

May 6, 2013

The Mayor and Council of the City of Calera met on May 6, 2013 at 6:30 p.m. at Calera City Hall with the following present:

Mayor: Jon G. Graham

Council Members: Ernest Montgomery, Alan Watts, David Bradshaw, Chris Bunn, Philip Busby, Bobby Joe Phillips

Department Heads: Roy Hadaway, Finance Director  
Sean Kendrick, Fire Chief  
Chris Pappas, City Engineer  
Matt Worthen, IT Services Manager  
Doug Smedley, Sewer Operations Director  
Seth Gandy, Parks and Recreation Director  
David Jones, Public Works Director  
Janet Greathouse, Library Director  
Mike Wood, Building Official  
Sean Lemley, Police Chief

Guests: Mollie Brown, Harold Cole, Sandra Coley, Bill Davis, Fred Hoskins, Gail Blankenship and Jasper Levio

Fred Hoskins called the meeting to order and opened with a Word of Prayer and the Pledge of Allegiance.

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

Regular Meeting – April 15, 2013  
Work Session – April 15, 2013

Council Member Phillips seconded said motion which was carried unanimously.

#### **REPORTS OF DEPARTMENT HEADS:**

Roy Hadaway, Finance Director submitted the following budget adjustments for approval

See Attached Budget Adjustment Register  
Overtime – Exit 231 – Police Cars  
Police Vehicle Equipment

Council Member Bunn made a motion to approve the budget adjustment as requested. Council Member Bradshaw seconded said motion which was carried unanimously.

David Jones, Public Works Director requested a street light be installed at Meadowpark Drive and County Road 16.

Council Member Watts made a motion to approve the street light as requested. Council Member Phillips seconded said motion which was carried unanimously.

Seth Gandy, Parks and Recreation Director reported the city had a great turn out for the Strawberry Festival. Thanks to everyone who helped make the event a success.

Sean Lemley, Police Chief advised the Alabama Department of Transportation will be reimbursing the City for two officers to direct traffic at the Highway 31 and I-65 Exit 231 intersection until the Exit 228 on ramp is reopened. The officers will be directing traffic from 6:30 a.m. – 8:30 a.m. Monday – Friday.

### **COUNCIL MEMBER REPORTS:**

Council Member Montgomery thanked Seth Gandy, Parks and Recreation Director, the Committee Members and all of the volunteers for their hard work to make the Strawberry Festival a success. Mr. Montgomery thanked Central State Bank and Sav-Mor for sponsoring the Kids Zone.

Council Member Watts reported the Strawberry Festival was well attended and it appeared everyone was enjoying themselves.

Council Member Bunn thanked everyone who helped with the Strawberry Festival.

Council Member Busby thanked Chief Lemley for allowing the officers to direct traffic during the morning rush hour at Exit # 231. Mr. Busby reported the officers are doing a great job.

Council Member Phillips requested Chief Lemley continue his dialog with CSX on the much needed repairs.

### **MAYOR REPORT:**

Mayor Graham thanked the employees and the Chamber of Commerce for helping with the Strawberry Festival.

Mayor Graham reported the Alabama Department of Transportation will be holding a Public Involvement Meeting concerning project number: IM-I065 (404), this is the interchange improvements at Highway 31 and I-65 Exit # 231. The meeting will be held at Calera First United Methodist Church, 6107 Highway 31 and Calera, Alabama 35040 on Thursday, June 6, 2013 from 4:00 pm till 7:00 pm.

During this meeting, the public may review project information, maps, ask questions and discuss the project with ALDOT staff and the Design Consultants.

### **OLD BUSINESS:**

Mike Wood, Building Official submitted four quotes on replacing the roof on the Calera Presbyterian Church. (Quotes Attached)

Sta-Dry Roofing, LLC	\$10,380.00
Partridge Construction, Inc.	\$11,835.00
Mike Mooney Construction, LLC	\$17,879.00

Lawler Building Systems \$19,800.00

Council Member Bunn made a motion to allow Sta-Dry Roofing, LLC to replace the roof on the Calera Presbyterian Church. Council Member Montgomery seconded said motion which was carried unanimously.

**NEW BUSINESS:**

Seth Gandy, Parks and Recreation Director, Bill Davis, Parks and Recreation Board Chairman and Mayor Graham recommended Vicki McGiboney and Jeremy Armstrong to serve on the Parks and Recreation Board. If appointed Vicki McGiboney's term would expire on February, 2017 and Jeremy Armstrong's term would expire on February, 2016.

Council Member Busby made a motion to appoint Vicki McGiboney and Jeremy Armstrong the Parks and Recreation Board. Council Member Bradshaw seconded said motion which was carried unanimously.

