



Minutes of the City of Calera Council Meeting April 17, 2023

The Council of the City of Calera met in the Council Chambers of the City Hall at 7901 Highway 31 on Monday, April 17, 2023, at 6:30 p.m., in a regular meeting. Mayor Graham presiding.

Mayor and Council Members Present:

Jon G. Graham, Mayor
Philip Busby, Council Member
Kenny Dale Cost, Council Member
Ernest Montgomery, Council Member
Calvin Morgan, Council Member
Kay Snowden Turner, Council Member
Alan Watts, Council Member

City Attorney:

Bill Justice

Guests:

James Fuller, Reggie Darden, Kelly Ellison, Sean Kendrick, David Hyche, Jackie Batson, Seth Gandy, Alison Powers, Debbie and Richard Byers, Dennis Torrealba, Mrs. Baxley, Ken Mobley, Tip Edwards, Autrey McMillan

Mayor Graham called the meeting to order at 6:30 p.m.

Word of Prayer and Pledge of Allegiance:

Council Member Watts opened the meeting with prayer and the Pledge of Allegiance.

Approval of Minutes:

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

Regular Meeting – April 3, 2023
Work Session – April 3, 2023

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

AYES: Busby, Cost, Graham, Montgomery, Morgan, Turner, Watts

NAYS: None

Motion Passed

Old Business:

No old business

New Business:

Street Lighting Approval Request – Timberline Phase 6

Item tabled

Lighting Upgrade Approval Request for Oliver Park Baseball / Football Fields

Council Member Busby made a motion to approve the Lighting Upgrade for Oliver Park Baseball / Football Fields. Council Member Montgomery seconded said motion and upon vote, the results were as follows:

AYES: Busby, Graham, Montgomery, Turner, Watts

NAYS: Cost, Morgan

Motion Passed

Alcoholic Beverage Control Board Application presented for Calera Main Street – Special Event License for May 5, 2023 First Friday

Trade Name: Calera Main Street
Applicant: Calera Main Street
Type License: Special Event for May 5, 2023 First Friday

Council Member Cost made a motion to approve the Alcoholic Beverage License Application for Calera Main Street – Special Event License for May 5, 2023 First Friday. Council Member Morgan seconded said motion and upon vote, the results were as follows:

AYES: Busby, Cost, Graham, Montgomery, Morgan, Watts, Turner

NAYS: None

Motion Passed

Resolution No. 2023-11 Authorizing Application and Acceptance of the Shelby County Senior Program Grant

Council Member Turner moved that Resolution No. R-2023-11 is adopted. Council Member Watts seconded said motion and upon vote, the results were as follows:

AYES: Busby, Cost, Graham, Montgomery, Morgan, Turner, Watts

NAYS: None

Motion Passed

Ordinance No. 2023-06 – Back to School Sales Tax Holiday for 2023

Council Member Watts moved unanimous consent of the Council is given for immediate action upon said Ordinance. Council Member Busby second said motion and upon vote the results was as follows:

AYES: Busby, Cost, Graham, Montgomery, Morgan, Turner, Watts

NAYS: None

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

Council Member Turner moved Ordinance No. 2023-06 be adopted. Council Member Morgan seconded said motion and upon vote the results was as follows:

AYES: Busby, Cost, Graham, Montgomery, Morgan, Turner, Watts

NAYS: None

Motion Passed

Guests:

Jackie Batson, Calera Main Street Update

Bill Davis, Rising Eagle, Inc

Council Member Busby made a motion to adjourn the meeting at 7:15 p.m.

Approved this 1st day of May 2023.

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk

Mayor Graham introduced the following Resolution:

RESOLUTION NO. R-2023-11

A RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF THE SHELBY COUNTY SENIOR PROGRAM GRANT FOR 2023 FOR THE CITY OF CALERA, ALABAMA.

WHEREAS, the City of Calera Senior Center provides many services to the seniors in the community such as meals, services, programs to promote health and wellness, educational, and recreational opportunities; and

WHEREAS, the City of Calera, has applied for and received a grant through Shelby County to aid with expenses for said services; and

WHEREAS, the Mayor and Council of the City of Calera, are in support of the application for the Shelby County Senior Program Grant for 2023 through Shelby County in the amount of \$3,500.00 to assist with program and services.

NOW THEREFORE, BE IT RESOLVED, the City of Calera City Council does hereby authorize Jon G. Graham, Mayor of the City of Calera, to sign all documentation necessary for grant application and a copy will be keep on file in the Senior Center File.

Council Member Turner moved that Resolution No. R-2023-11 be adopted. Council Member Watts seconded said motion and upon vote, the results were as follows:

AYES: Cost, Morgan, Graham, Busby, Montgomery, Turner, Watts

NAYS: None

Mayor Graham declared Resolution No. R-2023-11 adopted.

Adopted this 17th day of April 2023.

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk

Mayor Graham introduced the following Ordinance:

ORDINANCE NO. 2023-06

Amending City Code to Exempt Certain “Covered Items” from the Municipal Sales and Use Tax during the “Back-to-School Sales Tax Holiday” as Authorized by 40-23-210 through 40-23-213, Code of Alabama 1975.

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 40-23-210 through 40-23-213, Code of Alabama 1975, 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 Friday, July 21, 2023 and ends at twelve midnight on Sunday, July 23, 2023.

(b) This section shall be subject to all terms, conditions, definitions, time periods, and rules as provided by 40-23-210 through 40-23-213, Code of Alabama 1975, 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 40-23-210 through 40-23-213, Code of Alabama 1975, 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 Friday, July 21, 2023 and ends at twelve midnight on Sunday, July 23, 2023.

(b) This section shall be subject to all terms, conditions, definitions, time periods, and rules as provided by 40-23-210 through 40-23-213, Code of Alabama 1975, 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 1, 2023.

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

AYES: Montgomery, Watts, Morgan, Graham, Cost, Busby, Turner

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Turner moved that Ordinance No. 2023-06 be adopted, which motion was seconded by Council Member Morgan and upon vote the results were as follows:

AYES: Montgomery, Watts, Morgan, Graham, Cost, Busby, Turner

NAYS: None

Adopted this 17th day of April 2023.

Mayor Graham declared Ordinance No. 2023-06 adopted.

Connie B. Payton, City Clerk

Jon G. Graham, Mayor



April 5, 2023

Dear Mayor Graham and City Council,

Calera Main Street, Inc. is applying with the Alabama Alcoholic Beverage Control Board for a one-time special event permit for our upcoming First Friday festival on May 5, 2023. As you know, our May event will feature our second annual Cornhole Tournament and have numerous vendors, sponsors, local merchants, and food trucks.

With it falling on Cinco de Mayo this year, our organization will also produce a salsa competition to name Calera's Best Salsa. Additionally, we are planning to sell margaritas at the event. Calera Main Street will purchase the alcohol and hire professional bartenders to serve. With this nonprofit permit the organization may raise money for itself with the proceeds.

The event will be contained in the Calera Courtyard at 1120 17th Avenue, Calera, AL 35040 and be open only on May 5, 2023 from 5:00PM – 8:00PM. We will work with the Calera Police Department to secure additional officers for safety as well.

Our downtown revitalization efforts would not be possible without the generous support of the City of Calera and its leadership. We hope you will consider joining us for First Friday, as we continue to move forward in our efforts to make Downtown Calera a destination to Eat, Drink, Shop and Explore!

Thank you for your commitment to Calera Main Street!

Warmest regards,



Jackie Batson
Executive Director
404-268-4102
jackie@downtowncalera.org

*Calera Main Street is a registered 501c3 nonprofit.
Your tax-deductible investment helps to improve the places we live, work, and play.*

#connectingcalera

1120 17th Avenue • Calera, AL 35040 • www.downtowncalera.org



Alabama Alcoholic Beverage Control Board

Licensing and Compliance Division

Non-Profit Special Event Retail License

Pre-Application Checklist

These documents are **REQUIRED** by Alabama State Law, therefore are **NOT** optional.
The ABC Board has broad discretion to request any other information that it deems necessary.
All documents must be legible, color copies.

DOCUMENTS REQUIRED AT THE TIME OF APPLICATION:

- ☒ Completed Non-Profit Special Event License Pre-Application (Form LCD-34, Page 2)
- ☐ Identification Documents from Individual Authorized to Complete the Application
 - ☒ Color copy of valid driver's license or state issued ID from state of legal residency
 - ☒ Certified color copy of birth certificate or US Passport
- ☒ Internal Revenue Code 501c Documentation
- ☒ Copy of Event Notification Letter Sent to the Local Governing Officials **SIGNED**
- ☒ Sketch of Event Location (include sketch of alternative location, if applicable) **APPLICANT SIGN SKETCH**

DOCUMENTS OF FORMATION

- ☒ Corporations must provide the probated document that includes the book/instrument number page, date, and county to show when and where the business was formed.
- ☐ Out of state corporations must include the Certificate of Existence for Alabama issued by the Secretary of State. The Alabama Secretary of State may be reached at (334) 242-5324.

