

**CITY OF HOOVER
CITY COUNCIL
MINUTES
AUGUST 19, 2019**

The City Council of the City of Hoover met in regular session on this date at 6:00 PM, in the Council Chambers at the Hoover Municipal Complex, following publication and posting pursuant to Alabama Law. Council President Gene Smith called the meeting to order.

Members Present: Gene Smith, Council President
John Lyda, Council Member
Curt Posey, Council Member
Mike Shaw, Council Member
Derrick Murphy, Council Member
Casey Middlebrooks, Council Member

Members Absent: John Greene, Council Pro-Tem

Other Officials Present: Mayor Frank V. Brocato
Phillip Corley, City Attorney
April Danielson, City Attorney
Allan Rice, City Administrator
Nick Derzis, Police Chief
Jehad Al-Dekka, Executive Officer, Police Department
Clay Bentley, Fire Chief
Amanda Borden, Library Director
Jason Cope, Technology Director
Tommy Daniel, Public Works Director
Wendy Dickerson, City Clerk
Greg Knighton, Economic Development Director
Mike Lewis, Human Resources Director
Frank Lopez, Revenue and Taxation Director
Melinda Lopez, PhD, Chief Financial & Information Officer
Mac Martin, City Planner
Craig Moss, Director Parks and Recreation
Ben Powell, Purchasing Director
Dustin Moore, Fleet Manager
Chris Reeves, Assistant City Engineer
Melanie Posey, Public Information Officer
Tim Westhoven, Chief Operations Officer
Ellen Williams, Executive Assistant to Mayor Brocato
Jim Wyatt, Building Inspections Director

Mindy Wyatt, Applications Systems Specialist

Mrs. Dickerson, City Clerk, led the invocation

Mr. Roy Brooks led the Pledge of Allegiance.

MINUTES

The minutes of the July 15, 2019, regular meeting was presented for approval.

MOTION: Motion to dispense with the reading of the minutes of the July 15, 2019 (Regular Meeting) and approve them as presented was made by Mr. Lyda and second by Mr. Posey. Mr. Smith called for a voice vote and the motion carried, approving the minutes of the July 15, 2019, regular meeting.

ANNOUNCEMENTS, GUEST RECOGNITIONS

Dr. Middlebrooks thanked everyone for coming and the Gilotti family for this occasion. Dr. Middlebrooks said we are so honored to have this bridge named in the honor of Mike. Dr. Middlebrooks said Mike was doing all the right things and had served his country in Iraq. Dr. Middlebrooks emphasized that Hoover is one of the safest communities in the country and when tragedy strikes at our doorstep, the community rallies around each other. Dr. Middlebrooks reflected on the faith and testimony of Ms. Heather Gilotti when she spoke at a Martin Luther King, Jr. rally on forgiveness.

Dr. Middlebrooks invited the family to join him up front along with Mayor Brocato, State Representative David Faulkner, State Representative David Wheeler, State Senator Jabo Wagner, State Senator Dan Roberts, and D.A. Denise Washington.

City Attorney Phillip Corley read the proclamation naming the bridge on Alabama Hwy 150 between Ross Bridge Parkway and Lake Cyrus Blvd in Jefferson County the Jonathan Michael Gilotti Memorial Bridge for the family.

Mr. Gilotti, Mike's father introduced the family and said it was heartwarming to return to Hoover under these circumstances and for this dedication. Mr. Gilotti said they had overwhelming support from the community and the kind words did not go unnoticed and they are very grateful. Mr. Gilotti said they are aware of the efforts of the community as represented and orchestrated by Hoover City Council in making this honor and dedication come together. Mr. Gilotti thanked everyone on behalf of the family.

Ms. Heather Gilotti thanked the City of Hoover residents, the Police Department, the State Legislature, and especially Dr. Casey Middlebrooks for facilitating this whole project. Ms. Gilotti said they had lived in Hoover for three years before her husband Mike's death. Ms. Gilotti said once Dr. Middlebrooks presented the idea to her about naming the bridge after her husband

Mike, she could finally see a glimpse of hope and healing amongst all the pain. This bridge according to Ms. Gilotti simplified progress and a way to overcome obstacles. Ms. Gilotti said they are so grateful for the support showed to them that they have decided to spread Mike's ashes at the bridge in a private ceremony. Ms. Gilloti said she prays that in the future this bridge still serves as a symbol of hope and restoration.

Mr. Smith said on behalf of the City that Mike is truly a son of the City now.