Mayor Graham introduced the following Resolution:

**RESOLUTION NO. R-2013-04**

**WHEREAS**, a declaration signed by Shelby County Board of Education, Thomas Ferguson, and City of Calera, Mayor Graham owners of the lands abutting the hereinafter described portion of streets and/or alleys situated in the City of Calera, County of Shelby, State of Alabama, vacating said streets/alleys or portion of streets/alleys, has been duly presented to the City Council of the City of Calera, Alabama, for assent and approval of said governing body, said declaration attached being hereto affixed, marked "Exhibit A," and made a part hereof; and

**WHEREAS**, the street or alley referred to are more particularly described as follows:

**See Attached Legal Description**

**Exhibit A**

**WHEREAS**, it appears to the City Council of the City of Calera, Alabama that the vacations of said street/alley are in order and that convenient and reasonable means of ingress and egress is afforded to all other property owners owning properties in the subdivision embraced in said map of Dunstan's Survey of the City of Calera, Alabama. Subject, however to all existing right-of-ways or easements for public utilities and to all utility facilities presently situated in said area vacated, subject to this provision.

Council Member Bradshaw moved that unanimous consent of the Council be given for immediate action upon Resolution No. R-2013-04.

Council Member Watts seconded said motion and upon vote, the results were as follows:

AYES: Montgomery, Watts, Bradshaw, Graham, Bunn, Busby, Phillips

NAYS: None

Thereupon, the Mayor declared said motion carried and unanimous consent given for the consideration of said Resolution.

Council Member Phillips moved that Resolution No. R-2013-04 be adopted. Council Member Bunn seconded said motion and upon vote, the results were as follows:

AYES: Montgomery, Watts, Bradshaw, Graham, Bunn, Busby, Phillips

NAYS: None

Mayor Graham declared Resolution No. R-2013-04 adopted.

Adopted this 6<sup>th</sup> day of May, 2013.

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Jon G. Graham, Mayor

ATTEST:

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Connie B. Payton, City Clerk

Mayor Graham introduced the following Resolution:

**RESOLUTION NO. R-2013-05**

**A Resolution of the City Council of the City of Calera, Calera, Alabama authorizing the City of Calera to apply for a Grant from the Alabama Department of Transportation for the Alabama Transportation Rehabilitation and Improvement Program (ATRIP) funding.**

**WHEREAS**, the City of Calera recognizes the need for several capital improvement projects to improve the safety and well-being of its citizens and aid in bringing much needed economic development to the City of Calera.

**WHEREAS**, the City of Calera grants authority to apply for funding for the needed projects through the Alabama Transportation Rehabilitation and Improvement Program (ATRIP).

**WHEREAS**, the City of Calera council grants authority to enter into a contract with the Alabama Department of Transportation if a grant is awarded.

**WHEREAS**, the City of Calera, intends to commit twenty percent in local matching funds towards the total contract(s) awarded.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CALERA, ALABAMA that the City of Calera or its designee hereby agrees to apply for funding through the Alabama Department of Transportation ATRIP Program and to provide the twenty percent in matching funds for the awarded projects.

Council Member Bradshaw moved that unanimous consent of the Council be given for immediate action upon Resolution No. R-2013-05.

Council Member Bunn seconded said motion and upon vote, the results were as follows:

AYES: Montgomery, Watts, Bradshaw, Graham, Bunn, Busby, Phillips

NAYS: None

Thereupon, the Mayor declared said motion carried and unanimous consent given for the consideration of said Resolution.

Council Member Phillips moved that Resolution No. R-2013-05 be adopted. Council Member Watts seconded said motion and upon vote, the results were as follows:

AYES: Montgomery, Watts, Bradshaw, Graham, Bunn, Busby, Phillips

NAYS: None

Mayor Graham declared Resolution No. R-2013-05 adopted.

Adopted this 6<sup>th</sup> day of May, 2013.

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Jon G. Graham, Mayor

ATTEST:

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Connie B. Payton, City Clerk

Mayor Graham introduced the following Ordinance:

ORDINANCE NO. 2013-09

**Amending City Code to Exempt Certain “Covered Items” from the Municipal Sales and Use Tax During the First Full Weekend of August, 2013, 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 2013 (August 2, 2013) and ending at twelve midnight the following Sunday (August 4, 2013).

(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 2013 (August 2, 2013) and ending at twelve midnight the following Sunday (August 4, 2013).

(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 2, 2013.

Council Member Bradshaw 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, Watts, Bradshaw, Graham, Bunn, Busby, Phillips

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Phillips moved that Ordinance No. 2013-09 be adopted, which motion was seconded by Council Member Watts and upon vote the results were as follows:

AYES: Montgomery, Watts, Bradshaw, Graham, Bunn, Busby, Phillips

NAYS: None

Adopted this 6<sup>th</sup> day of May, 2013.

Mayor Graham declared Ordinance No. 2013-09 adopted.

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Connie B. Payton, City Clerk

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Jon G. Graham, Mayor

Council Member Phillips made a motion to adjourn the meeting at 6:55 p.m.

Approved this 20<sup>th</sup> day of May, 2013.

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Jon G. Graham, Mayor

ATTEST:

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Connie B. Payton, City Clerk