, 2010).

(b) This section shall be subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2006-574, except that the time period shall only be as specified in subsection (a) and not for all years thereafter.

Section 2. The Code of Ordinances of the City of Calera is amended by adding a new section, designated as Section 5-27, as follows:

Sec. 74-263. Use tax holiday.

(a) In conformity with the provisions of Act 2006-574, enacted by the Alabama Legislature during the 2006 Regular Session, providing for a State Sales Tax Holiday, the City of Calera exempts “covered items” from municipal use tax during the same period, beginning at 12:01 a.m. on the first Friday in August 2010 (August 6, 2010) and ending at twelve midnight the following Sunday (August 8, 2010).

(b) This section shall be subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2006-574, except that the time period shall only be as specified in subsection (a) and not for all years thereafter.

Section 3. This ordinance shall become effective on July 7, 2010.

Council Member Bradshaw moved that unanimous consent of the Council be given for the immediate action upon said Ordinance. Council Member Gentry seconded said motion and upon vote the results were:

AYES: Roberson, Bradshaw, Graham, Bunn, Gentry, Phillips

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Bradshaw moved that Ordinance No. 2010-08 be adopted, which motion was seconded by Council Member Gentry and upon vote the results were as follows:

AYES: Roberson, Bradshaw, Graham, Bunn, Gentry, Phillips

NAYS: None

Adopted this 3rd day of May, 2010.

Mayor Graham declared Ordinance No. 2010-08 adopted.

Connie B. Payton, City Clerk

Jon G. Graham, Mayor

GUESTS:

Russ A. Lassiter, Project Manager with the Foresite Group, Inc. was present to request a two year building permit and variance extension for the proposed CVS construction site.

Council Member Gentry made a motion to grant the two year extension with conditions that the project will comply with any changes concerning Ordinances or Building Code Regulations changes. Council Member Roberson seconded said motion, and upon vote, the results were as follows:

AYES: Roberson, Bradshaw, Graham, Bunn, Gentry, Phillips

NAYS: None

Mayor Graham introduced the following Resolution:

Resolution No. 2010-09

The SHELBY COUNTY All Hazards Mitigation Plan was developed as a multi-jurisdictional plan; therefore, to meet the requirements of Section 322 the final plan was adopted by each of the municipalities as well as the county. This section documents the adoption process of each local government in order to demonstrate compliance with this requirement. The plan was conditionally approved by AEMA and FEMA and is adopted prior to the final submission to FEMA Region IV for final approval.

Adopting the SHELBY COUNTY Multi-jurisdictional, All Hazards Mitigation Plan

Whereas, **The City of Calera** recognizes the threat that natural hazards pose to people and property; and

Whereas, undertaking hazard mitigation actions before disasters occur will reduce the potential for harm to people and property and save taxpayer dollars; and

Whereas, an adopted all hazards mitigation plan is required as a condition of future grant funding for mitigation projects; and

Whereas, **The City of Calera** participated jointly in the planning process with the other local units of government within the County to prepare an All Hazards Mitigation Plan;

Now, therefore, be it resolved, that the **Calera Mayor and Council** hereby adopts the SHELBY COUNTY All Hazards Mitigation Plan as an official plan; and

Be it further resolved, that SHELBY COUNTY Emergency Management will submit on behalf of the participating municipalities the adopted All Hazards Mitigation Plan to Federal Emergency Management Agency officials for final review and approval.

Council Member Bradshaw moved that unanimous consent of the Council be given for immediate action upon Resolution No. R-2010-09. Council Member Bunn seconded said motion and upon vote, the results were as follows:

AYES: Graham, Roberson, Bradshaw, Bunn, Gentry, Phillips

NAYS: None

Council Member Bradshaw moved that Resolution No. R-2010-09 be adopted. Council Member Bunn seconded said motion and upon vote, the results were as follows:

AYES: Graham, Bradshaw, Roberson, Bunn, Gentry, Phillips

NAYS: None

Mayor Graham declared Resolution No. R-2010-09 adopted.

Adopted this 3rd day of May, 2010.

Jon G. Graham, Mayor

ATTEST:

Connie Payton, City Clerk

Council Member Phillips made a motion to adjourn the meeting at 7:30 p.m.

Approved this 19th day of May, 2010.

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk