

CITY OF HOOVER
CITY COUNCIL MEETING

MINUTES

MONDAY, NOVEMBER 1, 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

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.

PROCLAMATIONS

- Color the World Orange Day
- National American Indian Heritage Month
- National Hospice and Palliative Care Month

RECOGNITIONS

- Hoover Court Referral Program and Employees received the George Ferguson Memorial Leadership Award

REPORTS

- Flood Damage Report

CANDIDATES

- Adrienne Moffett Powell – Candidate for Jefferson County Circuit Judge, Place 23
- Brad Tompkins – Candidate for Alabama House District 15

RECOGNITIONS

- Gene Smith – Former Council President

Consent Agenda

Approval Of Minutes – October 12, 2021 (Special Called) And October 18, 2021 (Meeting).

Resolution Number 6572-21 – A Resolution Approving An Alcohol License For Kamalis Creole Kitchen LLC D/B/A Kamalis Creole Kitchen, 611 Doug Baker Blvd, Ste 205, Hoover, AL; Ryan Michael Emery, Executive(s).

Resolution Number 6571 -21 – A Resolution Approving An Alcohol License For Xpress Food Mart Inc D/B/A Riverchase BP, 3641 Lorna Road, Hoover, AL; Noorudin Dharani, Executive(s).

Resolution Number 6573-21 - A Resolution Authorizing The Mayor To Enter Into An Agreement With Gonzalez-Strength and Associates, Gresham Smith, Mott MacDonald, Neel-Schaffer, and A.G. Gaston Construction And Engineering.

Resolution Number 6574-21 - A Resolution Authorizing The Mayor To Enter Into An Agreement With Quality Correctional Health Care.

Resolution Number 6575-21 - A Resolution Determining That Certain Personal Property Is Not Needed For Public of Municipal Purposes and Directing The Disposal of Said Surplus Property.

Resolution Number 6576-21 - A Resolution Authorizing The Mayor To Purchase Stop Loss Insurance Coverage.

Resolution Number 6577-21 - A Resolution Authorizing The Mayor To Enter Into An Agreement With Johnson Controls.

Resolution Number 6578-21 - A Resolution Amending The Budget For The Fiscal Year Ending September 30, 2022.

Resolution Number 6525-21 – A Resolution Appointing A Member To The Industrial Development Board.

Resolution Number 6579-21 – A Resolution Appointing A Member To The Industrial Development Board.

Resolution Number 6580-21 – A Resolution Appointing A Member To The Industrial Development Board.

Resolution Number 6581-21 – A Resolution Appointing A Member To The Parks and Recreation Board.

Resolution Number 6582-21 – A Resolution Authorizing The Mayor To Enter Into An Agreement With The Hoover Belles.

Resolution Number 6583-21 – A Resolution Authorizing The Mayor To Enter Into An Agreement With The Hoover Historical Society.

Resolution Number 6584-21 – A Resolution Authorizing The Mayor To Enter Into An Agreement With The Hoover Service Club.

Resolution Number 6586-21 – A Resolution Authorizing The Mayor To Enter Into An Agreement With Omega Bank Card.

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

Mr. Shaw stated that he would like Resolution Number 6585-21 moved to the Regular Agenda.

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

No other items were asked to be moved.

Mr. Corley read the summary of the Consent Agenda Items/Resolutions excluding Resolution Number 6585-21.

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

Mr. Lyda called for the question with a voice vote and the motion carried approving all Consent Agenda items/Resolutions excluding Resolution Number 6585-21

Regular Agenda

Resolution Number 6585-21 – A Resolution Authorizing The Mayor To Enter Into An Agreement With The Hoover City Schools Foundation, Inc.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6585-21 was made by Mr. Posey seconded by Mr. Swiney.

Mrs. Dickerson stated that this is an annual agreement with the Hoover City Schools Foundation.

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

Mr. Shaw and Dr. Middlebrooks stated that they will abstain from the vote.

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 6585-21 with Mr. Shaw and Dr. Middlebrooks abstaining from the vote.

Ordinance 21-2545 – 2nd Reading - An Ordinance Of The City Of Hoover To Amend Chapter 7 Fire Prevention And Protection, Article I. In General, Of The Municipal Code Of The City Of Hoover, Alabama, And To Repeal All Ordinances And Parts Of Ordinances In Conflict Therewith.

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance Number 21-2545 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Clay Bentley, Fire Chief explained there has been no changes since the 1st reading.

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 | Mr. Murphy – yes |
| Dr. Middlebrooks – yes | Mr. McClinton – yes |
| Mr. Lyda – yes | Motion carried. |

The motion carried approving Ordinance Number 21-2545.

Resolution Number 6587-21 - 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 6587-21 was made by Mr. Posey seconded by Mr. Swiney.

Mr. Mac Martin, City Planner, stated that it has not been cut.

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 6587-21.

1st Reading – Item(s) For November 15, 2021 (No Action To Be Taken At This Meeting)

Resolution Number 6561-21 – 1st Reading - A Resolution For The Abatement Of Nuisance Due To Weeds And/Or Grass.

Mr. Corley read the summary of Resolution Number 6561-21.

Mrs. Dickerson stated that the property has been cut to the satisfaction of the City.

MOTION Motion for the approval of Resolution Number 6561-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Lyda called for the question with a voice vote and the motion carried withdrawing Resolution Number 6561-21.

Resolution Number 6588-21 – 1st Reading - A Resolution Establishing “The Health Care Authority Of The City Of Hoover.”

Mr. Corley read the summary of Resolution Number 6588-21.

1st Reading And Setting A Public Hearing – Item(s) For November 15, 2021 (No Action To Be Taken At This Meeting)

Resolution Number 6570-21 – 1st Reading – C-1021-18 – A Resolution For A Conditional Use Approval - Ms. Allesha Rowser Is Requesting Conditional Use Approval For A Home Daycare To Be Located At 3599 Deerfield Drive; Mr. Nich Mohammed, Property Owner(s); Zoned R-1 (Single Family Residential).

Mr. Corley read the summary of Resolution Number 6570-21.

Resolution Number 6569-21 – 1st Reading - C-1021-17 - A Resolution For A Conditional Use Approval - Mr. Greg Milam, Vulcan Bark, LLC (Camp Bow-Wow) is requesting Conditional Use approval for a Dog Daycare, Grooming and Training, to include overnight stays to be located at 2153 Clearbrook Road. Clearbrook Partners, LLC, property owner(s); Zoned C-2 (Community Business District).

Mr. Corley read the summary of Resolution Number 6569-21.

Ordinance Number 21-2546 – 1st Reading – Z-0921-15 - An Ordinance To Rezoning Property - William Kadish, Broad Metro, LLC, Is Requesting A Zoning Change For Property Located In Stadium Trace Village, Currently Zoned C-2 (Community Business District) Be Rezoned To SPU (Special Use District) For The Purpose Of Overflow Parking. Hoover Senior Partners, LLC, Property Owner(s).

Mr. Corley read the summary of Ordinance Number 21-2546.

Resolution Number 6568-21 – 1st Reading - C-0921-16 - A Resolution For A Conditional Use Approval - William Kadish, Broad Metro, LLC, Is Requesting Conditional Use Approval To Allow An Entertainment District To Be Located In Stadium Trace Village On Lot K-2-A-1. William Kadish/Broad Metro, LLC, property owner(s); Zoned PUD PC (Planned Commercial).

Mr. Corley read the summary of Resolution Number 6568-21.

Public Comments

Mr. Rice announced a public meeting for November 18, 2021, at 6 p.m. in the City Council Chambers for the Drainage Study by Schoel Engineering.

Mr. Lyda thanked the City of Hoover staff for the Hoover Hayride.

The following people spoke:

- Mr. Danny Barrett, Shallowford Circle
- Melissa Watts, Patton Chapel Road
- Katie Bennett, Loch Haven Drive
- Rich Carroll, Loch Haven Drive
- Thomas Fulmer, Loch Haven Drive
- Christine Tant, Loch Haven Drive
- Brandy Robinson, Loch Haven Drive
- Joel Kelley, Highland Crest Parkway
- James Ray, Riverchase Parkway West
- Jennifer Kripps, Paradise Acres
- Katie Thomas, Scout Trace
- Rebecca Richey, Twin Pine Circle
- Matthew Smith, Paulette Drive

Adjourn.

There being no further business, the meeting was adjourned at 7:28 p.m.

Wendy Dickerson, City Clerk