



Minutes of the City of Calera Council Meeting April 19, 2021

The Council of the City of Calera met in the Council Chambers of the City Hall at 7901 Highway 31 on Monday, April 19, 2021 at 6:30 p.m., in a regular meeting. Mayor Graham residing.

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

Guests:

Sean Kendrick, Bill Hilyer, Chris Pappas, James Fuller, Seth Gandy, Jackie Batson, Kelly Ellison, Tip Edwards, Debbie and Richard Byers, Alison Powers, Reggie Darden, Sam David Knight, Marvin Gentry, David Hyche, Matthew Deason, Zachary Merrill, Justin Williams, Tyneshia Rice

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

Word of Prayer and Pledge of Allegiance:

Alan Watts opened the meeting with prayer and the Pledge of Allegiance.

Approval of Minutes:

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

Regular Meeting – April 5, 2021
Work Session – April 5, 2021

Council Member Morgan 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:

Proclamation – Mental Health Month – May 2021

Council Member Cost made a motion to recognize May2021 as “Mental Health Month” Council Member Watts seconded said motion and upon vote, the results were as follows:

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

NAYS: None

Adopted April 19, 2021

Donation Request - Calera High School Jr and Sr Prom

Council Member Morgan made a motion to approve the donation request for the Calera High School Jr. and Sr. Prom in the amount of \$1,500.00. Council Member Cost seconded said motion and upon vote, the results were as follows:

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

NAYS: None

Motion Passed

Alcoholic Beverage Control Board Applications presented for ROE HOBBY

Trade Name: ROE HOBBY

Applicant: ROE HOBBY LLC

Location: 10870 Hwy 25, Calera, AL 35040

Type License: 160 – Special Retail- More than 30 days

Council Member Turner made a motion to approve the Alcoholic Beverage License Application for ROE HOBBY. Council Member Morgan seconded said motion and upon vote, the results were as follows:

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

NAYS: Watts

Motion Passed

Council Member Turner made a motion for council to seek our own attorney. (See attached document)
No second given – Council Member Cost requested this item be tabled.

Guests:

Council Member Busby made a motion to adjourn the meeting at 6:53 p.m.

Approved this 3rd day of May 2021.

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk

To view our City Council Meeting please click the link below:

<https://www.youtube.com/watch?v=hnTWxtke-Dk>

PROCLAMATION

MAY 2021 AS MENTAL HEALTH MONTH

WHEREAS, mental health is essential to everyone’s overall health and well-being; and

WHEREAS, all Americans experience times of difficulty and stress in their lives; and

WHEREAS, prevention is an effective way to reduce the burden of mental health conditions; and

WHEREAS, there is a strong research that diet, exercise, sleep and stress management can help all Americans protect their health and well-being; and

WHEREAS, mental health conditions are real and prevalent in our nation; and

WHEREAS, with effective treatment, those individuals with mental health conditions can recover and lead full, productive lives; and

WHEREAS, each business school, government agency, healthcare provider, organization and citizen share the burden of mental health problems and has a responsibility to promote mental wellness and support prevention efforts.

THEREFORE, WE THE CALERA CITY COUNCIL, do hereby proclaim May 2021 as Mental Health Month in the City of Calera. As the City Council, we also call upon the citizens, government agencies, public and private institutions, businesses and schools in Calera to recommit our community to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions.

Council Member Cost made a motion to recognize May2021 as “Mental Health Month” Council Member Watts seconded said motion and upon vote, the results were as follows:

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

NAYS: None

Adopted April 19, 2021

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION



Confirmation Number: 20210412151028113

Type License: 160 - SPECIAL RETAIL - MORE THAN 30 DAYS **State:** \$250.00 **County:** \$250.00

Type License:

State: **County:**

Trade Name: ROE HOBBY

Filing Fee: \$50.00

Applicant: ROE HOBBY LLC

Transfer Fee:

Location Address: 10870 HWY 25 CALERA, AL 35040

Mailing Address: 10870 HWY 25 CALERA, AL 35040

County: SHELBY **Tobacco sales:** NO

Tobacco Vending Machines:

Product Type:

Type Ownership: LLC

Book, Page, or Document info: 155 428

Do you sell Draft Beer?:

Date Incorporated: 04/23/2019 **State incorporated:** AL

County Incorporated: HOUSTON

Date of Authority: 04/23/2019

Federal Tax ID: 834450100

Alabama State Sales Tax ID: R010551246

Name:	Title:	Date and Place of Birth:	Residence Address:
TYNESHIA LEANGEL RICE 6839606 - AL	OWNER	09/02/1982 TAMPA FLORIDA	1125 EMERALD RIDGE DRIVE CALERA, AL 35040

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? YES

Does ABC have any actions pending against the current licensee? NO

Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? NO

Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? NO

Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? YES

Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? NO

Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? NO

Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? NO

Contact Person: TYNESHIA RICE

Home Phone: 334-470-8566

Business Phone: 205-319-7310

Cell Phone: 334-470-8566

Fax:

E-mail: ROEGAMEANDHOBBY@GMAIL.COM

PREVIOUS LICENSE INFORMATION:

Previous License Number(s)

Trade Name: ROE HOBBY

License 1: 011449858

Applicant: ROE HOBBY LLC

License 2:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION
Confirmation Number: 20210412151028113



If applicant is leasing the property, is a copy of the lease agreement attached? YES
Name of Property owner/lessor and phone number: ROY T BINKERD 999-999-9999
What is lessors primary business? PROPERTY MANAGEMENT
Is lessor involved in any way with the alcoholic beverage business? NO
Is there any further interest, or connection with, the licensee's business by the lessor? NO

