

**MEETING OF THE CITY COUNCIL OF  
THE CITY OF HOMEWOOD, ALABAMA**

**April 27, 2020**

The City Council of the City of Homewood, Alabama convened in Regular Session via Zoom on Monday, April 27, 2020 at City Hall at 6:00 p.m.

The invocation was given by Councilor Barry Smith, after which the pledge of allegiance was given.

The meeting was called to order by President Wright at 6:01 p.m.

Upon Roll Call, the following were present for the online meeting via Zoom: Andy Gwaltney, Britt Thames, Mike Higginbotham, Andrew Wolverton, Patrick McClusky, Walter Jones, Barry Smith, Alex Wyatt, Jennifer Andress, John Hardin, and Peter Wright constituting a quorum of Council members. Also present online were: Mike Kendrick, City Attorney; Melody Salter, City Clerk; and J.J. Bischoff, Chief of Staff.

At this time, Councilor Gwaltney moved to dispense with the reading of the Minutes of the Council Meeting of April 13, 2020 and approve them as amended. Councilor Smith seconded the motion.

President Wright asked if the Council had any questions or comments regarding the motion. There was no response from the Council.

On a voice vote, the motion carried without dissent.

At this time, President Wright requested Board openings and nominations.

Councilor Smith moved to open the application period for the Ward 1 and Ward 4 Historic Preservation Commission position until June 1, 2020 at 4:30 p.m.

President Wright amended the published Council Agenda to add the following item to the Other New Business Agenda: Item No. 11.04.20 – Request to authorize the Mayor to execute a Customer Service Order with Spectrum for services for 310 W. Valley Avenue – Capt. Ben Sutton, Police Department.

Councilor Hardin moved for the approval of the Council Agenda as amended. Councilor Thames seconded the motion.

President Wright asked if the Council had any questions or comments regarding the motion. There was no response from the Council.

On a voice vote, the motion carried without dissent.

## CONSENT AGENDA

- 07.01.20      Public Hearing held on March 9, 2020 at 6:00 p.m.** for consideration to rezone property at 1619 Oxmoor Road (PID #29-00-13-1-013-002.000) from a R-5 (Attached Dwelling Unit District) to a C-1c (Office Building District with Proffered Conditions): Applicant: River Brook LLC dba River Brook Design & Construction/Owner(s): Leigh & Kevin Misso for the purpose to permit the utilization of an existing building for a design and construction services business. (The Planning Commission had a vote of 7-0 for an unfavorable recommendation of the rezone) – **Wyatt Pugh (Public Hearing closed on 3/9/20 and Item Carried Over)**

**Action to be Taken: This Item will be carried over until May 11, 2020.**

- 08.10.19      Public Hearing set for March 30, 2020 at 6:00 p.m.** for consideration for the city to vacate land between 904 Highland Road and 909 Irving Road – **Holly Polk and Will Gardner/Wyatt Pugh/Greg Cobb, BEZ**

**Action to be Taken: This Public Hearing will be continued until May 11, 2020.**

- 12.03.20      Public Hearing set for April 13, 2020 at 6:00 p.m.** for consideration to rezone property at 2927 Central Avenue (PID 28-00-07-3-035-009.000) from a C-1 (Office Building District) to I-2 (Institutional District): Applicant: Chris Eckroate/Owner(s): Catholic Diocese of Birmingham to permit the development of a surface parking lot in support of adjacent Our Lady Sorrows Church (The Planning Commission had a vote of 6-0 for a favorable recommendation of the rezone) – **Wyatt Pugh**

**Action to be Taken: This Public Hearing will be continued until May 11, 2020.**

Councilor Jones moved for the approval of the Consent Agenda. Councilor Thames seconded the motion.

President Wright asked if the Council had any questions or comments regarding the motion. There was no response from the Council.

On a voice vote, the motion carried without dissent.

## **OLD BUSINESS AGENDA**

The first item on the Agenda under Old Business was Item No. 05.03.20 – Request for consideration of reimbursement for pump rental and property repair costs related to flooding at 2832 Linden Avenue – Mark and Darby Westfall, Hummingbird Properties, LLC/Wyatt Pugh and Greg Cobb, BEZ (Carried Over to the May 11, 2020 Council Meeting at the March 30, 2020 Council Meeting).

Mr. Greg Cobb addressed the Council regarding this item.

The Council then held discussion regarding this item.

At this time, Mr. Kendrick presented the following Resolution for the Council's consideration.

