

Council Minutes 2/6/2012 2/15/2012
February 6, 2012

The Mayor and Council of the City of Calera met on February 6, 2012 at 7:00 p.m. at Calera City Hall with the following present:

Mayor: Jon G. Graham

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

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

Guests: Randy, Rebecca and Megan Krueger, Bill Davis, Harold Cole, Bill Justice, Clayton Smith, Mitt Schroeder, and Jasper Levio

Sean Kendrick, Fire Chief called the meeting to order and opened the meeting 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 – January 17, 2012
Work Session – January 17, 2012

Council Member Phillips seconded said motion which was carried unanimously.

DEPARTMENT HEAD REPORTS:

Roy Hadaway, Finance Director presented Budget Amendments for approval.

Council Member Bradshaw made a motion to approve the Budget Amendments. Council Member Roberson seconded said motion which was carried unanimously.

David Jones, Public Works Director reported that Water and Gas is being installed at the Sports Complex.

Janet Greathouse, Library Director reminded the Council that the Fairy Tale Ball will be held on February 18, 2012.

COUNCIL MEMBER REPORTS:

Council Member Bradshaw requested an update on the Fire Museum Project. Mayor Graham reported that the team has been divided into two areas: Team One will focus on the Building part of the Project and Team Two will focus on the Educational part of the Project. Both teams are moving forward and we hope to have a ground breaking date soon.

Council Member Bradshaw reminded the Council changes needed to be made to Resolution 2008-09 at the next council meeting.

MAYOR REPORT:

No report given

OLD BUSINESS:

Council Member Bunn made a motion to approve the attached Street Light Policy. Council Member Roberson seconded said motion which was carried unanimously.

NEW BUSINESS:

Mayor Graham introduced the following Resolution:

RESOLUTION NO. R-2012-04

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF CALERA, ALABAMA AS FOLLOWS:

1. That the City enter into an Agreement with the State of Alabama, acting by and through the Alabama Department of Transportation for:

Utility and Construction Agreement for Project HPP-A152 (), Project Reference Numbers 100050244 and 100050239 for Calera Northern Bypass from SR-25 west of Calera to SR-3 (US- 31) north of Calera in the City of Calera; which Agreement is before this Council.

2. That the Agreement is executed in the name of the City, by its Mayor, for and on its behalf;
3. That the Agreement be attested by the City Clerk and the seal of the City affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the Agreement by all parties, that a copy of such Agreement be kept on file by the City Clerk.

Council Member Phillips made a motion to adopt Resolution No. R-2012-04. Council Member Gentry seconded said motion and upon vote, results were as follows:

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

NAYS: None

The Mayor declared Resolution No. R-2012-04 adopted this the 6th day of February, 2012.

Jon G. Graham, Mayor

ATTESTED BY:

Connie B. Payton, City Clerk

I, the undersigned qualified and acting Clerk of the City of Calera, Alabama do hereby certify that the above and foregoing is a true copy of a resolution passed and adopted by the City Council of the City named therein, at a regular meeting held on the 6th day of February, 2012, which resolution is on file in the office of the City Clerk.

Given under my hand and the official seal of such City of Calera this 6th day of February, 2012.

City Clerk, Connie B. Payton

Mayor Graham introduced the following Resolution:

RESOLUTION NO. R-2012-05

**A RESOLUTION ACCEPTING THE DEDICATION OF THE STREETS
(AND UNDERLYING WATER & SEWER LINES) KNOWN AS
KENSINGTON BOULEVARD AND KENSINGTON WAY**

LOCATED IN THE KENSINGTON SUBDIVISION

WHEREAS, Rime Holdings LLC, is the developer for Kensington Subdivision in Calera, Alabama. This dedication consists of the streets (and underlying Water & Sewer lines) named Kensington Boulevard (beginning at the south property line of lot #53 and ending at the north property line of lot #56 approximately 252 lf) and Kensington Way such dedication not to include any improvements other than the streets (and underlying Water & Sewer lines), named in this Resolution.

WHEREAS, the streets (and underlying Water & Sewer lines) were built according to the City of Calera specifications and the development company is presenting them to the City of Calera for acceptance complete with a guarantee against any defects for a period of one (1) year from date of dedication.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CALERA, ALABAMA, that the City hereby accepts the offer of dedication made by Rime Holdings LLC, developer, for Kensington Boulevard and Kensington Way so that said streets shall be and are hereby public streets and said underlying Water & Sewer lines shall be

and are hereby public utilities.