DOCUMENTS SHOWING CONTROL OF THE PROPERTY- I.E., LEASE, USE AGREEMENT, DEED, ETC.

- ☐ If a Lease or Use Agreement:
 - ☒ Organization name on the document matches the applicant name exactly (Ex. If John Doe, Inc. is the applicant name, the lessee must be listed as John Doe, Inc.)
 - ☒ Address on the document matches the physical address of the event listed on the application.
 - ☒ The document has a valid term for the event date(s) listed on the pre-application (Must be 7 days or less.)
 - ☒ Document is signed by the applicant and property owner.
- ☐ If a Deed:
 - ☐ The name on the deed must match exactly with the applicant name. (Ex. If John Doe, Inc. is the applicant, then the deed must be made out to John Doe, Inc.)
 - ☐ Deed must be stamped and recorded by the probate office in the county in which it is located.
 - ☐ Physical location address must be confirmed in one of the following ways:
 - ☐ E-911 Address verification
 - ☐ Handwritten on the deed, which is signed and dated by the applicant
 - ☐ Correspondence on letterhead from an authorized individual

PLEASE NOTE: If the special event is relocated after the original application is submitted to the ABC Board, control of property documentation for the alternate location should be submitted to the ABC Board prior to the event date so the license can be updated. The event license must have the correct location address listed.

**Alabama Alcoholic Beverage Control Board****Licensing and Compliance Division
Temporary Non-Profit Special Event Retail License
Pre-Application**

Must be submitted to the ABC Board at least 25 calendar days prior to the event

The individual completing and signing for this Non-Profit Special Events Retail License Application must be properly authorized to do so by the applying organization.

Please check one of the following to show applicant is a qualifying organization:

- ☒ Organization has been continuously in existence in the State of Alabama for a minimum of three years.
- ☐ Organization is affiliated with a parent organization that has been in existence in the State of Alabama for a minimum of three years.
- ☐ Organization has reorganized and is continuing its mission under a new name on file with the Secretary of State and with a new tax identification number after having satisfied one of the two statements made above.

APPLICANT INFORMATION:

Organization/Applicant Name: Calera Main Street Mailing Address: 120 Carriage Drive, Maylene, AL 35114
State in which Recorded: AL Doing Business As/Event Name: First Friday
County in which Recorded: Shelby Date Recorded: Sept 17, 2019
EVENT INFORMATION: Date of Authority to Do Business in Alabama: 09/17/2019

PLEASE NOTE THE SPECIAL EVENT MUST BE 7 DAYS OR LESS

Event Start Date: 05/05/2023 Event End Date: 05/05/2023
Event Time: 5:00-8:00 PM Event Location Address: 1120 17th Avenue Calera, AL
Description of Special Event Location (tent, city park, parking lot, etc.): Calera Courtyard - parking area
Alternate Event Date(s), Time, & Location (if applicable): _____
Event Location Governing Jurisdiction: City of Calera
Event Location Police Jurisdiction: Calera Police Department
Type of alcoholic beverages to be sold (Beer, Wine, Liquor): Liquor

CONTACT INFORMATION:

Contact Name: Jackie Batson Contact's Relationship to Organization: Executive Director
Contact Primary Number: 404-268-4102 Contact Secondary Number: 205-690-0069
Contact E-mail Address: jackie@downtowncalera.org



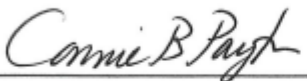
**Property Use Agreement (as of April 7, 2023)
City of Calera and Calera Main Street**

Calera Courtyard
1120 17th Avenue, Calera, AL 35040

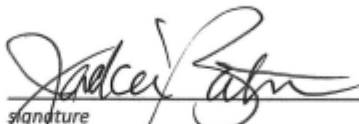
City of Calera hereby allows Calera Main Street, Inc. to use the public property located at 1120 17th Avenue, known as Calera Courtyard, and owned by the City, for community events produced by Calera Main Street, such as but not limited to First Friday festivals, Shop Small Saturday, and Trunk or Treat.

2023 Special Events Calendar

April 7, 5-8PM – First Friday
May 5, 5-8PM – First Friday
June 2, 5-8PM – First Friday
June 30, 5-8PM – First Friday
Aug 4, 5-8PM – First Friday
Oct 26, 5-8PM – Trunk or Treat
Nov 25, 10AM-6PM – Small Business Saturday

 4-17-23
signature date

Connie Payton
City Clerk
cpayton@calera.org

 4/17/23
signature date

Jackie Batson
Executive Director, Calera Main Street
jackie@downtowncalera.org

#connectingcalera

1120 17th Avenue • Calera, AL 35040 • www.downtowncalera.org

