

**HOOVER CITY COUNCIL  
MINUTES OF MEETING**

**DATE:** October 15, 2018  
**TIME:** 6:00 P.M.  
**PLACE:** Hoover Municipal Center  
**PRESENT:** Mayor Frank V. Brocato  
Mr. Gene Smith, Council President  
Mr. John Greene, Council President Pro-Tempore  
Mr. John Lyda, Council Member  
Dr. Casey Middlebrooks, Council Member (left at 7:15 p.m.)  
Mr. Derrick Murphy, Council Member  
Mr. Curt Posey, Council Member  
Mr. Mike Shaw, Council Member

**ALSO PRESENT:** Mr. Phillip D. Corley, Jr., City Attorney  
Ms. April Danielson, Wallace, Jordan, Ratliff & Brandt, LLC  
Chief Clay Bentley, Fire Chief  
Ms. Amanda Borden, Library Director  
Mr. Jason Cope, Technology Director  
Mr. Tommy Daniel, Director, Public Works  
Chief Nick Derzis, Police Chief  
Ms. Susan Fuqua, Director, Municipal Court  
Mr. Greg Knighton, Economic Developer  
Mr. Mike Lewis, Director, Human Resources  
Mr. Rod Long, City Engineer  
Mr. Frank Lopez, Director, Revenue and Taxation  
Mr. Mac Martin, City Planner  
Mr. Ben Powell, Purchasing Director  
Mr. Allan Rice, City Administrator  
Mr. Tim Westhoven, Chief Operations Officer  
Mr. Jim Wyatt, Director, Inspection Services  
Mr. Robert Yeager, Finance Director

The meeting was called to order by Council President Gene Smith.

The clerk had roll call and a quorum was present.

The clerk gave the invocation.

The Pledge of Allegiance was led by Mr. Posey.

1. **APPROVAL OF MINUTES**

Mr. Lyda made a motion to approve the minutes of the October 1, 2018 regular meeting and the October 11, 2018 work session as presented and to dispense with the reading. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council. There being none, on voice vote the motion carried unanimously.

2. **REPORTS**

The following candidates introduced themselves and asked for support in the election to be held on November 6<sup>th</sup>:

- **Alaric May, Candidate, Circuit Court Judge, Criminal Division, Place 27**
- **Felicia Stewart, Candidate, House District 46**

Mayor Brocato commended the **Beautification Board** on the many great things they do for the City of Hoover each year. He recognized outgoing President Ann McAdams and new President Betty Daigle for their hard work and many hours spent at City Hall. He made the following re-appointments to the Beautification Board: **Jennifer Gregory, Rebecca Hassee, Diane Ray, Mary Ross Searcy and Donna Spencer** for additional three year terms; and appointed new members **Robyn Henderson** and **Ann Lusco** to three year terms.

Mr. Lyda made a **motion to concur** with the Mayor's appointments. This motion was seconded by Mr. Greene. On voice vote the motion carried unanimously.

3. **RESOLUTION NO. 5874-18 – AUTHORIZE MAYOR TO EXECUTE AMENDMENT TO STREET PAVING & RESURFACING CONTRACT WITH DUNN CONSTRUCTION INC.**

The City Attorney read Resolution No. 5874-18. This would authorize the Mayor to execute an amendment to the street paving and resurfacing contract with Dunn Construction Inc. to allow the use of subcontractors in completion of the work.

Mr. Lyda made a motion to approve **Resolution No. 5874-18**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There being none, on voice vote the motion carried unanimously.

4. **PUBLIC HEARING – ABATEMENT OF PUBLIC NUISANCE - RESOLUTION NO. 5877-18**

Mr. Smith stated this is a public hearing regarding the abatement of public nuisance on property located at **2335 Deerwood Road**.

The City Attorney read Resolution No. 5877-18. This would authorize the abatement of the public nuisance.

Mr. Lyda made a motion to approve **Resolution No. 5877-18**. This motion was seconded by Mr. Greene. Mr. Smith asked if there were those present who wished to speak for or against this abatement. There were none.

Mr. Robert Macke, Zoning Enforcement, presented photos taken earlier in the day that showed the property was still in violation.

There being no further discussion, on voice vote the motion carried unanimously.

5. **RESOLUTION NO. 5879-18 – DECLARE PROPERTIES AS PUBLIC NUISANCES DUE TO WEEDS AND/OR GRASS**

The City Attorney read Resolution No. 5879-18. This would declare properties located at 2054 Woodmeadow Circle and 2033 Russet Woods Trail as public nuisances due to weeds and/or grass.