ATTACHED IS A SCHEDULE of said streets (and underlying Water & Sewer lines) with an estimated cost for each named street, estimated construction cost for the underlying Water lines for each of the named streets, and estimated construction cost for the underlying Sewer lines for each of the named streets.

Council Member Montgomery made a motion to adopt Resolution No. R-2012-05. Council Member Bradshaw seconded said motion and upon vote, results were as follows:

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

NAYS: None

ADOPTED and APPROVED THIS THE 6th day of February, 2012.

Jon Graham, Mayor

ATTESTED BY:

Connie Payton, City Clerk

SCHEDULE OF STREETS, WATER LINES, & SEWER LINES AND ESTIMATED CONSTRUCTION COSTS:

<u>Name (Street, Water Line, Sewer Line)</u>	<u>Estimated Construction Costs</u>
Kensington Way Road	\$158,900
Kensington Way Water	\$32,100
Kensington Way Sewer	\$50,000
Kensington Boulevard Road	\$39,570
Kensington Boulevard Water	\$7,560
Kensington Boulevard Sewer	\$7,300

ATTESTED BY:

Developer

Date_____

Mayor Graham introduced the following Resolution:

RESOLUTION NO. R-2012-06

A RESOLUTION ACCEPTING A BID FOR GRASS MOWING SERVICES FOR THE CITY OF CALERA, ALABAMA.

WHEREAS, the City of Calera has solicited sealed bids as required under the Alabama bid law; and

WHEREAS, bids were opened at Calera City Hall on February 1, 2012 at 11:00 a.m.; and

WHEREAS, bids were as follows:

Jimmy Lee	\$47.50 per hour
Buck Creek	\$62.50 per hour

WHEREAS, the Mayor and Council of the City of Calera, at the Regular Meeting on February 6, 2012 considers the recommendation of the City Engineer, Mr. Chris Pappas. The Mayor and Council will award the bid for the Grass Mowing Service in the amount of \$47.50 per hour to Jimmy Lee not to exceed the budget amount.

(Copy of City Engineer, Chris Pappas letter attached to this Resolution)(Bid Tabulation attached to this Resolution)

Council Member Bunn moved that Resolution No. R-2012-06 be adopted. Council Member Montgomery seconded said motion and upon vote, the results were as follows:

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

NAYS: None

Mayor Graham declared Resolution No. R-2012-06 adopted.

Adopted this 6th day of February, 2012.

Jon G. Graham, Mayor

ATTEST:

Connie Payton, City Clerk

Mayor Graham introduced the following Resolution:

RESOLUTION NO. R-2012-07

A RESOLUTION ACCEPTING A BID FOR THE BUXAHATCHEE CENTRIFUGE PROJECT FOR THE CITY OF CALERA, ALABAMA.

WHEREAS, the City of Calera has solicited sealed bids as required under the Alabama bid law; and

WHEREAS, bids were opened at Calera City Hall on February 1, 2012 at 10:00 a.m.; and

WHEREAS, bids were as follows:

DRM Utilities, LLC	\$815,000.00
Mark Johnson Construction, LLC	\$827,300.00
Cardinal Southeast	\$836,125.00
J & P Construction Co., Inc.	\$837,200.00
Ronald Franks Construction, Co.	\$850,873.00
P.F. Moon & Co	\$899,000.00
Conerstone Civil Contractors	\$900,000.00
Double Diamond Construction	\$913,913.00
Battle Miller Construction	\$958,500.00
Robert Granger	\$1,000,000.00

WHEREAS, the Mayor and Council of the City of Calera, at the Regular Meeting on February 6, 2012 considers the recommendation of the City Engineer, Mr. Chris Pappas. The Mayor and Council will award the bid for the Buxahatchee Centrifuge Project in the amount of \$815,000.00 to DRM Utilities, LLC.

(Copy of Chris Pappas, City Engineer recommendation letter attached to this Resolution)(Bid Tabulation attached to this Resolution)

Council Member Phillips moved that Resolution No. R-2012-07 be adopted. Council Member Bradshaw seconded said motion and upon vote, the results were as follows:

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

NAYS: None

Mayor Graham declared Resolution No. R-2012-07 adopted.

Adopted this 6th day of February, 2012.

