

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

November 18, 2019

The City Council of the City of Homewood, Alabama convened in Special Session on Monday, November 18, 2019 at City Hall at 6:00 p.m.

The invocation was given by Councilor Walter Jones.

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

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

At this time, Councilor Gwaltney moved to dispense with the reading of the Minutes of the Council Meeting of November 4, 2019 and approve them as distributed. 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.

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

Councilor Andress moved to re-appoint Matt Foley to the Ward 5 BZA position. 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.

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

Resolution No. 19-200

(A Resolution modifying the composition of the Arts Advisory Council to include one member from each Ward and three At-Large members, appointed by the Council)

Councilor Andress moved for the adoption and enrollment of Resolution No. 19-200. 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.

Councilor Address moved to appoint Claudia Pearson to the Ward 5 Arts Advisory Council position. 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 Address then moved to appoint Melissa Murphy to the At-Large Arts Adviosry Council position. 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.

President Wright stated that the application period for the At-Large Park Board position would be opened until December 9, 2019 at 4:30 p.m.

Councilor Smith moved to appoint a temporary Complete Count Census Committee. Councilor Address 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 Wyatt moved to add members to the Complete Count Census Committee to include members, Barry Smith, Jennifer Address, Melody Salter, Deborah Fout, LaVonda Primus, Hedy Fitts, Carlos Aleman, MerrickWilson, Allli Phelps, Liza Spencer, Debbie Roberson, Doug Clapp, Brandon Broadhead, Rachael Estes, and Zac Isbell. Councilor Address 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 Consent Agenda: Item No. 06.10.19 – Request for consideration to vacate an alley adjacent to 400 Shades Creek Parkway – Parker Goodman/Greg Cobb, BEZ; Item No. 01.11.19 – Request for consideration that Homewood pay for removal of a portion of a tree that fell from an area of unmaintained city right-of-way onto an accessory structure on private property at 1110 Fern Street – Rick Leach, Homeowner/Wyatt Pugh/Greg Cobb, BEZ.

President Wright amended the published Council Agenda to add the following items to the Old Business Agenda: Item No. 03.10.19 – Request for consideration for final amendments to the FY 18-19 Budgets – Robert Burgett/Melody Salter; Item No. 36.10.19 – Request to release liens on the following properties: 1709 25th Court South (Res. No. 09-17); 2635 B.M. Montgomery Street (Res. No. 09-41); 2633 B.M. Montgomery Street (Res. No. 08-16); 1614 25th Terrace South (Res. No. 99-45) – Melody Salter, City Clerk/Robert Burgett, Finance Director; Item No. 06.11.19 – Request to sell a portion of City owned property at 431 Greensprings – Mayor McBrayer; Item No. 02.11.19 – Request for consideration to declare the following items surplus: 2004 New Holland Tractor (Vin#1327605 Model 70); Computer Box for transmission; 2010 Dodge Nitro- (Vin#1D4PTGK7BW532597); Old Pull Behind Leaf Machines (47-A #17673 R-30-RA; 44-A#17666 R-30-RA; 44-B#121200002; 45-B#121200003); and Roll Off Containers (#19487 Serial Number; #19485 Serial Number) – Berkley Squires, Parks & Rec/Street and Sanitation

Councilor Wolverton entered the Council Chambers at 6:19 p.m.

President Wright amended the published Council Agenda to add the following items to the Committee Referral Agenda: Item No. 27.11.19 – Request for consideration of Firefighter Cancer Policy – Robert Burgett, Finance Director – Finance Committee; Item No. 12.10.19 – Request for consideration to rezone the Homewood Downtown District – Planning and Development Committee.

President Wright amended the published Council Agenda to add the following items to the Other New Business Agenda: Item No. 28.11.19 – Request for consideration of an ABC 020-Restaurant Retail Liquor license for H and H Eats LLC d/b/a Soho Standard located at 1830 29th Avenue S, Suite 175– Melody Salter, City Clerk.

Councilor Jones moved for the approval of the Council 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.

CONSENT AGENDA

- 06.10.19** Request for consideration to vacate an alley adjacent to 400 Shades Creek Parkway – **Parker Goodman /Greg Cobb, BEZ (Carried Over 10/28/19)**
- 01.11.19** Request for consideration that Homewood pay for removal of a portion of a tree that fell from an area of unmaintained city right-of-way onto an accessory structure on private property at 1110 Fern Street – **Rick Leach, Homeowner/Wyatt Pugh/Greg Cobb, BEZ**

Councilor Thames moved for the approval of the Consent 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.