Mr. Lyda made a motion to approve **Resolution No. 5879-18**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There were none.

Mr. Robert Macke, Zoning Enforcement, presented photos taken earlier in the day and reviewed the condition of the properties.

There being no further discussion, on voice vote the motion carried unanimously.

6. **RESOLUTION NO. 5880-18 – DECLARE AS SURPLUS – OCE COLORWAVE 620 PLOTTER AND TC4 SCANNER TO BE USED AS TRADE-IN**

The City Attorney read Resolution No. 5880-18. This would declare as surplus one (1) Oce Colorwave 620 Plotter and TC4 Scanner to be used as a trade-in.

Mr. Lyda made a motion to approve **Resolution No. 5880-18**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There being none, on voice vote the motion carried unanimously.

7. **RESOLUTION NO. 5881-18 – AUTHORIZE MAYOR TO EXECUTE AMENDED SERVICE AGREEMENT WITH HOOVER BELLES**

The City Attorney read Resolution No. 5881-18. This would authorize the Mayor to execute an amended service agreement with the Hoover Belles to increase the amount from \$4,000 to \$5,000.

Mr. Lyda made a motion to approve **Resolution No. 5881-18**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. He noted this would correct an error in the budgeting process. There being no discussion, on voice vote the motion carried unanimously.

8. **RESOLUTION NO. 5882-18 – AUTHORIZE MAYOR TO EXECUTE RENEWAL OF CASUALTY STOP LOSS INSURANCE WITH ARGONAUT (ALTERIS) INSURANCE COMPANY**

The City Attorney read Resolution No. 5882-18. This would authorize the Mayor to execute a renewal of casualty stop loss insurance with Argonaut (Alteris) Insurance Company for one year; and authorize the Mayor to execute necessary documents to bind coverage.

Mr. Lyda made a motion to approve **Resolution No. 5882-18**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There being none, on voice vote the motion carried unanimously.

9. **RESOLUTION NO. 5883-18 – AUTHORIZE MAYOR TO EXECUTE AMENDMENT TO AGREEMENT WITH HUB INTERNATIONAL GULF SOUTH**

**LIMITED, INC. FOR WORKER’S COMPENSATION AND RELATED INSURANCE AND BROKERAGE SERVICES**

The City Attorney read Resolution No. 5883-18. This would authorize the Mayor to execute an amendment to the professional services agreement with HUB International Gulf South Limited, Inc. for worker’s compensation and related insurance and brokerage services to extend the agreement for one year.

Mr. Lyda made a motion to approve **Resolution No. 5883-18**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There being none, on voice vote the motion carried unanimously.

10. **RESOLUTION NO. 5884-18 – AUTHORIZE MAYOR TO EXECUTE MOA WITH JEFFERSON COUNTY FOR DEBRIS REMOVAL AND MONITORING SERVICES**

The City Attorney read Resolution No. 5884-18. This would authorize the Mayor to execute a Memorandum of Agreement with Jefferson County for debris removal and monitoring services.

Mr. Lyda made a motion to approve **Resolution No. 5884-18**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. He noted there was no funding involved in this agreement. There being no discussion, on voice vote the motion carried unanimously.

11. **RESOLUTION NO. 5885-18 – CONSENT TO ASSIGNMENT OF WARRANT AND DEVELOPMENT AGREEMENT FOR RIVERCHASE VILLAGE PROJECT; AND AUTHORIZE MAYOR TO EXECUTE ASSIGNMENT AND ASSUMPTION OF DEVELOPMENT AGREEMENT**

The City Attorney read Resolution No. 5885-18. This would consent to (1) the assignment of the development agreement between the City and Riverchase Lorna to TREA Riverchase Village, LLC; and (2) the assignment of warrant issued to Riverchase Lorna by the City; and authorize the Mayor to execute the Assignment and Assumption of Development Agreement as well as any other documents necessary to effectuate this assignment.

Mr. Lyda made a motion to approve **Resolution No. 5885-18**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There being none, on voice vote the motion carried unanimously.

12. **RESOLUTION NO. 5886-18 – AUTHORIZE MAYOR TO EXECUTE MANAGED PRINT SERVICES AGREEMENT WITH AMERITEK DOCUMENT SOLUTIONS**

The City Attorney read Resolution No. 5886-18. This would authorize the Mayor to execute a Managed Print Services Agreement with Ameritek Document Solutions.

Mr. Lyda made a motion to approve **Resolution No. 5886-18**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There being none, on voice vote the motion carried unanimously.

13. **RESOLUTION NO. 5887-18 – ESTABLISH TEMPORARY MORATORIUM ON CERTAIN NEW BUSINESSES**

The City Attorney read Resolution No. 5887-18. This would establish a temporary moratorium on certain new businesses within the City of Hoover while the City researches, studies, develops and enacts its Comprehensive Plan and updates its zoning ordinance concerning the locations of payday loan or advance, car title loan, check cashing or cash-and-go, pawn shop, vape shop businesses.

Dr. Middlebrooks made a motion to approve **Resolution No. 5887-18**. This motion was seconded by Mr. Greene. Mr. Smith called for comments or questions from the Council.

After a lengthy period of discussion, Mr. Smith called for questions or comments from the audience.

The following people **spoke in opposition** to the proposed resolution:

**Ms. Fran Bishop**, 354 Arnold Road, Phil Campbell, Alabama, 35581, spoke on behalf of the National Pawn Brokers Association as their Past-President, and the Alabama Pawn Brokers Association as their Past-President. She presented some information about the association. She asked that the Council table this motion and individually take each of these businesses on a separate basis and do more research before enacting something of this nature.

**Mr. Arnold Singer**, 613 Riverhaven Place, Hoover, Alabama.

**Mr. Randy Toffle**, 4846 Sulphur Springs Road, Hoover, Alabama, owner of Vapeology on Lorna Road. He recently emailed some information to the Council about vaping.

After further discussion by the Council opposing the language in Section 2. (3) regarding the impact on existing businesses seeking a change in location within the city, Mr. Murphy made a motion to amend the resolution to eliminate Section 2, Sub-section (3) on Page 2. This motion was seconded by Mr. Greene.

Following additional comments from the Council, Mr. Smith asked if there were any further comments from the audience. **Mr. Robin Schultz**, Albemarle Drive, Hoover, clarified some information contained in Hoover's existing smoking ordinance.

On roll call vote of the Council on the motion to amend the resolution the votes of the Council were as follows: Mr. Greene, "Yea"; Mr. Lyda, "Nay"; Dr. Middlebrooks, "Yea"; Mr. Murphy, "Yea"; Mr. Posey, "Yea"; Mr. Shaw, "Yea"; and Mr. Smith, "Yea". The motion carried.

Mr. Posey made a motion to continue this resolution to be considered side by side with proposed Ordinance No. 18-2411 in an upcoming Council meeting; being as both are dealing with the same types of establishments. This motion died for lack of a second.

On roll call vote of the Council on the original motion, as amended, the votes of the Council were as follows: Mr. Greene, "Yea"; Mr. Lyda, "Nay"; Dr. Middlebrooks, "Yea"; Mr. Murphy, "Yea"; Mr. Posey, "Yea"; Mr. Shaw, "Nay"; and Mr. Smith, "Nay". The motion carried.

14. **ABC APPLICATION (020-RESTAURANT RETAIL LIQUOR) – DAVE AND BUSTERS – 2000 RIVERCHASE GALLERIA, SUITE 110**

Mr. Shaw made a **motion to approve** the ABC Application (020-Restaurant Retail Liquor) for Dave and Busters of Alabama Inc. d/b/a Dave and Busters, 2000 Riverchase Galleria, Suite 110. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There being none, on voice vote the motion carried unanimously.

15. **ABC APPLICATION (160-SPECIAL RETAIL-MORE THAN 30 DAYS) – B AND B BARTENDING, LLC – HOOVER SFM – 100 BEN CHAPMAN DRIVE**

Mr. Shaw made a **motion to approve** the ABC Application (160-Special Retail-More than 30 Days) for B and B Bartending, LLC d/b/a Hoover SFM, 100 Ben Chapman Drive. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There being none, on voice vote the motion carried unanimously.

16. **2<sup>ND</sup> READING ORDINANCE NO. 18-2406 – ANNEX PHASE 1 – 853 WILLOW OAK DRIVE (OLD RIVERCHASE MIDDLE SCHOOL) – HOOVER CITY BOARD OF EDUCATION**

The City Attorney had the second reading of Ordinance No. 18-2406. This would annex Phase 1 of property located at 853 Willow Oak Drive (Old Riverchase Middle School), owned by the Hoover City Board of Education.

Mr. Posey made a motion to adopt **Ordinance No. 18-2406**. This motion was seconded by Mr. Greene. Mr. Smith called for questions or comments from the Council or the audience. There were none. On roll call vote of the Council the votes were as follows: Mr. Greene, “Yea”; Mr. Lyda, “Yea”; Dr. Middlebrooks, “Yea”; Mr. Murphy, “Yea”; Mr. Posey, “Yea”; Mr. Shaw, “Yea”; and Mr. Smith, “Yea”. The motion carried unanimously.

17. **1<sup>ST</sup> READING ORDINANCE NO. 18-2407 – ANNEX PHASE 2 – 853 WILLOW OAK DRIVE (OLD RIVERCHASE MIDDLE SCHOOL) – HOOVER CITY BOARD OF EDUCATION**

The City Attorney had the first reading of Ordinance No. 18-2407. This would annex Phase 2 of property located at 853 Willow Oak Drive (Old Riverchase Middle School), owned by the Hoover City Board of Education.

The second reading and consideration for adoption will be on Monday, November 5, 2018.

18. **1<sup>ST</sup> READING ORDINANCE NO. 18-2408 – AUTHORIZE ADDENDUM TO VIDEO SERVICES AGREEMENT WITH BELLSOUTH TELECOMMUNICATIONS LLC d/b/a AT&T ALABAMA**

The City Attorney had the first reading of Ordinance No. 18-2408. This would authorize an Addendum to the Video Services Agreement with Bellsouth Telecommunications, LLC d/b/a AT&T Alabama.

The second reading and consideration for adoption will be on Monday, November 5, 2018.

19. **PUBLIC HEARING – CONDITIONAL USE – PARKING LOT – 1834 MONTGOMERY HWY (CHASE CORPORATE CENTER) TO PROVIDE**

**ADDITIONAL PARKING FOR A BUSINESS LOCATED AT 1870 CHACE DRIVE – ZONED PO – GHASSAN DIB**

Mr. Smith stated this is a public hearing to consider the request of Ghassan Dib, Grille One Inc. for **conditional use** approval to allow the construction of a **parking lot** on 1.239 acres of the property located at **1834 Montgomery Highway (Chase Corporate Center)**. This is for the purpose of providing additional parking for the business located at 1870 Chace Drive. The owner of the property is Chase Corporate Center, LLC and the property is zoned PO - Planned Office District. *PZ Case #C-0718-11*

The property owner, Mr. Ghassan Dib, 1512 Scout Ridge Drive, presented the request to the Council. This has been approved by Riverchase and the Hoover Planning and Zoning Commission.

Mr. Mac Martin, City Planner, noted that the additional parking lot will be accessed from the existing parking lot within Mr. Dib's strip center. It will not access directly on to the public roadway.

Mr. Lyda commended Mr. Dib on investing further in the development. Mr. Shaw concurred.

Mr. Smith called for comments or questions from the audience. There being none, Mr. Shaw made a motion to approve the **conditional use**. This motion was seconded by Mr. Greene. On voice vote the motion carried unanimously.

20. **PUBLIC HEARING – 14<sup>TH</sup> AMENDMENT TO TRACE CROSSINGS PUD – ADD ANNEXED PROPERTY AT 118 MARS HILL ROAD AND REZONE TO HOOVER PUD-PC – SPINE & SPORTS PROPERTIES LLC – 2<sup>ND</sup> READING ORDINANCE NO. 18-2403**

Mr. Smith stated this is a public hearing to consider the request of US Steel and Dr. P. Lauren Savage, Jr., representing Spine & Sports Properties, LLC, for approval of the **14<sup>th</sup> Amendment to the Trace Crossings Planned Unit Development** to add recently annexed property, approximately 0.62 acres, located at **118 Mars Hill Road** and rezone from Jefferson County C-P (Preferred Commercial) to Trace Crossings PUD PC (Planned Commercial District). The property is owned by Spine & Sports Properties, LLC. *PZ Case #Z-0918-21*

*Dr. Middlebrooks left the meeting at this time (7:15 p.m.)*

**Attorney Steve Monk**, 1819 3<sup>rd</sup> Avenue North, presented this request on behalf of Spine and Sports Properties LLC. He also spoke on behalf of U.S. Steel Corporation in giving their approval of the PUD amendment.

Mr. Smith called for questions or comments from the audience. There were none.

The City Attorney had the second reading of Ordinance No. 18-2403.

Mr. Shaw made a motion to adopt **Ordinance No. 18-2403**. This motion was seconded by Mr. Greene. Mr. Smith called for comments or comments from the Council or the audience. There being none, on roll call vote of the Council the votes were as follows: Mr. Greene,

“Yea”; Mr. Lyda, “Yea”; Mr. Murphy, “Yea”; Mr. Posey, “Yea”; Mr. Shaw, “Yea”; and Mr. Smith, “Yea”. The motion carried unanimously.