CONSENT AGENDA

RESOLUTION NUMBER 6047-19

A Resolution Authorizing The Mayor To Enter Into An Agreement With Alabama Power Company For The Relocation Of A Pole

RESOLUTION NUMBER 6049-19

A Resolution Adopting The Annual Transportation Plan For Fiscal Year 2020

RESOLUTION NUMBER 6050-19

A Resolution Accepting Right-Of-Way From Alabama Department Of Transportation

RESOLUTION NUMBER 6051-19

A Resolution Authorizing The Police Chief To Enter Into An Agreement With The United States Department Of Justice, Drug Enforcement Administration

RESOLUTION NUMBER 6055-19

A Resolution Declaring Certain Property Surplus And Directing The Disposal Of Said Property

Payment of Bills

City Attorney Phillip Corley read all items.

Mr. Smith said that Resolution 6048-19 needs to be pulled. Mr. Lyda made the motion to approve the consent agenda items removing Resolution 6048-19 with a second by Mr. Posey.

Mr. Smith called for a question with a voice vote on all consent items and the motion carried adopting all the consent items.

REGULAR AGENDA

RESOLUTION NUMBER 6048-19

A Resolution Authorizing The Mayor To Enter Into An Agreement With Wilmington Trust, N.A.

MOTION Mr. Lyda made a motion to withdraw Resolution Number 6048-19 with a second from Mr. Posey.

Mr. Smith called for any comments of the audience or Council. There being no one to address the Council, Mr. Smith closed the floor for the public hearing.

Mr. Smith called for a question with a voice vote to withdraw Resolution Number 6048-19 and the motion carried to withdraw Resolution Number 6048-19.

RESOLUTION NUMBER 6056-19

A Resolution Declaring An Emergency For Repairs To Fire Station #5 And Authorizing The Mayor Or His Designee To Enter Into A Contract For Said Repairs

Mr. Corley read the resolution.

MOTION Mr. Lyda made a motion to approve Resolution Number 6056-19 with a second from Mr. Posey.

Chief Bentley said it was brought to their attention about a month ago that they had a moisture issue at Station #5 on the second floor dormitory room, the shower and locker room area and also the officers' quarters. Chief Bentley said they contacted Richard Mattis with Building Services and he sent someone out to test the air there and it did qualify that it could possibly create a problem. Chief Bentley said they met with Mr. Mattis, the remediation company, and Tim Westhoven and they formulated a plan that they feel is safe for the firefighters that are working there. Chief Bentley said they will not have to relocate them to have

the second floor area remediated and have the moisture removed. Chief Bentley said this will not disrupt fire service or EMS service.

Mr. Smith called for any comments of the audience or Council. There being no one to address the Council, Mr. Smith closed the floor for the public hearing.

Mr. Smith called for the question with a voice vote and the motion carried adopting Resolution Number 6056-19.

RESOLUTION NUMBER 6052-19

A Resolution Amending The Budget For The Fiscal Year Ending September 30, 2019

Mr. Corley read the resolution.

MOTION Mr. Lyda made a motion to approve Resolution Number 6052-19 with a second from Mr. Posey.

Dr. Lopez said there are five items on the Exhibit. Dr. Lopez said there is the Coca Cola sponsorship for the Parks and Recreation which is just an in and out. Item 2 is some additional funding that was necessary for a storage building at Fire Station #4. Item 3 was the remediation that was just voted on for Fire Station #5. Item 4 was radio programming software for dispatch. Item 5 is the \$37,000 needed to balance the general fund for the previous items but the remediation was coming out of the Capital Projects Fund.

Mr. Smith called for any comments of the audience or Council. There being no one to address the Council, Mr. Smith closed the floor for the public hearing.

Mr. Smith called for the question with a voice vote and the motion carried adopting Resolution Number 6052-19.

RESOLUTION NUMBER 6053-19

A Resolution Authorizing The Mayor To Proceed With Negotiations Of Preliminary And Investments Grade Audit Agreements With Alabama Power Company For Energy Conservation Measures And Services

Mr. Corley read the resolution.

MOTION Mr. Lyda made a motion to withdraw Resolution Number 6053-19 with a second from Mr. Posey.

Mr. Smith called for any comments of the audience or Council. There being no one to address the Council, Mr. Smith closed the floor for the public hearing.

Mr. Smith called for a question with a voice vote to withdraw Resolution Number 6053-19 and the motion carried to withdraw Resolution Number 6053-19.