OLD BUSINESS AGENDA

The first item considered under Old Business, taken out of order, was Item No. 34.10.19 – Public Hearing continued from November 4, 2019 at 6:00 p.m. for consideration of a variance to the Sign Ordinance at 2614 18th Street South – Jack Kidd/Greg Cobb, BEZ (Carried Over 11/14/19).

Councilor Smith stated that the Special Issues Committee met on October 28, 2019 and voted 5-0 to refer this item back to the full Council without recommendation pending the Public Hearing, which was held on November 4, 2019 and continued. Councilor Smith further stated that the Special Issues Committee met earlier tonight, prior to the Council Meeting, heard updates from Mr. Jack Kidd, and referred back to the Council for the continued Public Hearing.

President Wright continued the Public Hearing at 6:24 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. Greg Cobb addressed the Council, presented photos, and stated that this was a request for multiple signs on the car wash which was being refurbished and reopened. Mr. Cobb further stated that the original request was for the signs on the car wash.

Mr. Jack Kidd addressed the Council and stated that his main objective was to sell car washes but because he was on the corner it was difficult to see the car wash. Mr. Kidd further stated that he was not opposed to the Beautification System but it did hide him there so he wanted a sign on one side of the building and then a “Car Wash” sign toward the BP Station because people came in the BP Station to buy gas and might not see the car wash. Mr. Kidd added that he tried to make the signs as simple as possible and they didn’t like the large frame sign by the car wash so Councilor Thames made a suggestion to him that was acceptable which was to remove the big pole sign and then he could put a “Jack Rabbit Car Wash” sign up. Mr. Kidd further added that the new sign would be clean and would not be lit.

Councilor Thames stated that the assumption was that he was asking for a logo sign but they did not have the logo on the plan.

Mr. Kidd replied that the logo would say “Jack Rabbit Car Wash” which would be on one side if he took out the pole sign at his expense and the if he took the entrance and exit signs out.

Councilor Smith stated that Mr. Cobb said that he could have an entrance and exit sign but they would need to be small and on the ground so he would still have the ability to tell people which side was which.

Mr. Kidd stated that he just wanted to put a sign that would be clean cut that would tell people what he was selling.

Mr. Cobb stated that he would suggest getting a clear drawing from the Sign Company so they would know exactly what they were talking about.

Mr. Kidd replied that it would be the same as what he presented and would Jack Rabbit like the other one.

Councilor Jones left the Council Chambers at 6:30 p.m.

Councilor Thames stated that when the Sign Company gave them the drawing they did not have the logo.

Mr. Kidd stated that he was trying to get the car wash opened before Thanksgiving so he had to get the sign painted.

Councilor Smith stated that she thought the logo was in the packet that Mr. Kidd had with him.

Mr. Kidd presented the packet with the logo.

Councilor Hardin asked Mr. Kidd if he managed the gas station or if he leased it out to a third party.

Mr. Kidd replied that he did not lease it out to a third party so it was managed themselves.

Councilor Hardin stated that there were four or five signs and two of them were down.

Mr. Kidd stated that if Mr. Cobb let him know what needed to be done he would make the corrections.

Mr. Cobb presented a picture with the Jack Rabbit logo.

Councilor Smith asked if this logo would be both on the station side and on the 18th Street side.

Mr. Kidd replied yes.

Councilor Andress stated that they were at the mercy of ALDOT in regards to the Beautification Project so she was wondering if they could just ask for the pole sign to come down with six months.

Mr. Kidd replied yes.

President Wright declared the Public Hearing closed at 6:37 p.m.

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

Councilor Wolverton asked what the timeline was for removing the pole sign.

Mr. Kidd replied that he needed to open by Thanksgiving and then could take the pole sign down.

Councilor Andress stated that they could include in the resolution that the pole sign should be taken down in six months.

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

Resolution No. 19-201

(A Resolution for a variance to the Sign Ordinance at 2614 18th Street South with proffer of pole sign being removed within six months)

Councilor Thames moved for the adoption and enrollment of Resolution No. 19-201. 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 voice vote, the motion carried on a vote of 9-1. Councilor Higginbotham voted no.

The next item on the Agenda under Old Business was Item No. 37.10.19 – Public Hearing continued from November 4, 2019 at 6:00 p.m. for consideration of a variance to the Fence Ordinance at 216 Broadway – Lea Lorina/Greg Cobb, BEZ (Carried Over 11/4/19).

Councilor Smith stated that the Special Issues Committee met on October 28, 2019 and voted 5-0 to refer this item back to the full Council without recommendation

President Wright continued the Public Hearing at 6:41 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. Greg Cobb addressed the Council and stated that this was for a fence along College Avenue and any fence along a city street had a set back of nine feet behind the property line which there was not room for so the new request was to put the new fence where the old fence was.