Jon G. Graham, Mayor

ATTEST:

Connie Payton, City Clerk

STATE OF ALABAMA)
CITY OF CALERA)

MINUTE EXCERPTS AND MOTION FOR EXECUTIVE SESSION
PURSUANT TO THE ALABAMA OPEN MEETINGS LAW
A05-0145

WHEREAS, the City Council of the City of Calera, with a quorum being present, was conducting a regular Council Meeting on the 6th day of February, 2012 the time, date, place and agenda of which were duly announced and notices of which were posted in accordance with the Alabama Open Meetings Law, Act 2005-40 (Act); and,

WHEREAS, during the course of said meeting, a motion was made by Mayor Graham for the Council to go into Executive Session for the purpose of Real Estate Transaction being one of the following purposes authorized by the Act:

- Reputation and Character
- Legal Advice and Counsel
- Security Plans
- State and/or Federal Law
- Law Enforcement
- Real Estate Transactions
- Trade Secrets
- Public Employee Negotiations
- Quasi-Judicial Deliberations

which motion was seconded by Councilmember Phillips; and,

WHEREAS, the City Attorney advised the Council that a declaration was required by the Act for an Executive Session if it was in regard to any of the following purposes:

- Legal Advice and Counsel
- Law Enforcement
- Trade Secrets
- Employee Negotiations

WHEREAS, Bill Justice appeared before the Council and stated for the record that he/she

was duly qualified and/or had the personal knowledge to provide the requisite declaration for the stated purpose of the Executive Session authorized by the Act and informed the Council that an Executive Session was necessary for the following reasons:

Legal Advice and Counsel and that discussions would imperil and/or have a detrimental effect upon the city if disclosed outside of an Executive Session or would otherwise be contrary to law; and,

WHEREAS, the Presiding Officer directed the City Clerk to enter said motion, purpose and declaration, if made, into the minutes of the meeting and called for a vote on said motion; and,

WHEREAS, said vote in regard to the motion for Executive Session was taken with the “yeas” and “nays” being recorded into the minutes as follows:

<u>Yeas</u>	<u>Nays</u>
1. Montgomery	
2. Roberson	
3. Bradshaw	
4. Graham	
5. Bunn	
6. Gentry	
7. Phillips	

and the Presiding Officer declared that a majority of the votes being in favor of the motion, that such motion had therefore passed and the Council would forthwith recess into Executive Session for the purpose as stated in said motion and no other purpose, in accordance with the Act and reconvene in approximately 15 minutes. Time adjourned for Executive Session was 7:20 p.m.

Mayor Graham called the meeting back to order at 7:48 p.m.

There being no further business, Council Member Phillips made a motion to adjourn the meeting at 7:49 p.m.

Approved this 21st day of February, 2012.

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk

City of Calera

Street Light Policy & Procedure

PURPOSE:

The City of Calera receives numerous requests regarding the installation of streetlights. The primary purpose of streetlights is to provide drivers with quick, accurate, and comfortable visibility at night. A major cause of accidents at night is poor visibility. Street lights aid in reducing these accidents and facilitating the traffic flow.

Citizens should realize that streetlights are provided for traffic safety, not property security. It is true that streetlights do provide some amount of security in residential areas. This, however, is not their primary intent and they are never installed for security reasons alone.

The following is provided to explain the City's policy and procedure on street light installation and the criteria required to warrant the installation of a street light.

STREET LIGHT POLICY:

It is the intent of the City of Calera that the developer installs and funds all streetlights needed in a subdivision or commercial area at the time of electric utility facilities.

In accordance with past procedures when requested and approved by Calera City Council, street lights may be installed every four-hundred (400) feet apart.

STREET LIGHT REQUEST:

Request for street lighting where no lighting already exists will first be evaluated for the need to install a light system on the roadway or development, in accordance with the Street Light Policy guidelines of the City of Calera. Installation of a single independent light will only be approved on a case by case basis after completion of an evaluation for validating a light problem.

It is the responsibility of the individual making the street light request to complete the attached Street Light Request Form and to ensure that the request contains the following information:

1. **Requestor's Name, address, telephone number, and reason for requesting the street light installation**

Upon approval of the installation of the streetlight by the City Council, the City will provide the appropriate paperwork for the installation of the streetlight.

STREET LIGHT EVALUATION:

The intent of this policy is to evaluate all requests as to the need for lighting of streets within the City of Calera to ensure the safety of vehicular and pedestrian traffic. The evaluation should consider:

STREET LIGHT INFORMATION:

To report a street light outage, please contact Alabama Power with the pole number and address of the request.