21. **PUBLIC HEARING – PROPOSED AMENDMENT TO MUNICIPAL CODE, APPENDIX I ZONING, ARTICLE VII SUPPLEMENTAL REGULATIONS, SECTION 5.0 G – ACCESSORY STRUCTURES – 2<sup>ND</sup> READING ORDINANCE NO. 18-2404**

Mr. Smith stated this is a public hearing to consider the request of the City of Hoover to consider a proposed amendment to the Municipal Code, Appendix I. Zoning, Article VII Supplemental Regulations, Section 5.0 G Accessory Structures. *PZ Case #Z-0918-22*

Mr. Mac Martin, City Planner, commented that this would affect how city officials calculate the amount of square footage available in a rear yard for accessory structures. This would assist those property owners with odd shaped parcels of land.

Mr. Smith asked if there were those present who wished to speak for or against this proposed amendment.

**Mr. David Sprouse, 2565 McGill Terrace**, spoke in favor of the amendment.

The City Attorney had the second reading of Ordinance No. 18-2404.

Mr. Shaw made a motion to adopt **Ordinance No. 18-2404**. This motion was seconded by Mr. Greene. Mr. Smith called for comments or comments from the Council or the audience. There being none, on roll call vote of the Council the votes were as follows: Mr. Greene, “Yea”; Mr. Lyda, “Yea”; Mr. Murphy, “Yea”; Mr. Posey, “Yea”; Mr. Shaw, “Yea”; and Mr. Smith, “Yea”. The motion carried unanimously.

22. **PUBLIC HEARING – REZONE RECENTLY ANNEXED PROPERTY BETWEEN ROSS BRIDGE PKWY AND SHADES CREST ROAD TO HOOVER A-1 AGRICULTURE – FRESHWATER LAND TRUST – 2<sup>ND</sup> READING ORDINANCE NO. 18-2405**

Mr. Smith stated this is a public hearing to consider the request of the City of Hoover to rezone 259.2 acres of recently annexed property owned by the Freshwater Land Trust, located between Ross Bridge Parkway and Shades Crest Road, from Jefferson County I-3 Industrial and A-1 Agriculture to Hoover A-1 Agriculture District. *PZ Case #Z-0918-23*

The City Attorney had the second reading of Ordinance No. 18-2405.

Mr. Shaw made a motion to adopt **Ordinance No. 18-2405**. This motion was seconded by Mr. Greene. Mr. Smith called for comments or comments from the Council or the audience. There being none, on roll call vote of the Council the votes were as follows: Mr. Greene, “Yea”; Mr. Lyda, “Yea”; Mr. Murphy, “Yea”; Mr. Posey, “Yea”; Mr. Shaw, “Yea”; and Mr. Smith, “Yea”. The motion carried unanimously.

23. **SET PUBLIC HEARINGS FOR MONDAY, NOVEMBER 5, 2018 AT 6:00 PM**

Mr. Smith stated public hearings are hereby set for Monday, November 5, 2018 at 6:00 PM to consider the following requests which come forward with a positive recommendation from the 10/8/18 Planning and Zoning Commission meeting:

- a. Mr. Jim Mitchell is requesting conditional use approval a neighborhood shopping center to be located at **1801 Doug Baker Boulevard**. This property is owned by Millennial Bank fka Covenant Bank and is zoned C-2 Community Business District. *PZ Case #C-0918-13*
- b. Mr. William Silver, US Steel Corporation, is requesting the following with regard to the **Preserve PUD**:

- (1) Second Amendment to the Preserve PUD to rezone property to the north of the existing town center from PR-1 Planned Single Family to PC Planned Commercial; and amend the development criteria for the town center area zoned PC Planned Commercial to permit the following: (a) Permit adjustments to the distribution of space dedicated to retail and office uses prescribed in the first amendment, but to maintain the overall cap of 88,170 sq. ft. of commercial space approved in the first amendment; (b) Permit an increase of a single tenant space from 15,000 sq. ft. maximum to 29,000 sq. ft. maximum for a grocery tenant only; and (c) Establish an undisturbed buffer just south of the boulder field on USX property.

All other development requirements and criteria prescribed for the PC Planned Commercial zone in the first amendment shall apply to the property rezoned to PC Planned Commercial in this request. *PZ Case #Z-1018-25*

The City Attorney had the **1<sup>st</sup> Reading of Ordinance No. 18-2409**.

