

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

May 13, 2019

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, May 13, 2019 at City Hall at 6:00 p.m.

At this time, Ms. Tricia Kirk and Mr. Robbie Lee from the Exceptional Foundation addressed the Council and stated that they wanted to thank Homewood for being the Model City of American on how to treat people with intellectual disabilities, discussed volunteer opportunities, and asked for an increase in funding from \$45,000.00 to \$50,000.00 for FY 19-20.

The invocation was given by Councilor Walter Jones, after which the pledge of allegiance was given.

The meeting was called to order by President Limbaugh at 6:17 p.m.

Upon Roll Call, the following were present: Andy Gwaltney, Britt Thames, Mike Higginbotham, Andrew Wolverton, Patrick McClusky, Walter Jones, Barry Smith, Alex Wyatt, Jennifer Address, Peter Wright, and Bruce Limbaugh constituting a quorum of Council members. Also present were: Mike Kendrick, City Attorney; Melody Salter, City Clerk; J.J. Bischoff, Chief of Staff; and Mayor Scott McBrayer.

At this time, Councilor Smith moved to dispense with the reading of the Minutes of the Council Meeting of April 8, 2019 and approve them as distributed. Councilor Address seconded the motion.

President Limbaugh 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, Councilor Smith moved to dispense with the reading of the Minutes of the Council Meeting of April 22, 2019 and approve them as distributed. Councilor Gwaltney seconded the motion.

President Limbaugh 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 Limbaugh requested Board openings and nominations.

Councilor Smith moved to re-appoint Ms. Donna Burgess and Ms. Cindy Smith and appoint Ms. Kenyetta Hardy to the At-Large positions of the Mental Health Authority. Councilor Higginbotham seconded the motion.

President Limbaugh 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.

President Limbaugh stated that the Educational Building Authority application period would be extended to June 10, 2019.

President Limbaugh stated that interviews with the four applicants for the Board of Education Ward 2 position would be set for Wednesday, May 15, 2019 starting at 5:30 p.m.

Councilor McClusky moved to nominate Mr. Abraham Odrezin to the Homewood Environmental Commission Ward 3 position. Councilor Jones seconded the motion.

President Limbaugh 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 Limbaugh amended the published Council Agenda to add the following items to the Committee Referral Agenda: Item No. 18.05.19 – Request for mid-year review – Robert Burgett, Finance Director – Finance Committee; Item No. 19.05.19 – Request for consideration of an Ordinance levying Ad Valorem taxes for October 1, 2019 – City Attorney/City Clerk – Finance Committee; Item No. 20.05.19 – Request for consideration of an Ordinance granting an Exemption from Ad Valorem taxes for October 1, 2019 – City Attorney/City Clerk – Finance Committee; Item No. 22.05.19 – Request to acquire a piece of land from the city at 2927 Central Avenue – Peter Jameson/Greg Cobb, BEZ Dept. – Special Issues Committee; Item No. 23.05.19 – Request to contract Volkert Engineering for Central Avenue Apple Study – Andy Gwaltny/Britt Thames – Planning and Development Committee.

President Limbaugh further amended the published Council Agenda to add the following item to the Other New Business Agenda: Item No. 21.05.19 – Request for consideration to adopt a resolution opposing current legislation in the Senate regarding installation of utility poles and wireless facilities in the city owned right-of-way – City Attorney.

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

President Limbaugh 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

13.03.19 Request for consideration for financial incentives for Samford's New Stadium Project – **Barry Smith/Alex Wyatt/Britt Thames (Carried over 04/15/19)**

Action Taken: The Finance Committee met on May 6, 2019 and voted 4-0 to recommend dropping this item. The motion was made by Councilor Higginbotham and seconded by Councilor Thames.

