

March 20, 2017

The Mayor and Council of the City of Calera met on March 20, 2017 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, Kay Snowden Turner

Department Heads: Sean Kendrick, Fire Chief
Kelly Ellison, Finance Director
Doug Smedley, Sewer Operations Director
Reggie Darden, Building Official
Alison Powers, Library Director
Matt Worthen, IT Services Manager
Seth Gandy, Park and Recreation Director

Guests: Fred Hoskins, Calvin Morgan, Randy and Rebecca Krueger, Jasper Levio and Harold Cole

Mayor Graham called the meeting to order and Jason Jarvis 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 – March 6, 2017
Work Session – March 6, 2017

Council Member Watts seconded said motion which was carried unanimously

REPORTS OF DEPARTMENT HEADS:

No reports given

COUNCIL MEMBER REPORTS:

Council Member Montgomery stated he invited Chick-fil-A to join us for the upcoming Strawberry Festival on Saturday, April 29, 2017.

Council Member Bunn stated the bridge project is still on schedule for the spring letting. This past weekend the traffic was heavy and the restaurants were full due to the baseball tournament.

Council Member Turner stated she contacted the Alabama Department of Transportation and requested a traffic study for the section of Highway 31 at the new Chevron Gas Station. Mrs. Turner would like to see the speed limit lowered to 35 mph.

MAYOR REPORT:

No report given

OLD BUSINESS:

No old business

NEW BUSINESS:

Library Board Appointment

Alison Powers recommended Emily Manning be appointed to the Library Board to replace Elanna Burke as her term expired September 2016.

Council Member Montgomery made a motion to appoint Emily Manning to the Library Board with a term to expire September 2020. Council Member Bunn seconded said motion which was carried unanimously.

Mayor Graham introduced the following Resolution:

RESOLUTION NO. R-2017-08

A RESOLUTION OPPOSING SB31 AND HB58

WHEREAS, SB31 (HB58) exempts prescription drug sales from the calculation of gross receipts business licenses; and

WHEREAS, businesses that provide goods or services within the municipal corporate limits take advantage of the financial and other benefits they receive from the municipality including, but not limited to, the use of city streets and roads, the potential use of police and fire protection, and the potential use of ambulances or rescue services; and

WHEREAS, revenue collected from business licensing provides a financial means for defraying the costs of providing essential municipal services; and

WHEREAS, monies collected from business licensing are used not just for revenue purposes, but to protect citizens by helping provide services; and

WHEREAS, loss of revenue from the gross receipts licensing of prescription medications would cost the City of Calera, Alabama a significant loss in general fund revenue; and

WHEREAS, legislatively carving out this type of business from the coverage of municipal business licensing creates fundamental unfairness to other businesses and is a slippery slope as other businesses and industries start to request similar legislative limitations on municipal license authority which could potentially cost the municipality a significant loss in revenue thereby resulting in a potential for devastating effects on the quality of life of our citizens.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CALERA, ALABAMA expresses its strong opposition to SB31 (HB58) or any similar legislation that would further restrict the municipality's authority to properly license business that is transacted within the municipality.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF CALERA, ALABAMA, that its legislative delegation opposes the passage of SB31 (HB58).

Council Member Bradshaw moved that Resolution No. R-2017-08 be adopted. Council Member Bunn seconded said motion and upon vote, the results were as follows:

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

NAYS: None

Mayor Graham declared Resolution No. R-2017-08 adopted.

Adopted this 20th day of March, 2017.

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk

Mayor Graham introduced the following Resolution:

RESOLUTION NO. R-2017-09

A RESOLUTION ACCEPTING A BID FOR (3) 2017 FORD UTILITY POLICE INTERCEPTORS WITH MODEL SERIES 500A – MARKED (1) UNMARKED 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 March 14, 2017 at 10:00 a.m.; and

WHEREAS, bids were as follows:

Company

Ernest McCarty Ford

Patrol Vehicle	(3)	\$30,673 (each)
Unmarked Vehicle		\$30,725
Total Four Vehicles		\$122,744

Stivers Ford

Patrol Vehicle (3)	\$30,214 (each)
Unmarked Vehicle	\$30,264
Total Four Vehicles	\$120,906

WHEREAS, the Mayor and Council of the City of Calera, at the Regular Meeting on March 20, 2017 considers the recommendation from Police Chief, Sean Lemley. The Mayor and Council will award the bid for the 2017 Ford Utility Police Interceptors in the amount of \$120,906 to Stivers Ford.