**Mr. Peter Allsop, representing US Steel Real Estate**, 610 Preserve Parkway, gave a presentation regarding their proposed changes for the Town Center. They are requesting to expand the Town Center by rezoning the property north of the existing PC Planned Commercial from PR-1 Planned Single Family to PC Planned Commercial with a plan to construct a 29,000 square foot grocery store with small shops that would mirror what is on the other side of Preserve Parkway. He discussed the proposed buffer along the boundary of the existing boulder field.

The remaining portion would be live/work units, residential (attached and detached) as described in Item (2) below which is a request for conditional use approval in conjunction with the second amendment items discussed in Item (1).

- (2) Conditional Use approval to (a) Permit mixed use development within the PC Planned Commercial zone to include detached and attached residential dwellings north of the town center and upper floor housing within the town center per the conceptual plan; and (b) Extend the conditions placed on the PC Planned Commercial zone in the first amendment to the additional property rezoned PC Planned Commercial in Case #Z-1018-25. *PZ Case #C-1018-14*

Mr. Allsop concluded that all of this brings them closer to finishing out their vision for a walkable village and enables the City to move forward with any amenities it wants as a trailhead and provides a permanent road.

There was a brief discussion as to emails received by the Council from residents suggesting that the City purchase eight acres from USX to help protect the buffer for the boulder field. Mr. Allsop agreed to continue to work with the City on this matter.

There was short discussion regarding drainage.

- c. Mr. Connor Farmer, representing Gallant Lake LLC, is requesting to rezone two vacant parcels located on Heatherwood Drive, situated on the southeast side of Altadena Woods subdivision, from R-1 Single Family District to PR-1 Planned Single Family and incorporate into the East Heatherwood PUD which is located on the west side of Caldwell Mill Road. These two parcels are intended to be included in a proposed five lot subdivision within the East Heatherwood PUD.

The City Attorney had the **1<sup>st</sup> Reading of Ordinance No. 18-2410.**

Mr. Mac Martin gave a brief overview of this item.

- d. The City of Hoover is proposing to Amend the Municipal Code, Appendix I, Zoning, regarding body art establishments, pawn shops, short term loan shops and vape and/or tobacco stores.

The City Attorney had the 1<sup>st</sup> Reading of Ordinance No. 18-2411.

Mr. Shaw noted there were some revisions made at the Planning and Zoning meeting.

It was discussed that should those changes not be included in the current proposed ordinance then another first reading at a future Council meeting would be required with the setting of a public hearing at a later date for the second reading and consideration for adoption of the revised ordinance.

#### 24. **PAYMENT OF BILLS**

Mr. Lyda stated he had reviewed the bills and made a motion that the bills be paid as submitted. This motion was seconded by Mr. Greene. Mr. Smith called for questions from the Council or the audience. There being none, on voice vote the motion carried unanimously.

Mr. Smith called for any additional questions or comments from the Council or the audience.

Mr. Lyda announced that on October 21, 2018 at 2:30 p.m. at the Michael Jordan Room at the Hoover Met the Council will have an opportunity to hear from the public on the Medical West hospital proposal. These will mainly be residents of the Trace Crossings area but all are invited to attend and participate.

Mr. Shaw announced he would be in Tokyo, Japan on October 18 – 20, 2018 for a joint meeting between Southeastern United States and Japan. He will represent the City of Hoover as a member of the Alabama delegation.

Mr. Posey asked Mayor Brocato to describe what would be presented at the meeting on October 21<sup>st</sup> being as there is no formal agreement at this time. The Mayor commented that this would be an opportunity for citizens to ask questions and receive correct information.

**Former City Councilmember, Mr. Jody Patterson**, came to the podium. Mr. Smith expressed his condolences to Mr. Patterson on the recent death of his father. Mr. Patterson expressed his heartfelt appreciation to Chief Derzis and his staff; and, on behalf of his mother, expressed appreciation to Chief Bentley and the rescue personnel for their incredible professionalism and unbelievable response time.

Mayor Brocato announced that the City of Hoover is partnering with an association of churches to gather **relief supplies for the Hurricane Michael victims**. The Hoover Fire Department will lead the efforts and supplies may be dropped off at all ten fire stations starting tomorrow through November 2nd. A list of acceptable items can be found on the City's Facebook page.

There being no further discussion, Mr. Smith adjourned the meeting.

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Margie Handley, City Clerk