02.09.17 Request for consideration of a fiber optic franchise agreement with Verizon for permission to work in City Right-of-Way – **Sean Jackson/City Clerk (Tabled 10/2/17)**

The Finance Committee met on May 6, 2019 and voted 4-0 to take this item off the table. The motion was made by Councilor Wright and seconded by Councilor Higginbotham. The Committee then voted 4-0 to recommend dropping this item. The motion was made by Councilor Wright and seconded by Councilor Higginbotham.

Councilor McClusky moved for the approval of the Consent Agenda as amended. Councilor Higginbotham seconded the motion.

President Limbaugh 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. 15.04.19 – Public Hearing held April 22, 2019 for a variance to the sign ordinance at 2829 19th Street South – Daniel Von Hagel/Greg Cobb, BEZ (Public Hearing held and closed 4/22/19 but Item Carried Over).

Mr. Greg Cobb addressed the Council, presented new renderings, and stated that this was a multiple sign variance for multiple attached signs as the current ordinance only allowed for one attached sign. Mr. Cobb further stated that the big pole sign would go away and they were requesting the signs shown in the renderings.

Mr. Jim Avery, Director of Development for Jack's, addressed the Council and stated that since the April 22, 2019 Council Meeting they had met with Mr. Cobb and his team again and he spoke with Councilor Wright to discuss his thoughts and they took that information back to their leadership team and they came back with a couple of changes from what they asked at the last meeting. Mr. Avery further stated that they would like to reduce the signage from four signs to three signs and the sign they were eliminating was a one by twenty sign that read "All About the South" that was on the face of the canopy on the entrance side of the building. Mr. Avery added that they understood the city's desire to make the downtown area as contemporary and sophisticated as possible so they looked at the three signs that they would like to ask for and the "Jack's" lettering on the entry side of the building would be channel letters that were halo lit in a very modern, contemporary look and the other two signs were round cabinet type signs that were backlit and they thought it would be a more sophisticated look for them to take those round backlit signs and have those as channel and halo lit signs as well.

Mr. Daniel Von Hagel addressed the Council and stated that going from the traditional sign cabinet that was commercialized, they had to stick with the brand integrity, but they were looking at the drawings and the elevations and it did not look like it was too much different. Mr. Von Hagel further stated that the sign would be a round metal panel and that panel would have red LED backlit on the backside of it and would illuminate off the exterior wall behind it and there would be raised individual white channel letters. Mr. Von Hagel added that they took another sign away so they went from 121 square feet and were now down to 100.85 square feet of total signage they were asking for and they were trying to get the maximum amount of signage they needed to get for business from each elevation.

President Limbaugh asked Mr. Cobb what the sign ordinance allowed for in total square footage for signs.

Mr. Cobb replied 50 square feet.

Councilor Jones stated that since they presented to the Council he started noticing Jack's buildings all over the place and this looked almost identical to the one at Highway 160 going toward Hayden and asked if the signage they were presenting tonight would be close to the signage on that building.

Mr. Von Hagel replied that it was the modern store that they did and now for every 10 stores, Jack's was implementing this "Store of the Future" Package and they opened one up in Gadsden, Dora, Troy, and Hickson, Tennessee just outside of Chattanooga so it was a very new concept and they felt like since Homewood was the first store and being here for so long that it was just to put this type of store here for the citizens of Homewood.

Councilor Thames asked for the square footage of sign on the side.

Mr. Von Hagel replied that it was 48 square feet and was four feet tall and 11 feet wide. Mr. Von Hagel further stated that the sign ordinance was revised on March 23, 2015 and that was the current ordinance they had to go by and not any ordinance that might come in the future. Mr. Von Hagel added that when they walked outside of City Hall there was SOHO Social which opened up in 2017 and they had four signs spread out on two separate elevations so ultimately they had to go out of the code in order to get those signs and they were looking for the same opportunity.

Councilor Gwaltney stated that the calculations were 100.85 square feet but the circular sign was 36 square feet and six by six.

Mr. Von Hagel stated that it would be calculated at 28.26 square feet because it was a circle.

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

Resolution No. 19-70

(A Resolution for a variance to the sign ordinance at 2829 19th Street South)

Councilor Jones moved for the adoption and enrollment of Resolution No. 19-70. Councilor Andress seconded the motion.

President Limbaugh 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 on a voted of 5-4-2. Councilors Gwaltney, Thames, Higginbotham, and Wolverton voted no. Councilors Smith and Wright abstained.

The next item on the Agenda under Old Business was Item No. 27.04.19 – Public Hearing set for May 13, 2019 at 6:00 p.m. for consideration of a variance to the fence ordinance to add a section of fencing across city alley right-of-way at 1575 Valley View Circle – John Mark Rives/Wyatt Pugh/Greg Cobb, BEZ.

Councilor Smith stated that the Special Issues Committee met on May 6, 2019 and voted 5-0 to refer this item back to the full Council without a recommendation pending the Public Hearing.

President Limbaugh opened the Public Hearing at 6:37 p.m.

President Limbaugh asked if there was anyone in the audience who wished to speak in favor of, or in opposition to, this item.

Mr. Greg Cobb addressed the Council and stated that the property owner had decided to just stay straight behind his house which would give him the proper setback on the side and he will no longer need a variance.

President Limbaugh declared the Public Hearing closed at 6:38 p.m.

Councilor Thames moved to drop this Item. Councilor Smith seconded the motion.

President Limbaugh 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 Old Business was Item No. 28.04.19 – Public Hearing set for May 13, 2019 at 6:00 p.m. for consideration of modification of a previously granted variance to the Homewood Fence Ordinance to allow 6-ft privacy fence to remain along front property line at 612 Hambaugh Avenue – Jeremy Galloway/Wyatt/Greg Cobb, BEZ.

Councilor Smith stated that the Special Issues Committee met on May 6, 2019 and voted 5-0 to refer this item back to the full Council without a recommendation pending the Public Hearing.

President Limbaugh opened the Public Hearing at 6:39 p.m.

President Limbaugh asked if there was anyone in the audience who wished to speak in favor of, or in opposition to, this item.

Mr. Greg Cobb addressed the Council and stated that the owner would like to address the Council and make a proffer.

Mr. Jeremy Galloway at 612 Hambaugh Avenue addressed the Council and stated that he purchased the property in December and the current owner had built the fence out of variance so he talked to Mr. Cobb and Mr. Pugh and he would like to make a proffer to cut the fence down to four foot and remove every other picket and that would take it back to the original variance which was for a four foot picket fence.

Councilor Thames asked if a variance would need to be granted if he was going to bring it back into compliance with the original variance that was granted.

Mr. Cobb stated that there was a set-back difference from the original location.

Mr. Wes Daniel at 612 Hambaugh Avenue addressed the Council and stated that if the question was encroachment of the sidewalk they could take it back one bay which would be about eight additional feet to bring the fence back some.

Mr. Galloway stated that if they were to chop it down and come back one bay that was almost as expensive as putting up a brand new fence which was a fence they did not intend on after speaking to the homeowner they bought the home from and were trying to take care of it the easiest way possible.

Mr. Cobb stated that there should be a drawing on file for the original variance that they could go by because he did not think the set-back was that far back.

President Limbaugh declared the Public Hearing closed at 6:44 p.m.

Councilor Jones moved to drop this Item and accept homeowner's plans. Councilor McClusky seconded the motion.

President Limbaugh 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 Old Business was Item No. 20.04.19 – Public Hearing set for June 10, 2019 at 6:00 p.m. for consideration of possible vacation of alley on 18th Street – President Limbaugh.

President Limbaugh stated that this item would be carried over for the Public Hearing set for June 10, 2019 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 06.02.19 – Request for consideration of an ordinance limiting timeframe of hotel stays within the city limits of Homewood, AL – Patrick McClusky (Referred to Planning Commission 04/08/19 and Referral Back to Council from Planning Commission on 05/07/19).

Councilor Thames stated that the Planning Commission met on May 7, 2019 and voted unanimously to recommend accepting the changes as presented from Council.