(Copy of Chief Lemley Recommendation letter attached to this Resolution) (Bid Tabulation attached to this Resolution)

Council Member Watts moved that Resolution No. R-2017-09 be adopted. Council Member Montgomery seconded said motion and upon vote, the results were as follows:

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

NAYS: None

Mayor Graham declared Resolution No. R-2017-09 adopted.

Adopted this 20th day of March, 2017.

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk

Mayor Graham introduced the following Resolution:

RESOLUTION NO. R-2017-10

**A Resolution Establishing the Appointed Office
of Municipal Public Defender for the City of Calera, Alabama**

WHEREAS, the City Council of Calera, Alabama has determined it serves a public purpose for the City of Calera to establish the appointed office of Municipal Public Defender for the Calera Municipal Court; and

WHEREAS, the City Council of Calera, Alabama has determined it serves a public purpose for the City of Calera to appoint three (3) individuals to serve as Public Defenders in the Calera Municipal Court; and

WHEREAS, the Public Defender(s) will be appointed by the Calera City Council to provide defense services for indigent defendants as appointed by the municipal judge and whose individual salary will be \$700.00 per month and will be funded by the Fair Trial Tax Fund.

NOW, THEREFORE, BE IT RESOLVED by the Calera City Council as follows:

1. That the appointed office of Public Defender for the Calera Municipal Court be established at the monthly salary of \$700.00 per Public Defender to be paid monthly with funds collected through the Fair Trial Tax Fund;
2. That the three (3) Public Defender(s) shall be appointed by the Calera City Council and shall serve at the pleasure of the Calera City Council; and
3. That prior to assuming the office of Public Defender he/she shall enter into a contract with the City for said service, in form and substance approved by the City.

Council Member Turner moved that Resolution No. 2017-10 adopted. Council Member Busby seconded said motion and upon vote, the results were as follows:

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

NAYS: None

ADOPTED this 20th day of March, 2017.

Jon G. Graham, Mayor

ATTEST

Connie B. Payton, City Clerk

PROCLAMATION

WHEREAS: Strong family relationships constitute the foundation of our community; and

WHEREAS: Alienating behaviors are frequently seen in high-conflict divorces, separations and asymmetrical custody arrangements but can occur in intact marriages; and

WHEREAS: Parental Alienation is a term used to describe any number of behaviors and attitudes on the part of one parent, both parents or third party designed to interfere, damage or destroy the relationship a child has with their other parent. It's a form of abuse that causes emotional trauma to children; and

WHEREAS: Parental Alienation deprives children of their right to freely love and be loved by both parents, their extended families and robs children of their sense of security; and

WHEREAS, we encourage all Alabamians to visit paawareness.com for information on raising awareness to stop Parental Alienation, and we call on community and state leaders to support shared parenting because of its benefits for children.

WHEREAS: The recently published Diagnostic and Statistical Manual of Mental Disorders (DSM-5) made several references to the dysfunctional family dynamic of alienation to be a form of psychological child abuse; and

WHEREAS: Approximately 40,000 children in the State of Alabama were subjected to child custody determinations in 2016; and

WHEREAS: Parental Alienation Prevention Week is intended to increase the knowledge and understanding of this problem to help Alabamians, institutions, the legal and mental health community and leaders to better identify and combat this abusive behavior to children; and

WHEREAS: God so loved us, we also ought to love one another; love does no harm to its neighbor; therefore Children should be able to freely express the meaning of F.A.M.I.L.Y.;

Father And Mother, I Love You; and

WHEREAS: In honor of Parental Alienation Prevention Week, come and show your support by taking 10 minutes out of your day at noon, on Tuesday, April 25, to blow soap “Bubbles For Love”. Each bubble we blow represents the love our children have and should be allowed to share with both their parents.

NOW, THEREFORE, I, Jon G. Graham, Mayor of the City of Calera, do hereby proclaim April 23 through April 29, 2017, as

PARENTAL ALIENATION PREVENTION WEEK

And April 25, 2017, as

PARENTAL ALIENATION AWARENESS “Bubbles For Love” DAY

Council Member Bunn made a motion to proclaim Parental Alienation Prevention Week as April 23 – 29, 2017 and Parental Alienation Awareness “Bubbles For Love” Day as April 25, 2017. Council Member Busby seconded said motion which was carried unanimously.

GUESTS:

Council Member Busby made a motion to adjourn the meeting at 6:43 p.m.

Approved this 3rd day of April, 2017.

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk