

CITY OF HOOVER
CITY COUNCIL MEETING
MINUTES
MONDAY, MAY 17, 2021
6:00 PM

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 City Hall, following publication and posting pursuant to Alabama Law. Council President John Lyda called the meeting to order.

Members Present: John B. Lyda, Council President
Curt Posey, Council Pro-Tem
Sam Swiney, Council Member
Mike Shaw, Council Member
Derrick Murphy, Council Member*
Casey Middlebrooks, Council Member
Steve McClinton, Council Member
*Arrived at 6:03 p.m.

Other Officials Present: Mayor Frank V. Brocato
Phillip Corley, City Attorney
Wendy Dickerson, City Clerk
Allan Rice, City Administrator
Tina Bolt, CFIO/City Treasurer

Mrs. Dickerson, City Clerk, led the invocation.

Mr. Swiney led the Pledge of Allegiance.

EMPLOYEE RECOGNITION(S)

- Lawana Rooks – Library – 20 years service

Regular Agenda

RESOLUTION NUMBER 6461 -21

**A RESOLUTION AMENDING THE BUDGET FOR THE FISCAL YEAR
ENDING SEPTEMBER 30, 2021.**

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6461-21 was made by Mr. Posey seconded by Mr. Shaw.

Ms. Bolt reviewed the amendment which includes the FY21 Midyear Budget Review.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Dr. Middlebrooks asked the staff to keep universal design in mind when repairing decks and piers at Georgetown Park.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6461-21.

APPROVAL OF MINUTES

APRIL 29, 2021 (WORK SESSION) AND MAY 3, 2021 (MEETING).

MOTION Motion for the approval of the minutes of the April 29, 2021 (Work Session) and May 3, 2021 (Meeting) without reading was made by Mr. Posey seconded by Mr. Shaw.

Mr. Lyda called for the question with a voice vote and the motion carried approving the minutes of the April 29, 2021 (Work Session) and May 3, 2021 (Meeting).

RESOLUTION NUMBER 6458-21

A RESOLUTION APPROVING AN ALCOHOL LICENSE FOR WEIRD FISHES LLC D/B/A WHISKEY FOXTROT BURGER DIVE; 2341 JOHN HAWKINS PKWY; SUITE 119; JOHN ZACHARY WILLIAMS AND BENJAMIN RILEY WILLIAMS, EXECUTIVE(S).

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6458-21 was made by Mr. Posey seconded by Mr. Shaw.

Mrs. Dickerson stated that the Chief of Police has no issues with the request.

Mr. Lyda opened the floor and asked if the Council or public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6458-21.

RESOLUTION NUMBER 6459-21

A RESOLUTION CHANGING THE DATES OF TWO UPCOMING CITY COUNCIL MEETINGS.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6459-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Lyda stated that this will move the Council Meetings from July 5th to July 6th and September 6th to September 7th for the July 4th and Labor Day holidays.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6459-21.

RESOLUTION NUMBER 6460-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH PITNEY BOWES, INC.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6460-21 was made by Mr. Posey seconded by Mr. Shaw.

Mrs. Dickerson stated that this is for lease on a mail machine. Usage review of the existing machine determined that a smaller machine would be efficient for productivity and cost savings.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6460-21.

RESOLUTION NUMBER 6462-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CONTIVITI, INC.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6462-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Lewis explained that this will be an audit of the health insurance plan to determine if dependents are still eligible to be under the coverage. The contract has a guaranteed return on investment. The cost will be refunded to the City if the thresholds are not met.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda asked when the last time this had been performed.

Mr. Lewis stated that 6 or 7 years ago it was performed by staff, but this will be done by professionals.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6462-21.

RESOLUTION NUMBER 6463-21

**A RESOLUTION OF THE CITY OF HOOVER, ALABAMA
RECOGNIZING THE WORK OF THE 911 TELECOMMUNICATORS IN
THE CITY OF HOOVER EMERGENCY COMMUNICATIONS CENTER
AS FIRST RESPONDERS.**

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6463-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Rice stated that this Resolution will recognize the work of 911 telecommunicators in the City of Hoover as 1st Responders.

Ms. Moore stated the federal government recognizes 911 telecommunicators as clerical positions. The duties have changed dramatically over the years. This is to help reclassify 911 telecommunicators.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Dr. Middlebrooks asked for an update about the new texting ability to 911.

Ms. Moore stated that there has been no issues.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6463-21.

