

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

June 22, 2020

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, June 22, 2020 at City Hall at 6:00 p.m.

At this time, Team Red, White, and Blue addressed the Council and provided a presentation regarding the organization.

Representative David Faulkner and TC McClemore presented a check for \$5,000.00 for the City of Homewood COVID Relief Fund for the Police and Fire Departments.

The invocation was given by Councilor Jennifer Andress, after which the pledge of allegiance was given.

The meeting was called to order by President Wright at 6:07 p.m.

Upon Roll Call, the following were present: 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 were: Mike Kendrick, City Attorney; and Melody Salter, City Clerk; J.J. Bischoff, Chief of Staff; and Mayor Scott McBrayer. Absent: Andy Gwaltney.

At this time, Councilor Hardin moved to dispense with the reading of the Minutes of the Council Meeting of June 8, 2020 and approve them as presented. 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.

At this time, Councilor Wolverton moved to dispense with the reading of the Minutes of the Emergency Council Meeting of June 4, 2020 and approve them as presented. 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, Councilor Thames moved to dispense with the reading of the Minutes of the Emergency Council Meeting of June 1, 2020 and approve them as presented. 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.

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

President Wright stated that the application period for two At-Large positions of the BZA would be opened until July 13, 2020 at 4:30 p.m.

President Wright stated that interviews would need to be set for the two applicants for the Ward 1 Historical Preservation Commission.

President Wright stated that the application period for the Ward 2 Historical Preservation Commission would be reopened until July 27, 2020 at 4:30 p.m.

President Wright stated that the application period for the seven At-Large positions of the Board of Adjustments and Appeals would be reopened until July 27, 2020 at 4:30 p.m.

President Wright amended the published Council Agenda to add the following items to the Other New Business Agenda: Item No. 21.06.20 – Request to authorize the Mayor to renew contract with Trane for the chiller for City Hall’s HVAC – Wyatt Pugh and Lee Garrett; Item No. 22.06.20 – Request to authorize Council Voting Delegate to vote at the Annual Alabama League of Municipalities Business Meeting in Montgomery on Thursday, July 23, 2020 – Melody Salter, City Clerk/Assistant Finance Director.

Councilor Higginbotham moved for the approval of the Council Agenda as amended. Councilor Jones 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

08.06.20 Request for consideration to address a collapsed storm sewer pipe at 410 Morris– **Councilors Smith and Wyatt** ^F

Action Taken: The Public Works Committee met on June 15, 2020 and voted 4-0 to recommend dropping this item. The motion was made by Councilor Wyatt and seconded by Councilor Hardin.

15.01.20 Request for consideration of turn signal/light at Highway 31 onto 29th Avenue – **Capt. Sutton/Councilor Andress**

Action Taken: The Public Safety Committee met on June 15, 2020 and voted 3-0 to recommend dropping this item. The motion was made by Councilor Andress and seconded by Councilor Wolverton.

02.06.20 Request permission to work in the City Right-of-Way adjacent to 407 Clermont Drive – **Jamie Sransky/Greg Cobb, BEZ**

Action Taken: The Special Issues Committee met on June 15, 2020 and voted 4-0 to recommend dropping this item. The motion was made by Councilor Higginbotham and seconded by Councilor Andress.

Councilor Higginbotham moved for the approval of the Consent Agenda. 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.

OLD BUSINESS AGENDA

The first item on the Agenda under Old Business was Item No. 09.06.20 – Public Hearing set for June 22, 2020 at 6:00 p.m. to consider declaring the property located at 1117 Hardwick Ln. PID# 29-00-22-4-013-009.000 a public nuisance due to a violation of Ordinance's 1910 & 1750 "Excessive Growth" – Scott Cook, Code Enforcement, Police Dept.

Mr. Wyatt Pugh addressed the Council regarding this item and stated that the house was scheduled to be torn down by July 6, 2020.

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

President Wright asked if there was anyone in the audience who wished to speak in favor of, or in opposition to, this item. There was no response from the audience.

President Wright declared the Public Hearing closed at 6:39 p.m.

President Wright asked if the Council had any questions or comments 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. 20-84

(A Resolution declaring the property located at 1117 Hardwick Ln. PID# 29-00-22-4-013-009.000 a public nuisance due to a violation of Ordinance's 1910 & 1750 "Excessive Growth")

Councilor Thames moved for the adoption and enrollment of Resolution No. 20-84. Councilor Higginbotham 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 Old Business was Item No. 12.06.20 – Public Hearing set for June 22, 2020 at 6:00 p.m. for permission to install front yard fence at 918 Saulter Road – David Hansen/Wyatt Pugh, BEZ.

Councilor Smith stated that the Special Issues Committee met on June 15, 2020 and voted 4-0 to refer this item to the full Council without recommendation pending the Public Hearing.

President Wright declared the Public Hearing opened at 6:40 p.m.

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

Mr. Tony Butler with Dearwood Group addressed the Council regarding this item.

President Wright declared the Public Hearing closed at 6:43 p.m.

President Wright asked if the Council had any questions or comments 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. 20-85

(A Resolution giving permission to install front yard fence at 918 Saulters Road)

Councilor Smith moved for the adoption and enrollment of Resolution No. 20-85. 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.

The next item on the Agenda under Old Business was Item No. 13.06.20 – Public Hearing set for June 22, 2020 at 6:00 p.m. for consideration of a variance to 15' setback requirement for fence in 2nd front yard at 1114 Columbiana Road – The Delk Family, Wyatt Pugh, BEZ.

Councilor Smith stated that the Special Issues Committee met on June 15, 2020 and voted 4-0 to refer this item to the full Council without recommendation pending the Public Hearing.

President Wright declared the Public Hearing opened at 6:45 p.m. and stated that, without objections, the Public Hearing would be continued until July 13, 2020 per request of homeowners. There were no objections.

The next item on the Agenda under Old Business was Item No. 14.06.20 – Public Hearing set for June 22, 2020 at 6:00 p.m. for consideration of a variance to the sign ordinance at 136 Green Springs Highway – Sara Peters/Greg Cobb, BEZ.

Councilor Smith stated that the Special Issues Committee met on June 15, 2020 and voted 4-0 to refer this item to the full Council without recommendation pending the Public Hearing.

President Wright declared the Public Hearing opened at 6:47 p.m.

President Wright asked if there was anyone in the audience who wished to speak in favor of, or in opposition to, this item. There was no response from the audience.

President Wright declared the Public Hearing closed at 6:49 p.m.

President Wright asked if the Council had any questions or comments regarding this item.

The Council then held discussion regarding this item.

Councilor Thames moved for approval. 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 failed on a vote of 0-10.

The next item on the Agenda under Old Business was Item No. 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.

Councilor Jones stated that the Finance Committee met on July 15, 2020 and voted 5-0 to recommend sending to budget hearings.

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

The next item on the Agenda under Old Business was Item No. 05.06.20 – Request to consider video options for virtual meetings – Jennifer Andress/Andy Gwaltney.

Councilor Jones stated that the Finance Committee met on June 15, 2020 and voted 5-0 to recommend funding \$4,500.00 but amended the recommendation from the floor for funding \$5,500.00. 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.

The next item on the Agenda under Old Business was Item No. 06.06.20 – Request to consider amendments to the FY 19-20 Budgets – Robert Burgett, Finance Director/Assistant City Clerk/Melody Salter, City Clerk/Assistant Finance Director.

Councilor Jones stated that the Finance Committee met on June 15, 2020 and voted 5-0 to recommend approval but amended the recommendation from the floor to add the following item: Funding from Carryover FB 25-09-499300 in Inspection Technology

Fund in the amount of \$5500 transferred to Inspection Technology Funds 25-11-520400 Contractual Services.

President Wright 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. 20-86

(A Resolution to amend FY 19-20 Budgets)

Councilor Jones moved for the adoption and enrollment of Resolution No. 20-86. 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.

The next item on the Agenda under Old Business was Item No. 07.06.20 – Request for update to mid-year review to discuss finances after COVID pandemic – Robert Burgett, Finance Director/Assistant City Clerk/Melody Salter, City Clerk/Assistant Finance Director.

Councilor Jones stated that the Finance Committee met on June 15, 2020 and voted 5-0 to accept the report.

President Wright 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. 01.02.20 – Request for updates on Greensprings Revitalization – Berkley Squires, Public Works Director.

Councilor Thames stated that the Public Works Committee met on June 15, 2020 and voted 4-0 to approve the report.

President Wright asked if the Council had any questions or comments regarding the motion from the Public Works 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. 04.06.20 – Request for consideration of a Resolution to place a pedestrian signal light for the

crosswalk at Windsor Drive connecting to Brookwood Mall – Jennifer Andress/Greg Cobb, BEZ.

Councilor Wyatt stated that the Public Safety Committee met on June 15, 2020 and voted 3-0 to recommend approval.

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

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

Resolution No. 20-87

(A Resolution to place a pedestrian signal light for the crosswalk at Windsor Drive connecting to Brookwood Mall)

President Wright 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.

The next item on the Agenda under Old Business was Item No. 17.10.15 – Request for consideration of noise and odor problems from Buffalo Rock and Mayfield/Barbers - West Homewood area residents/Fred Hawkins.

Councilor Smith stated that the Special Issues Committee met on June 15, 2020 and voted 4-0 to recommend approval of contract at a cost of \$55,000.00.

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

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

Resolution No. 20-88

(A Resolution approving contract for \$55,000.00)

President Wright 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

16.06.20 Request to authorize the Mayor to sign annual maintenance agreement with Motorola for the radio system and NICE recorded– **Lt. Brandon Broadhead/E911 Director – Finance Committee**

- 17.06.20** Request for consideration to form a joint task force of community and Homewood Police Department leadership to evaluate current policies concerning use of force and other related matters and make recommendations as needed– **Councilor Mike Higginbotham – Public Safety Committee**
- 18.06.20** Request for permission to work in the right-of-way for an Eagle Scout project– **Jack Farrell/Greg Cobb, BEZ – Special Issues Committee-**
- 19.06.20** **Request to set a Public Hearing and referral to the Special Issues Committee** for consideration of a variance to the sign ordinance at 500 Shades Creek Parkway – **Sheri White/Greg Cobb, BEZ – Special Issues Committee**

The Council held discussion regarding Item No. 17.06.20 and carried this item over on the Committee Referral Agenda.

The Council held discussion regarding Item No. 18.06.20 and voted 10-0 to drop this item. The motion to drop was made by Councilor Jones and seconded by Councilor Thames.

Councilor Wyatt moved for the approval of the Committee Referral Agenda as amended. 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.

OTHER NEW BUSINESS

The next item on the Agenda under Other New Business was Item No. 19.06.20 – Request to set a Public Hearing for consideration of a variance to the sign ordinance at 500 Shades Creek Parkway – Sheri White/Greg Cobb, BEZ.

President Wright stated that the Public Hearing would be set for July 13, 2020 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 20.06.20 – Request for consideration of approval of vouchers for period of June 9, 2020 through June 22, 2020 – Robert Burgett, Finance Director/Assistant City Clerk and Melody Salter, CPA, City Clerk/Assistant Finance Director.

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

Resolution No. 20-89

(A Resolution for approval of vouchers for period of June 9, 2020 through June 22, 2020)

Councilor Hardin moved for the adoption and enrollment of Resolution No. 20-89. Councilor Jones 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. 21.06.20 – Request to authorize the Mayor to renew contract with Trane for the chiller for City Hall’s HVAC – Wyatt Pugh and Lee Garrett.

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

Resolution No. 20-90

(A Resolution to authorize the Mayor to renew contract with Trane for the chiller for City Hall’s HVAC)

Councilor Jones moved for the adoption and enrollment of Resolution No. 20-90. Councilor Wyatt 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. 22.06.20 – Request to authorize Council Voting Delegate to vote at the Annual Alabama League of Municipalities Business Meeting in Montgomery on Thursday, July 23, 2020 – Melody Salter, City Clerk/Assistant Finance Director.

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

Resolution No. 20-91

(A Resolution to authorize Council Voting Delegate as Councilor Walter Jones to vote at the Annual Alabama League of Municipalities Business Meeting in Montgomery on Thursday, July 23, 2020)

Councilor Higginbotham moved for the adoption and enrollment of Resolution No. 20-91. 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.

Councilor Thames stated that the Public Works Committee would meet on July 6, 2020 at 5:30 p.m. and further stated that the Planning and Development Committee would not meet on July 6, 2020.

Councilor McClusky stated that the Public Safety Committee would not meet on July 6, 2020.

Councilor Jones stated that the Finance Committee would meet on July 6, 2020 at 5:00 p.m.

Councilor Smith stated that the Special Issues Committee would meet on July 6, 2020 at 5:45 p.m.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 7:56 p.m.