### **Resolution No. 20-63**

**(A Resolution for reimbursement for pump rental and property repair costs related to flooding at 2832 Linden Avenue in the amount of \$3,149.32 from Small Infrastructure)**

Councilor Higginbotham moved for the adoption and enrollment of Resolution No. 20-63. Councilor Andress seconded the motion.

President Wright asked if the Council had any questions or comments regarding the motion. There was no response from the Council.

On a voice vote, the motion carried without dissent.

## **COMMITTEE REFERRAL AGENDA**

- 05.04.20** Request for Birmingham Water Works Board (BWVB) to address leak on 300 block of Rumson Road – **Jennifer Andress – Public Works Committee**
- 06.04.20** Request for Mid-Year Review per Council's Fiscal Policy – **Robert Burgett Finance Director/Assistant City Clerk & Melody Salter – City Clerk/Assistant Finance Director – Finance Committee**
- 07.04.20** Request for discussion and consideration regarding the Retirement Systems of Alabama (RSA) option of Tier 1 and Tier 2 retirement groups – **Robert Burgett Finance Director/Assistant City Clerk & Melody Salter – Finance Committee**
- 08.04.20** **Request to set a Public Hearing and referral to the Special Issues Committee** for a variance to the sign ordinance at 500 Shades Creek

**Parkway – Sherry White/Greg Cobb, BEZ Dept. – Special Issues  
Committee**

Councilor McClusky then moved for the approval of the Committee Referral Agenda. Councilor Thames seconded the motion.

President Wright asked if the Council had any questions or comments regarding the motion. There was no response from the Council.

On a voice vote, the motion carried without dissent.

**OTHER NEW BUSINESS**

The next item on the Agenda under Other New Business was Item No. 08.04.20 – Request to set a Public Hearing for a variance to the sign ordinance at 500 Shades Creel Parkway – Sherry White/Greg Cobb, BEZ Dept.

President Wright stated that the Public Hearing would be set for May 11, 2020 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 09.04.20 – Request to authorize the Mayor to sign contract to continue participating in the Jefferson County consortium for the Community Development Block Grant (CDBG) Entitlement program, HOME Investment Partnership (HOME), and Emergency Solutions Grant (ESG) programs for program years 2021-2023 – City Clerk.

At this time, Mr. Kendrick presented the following Resolution for the Council's consideration.

**Resolution No. 20-64**

**(A Resolution to authorize the Mayor to sign contract to continue participating in the Jefferson County consortium for the Community Development Block Grant (CDBG) Entitlement program, HOME Investment Partnership (HOME), and Emergency Solutions Grant (ESG) programs for program years 2021-2023)**

Councilor Smith moved for the adoption and enrollment of Resolution No. 20-64. Councilor Andress seconded the motion.

President Wright asked if the Council had any questions or comments regarding the motion. There was no response from the Council.

On a voice vote, the motion carried without dissent.

The next item on the Agenda under Other New Business was Item No. 10.04.20 – Request for consideration of approval of vouchers for period of April 11, 2020 through April 27, 2020 – City Treasurer.

At this time, Mr. Kendrick presented the following Resolution for the Council's consideration.

**Resolution No. 20-65**

**(A Resolution for approval of vouchers for period of April 11, 2020 through April 27, 2020)**

Councilor Smith moved for the adoption and enrollment of Resolution No. 20-65. Councilor Hardin seconded the motion.

President Wright asked if the Council had any questions or comments regarding the motion. There was no response from the Council.

On a voice vote, the motion carried without dissent.

The next item considered under Other New Business was Item No. 11.04.20 – Request to authorize the Mayor to execute a Customer Service Order with Spectrum for services for 310 W. Valley Avenue – Capt. Ben Sutton, Police Department.

At this time, Mr. Kendrick presented the following Resolution for the Council's consideration.

**Resolution No. 20-66**

**(A Resolution to authorize the Mayor to execute a Customer Service Order with Spectrum for services for 310 W. Valley Avenue)**

Councilor Higginbotham moved for the adoption and enrollment of Resolution No. 20-66. Councilor McClusky seconded the motion.

President Wright asked if the Council had any questions or comments regarding the motion. There was no response from the Council.

On a voice vote, the motion carried without dissent.

Councilor Gwaltney stated that the Public Works Committee would meet on May 4, 2020 at 5:45 p.m.

Councilor Thames stated that the Planning and Development Committee would not meet on May 4, 2020.

Councilor McClusky stated that the Public Safety Committee would meet on May 4, 2020 at 6:00 p.m.

Councilor Jones stated that the Finance Committee would meet on May 4, 2020 at 5:00 p.m.

Councilor Smith stated that the Special Issues Committee would meet on May 4, 2020 at 6:15 p.m.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 7:11 p.m.