RESOLUTION NUMBER 6464-21

**A RESOLUTION DECLARING A WEED AND OTHER VEGETATION
NUISANCE AND DIRECTING THE ABATEMENT OF SAID NUISANCE
PURSUANT TO ALABAMA LAW.**

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6464-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Robert Macke showed pictures of the properties.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6464-21.

RESOLUTION NUMBER 6465-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A TAX ABATEMENT AGREEMENT WITH BIOHORIZONS IMPLANT SYSTEMS.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6465-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Greg Knighton, Economic Development Director, stated that BioHorizons is growing and the City is excited about this growth.

Mr. Todd Strong, BioHorizons, explained the company and the growth for the company.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6465-21.

RESOLUTION NUMBER 6466-21

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR THE ADDITION OF POWER SERVICE FOR A NEW SIGNAL LOCATION AT SHELBY COUNTY ROAD 41 AND HUGH DANIEL DRIVE WITH ALABAMA POWER COMPANY.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6466-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Chris Reeves, City Engineer, explained the location of the traffic signal and that it is for Alabama Power to be able to release the power to the signal.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6466-21.

RESOLUTION NUMBER 6467-21

A RESOLUTION AUTHORIZING THE ALLOCATION OF STORMWATER MANAGEMENT FUNDS FOR EMERGENCY DRAINAGE REPAIRS ALONG TAMASSEE LANE JUST SOUTH OF PATTON CHAPEL ROAD.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6467-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Chris Reeves, City Engineer, explained that there have been several flooding events in this area. The pipes in the area vary in size. The project will correct the pipe sizes. It will not solve the problem, but will help.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6467-21.

ORDINANCE NUMBER 21-2518

Ordinance Number 21-2518 – *2nd Reading* – An Ordinance Authorizing The Mayor And City Clerk To Execute And Attest, Respectively, The Lease of Real Property Of The City Of Hoover, Alabama For Public Purposes To The Park And Recreation Board Of The City Of Hoover.

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance 21-2518 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Rice explained the request and stated that this will bring the Finley Center in line with the other parks and will add it to the lease.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

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

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

The motion carried approving Ordinance Number 21-2518.

Item(s) Needing Unanimous Consent

ORDINANCE NUMBER 21-2520

ORDINANCE NUMBER 21-2520 – ANNEXATION – PHASE 1 – PROPERTY KNOWN AS EVERLEE PUD; SIGNATURE 150, LLC, MARBURY PROPERTIES, LLC, AND CCN ASSET MANAGEMENT COMPANY, LLC, OWNER(S).

Mr. Corley read the summary of the Ordinance.

MOTION Motion to suspend the rules to hear Ordinance 21-2520 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

MOTION Motion for the approval of Ordinance 21-2520 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Lyda explained this if for the 1st phase of the annexation for the property known as the Everlee PUD.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

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

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

The motion carried approving Ordinance Number 21-2520.

1st Reading– Item(s) For May 19, 2021 (No Action To Be Taken At This Meeting)

ORDINANCE NUMBER 21-2521

ANNEXATION – PHASE 2 – PROPERTY KNOWN AS EVERLEE PUD; SIGNATURE 150, LLC, MARBURY PROPERTIES, LLC, AND CCN ASSET MANAGEMENT COMPANY, LLC, OWNER(S).

Mr. Corley read the summary of the Ordinance.

1st Reading – Item(s) For June 7, 2021 (No Action To Be Taken At This Meeting)

RESOLUTION NUMBER 6457-21

A RESOLUTION FOR THE ABATEMENT OF NUISANCE DUE TO WEEDS AND/OR GRASS.

Mr. Corley read the summary of the Resolution.

ORDINANCE NUMBER 21-2526

AN ORDINANCE FOR THE PRE-ZONING OF 2560 WOODMEADOW LANE FROM JEFFERSON COUNTY R-2 (SINGLE FAMILY DISTRICT) TO HOOVER R-2 (SINGLE-FAMILY RESIDENTIAL DISTRICT).

Mr. Corley read the summary of the Ordinance.

Mr. Mac Marin, City Planner, explained the property location and the pre-zoning request for Hoover R-2.

Public Comments

Mr. Posey praised the efforts of the Fire Station #5 and 2 police officers for helping a family in his community.

Mr. Lyda praised the concussion protocol training in youth sports.

The following person(s) had public comments:

Robin Schultz, 348 Albemarle Drive

There being no further business, meeting adjourned at 6:46 p.m.

Wendy Dickerson