At this time, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council's consideration at 6:46 p.m.:

Ordinance No.

(An Ordinance limiting timeframe of hotel stays within the city limits of Homewood, AL)

Councilor Smith moved to refer this Item back to the Special Issues Committee for further discussion. Councilor McClusky seconded the motion.

President Limbaugh 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 Old Business was Item No. 18.08.18 – Request for consideration to contract for city wide traffic study – Andy Gwaltney/Britt Thames.

Councilor Smith stated that the Finance Committee met on May 6, 2019 and voted 4-0 to recommend approving Volkert as the consultant.

President Limbaugh asked if the Council had any questions or comments regarding the Finance Committee's recommendation. There was no response from the Council.

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

Resolution No. 19-64

(A Resolution approving Volkert as consultant for city wide traffic study)

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

On a voice vote, the motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 21.11.18 – Request for presentation to update City Council on the i-Tree landscape tools – Amy Milam, HEC.

Councilor Smith stated that the Special Issues Committee met on May 6, 2019 and, after presentation by Amy Milam, voted 5-0 to recommend approving sampling inventory and noted the cost of interns would be in next year's budget requests.

President Limbaugh asked if the Council had any questions or comments regarding the motion from the Special Issues Committee. 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. 24.04.19 – Request for consideration of Historic Preservation Commission updates – Barry Smith.

Councilor Smith stated that the Special Issues Committee met on May 6, 2019 and, after hearing updates from Ms. Susan Zuber regarding applying for Homewood to be a certified local government, voted 5-0 to recommend accepting presentation.

President Limbaugh asked if the Council had any questions or comments regarding the motion from the Special Issues Committee. There was no response from the Council.

On a voice vote, the motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 25.04.19 – Request for permission to work in the city right-of-way to install a drainage pipe across a section of Woodland Park to Griffin Brook from house at 501 Woodland Drive – Bob Grantham/Wyatt Pugh/Greg Cobb, BEZ.

Councilor Smith stated that the Special Issues Committee met on May 6, 2019 and voted 5-0 to recommend approval pending indemnification agreement and restoration.

President Limbaugh asked if the Council had any questions or comments regarding the Special Issues Committee's recommendation. There was no response from the Council.

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

Resolution No. 19-65

(A Resolution to work in the city right-of-way to install a drainage pipe across a section of Woodland Park to Griffin Brook from house at 501 Woodland Drive)

President Limbaugh asked if the Council had any questions or comments regarding the motion from the Special Issues Committee. There was no response from the Council.

On a voice vote, the motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 10.04.19 – Request for consideration to add crosswalks at the intersection of Oxmoor Road and Edgeknoll Drive as well as Oxmoor Road and Edgeknoll Lane – Julie Johnson/Carol Wiget/Andrew Wolverton.

Councilor McClusky stated that the Public Safety Committee met on May 6, 2019 and voted 5-0 to recommend approval of crosswalk on west side crossing Oxmoor and

only sidewalk on one side, not on Edgeknoll and would have pedestrian crossing signage with arrow.

President Limbaugh asked if the Council had any questions or comments regarding the Public Safety Committee's recommendation. There was no response from the Council.

At this time, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council's consideration at 6:52 p.m.:

Ordinance No.

(An Ordinance to add crosswalks at the intersection of Oxmoor Road and Edgeknoll Drive as well as Oxmoor Road and Edgeknoll Lane)

Councilor Wolverton moved for the unanimous consent of the proposed Ordinance as read. Councilor Gwaltney seconded the motion.

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

On a roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Jones, Smith, Wyatt, Andress, Wright, and Limbaugh.

The motion for unanimous consent carried.

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

Ordinance No. 2743

(An Ordinance to add crosswalks at the intersection of Oxmoor Road and Edgeknoll Drive as well as Oxmoor Road and Edgeknoll Lane)

Councilor Higginbotham moved for the enrollment and adoption and publication according to law of Ordinance No. 2743. Councilor Wolverton seconded the motion.

