

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

August 31, 2020

The City Council of the City of Homewood, Alabama convened in Special Session on Monday, August 31, 2020 at City Hall at 6:00 p.m.

The meeting was called to order by President Wright at 6:11 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, 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.

At this time, Councilor Address moved to dispense with the reading of the Minutes of the Council Meeting of August 10, 2020 and approve them as presented. Councilor Wolverton 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.

President Wright amended the published Council Agenda to add the following items to the Committee Referral Agenda: Item No. 23.08.20 – Request to consider updates on West Oxmoor Lane Widening – Wyatt Pugh and Berkley Squires – Finance Committee; Item No. 24.08.20 - Request to make changes to the City's Resolution regarding the city contributions to retiree insurance and add a monthly stipend for both single and family retiree insurance in order to help City keep their Preferred Rate– Mayor Scott McBrayer - Finance Committee; Item No. 26.08.20 – Request for City Wide Neighborhood Watch Program – Public Safety – Councilor Wolverton.

President Wright further amended the published Council Agenda to add the following item to the Other New Business Agenda: Item No. 25.08.20 – Request to authorize the Mayor to execute contract with Jefferson County with infrastructure projects - Councilors Smith and Address.

Councilor Hardin moved for the approval of the Council Agenda 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.

Councilor Andress then moved to enter into Executive Session. 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.

Mr. Kendrick stated the Executive Session would be limited to the discussion of an Economic Development issue of which public discussion would influence the purchase price or sales price of the real estate.

The Council entered into Executive Session at 6:17 p.m.

Councilor Gwaltney moved to reconvene the Council Meeting. 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 Council reconvened at 6:48 p.m.

CONSENT AGENDA

None.

OLD BUSINESS AGENDA

The first item on the Agenda under Old Business was Item No. 07.08.20 – Public Hearing set for September 14, 2020 at 6:00 p.m. for consideration of rezone property at 3019 Firefighter Lane (PID 28-00-07-3-032-010.000) from a R-5 (Attached Dwelling Unit District) to R-4 (Attached Dwelling Unit District): Applicant: Jason Hale/Willow Homes/Owner(s): Annie Mae Cooley to permit the development of two separate single-family houses. (The Planning Commission had a vote of 8-0 for a favorable recommendation of the rezone) – Wyatt Pugh.

President Wright stated that the Public Hearing would be set for September 14, 2020 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 08.08.20 – Public Hearing set for August 31, 2020 at 6:00 p.m. for consideration of declaring house at 2541 Central Avenue (PID # 28-00-07-2-010-008.000) a public nuisance – Wyatt Pugh.

President Wright opened the Public Hearing at 6:49 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. There was no response from the Council.

Councilor McCluksy moved to drop this item. 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 Old Business was Item No. 13.07.20 – Request for the Mayor to enter into an agreement with Cardiac Solutions to supply Automatic Electronic Defibrillators (AED) in Police Vehicles and School Buildings – Mayor McBrayer (Carried Over 8/3/20).

Councilor Jones stated that the Finance Committee met on August 17, 2020 and voted 4-0 to recommend approval and to amend the Capital Projects Fund Budget for the Fire Department Line Item 12-15-589310 (Equipment/Medical Capital) for an amount not to exceed \$127,000.

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

Resolution No. 20-111

(A Resolution authorizing the Mayor to enter into an agreement with Cardiac Solutions to supply Automatic Electronic Defibrillators (AED) in Police Vehicles and School Buildings)

President Wright asked if the Council had any questions or comments regarding the Finance Committee's 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. 02.08.20 – Request to surplus the following seized vehicles: 1996 Lincoln Towncar VIN 1LNLM81W9TY624965 and 2000 Chevy Tahoe VIN 1GNEK13T8YJ151192 and request to surplus outdated firearms as well as 2008 International 7300 4X2 VIN 1HTWGAAT68J692729; John Deere 510C 4x4 Backhoe SN TO510CB770099; 2010

Ford Crown Vic VIN 2FABP7BV4AX139174; 2004 Dodge Durango 4x4 ST VIN 1D4HB38NX4F140920– Capt. Ben Sutton/Police Dept. /Gordon Jaynes, Fleet Maintenance.

Councilor Jones stated that the Finance Committee met on August 17, 2020 and voted 4-0 to recommend approval .

At this time, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council’s consideration at 6:54 p.m.:

Ordinance No.

(An Ordinance to surplus the following seized vehicles: 1996 Lincoln Towncar VIN 1LNLM81W9TY624965 and 2000 Chevy Tahoe VIN 1GNEK13T8YJ151192 and request to surplus outdated firearms as well as 2008 International 7300 4X2 VIN 1HTWGAAT68J692729; John Deere 510C 4x4 Backhoe SN TO510CB770099; 2010 Ford Crown Vic VIN 2FABP7BV4AX139174; 2004 Dodge Durango 4x4 ST VIN 1D4HB38NX4F140920)

Councilor McClusky moved for the unanimous consent of the proposed Ordinance as read. 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Jones, Smith, Wyatt, Address, Hardin, and Wright.

The motion for unanimous consent carried.

The Council then held discussion regarding the proposed Ordinance.

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

Ordinance No. 2779

(An Ordinance to surplus the following seized vehicles: 1996 Lincoln Towncar VIN 1LNLM81W9TY624965 and 2000 Chevy Tahoe VIN 1GNEK13T8YJ151192 and request to surplus outdated firearms as well as 2008 International 7300 4X2 VIN 1HTWGAAT68J692729; John Deere 510C 4x4 Backhoe SN TO510CB770099; 2010 Ford Crown Vic VIN 2FABP7BV4AX139174; 2004 Dodge Durango 4x4 ST VIN 1D4HB38NX4F140920)

Councilor Gwaltney moved for the enrollment and adoption and publication according to law of Ordinance No. 2779. 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Jones, Smith, Wyatt, Andress, Hardin, and Wright.

The motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 03.08.20 – Request for consideration of a drainage study for Kennelworth Drive – Phillip Mum/Greg Cobb, BEZ.

Councilor Jones stated that the Finance Committee met on August 17, 2020 and voted 5-0 to refer this item back to the full Council without recommendation pending a meeting with Schoel Engineering. This Item will be funded from the General Fund Line Item 01-12-520200 (Engineering Services), which has available budget money if approved.

Mr. Greg Cobb addressed the Council regarding this item.

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

Resolution No. 20-112

(A Resolution authorizing a drainage study for Kennelworth Drive)

Councilor Jones moved for the adoption and enrollment of Resolution No. 20-112 pending Mr. Kendrick's review for funding not to exceed \$17,000.00 to be paid out of the General Fund Line Item 01-12-520200 (Engineering Services). 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. 05.08.20 – Request for consideration of a resolution to adopt transportation plan pursuant to the Rebuild Alabama Act – Berkley Squires/Robert Burgett, Finance Director/Assistant City Clerk and Melody Salter, CPA, City Clerk/Assistant Finance Director.

Councilor Jones stated that the Finance Committee met on August 17, 2020 and voted 5-0 to recommend approval.

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

Resolution No. 20-113

(A Resolution to adopt transportation plan pursuant to the Rebuild Alabama Act)

President Wright asked if the Council had any questions or comments regarding the Finance Committee's 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. 06.08.20 – Request for consideration to add street light at Poinciana/Hermosa – Jennifer Andress.

Councilor McClusky stated that the Public Safety Committee met on August 17, 2020 and voted 5-0 to recommend approval. Councilor Jones stated that this item was carried over in the Finance Committee.

President Wright stated that this item would be carried over.

COMMITTEE REFERRAL AGENDA

- 11.08.20** Request for consideration for additional street lighting and address traffic concerns in Forest Brook– **Councilor Wolverton/Randy Hambley – Public Safety and Finance Committees**
- 12.08.20** Request to address safety concerns at Hollywood/La Prado intersection– **Councilors Andress and Hardin– Public Safety Committee**
- 23.08.20** Request to consider updates on West Oxmoor Lane Rewidening – **Wyatt Pugh and Berkley Squires - Finance Committee**
- 26.08.20** 26.08.20 Request for City Wide Neighborhood Watch Program – **Councilor Wolverton – Public Safety and Finance Committees**

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

OTHER NEW BUSINESS

The next item on the Agenda under Other New Business was Item No. 13.08.20 – Request for consideration of potential partial refunding of 2012 and 2016 Warrants as authorized by Resolution No. 20-50, adopted March 30, 2020 – Council President Wright and Mayor McBrayer.

President Wright addressed the Council regarding this item and stated this would be carried over to the September 14, 2020 Council Meeting.

The next item on the Agenda under Other New Business was Item No. 14.08.20 – Request for consideration to declare 18th Street Right-of-Way Property Surplus and Authorize the Mayor to execute deed transferring the property – Council President Wright.

At this time, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council's consideration at 7:06 p.m.:

Ordinance No.

(An Ordinance to declare 18th Street Right-of-Way Property Surplus and Authorize the Mayor to execute deed transferring the property)

Councilor Thames moved for the unanimous consent of the proposed Ordinance as read. 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Jones, Smith, Wyatt, Andress, Hardin, and Wright.

The motion for unanimous consent carried.

The Council then held discussion regarding the proposed Ordinance.

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

Ordinance No. 2780

(An Ordinance to declare 18th Street Right-of-Way Property Surplus and Authorize the Mayor to execute deed transferring the property)

Councilor Smith moved for the enrollment and adoption and publication according to law of Ordinance No. 2780. Councilor Gwaltney 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Jones, Smith, Wyatt, Andress, Hardin, and Wright.

The motion carried without dissent.

The next item on the Agenda under Other New Business was Item No. 15.08.20 – Request for consideration to set a Public Hearing to consider declaring the property located at 1001 Queensbury Rd. PID# 29-00-22-4-012-002.000 a public nuisance due to a violation of Ordinance’s 1910 & 1750 “Excessive Growth” - Scott Cook, Code Enforcement, Police Dept.

President Wright stated that the Public Hearing would be set for September 14, 2020 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No.16.08.20 – Request for consideration to set a Public Hearing to consider declaring the property located at 602 Shades Creek Pkwy, PID# 28-00-17-2-017-008.000 a public nuisance due to a violation of Ordinance’s 1910 & 1750 “Excessive Growth” - Scott Cook, Code Enforcement, Police Dept.

President Wright stated that the Public Hearing would be set for September 14, 2020 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 17.08.20 – Request for consideration to set a Public Hearing to consider declaring the property located at Shades Creek Pkwy, PID# 28-00-17-2-017-008.001 a public nuisance due to a violation of Ordinance’s 1910 & 1750 “Excessive Growth” - Scott Cook, Code Enforcement, Police Dept.

President Wright stated that the Public Hearing would be set for September 14, 2020 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No.18.08.20 – Request for consideration to set a Public Hearing to consider declaring the property located at 1125 Hardwick Lane, PID# 29-00-22-4-013-010.000 a public nuisance due to a violation of Ordinance’s 1910 & 1750 “Excessive Growth”- Scott Cook, Code Enforcement, Police Dept.

President Wright stated that the Public Hearing would be set for September 14, 2020 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 19.08.20 – Request for consideration to set a Public Hearing to consider declaring the property located at 28 Edgehill Rd, PID# 28-00-18-1-010-028.000 a public nuisance due to a violation of Ordinance’s 1910 & 1750 “Excessive Growth” - Scott Cook, Code Enforcement, Police Dept.

President Wright stated that the Public Hearing would be set for September 14, 2020 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 20.08.20 – Request for consideration to set a Public Hearing to consider declaring the property located at 307 West Glenwood Dr, PID# 29-00-13-1-020-006.000 a public nuisance due to a violation of Ordinance’s 1910 & 1750 “Excessive Growth”- Scott Cook, Code Enforcement, Police Dept.

President Wright stated that the Public Hearing would be set for September 14, 2020 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 21.08.20 – Request for consideration of approval of vouchers for period of August 11, 2020 through August 31, 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. 20-114

(A Resolution for approval of vouchers for period of August 11, 2020 through August 31, 2020)

Councilor Thames moved for the adoption and enrollment of Resolution No. 20-114 with one late addition. 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 Other New Business was Item No. 22.08.20 – Presentation of Mayor’s Fiscal Year 2020-2021 proposed budgets for General, Capital, Debt Service and Special Revenue Funds – Mayor Scott McBrayer.

Mayor McBrayer addressed the Council and presented the 2020-2021 proposed budgets for General, Capital, Debt Service and Special Revenue Funds by highlighting majors items in a Powerpoint presentation and distribution of FY 2020-2021 budget binders.

President Wright stated that this Item would be referred to the Finance Committee to set Budget Hearing dates.

Councilor Gwaltney stated that the Public Works Committee would meet on September 14, 2020 at 4:30 p.m.

Councilor Thames stated that the Planning and Development Committee would meet on September 14, 2020 at 4:45 p.m.

Councilor McClusky stated that the Public Safety Committee would meet on September 14, 2020 at 5:00 p.m.

Councilor Jones stated that the Finance Committee would meet on September 14, 2020 at 4:00 p.m.

Councilor Smith stated that the Special Issues Committee would meet on September 14, 2020 at 5:15 p.m.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 7:45 p.m.