ORDINANCE NUMBER 19-2453

Annexation – Blackridge Annexation Parcel 1, Blackridge Partners, LLC, Owner

Mr. Corley read the ordinance.

MOTION Mr. Posey made a motion to approve Ordinance Number 19-2453 with a second by Mr. Lyda.

Mr. Smith called for the question with a roll call vote, as follows:

Mr. Lyda – yes	Dr. Middlebrooks– yes
Mr. Murphy – yes	Mr. Posey – yes
Mr. Shaw – yes	Mr. Smith – yes

Motion carried.

RESOLUTION NUMBER 6040-19

Public Hearing- C-0719-10- Piyanka Ghosal, OBO AL Power Company, is requesting Conditional Use approval to allow Alabama Power Company, to own the residence (2177 Samuel Pass located in Reynolds Landing) as a demonstration home for emerging technologies and to continue to test and gather data related to electrical and solar applications, Jerry and Elizabeth Nowell are the property owners and the property is zoned PR-2.

Mr. Corley read the resolution.

Mr. Smith called for any comments of the audience or Council.

Mr. Smith said this will allow Alabama Power to own this dwelling and they will be buying it from the Nowell family.

There being no one to address the Council, Mr. Smith closed the floor for the public hearing.

MOTION Mr. Shaw made a motion to approve Resolution Number 6040-19 with a second by Mr. Posey.

Mr. Smith called for the question with a roll call vote, as follows:

Mr. Lyda – yes	Dr. Middlebrooks– yes
Mr. Murphy – yes	Mr. Posey – yes
Mr. Shaw – yes	Mr. Smith – yes

Motion carried.

ORDINANCE NUMBER 19-2452

Public Hearing - Z-0719-23 – Mr. Ryan Goolsby requests rezoning of property located at 2807 Wisteria Drive from C-2 (Community Business District) to C-P (Preferred Commercial Office District) for the purpose of building his new State Farm Insurance Agency. Mr. Goolsby is the property owner and the property is currently zoned C-2 (Community Business District).

Mr. Corley read the ordinance.

Mr. Smith called for any comments of the audience or Council.

Mr. Taylor Burton, Taylor Burton Company - Lorna Road, said they have been hired by Mr. Goolsby to go through this process and build an office space. They started out looking at the zoning and realized they could get what they wanted and get what the neighbors wanted with the change of zoning. Mr. Burton said they met with the neighbors a month before this case went to Planning and Zoning.

Mr. Shaw wanted to commend Mr. Burton for working with the residents and the Planning and Zoning Commission.

There being no one to address the Council, Mr. Smith closed the floor for the public hearing.

MOTION Mr. Shaw made a motion to approve Ordinance Number 19-2452 with a second by Mr. Posey.

Mr. Smith called for the question with a roll call vote, as follows:

Mr. Lyda – yes	Dr. Middlebrooks– yes
Mr. Murphy – yes	Mr. Posey – yes
Mr. Shaw – yes	Mr. Smith – yes

Motion carried.

FIRST READ

ORDINANCE NUMBER 19-2454

**Annexation – Blackridge Annexation Parcel 2, Blackridge Partners, LLC,
Owner**

Mr. Corley read the ordinance.

Set Public Hearing for Tuesday, September 3, 2019

RESOLUTION NUMBER 6054-19

**First Read- Resolution Number 6054-19- A Resolution For The Abatement
Of Public Nuisance Due To Weeds And/Or Grass**

Mr. Corley read the resolution.

Mr. Wyatt said there are no changes at this time.

COMMENTS/QUESTIONS

Mr. Lyda said there was a scout in the audience tonight and asked him to introduce himself.

Mr. Henry Archer introduced himself and said he is from Troop 367 and he is working on his citizenship in the community merit badge and communications.

Mr. Smith asked where his troop has their meetings.

Mr. Archer said they meet at the Riverchase United Methodist.

Mayor Brocato wanted to thank Dr. Middlebrooks for what he did for the dedicating the bridge and he thinks this is one of the nicest things he has seen come from this Council body.

Mayor Brocato mentioned the ice cream social from 6:00 to 7:30 p.m. for all the ice cream you can eat.

Mayor Brocato said they are working very hard on the budget.

After no further discussion, the meeting was adjourned at 5:39 p.m.

Gene Smith
Council President

Frank V. Brocato
Mayor

ATTESTED BY:

Wendy Dickerson
City Clerk