

CITY OF HOOVER
CITY COUNCIL MEETING
MINUTES
MONDAY, AUGUST 2, 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
Casey Middlebrooks, Council Member
Steve McClinton, Council Member

Members Absent: Derick Murphy, Council Member

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

Mrs. Dickerson, City Clerk, led the invocation.

Mr. Swiney led the Pledge of Allegiance.

GUEST RECOGNITIONS

- Sonia Veronie – Rising Senior at Hoover High School

PROCLAMATION

- Childhood Cancer Awareness – Hannah Adams

Consent Agenda

APPROVAL OF MINUTES

JULY 19, 2021 (MEETING).

RESOLUTION NUMBER 6505-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THEATREDNA.

RESOLUTION NUMBER 6506-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH COST PLUS.

RESOLUTION NUMBER 6507-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH COOPERATIVE DOWNTOWN MINISTRIES, INC.

RESOLUTION NUMBER 6508-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HUBSPOT.

RESOLUTION NUMBER 6509-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SABRE FINANCE.

Mr. Lyda asked if anyone from the Council would like an item removed from the Consent Agenda.

No one asked for an item to be removed from the Consent Agenda.

Mr. Lyda asked if anyone from the audience would like an item removed from the Consent Agenda.

No one asked for an item to be removed from the Consent Agenda.

Mr. Corley read the summary of the Consent Agenda Items/Resolutions.

MOTION Motion for the approval of the Consent Agenda Items/Resolutions was made by Mr. Posey, seconded by Mr. Shaw.

Mr. Lyda asked if there were any questions from the Council or audience. There being none, discussion from the floor was closed.

Mr. Lyda called for the question with a voice vote and the motion carried approving all Consent Agenda items/Resolutions.

Regular Agenda

RESOLUTION NUMBER 6510-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE JEFFERSON COUNTY COMMISSION, JEFFERSON COUNTY, ALABAMA.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6510-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Lyda stated that this is for a check to contribute to the Bluff Park Pavilion.

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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6510-21.

RESOLUTION NUMBER 6511-21

A RESOLUTION AUTHORIZING THE CAHABA SOLID WASTE DISPOSAL AUTHORITY TO HAVE THE AUTHORITY TO TAKE PERFORM, ADMINISTER, AND FACILITATE ACTION ON ITEMS.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6511-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Rice gave a report on the Authority for the cost and level of service that will be provided.

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

Discussion followed about the service levels.

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

The following person(s) spoke:

- Robin Schultz, Albemarle Drive

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6511-21.

RESOLUTION NUMBER 6512-21

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 6512-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Robert Macke stated that some of the properties have been removed from Resolution 6512-21 and the following properties are the properties included in the Resolution:

- 3476 Sheila Drive
- 3033 Lorna Road
- 3041 Lorna Road
- 2125 Pioneer Drive
- 2127 Shadybrook Lane

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

Mr. Shaw asked about the properties on Lorna Road.

Mr. Macke stated that both have vines growing into the fence area.

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

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6512-21.

RESOLUTION NUMBER 6513-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH REVERE CONTROLS SYSTEMS, INC. AND REVERE 21 ENTERPRISES, LLC.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6513-21 was made by Mr. Posey seconded by Mr. Shaw.

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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6513-21.

ORDINANCE NUMBER 21-2536

2ND READING – AN ORDINANCE APPROVING THE FINAL 10% OF THE FY 2021 BUDGET FOR THE CITY OF HOOVER, ALABAMA.

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance Number 21-2536 was made by Mr. Posey seconded by Mr. Shaw.

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.

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	Dr. Middlebrooks – yes
Mr. McClinton – yes	Mr. Lyda – yes

Motion carried.

The motion carried approving Ordinance Number 21-2536.

RESOLUTION NUMBER 6495-21

2ND READING AND PUBLIC HEARING – A RESOLUTION FOR THE ABATEMENT OF NUISANCE DUE TO WEEDS AND/OR GRASS.

Mr. Corley read the summary of the Resolution.

Mr. Macke stated that the property has been cut and can be withdrawn from the agenda.

MOTION Motion to withdraw Resolution Number 6495-21 was made by Mr. Posey seconded by Mr. Shaw.

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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried withdrawing Resolution Number 6495-21.

RESOLUTION NUMBER 6491 -21

2ND READING AND PUBLIC HEARING – C-0621-07 – CONDITIONAL USE – 2970 LORNA ROAD – TO ALLOW FOR A USED AUTOMOBILE SALES; ZONED HOOVER C-2; BIRMINGHAM LUXURY MOTORS, REPRESENTING.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6491-21 was made by Mr. Shaw seconded by Mr. Posey.

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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6491-21.

RESOLUTION NUMBER 6492 -21

2ND READING AND PUBLIC HEARING – C-0621-08 – CONDITIONAL USE – 1901 B HOOVER COURT – TO ALLOW FOR A BILLIARD HALL; ZONED HOOVER C-2; JANET ARLEDGE, REPRESENTING.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6492-21 was made by Mr. Shaw seconded by Mr. Posey.

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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6492-21.

RESOLUTION NUMBER 6493-21

2ND READING AND PUBLIC HEARING – C-0621-09 – CONDITIONAL USE – 1901 B HOOVER COURT – TO ALLOW FOR PRE-PACKAGED ALCOHOLIC BEVERAGES (BEER, WINE, AND SPIRITS); ZONED HOOVER C-2; JANET ARLEDGE, REPRESENTING.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6493-21 was made by Mr. Shaw seconded by Mr. Posey.

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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6493-21.

RESOLUTION NUMBER 6504-21

A RESOLUTION APPROVING AN ALCOHOL LICENSE FOR REDS LUCKY BREAK, LLC D/B/A AXE HOUSE BILLIARDS, 1901B HOOVER COURT, HOOVER, AL; JANET ARLEDGE, EXECUTIVE(S).

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6504-21 was made by Mr. Shaw seconded by Mr. Posey.

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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6504-21.

RESOLUTION NUMBER 6494-21

2ND READING AND PUBLIC HEARING – C-0621-10 – CONDITIONAL USE – 5549 GROVE BOULEVARD – TO ALLOW FOR AN INDOOR SWIMMING POOL; ZONED HOOVER PC; TIM GILBRIDE, REPRESENTING.

COURT, HOOVER, AL; JANET ARLEDGE, EXECUTIVE(S).

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6494-21 was made by Mr. Shaw seconded by Mr. Posey.

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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6494-21.

1st Reading And Setting A Public Hearing – Item(S) For August 16, 2021 (No Action To Be Taken At This Meeting)

RESOLUTION NUMBER 6498 -21

1ST READING – C-0721-11 – CONDITIONAL USE – 1553 MONTGOMERY HIGHWAY – TO ALLOW FOR A DRIVE-THRU; ZONED HOOVER C-2; TACALA, LLC, REPRESENTING.

Mr. Corley read the summary of the Resolution.

RESOLUTION NUMBER 6496-21

1ST READING – C-0721-13 – CONDITIONAL USE – 3429 LORNA ROAD – TO ALLOW FOR A DRIVE-THRU; ZONED HOOVER PC; JACK'S FAMILY RESTAURANT, LP, REPRESENTING.

Mr. Corley read the summary of the Resolution.

RESOLUTION NUMBER 6497-21

1ST READING – C-0721-15 – CONDITIONAL USE – 2071 PATTON CHAPEL ROAD – TO ALLOW FOR A DRIVE-THRU; ZONED HOOVER C-2; MR. COURTNEY MASON, FORESIGHT PROPERTIES, LLC, REPRESENTING.

Mr. Corley read the summary of the Resolution.

Mr. Shaw stated that he would like to amend the Resolution for the 1st reading.

Mr. Mac Martin, City Planner, stated that a maximum capacity of employees did not work with the franchise. The Resolution should be amended to maximum of 16 seats for the outdoor dining area.

MOTION Motion to amend Resolution Number 6497-21 to strike number 1 on Exhibit 2 and replace it with the maximum of 16 seats for the outdoor dining area for was made by Mr. Shaw seconded by Mr. Posey.

The applicant was in agreement to the change.

Mr. Lyda called for the question with a voice vote and the motion carried approving the amendment of Resolution Number 6497-21.

Public Comments

- Matt Daniels –Pinerock Lane
- Ryan Nesbitt – Creekview Drive
- Cathy Bertanzetti – Creekview Drive

There being no further business, the meeting was adjourned at 6:54 p.m.

Wendy Dickerson, City Clerk