Mr. Rob Dawson at 228 Ridge Road addressed the Council and stated that his family renovated his dad's house at 216 Broadway and had invested a lot of money into the project so now all they wanted to do was replace a fence that had been up for about 70 years. Mr. Dawson further stated that they would like to put up a four foot aluminum fence to border the property for safety so in the mornings and afternoons with kids going back and forth they could keep them off the property. Mr. Dawson added that the HVAC unit was on the College Avenue side and they had kids fooling with it.

Councilor Smith asked if the old fence had already been taken down.

Mr. Dawson replied that the section closest to the alley had been torn down so they could get rid of the debris.

Councilor Smith asked if the variance was based on the set back.

Mr. Cobb replied yes and stated that he had checked it and there was not a sight distance problem for vehicles and the new one would be more open than the privacy fence.

Councilor Thames asked if there would be access through the fence to the alley.

Mr. Dawson replied that in the drawing that was provided to Mr. Pugh, there would be a gap with landscaping.

President Wright asked what the hardship would be for needing the fence.

Councilor Smith replied that if he put the fence up as per the set back regulations it would go into his house.

President Wright declared the Public Hearing closed at 6:45 p.m..

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

Councilor McClusky asked if there was a front yard fence as well.

Councilor Smith stated that there was a small white picket fence as well.

Mr. Dawson stated that it was to keep pine straw from spilling out.

Councilor McClusky asked if that could be removed.

Mr. Dawson replied yes.

Councilor Gwaltney stated that parents picking up kids at Edgewood stood in his backyard so there was a need for a fence.

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

Resolution No. 19-202

(A Resolution for a variance to the Fence Ordinance at 216 Broadway)

Councilor Smith moved for the adoption and enrollment of Resolution No. 19-202. 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. 07.10.19 – Public Hearing set for November 18, 2019 at 6:00 p.m. for permission to remove five or more trees at 741 Crest Lane – Chris Mueller/Wyatt Pugh/Greg Cobb, BEZ.

Councilor Smith stated that the Special Issues Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to refer this item back to the full Council pending the Public Hearing.

President Wright declared the Public Hearing opened at 6:46 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. Greg Cobb addressed the Council and stated that four trees were allowed to be removed but he had pines in the front yard and around the house so he wanted to remove those and replace with other trees so he would then be in compliance with the ordinance.

Mr. Chris Mueller at 741 Crest Lane addressed the Council and stated that the trees were not dying but were 150 foot tall pines and when he bought the home his neighbor had one come down and split his house from the roof to the slab so it was a public safety risk to the owner of the home and neighbors so he wanted those trees out.

President Wright declared the Public Hearing closed at 6:50 p.m..

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

Councilor Higginbotham asked if it was a total of six trees that were coming down and three new ones going in.

Mr. Mueller replied yes and stated that four were already gone but there were two more he wanted taken out and they would plant two trees in the front and one in the back.

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

Resolution No. 19-203

(A Resolution for permission to remove five or more trees at 741 Crest Lane)

Councilor Smith moved for the adoption and enrollment of Resolution No. 19-203. Councilor Wright 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. 12.10.19 – Public Hearing set for December 9, 2019 at 6:00 p.m. for consideration to rezone the Homewood Downtown District from multiple zonings classifications to three new mixed use categories: Low Intensity District (LI), Medium Intensity District (MI) and High Intensity District (HI) to implement recommendations contained within the approved Heart of Homewood Downtown Master Plan. Applicant: City of Homewood in coordination with Regional Planning Commission. Owners: Multiple Public and Private Owners. (The Planning Commission had a vote of 3-2-1 for a favorable recommendation of the rezone) – Mike Kendrick, City Attorney.

President Wright stated that this item would be carried over for the Public Hearing set for December 9, 2019 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 04.11.19 – Public Hearing set for December 9, 2019 at 6:00 p.m. for consideration of revision to the sign ordinance – Mike Kendrick, City Attorney.

President Wright stated that this item would be carried over for the Public Hearing set for December 9, 2019 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 10.11.19 – Public Hearing set for December 9, 2019 at 6:00 p.m. for consideration of condemning house at 1649 28th Ave S (PID # 29-00-12-4-014-004.00) – Wyatt Pugh.

President Wright stated that this item would be carried over for the Public Hearing set for December 9, 2019 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 11.11.19 – Public Hearing set for December 9, 2019 at 6:00 p.m. for consideration of condemning house at 618 Hambaugh Ave (PID # 29-00-14-4-011-024.00) – Wyatt Pugh.

