

May 21, 2012

The Mayor Pro Tem and Council of the City of Calera met on May 21, 2012 at 7:00 p.m. at Calera City Hall with the following present:

Mayor Pro Tem: David Bradshaw

Council Members: Ernest Montgomery, Mike Roberson, Chris Bunn, Ed Gentry, Bobby Joe Phillips

Absent: Jon Graham

Department Heads: Chris Pappas, City Engineer
Matt Worthen, IT Manager
Sean Lemley, Police Chief
Roy Hadaway, Finance Director
Doug Smedley, Director of Sewer Operations
David Jones, Public Works Director
Janet Greathouse, Librarian

Guests: Harold Cole, Barbara Gray, Jasper Levio, Randy and Rebecca Krueger, Bill Davis

Harry S. Jones called the meeting to order and opened with a Word of Prayer and the Pledge of Allegiance.

Council Member Bunn made a motion to approve and dispense with the reading of the following minutes:

Regular Meeting – May 7, 2012
Work Session – May 7, 2012

Council Member Gentry seconded said motion which was carried unanimously.

DEPARTMENT HEAD REPORTS:

Roy Hadaway, Finance Director submitted a budget adjustment for approval. (See Attached)

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

AYES: Montgomery, Bradshaw, Bunn, Gentry, Phillips

NAYS: Roberson

Janet Greathouse, Librarian announced the Roy Downs Library will be hosting Movies in the Park on Friday Evenings, beginning June 1, 2012 at 6:00 p.m.

Sean Lemley, Police Chief reported he will be meeting with CSX on June 5, 2012 to work on a solution concerning the length of time CSX is blocking the railroad crossings.

COUNCIL MEMBER REPORTS:

No reports given

MAYOR REPORT:

No report given

OLD BUSINESS:

NEW BUSINESS:

Council Member Roberson made a motion to appoint Mitt Schroeder to the AFM and EC Board of Directors for the Fire Museum. Council Member Bunn seconded said motion which was carried unanimously.

Mayor Pro Tem Bradshaw introduced the following Resolution:

RESOLUTION NO. R-2012-15

WHEREAS, the City of Calera owns and operates the City of Calera Sewer System, a public sewer system which, in the interest of the public health and welfare, provides treatment of sewage waste to residential, commercial and industrial customers within the city limits of the City of Calera, and

WHEREAS, the City of Calera City Council is the City of Calera Sewer System rate making body and authority for the City of Calera, Alabama, a political subdivision of the State of Alabama, and

WHEREAS, the City of Calera desires to consolidate and specify its Systems rates, charges, and fees:

NOW, THEREFORE BE IT RESOLVED BY THE CITY OF CALERA, AS FOLLOWS:

- (1) That the City of Calera does hereby establish the following rates and applicable charges for the Sewer System and all City of Calera Sewer Services as follows:

City of Calera Monthly Sewer Rates

| | Residential | Residential | Commercial | Commercial | Industrial | Industrial |
|-------------|-------------|---------------|------------|---------------|------------|---------------|
| Rate as of: | Base | Gallons | Base | Gallons | Base | Gallons |
| 05/01/2012 | \$12.00 | \$4.90 per 1k | \$12.00 | \$4.90 per 1k | \$12.00 | \$4.90 per 1k |

City of Calera Sewer Tap Fee and Capital Recovery Charge

| | Tap Fee | Capital Recovery Charge | Total |
|----------------|---------|-------------------------|---------|
| As of 5/01/12: | | | |
| ALL CUSTOMERS | \$2,250 | \$1,250 | \$3,500 |

City of Calera Sewer Late Fees

A late fee of Ten Percent (10%) of the unpaid balance shall be assessed on the day after the monthly due date.

- (2) That the City of Calera has designated and does hereby designate and order that all such System rates, charges and fees collected by the City of Calera or the system shall be credited to and accounted for in a proprietary fund within the City's accounting and financial reporting system wherein all such rates, charges, and fees are isolated, appropriated, ear-marked and used solely for necessary System operating costs, System capital improvement costs including System infrastructure, System debt service for capital improvement, and other necessary and directly related costs and charges in connection with the operation, maintenance, expansion and capital improvements to the City of Calera Sewer System, as deemed by the City of Calera City Council to be necessary and in the best interest of the public health and welfare of the citizens of the City of Calera.

BE IT FURTHER RESOLVED, that upon the adoption and execution of this resolution, That a copy of this policy be kept on record by the City Clerk.

Council Member Gentry moved that unanimous consent of the Council be given for immediate action upon Resolution No. R-2012-15. Council Member Roberson seconded said motion and upon vote, the results were as follows:

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

NAYS: None

The Mayor Pro Tem declared said motion carried and unanimous consent given.

Council Member Bunn moved that Resolution No. R-2012-15 be adopted. Council Member Gentry seconded said motion and upon vote, the results were as follows:

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

NAYS: None

Mayor Pro Tem Bradshaw declared Resolution No. R-2012-15 adopted.

Adopted this 21st day of May, 2012.

David Bradshaw, Mayor Pro Tem

ATTEST:

Connie Payton, City Clerk

Mayor Pro Tem Bradshaw introduced the following Ordinance:

ORDINANCE NO. 2012-13

AN ORDINANCE OF THE CITY OF CALERA, ALABAMA, TO EXEMPT CERTAIN “COVERED ITEMS” FROM THE MUNICIPAL SALES AND USE TAX DURING THE FIRST FULL WEEKEND OF JULY, 2012, AS AUTHORIZED BY ACT 2012-256, GENERALLY REFERRED TO AS THE STATE SEVERE WEATHER PREPAREDNESS SALES TAX HOLIDAY LEGISLATION.

BE IT ORDAINED BY THE CITY COUNCIL OF CALERA, ALABAMA, AS FOLLOWS:

Section 1. In conformity with the provisions Act 2012-256 enacted by the Alabama Legislature during the 2012 Regular Session, providing for a State Severe Weather Preparedness Sales Tax Holiday, the City of Calera, Alabama, exempts “covered items” from municipal sales and use tax during the same period, beginning at 12:01 a.m. on the first Friday in July 2012 (July 6, 2012) and ending at twelve midnight the following Sunday (July 8, 2012).

Section 2. This ordinance shall be subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2012-256, except that the time period shall only be as specified in Section 1 above **and not for all years thereafter**.

Section 3. The City Clerk is hereby authorized and directed to certify a copy of this ordinance under the seal of the City of Calera, Alabama, and to forward said certified copy to the Alabama Department of Revenue to be recorded and posted on the Department website.

Section 4. This ordinance shall become effective on May 21st, 2012.

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

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

NAYS: None

The Mayor Pro Tem declared said motion carried and unanimous consent given.

Council Member Montgomery moved that Ordinance No. 2012-13 be adopted, which motion was seconded by Council Member Bunn and upon vote the results were as follows:

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

NAYS: None

Adopted this 21st day of May, 2012.

Mayor Pro Tem declared Ordinance No. 2012-13 adopted.

Connie B. Payton, City Clerk

David Bradshaw, Mayor Pro Tem

Guests:

Nathan Palmer was unavailable to attend the meeting.

There being no further business, Council Member Phillips made a motion to adjourn the meeting at 7:12 p.m.

Approved this 4th day of June, 2012.

David Bradshaw, Mayor Pro Tem

ATTEST:

Connie B. Payton, City Clerk