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

On a roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Jones, Smith, Wyatt, Andress, Wright, and Limbaugh.

The motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 23.04.19 – Request for consideration to add stop sign at the Gainswood/Grace Street intersection – Britt Thames.

Councilor McClusky stated that the Public Safety Committee met on May 6, 2019 and voted 5-0 to recommend approval to add stop sign on Grace Street one-way heading west.

President Limbaugh asked if the Council had any questions or comments regarding the Public Safety Committee's recommendation. There was no response from the Council.

At this time, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council's consideration at 6:55 p.m.:

Ordinance No.

(An Ordinance to add stop sign at the Gainswood/Grace Street intersection)

Councilor McClusky moved for the unanimous consent of the proposed Ordinance as read. Councilor Thames seconded the motion.

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

On a roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Jones, Smith, Wyatt, Andress, Wright, and Limbaugh.

The motion for unanimous consent carried.

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

Ordinance No. 2744

(An Ordinance to add stop sign at the Gainswood/Grace Street intersection)

Councilor McClusky moved for the enrollment and adoption and publication according to law of Ordinance No. 2744. Councilor Wolverton seconded the motion.

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

On a roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Jones, Smith, Wyatt, Andress, Wright, and Limbaugh.

The motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 31.04.19 – Request to close roadway on Oak Grove Road between Raleigh Avenue and Hall Avenue on June 1, 2019 for StreetFest and on August 24, 2019 for the Back to School Bash from 4:00 p.m. to 9:00 p.m. – Andrew Wolverton.

Councilor McClusky stated that the Public Safety Committee met on May 6, 2019 and voted 5-0 to recommend approval.

President Limbaugh asked if the Council had any questions or comments regarding the Public Safety Committee's recommendation. There was no response from the Council.

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

Resolution No. 19-66

(A Resolution to close roadway on Oak Grove Road between Raleigh Avenue and Hall Avenue on June 1, 2019 for StreetFest and on August 24, 2019 for the Back to School Bash from 4:00 p.m. to 9:00 p.m.)

President Limbaugh asked if the Council had any questions or comments regarding the motion from the Public Safety Committee. There was no response from the Council.

On a voice vote, the motion carried without dissent.

COMMITTEE REFERRAL AGENDA

- 01.05.19** Request for consideration to amend Ordinance No. 2706 to change the definition of qualifying sites to remove the 1 acre minimum and update the Water Quality Value calculations– **Amy Milam, HEC/Peter Wright – Public Works Committee**
- 02.05.19** Request to authorize the Mayor to sign a contract with Motorola for the dispatch center move and reconnection to the radio system– **Brandon Broadhead and Chief John Bresnan – Finance Committee**
- 03.05.19** Request to amend the FY 18-19 E911 Budget– **Brandon Broadhead and Chief John Bresnan – Finance Committee**
- 04.05.19** Request for consideration to work in the city right-of-way, temporarily block sidewalk and parking in front of 2822 18th Street South – **Michelle Tully/Tom Powers/Wyatt Pugh/Greg Cobb, BEZ Dept. – Special Issues Committee**