President Wright stated that this item would be carried over for the Public Hearing set for December 9, 2019 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 12.11.19 – Public Hearing set for December 9, 2019 at 6:00 p.m. for consideration of condemning house at 1612 Barry Ave (PID # 29-00-12-4-003-011.00) – Wyatt Pugh.

President Wright stated that this item would be carried over for the Public Hearing set for December 9, 2019 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 13.11.19 – Public Hearing set for December 9, 2019 at 6:00 p.m. for consideration of condemning house at 1117 Hardwick Lane (PID # 29-00-22-4-013-009.000) – Wyatt Pugh.

President Wright stated that this item would be carried over for the Public Hearing set for December 9, 2019 at 6:00 p.m.

The next item considered under Old Business was Item No. 03.10.19 – Request for consideration for final amendments to the FY 18-19 Budgets – Robert Burgett/Melody Salter.

Councilor Smith stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend approval.

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. 19-204

(A Resolution for final amendments to the FY 18-19 Budgets)

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 considered under Old Business was Item No. 36.10.19 – Request to release liens on the following properties: 1709 25th Court South (Res. No. 09-17); 2635 B.M. Montgomery Street (Res. No. 09-41); 2633 B.M. Montgomery Street (Res. No. 08-16); 1614 25th Terrace South (Res. No. 99-45) – Melody Salter, City Clerk/Robert Burgett, Finance Director.

Councilor Smith stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend approval.

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. 19-205

(A Resolution to release liens on the following properties: 1709 25th Court South (Res. No. 09-17))

Councilor Thames moved for the adoption and enrollment of Resolution No. 19-205. 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, Mr. Kendrick presented the following Resolution for the Council's consideration.

Resolution No. 19-206

(A Resolution to release liens on the following properties: 2635 B.M. Montgomery Street (Res. No. 09-41))

Councilor Hardin moved for the adoption and enrollment of Resolution No. 19-206. 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, Mr. Kendrick presented the following Resolution for the Council's consideration.

Resolution No. 19-207

(A Resolution to release liens on the following properties: 2633 B.M. Montgomery Street (Res. No. 08-16))

Councilor Thames moved for the adoption and enrollment of Resolution No. 19-207. 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, Mr. Kendrick presented the following Resolution for the Council's consideration.

Resolution No. 19-208

(A Resolution to release liens on the following properties: 1614 25th Terrace South (Res. No. 99-45))

Councilor Thames moved for the adoption and enrollment of Resolution No. 19-208. 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 considered under Old Business was Item No. 06.11.19 – Request to sell a portion of City owned property at 431 Greensprings – Mayor McBrayer.

Councilor Smith stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend approval.

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

Resolution No. 19-209

(A Resolution to sell a portion of City owned property at 431 Greensprings)

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 considered under Old Business was Item No. 02.11.19 – Request for consideration to declare the following items surplus: 2004 New Holland Tractor (Vin#1327605 Model 70); Computer Box for transmission; 2010 Dodge Nitro- (Vin#1D4PTGK7BW532597); Old Pull Behind Leaf Machines (47-A #17673 R-30-RA; 44-A#17666 R-30-RA; 44-B#121200002; 45-B#121200003); and Roll Off Containers (#19487 Serial Number; #19485 Serial Number) – Berkley Squires, Parks & Rec/Street and Sanitation.

Councilor Smith stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend approval.

At this time, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council's consideration at 6:59 p.m.:

Ordinance No.

(An Ordinance to declare the following items surplus: 2004 New Holland Tractor (Vin#1327605 Model 70); Computer Box for transmission; 2010 Dodge Nitro- (Vin#1D4PTGK7BW532597); Old Pull Behind Leaf Machines (47-A #17673 R-30-RA; 44-A#17666 R-30-RA; 44-B#121200002; 45-B#121200003); and Roll Off Containers (#19487 Serial Number; #19485)

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

The motion for unanimous consent carried.

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

Ordinance No. 2766

(An Ordinance to declare the following items surplus: 2004 New Holland Tractor (Vin#1327605 Model 70); Computer Box for transmission; 2010 Dodge Nitro- (Vin#1D4PTGK7BW532597); Old Pull Behind Leaf Machines (47-A #17673 R-30-RA; 44-A#17666 R-30-RA; 44-B#121200002; 45-B#121200003); and Roll Off Containers (#19487 Serial Number; #19485)

Councilor Wyatt moved for the enrollment and adoption and publication according to law of Ordinance No. 2766. 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Smith, Wyatt, Address, Hardin, and Wright.

The motion carried without dissent.