Does the premise have a fully equipped kitchen? NO
Is the business used to habitually and principally provide food to the public? NO
Does the establishment have restroom facilities? YES
Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? YES

Will the business be operated primarily as a package store? NO
Building Dimensions Square Footage: 1770 Display Square Footage:
Building seating capacity: 25 Does Licensed premises include a patio area? NO
License Structure: SINGLE STRUCTURE License covers: ENTIRE STRUCTURE
Number of licenses in the vicinity: 0 Nearest: 0
Nearest school: 0 miles Nearest church: 0 miles Nearest residence: 0 miles
Location is within: POLICE JURISDICTION Police protection: CITY

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

Name:	Violation & Date:	Arresting Agency:	Disposition:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION
Confirmation Number: 20210412151028113



Private Clubs / Special Retail / or Special Events licenses ONLY

Private Club

Does the club charge and collect dues from elected members?

Number of paid up members:

Are meetings regularly held?

How often?

Is business conducted through officers regularly elected?

Are members admitted by written application, investigation, and ballot?

Has Agent verified membership applications for each member listed?

Has at least 10% of members listed been confirmed and highlighted?

Agent's Initials:

For what purpose is the club organized?

Does the property used, as well as the advantages, belong to all the members?

Do the operations of the club benefit any individual member(s), officer(s), director(s), agent(s), or employee(s) of the club rather than to benefit of the entire membership?

Special Retail

Is it for 30 days or less? NO

More than 30 days? YES

Franchisee or Concessionaire of above? NO

Other valid responsible organization: YES

Explanation:

GAME AND HOBBY EVENT CENTER

Special Events / Special Retail (7 days or less)

Starting Date: Ending Date:

Special terms and conditions for special event/special retail:

Other Explanations



STATE OF ALABAMA ALCOHOLIC BEVERAGE CONTROL BOARD

ALCOHOL LICENSE APPLICATION

Confirmation Number: 20210412151028113



Initial each

TR
TR

In reference to law violations, I attest to the truthfulness of the responses given within the application.

TR

In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.

TR

In reference to ACT No. 80-529, I understand that if my application is denied or discontinued, I will not be refunded the filing fee required by this application.

TR

In reference to Special Retail or Special Events retail license, I agree to comply with all applicable laws and regulations concerning this class of license, and to observe the special terms and conditions as indicated within the application.

X

In reference to the Club Application information, I attest to the truthfulness of the responses given within the application.

X

In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.

TR

In accordance with Alabama Rules & Regulations 20-X-5-.01(4), any social security number disclosed under this regulation shall be used for the purpose of investigation or verification by the ABC Board and shall not be a matter of public record.

TR

The undersigned agree, if a license is issued as herein applied for, to comply at all times with and to fully observe all the provisions of the Alabama Alcoholic Beverage Control Act, as appears in Code of Alabama, Title 28, and all laws of the State of Alabama relative to the handling of alcoholic beverages.

The undersigned, if issued a license as herein requested, further agrees to obey all rules and regulations promulgated by the board relative to all alcoholic beverages received in this State. The undersigned, if issued a license as herein requested, also agrees to allow and hereby invites duly authorized agents of the Alabama Alcoholic Beverage Control Board and any duly commissioned law enforcement officer of the State, County or Municipality in which the license premises are located to enter and search without a warrant the licensed premises or any building owned or occupied by him or her in connection with said licensed premises. The undersigned hereby understands that he or she violate any provisions of the aforementioned laws his or her license shall be subject to revocation and no license can be again issued to said licensee for a period of one year. The undersigned further understands and agrees that no changes in the manner of operation and no deletion or discontinuance of any services or facilities as described in this application will be allowed without written approval of the proper governing body and the Alabama Alcoholic Beverage Control Board.

TR

I hereby swear and affirm that I have read the application and all statements therein and facts set forth are true and correct, and that the applicant is the only person interested in the business for which the license is required.

Applicant Name (print): Tyneshia Rice

Signature of Applicant:

Notary Name (print): Elizabeth Ashley Harris

Notary Signature: My Commission Expires August 15, 2023

Application Taken:

App. Inv. Completed:

Forwarded to District Office:

Submitted to Local Government:

Received from Local Government:

Received in District Office:

Reviewed by Supervisor:

Forwarded to Central Office:

MOTION: COUNCIL TO SEEK OUR OWN ATTORNEY

I am making a motion tonight for the Council to seek independent legal advice from an experienced attorney for the Council. The Council will be included in all meetings, all verbal and written communications with the attorney, and be involved in initiating the first meeting with the selected attorney.

This attorney is needed to assist The Council with important forthcoming decisions. Their scope of work should include, but not limited to the following:

- Review Calera's current ordinances and recent amendments.
- Review previous Council meetings documentation regarding subdivisions.
- Examine all documents and procedures for subdivisions and provide any suggestions to clarify the processes. The documentation for Camden Park, Shiloh Creek, Charleston Place, and Waterford will be included the attorney's analysis.

Assess the aforementioned subdivisions in light of Calera's ordinances and state statutes.

-Provide the Council with possible alternatives they can act upon regarding these subdivisions and the possible legal ramifications with specific case law references. The additional clause Rausch Coleman requested the Council to add to the new housing standards should be scrutinized.

-Advise as how the Council and Staff can proactively address future subdivisions in Calera to support the vision of the City.

-Counsel and review the final draft of the proposed ordinance changes before they are presented in a meeting for adoption.