- 05.05.19** Request for consideration to work in the city right-of-way to clear bamboo and other overgrowth from unmaintained alley behind Sims Garden at 908 Highland Road – **Amy Milam/Sims, Garden Caretaker/Wyatt Pugh/Greg Cobb, BEZ Dept. – Special Issues Committee**
- 06.05.19** Request for consideration to work in the city right-of-way at 11 Crest Drive – **Barry Brooks/Greg Cobb, BEZ Dept. – Special Issues Committee**
- 07.05.19** Request for consideration to address parking at SOHO – **Bubba Smith/Greg Cobb, BEZ Dept. – Special Issues Committee**
- 08.05.19** Request for consideration to amend Open Records Policy – **Liz Ellaby/Jennifer Andress – Special Issues Committee**
- 09.05.19** Request for consideration for city to vacate land on Pamona/Ventura – **Donna Dowling/Jennifer Andress – Special Issues Committee**
- 10.05.19** **Request to set a Public Hearing and Referral to the Special Issues Committee** for consideration of variance to the fence ordinance at 3 Ventura Drive – **Chris Tucker/Greg Cobb, BEZ – Special Issues Committee**
- 11.05.19** **Request to set a Public Hearing and Referral to the Special Issues Committee** for consideration of variance to the driveway ordinance at 416 Devon Drive – **David Champion/Greg Cobb, BEZ Dept. – Special Issues Committee**
- 12.05.19** **Request to set a Public Hearing and Referral to the Special Issues Committee** for consideration of variance to the sign ordinance at 251 Lakeshore Parkway, Suite 101 – **Diane Foley/Greg Cobb, BEZ Dept. – Special Issues Committee**
- 13.05.19** **Request to set a Public Hearing and Referral to the Special Issues Committee** for consideration of variance to the sign ordinance at 3500 Independence Drive – **Kyle Davis/Greg Cobb, BEZ Dept. – Special Issues Committee**
- 14.05.19** **Request to set a Public Hearing and Referral to the Special Issues Committee** for consideration of variance to the sign ordinance at 190 West Oxmoor Road – **Joe Tunnel/Greg Cobb, BEZ Dept. – Special Issues Committee**
- 18.05.19** Request for mid-year review – Robert Burgett, Finance Director – **Finance Committee**

- 19.05.19** Request for consideration of an Ordinance levying Ad Valorem taxes for October 1, 2019 – City Attorney/City Clerk – **Finance Committee**
- 20.05.19** Request for consideration of an Ordinance granting an Exemption from Ad Valorem taxes for October 1, 2019 – City Attorney/City Clerk – **Finance Committee**
- 22.05.19** Request to acquire a piece of land from the city at 2927 Central Avenue – Peter Jameson/Greg Cobb, BEZ Dept. – **Special Issues Committee**
- 23.05.19** Request to contract Volkert Engineering for Central Avenue Apple Study – Andy Gwaltny/Britt Thames – **Planning and Development Committee**

Councilor Higginbotham moved for the approval of the Committee Referral Agenda as amended. Councilor Smith seconded the motion.

President Limbaugh 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. 10.05 19 – Request to set a Public Hearing and Referral to the Special Issues Committee for consideration of a variance to the fence ordinance at 3 Ventura Drive – Chris Tucker /Greg Cobb, BEZ.

President Limbaugh stated that the Public Hearing would be set for June 10, 2019 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 11.05.19 – Request to set a Public Hearing and Referral to the Special Issues Committee for consideration of variance to the driveway ordinance at 416 Devon Drive – David Champion/Greg Cobb, BEZ Dept.

President Limbaugh stated that the Public Hearing would be set for June 10, 2019 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 12.05.19 – Request to set a Public Hearing and Referral to the Special Issues Committee for consideration of a variance to the sign ordinance at 251 Lakeshore Parkway, Suite 101 – Diane Foley/Greg Cobb, BEZ Dept.

President Limbaugh stated that the Public Hearing would be set for June 10, 2019 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 13.05.19 – Request to set a Public Hearing and Referral to the Special Issues Committee for consideration of a variance to the sign ordinance at 3500 Independence Drive – Kyle Davis/Greg Cobb, BEZ Dept.

President Limbaugh stated that the Public Hearing would be set for June 10, 2019 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 14.05.19 – Request to set a Public Hearing and Referral to the Special Issues Committee for consideration of a variance to the sign ordinance at 190 West Oxmoor Road – Joe Tunnel/Greg Cobb, BEZ Dept.

President Limbaugh stated that the Public Hearing would be set for June 10, 2019 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 15.05.19 – Request for consideration of revised Employee Drug Policy – Harold Parker/Mike Kendrick, City Attorney.

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

Resolution No. 19-67

(A Resolution to approve revised Employee Drug Policy)

Councilor McClusky moved for the adoption and enrollment of Resolution No. 19-67. Councilor Wright seconded the motion.

President Limbaugh 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. 16.05.19 – Request for consideration of an ABC 040 – Retail Beer (On or Off Premises) and ABC 060 – Retail Table Wine (On or Off Premises) licenses for Oscars Restaurant LLC d/b/a Greenhouse located at 1017 Oxmoor Road, Suite 111 (Letter of No Objection has been received from Police Dept.) – Melody Salter, City Clerk.

Councilor McClusky moved for having no objections to the issuance of the ABC 040 – Retail Beer (On or Off Premises) and ABC 060 – Retail Table Wine (On or Off

Premises) licenses for Oscars Restaurant LLC d/b/a Greenhouse located at 1017 Oxmoor Road, Suite 111 pending letter of No Objection from the Fire Department. Councilor Wright seconded the motion.

President Limbaugh 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. 17.05.19 – Request for consideration of approval of vouchers for period of April 22, 2019 through May 12, 2019 – City Treasurer/Finance Committee.

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

Resolution No. 19-68

(A Resolution for approval of vouchers for period of April 22, 2019 through May 12, 2019)

Councilor Thames moved for the adoption and enrollment of Resolution No. 19-68. Councilor Higginbotham seconded the motion.

President Limbaugh 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. 21.05.19 – Request for consideration to adopt resolution opposing current legislation in the Senate regarding installation of utility poles and wireless facilities in the city owned right-of-way – Alabama League of Municipalities/Walter Jones.

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

Resolution No. 19-69

(A Resolution opposing current legislation in the Senate regarding installation of utility poles and wireless facilities in the city owned right-of-way)

Councilor Jones moved for the adoption and enrollment of Resolution No. 19-69. Councilor McClusky seconded the motion.

President Limbaugh 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 on a vote of 10-0-1. Councilor Gwaltney abstained.

Councilor Wright left the Council Chamber at 7:00 p.m.

Councilor Gwaltney stated that he wanted to thank Ms. Salter and her employees for creating a float for We Love Homewood and Mr. Squires for holding a successful We Love Homewood Day and for all the improvements that have been made to the City.

Councilor Thames stated that the Planning and Development Committee would meet on May 20, 2019 at 5:30 p.m. Councilor Thames further stated that he did not know of any other project where they had carried over funding like the Traffic Study but it was finally happening.

Councilor Higginbotham stated that this Sunday from 2:30-4:00 p.m. the Friends of the Homewood Library would be having their semi-annual \$5.00 Bag Sale.

Councilor McClusky stated that the Public Safety Committee would not meet on May 20, 2019.

Councilor Jones stated that the Finance Committee would meet on May 20, 2019 at 5:00 p.m. Councilor Jones further stated that the Convention for the League of Municipalities was very positive and would distribute some of the information to the Council that he received.

Councilor Smith stated that the Special Issues Committee would meet on May 20, 2019 at 4:30 p.m. Councilor Smith stated that she wanted to congratulate the Homewood Soccer Teams for going to State Championships and the Girls Team won their first State Championship.

Councilor Wyatt stated that the Public Works Committee would meet on May 20, 2019 at 5:45 p.m. Councilor Wyatt stated that he wanted to thank Mr. Squires and his team for the new Athletic Facilities and Pool at Patriot Park.

Councilor Andress stated that she wanted to congratulate the Soccer Teams for their success. Councilor Andress further stated that she wanted to thank Ms. Amy Milam for her presentation to the State Legislature. Councilor Andress added that the Jefferson County Commission approved their \$100,000.00 Bridge Funding and they would be voting on the Greenway on May 23, 2019.

President Limbaugh stated that he also wanted to congratulate Mr. Squires. President Limbaugh further stated that Mr. Squires completed the project at about \$300,000.00 under budget which was almost unheard of this day and time so he deserved everyone's accolades.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 7:16 p.m.