COMMITTEE REFERRAL AGENDA

- 16.11.19** Request for consideration of decalring the following vehicles surplus:
2011 International 4300 4 X 2 Truck (VIN# 3HAMMAANXBL450391);
2012 International 4400 4X2 Garbage Refuse Truck (VIN #
3HAMKAZR7CL452761); and one MTS Automotive Tire Changer
(Model – A2010/ S/N – 030611708) – **Berkley Squires/Gordon Jaynes – Finance Committee**

- 17.11.19** Request to amend FY 19-20 Budget for payment to Jetty Trip for additional meeting coverage– **Councilor Andy Gwaltney – Finance Committee**
- 18.11.19** Request for consideration of Parking Management System RFI – **Councilors Andy Gwaltney and Britt Thames – Public Works Committee**
- 19.11.19** Request for permission to place a small cell antenna at 236 Goodwin Crest Drive – **Tim Hawkins/Greg Cobb, BEZ – Special Issues Committee**
- 27.11.19** Request for consideration of Firefighter Cancer Policy – **Robert Burgett, Finance Director – Finance Committee**
- 12.10.19** **Public Hearing set for December 9, 2019 at 6:00 p.m.** for consideration to rezone the Homewood Downtown District from multiple zonings classifications to three new mixed use categories: Low Intensity District (LI), Medium Intensity District (MI) and High Intensity District (HI) to implement recommendations contained within the approved Heart of Homewood Downtown Master Plan. Applicant: City of Homewood in coordination with Regional Planning Commission. Owners: Multiple Public and Private Owners. (The Planning Commission had a vote of 3-2-1 for a favorable recommendation of the rezone) – **Mike Kendrick, City Attorney – P&D Committee**

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

OTHER NEW BUSINESS

The next item on the Agenda under Other New Business was Item No. 20.11.19 – Request to authorize the Mayor to sign agreement with West Homewood Neighborhood Association (WHNA) and fund their FY 2019-2020 budget appropriation – Melody Salter, City Clerk.

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

Resolution No. 19-210

(A Resolution to authorize the Mayor to sign agreement with West Homewood Neighborhood Association (WHNA) and fund their FY 2019-2020 budget appropriation)

Councilor Higginbtham moved for the adoption and enrollment of Resolution No. 19-210. 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.

The next item on the Agenda under Other New Business was Item No. 21.11.19 – Request to authorize the Mayor to sign agreement with the Alabama Department of Transportation (ALDOT) for them to work in City Right of Way for Project #NH-0149(503) Resurfacing, Planing, Patching, Striping, and Leveling on SR-149 from Columbiana Road to Wildwood Circle – J.J. Bischoff, Chief of Staff/Melody Salter, City Clerk.

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

Resolution No. 19-211

(A Resolution to authorize the Mayor to sign agreement with the Alabama Department of Transportation (ALDOT) for them to work in City Right of Way for Project #NH-0149(503) Resurfacing, Planing, Patching, Striping, and Leveling on SR-149 from Columbiana Road to Wildwood Circle)

Councilor McClusky moved for the adoption and enrollment of Resolution No. 19-211. 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.

The next item on the Agenda under Other New Business was Item No. 22.11.19 – Request for consideration to set a Public Hearing to consider declaring the property located at 413 Poinciana Dr. PID# 29-00-07-4-019-007.000 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 December 9, 2019 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 23.11.19 – Request for consideration to set a Public Hearing to consider declaring the property located at 2900 16th Place South, PID# 29-00-12-4-014-022.000 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 December 9, 2019 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 24.11.19 – Request for consideration of an ABC 020-Restaurant Retail Liquor license for Maria Eugenia Manzano d/b/a La Tia Paisa Taco Shop located at 406 West Valley Avenue Suite 104 – Melody Salter, City Clerk.

Councilor McClusky moved for having no objections to the issuance of the ABC licent pending letter of no objection from the Fire and Police Departments. 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.

The next item on the Agenda under Other New Business was Item. No. 25.11.19 – Request for for consideration of an ABC 050 – Retail Beer (Off Premises Only) and ABC 070 – Retail Table Wine (Off Premises Only) licenses for MBSK Enterprises Inc d/b/a Hollywood Chevron located at 2909 Independence Drive– Melody Salter, City Clerk.

Councilor McClusky moved for having no objections to the issuance of the ABC licent pending letter of no objection from the Fire and Police Departments. 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.

The next item on the Agenda under Other New Business was Item No. 26.11.19 – Request for consideration of approval of vouchers for period of November 5, 2019 through November 18, 2019 – City Treasurer.

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

Resolution No. 19-212

(A Resolution for approval of vouchers for period of November 5, 2019 through November 18, 2019)

Councilor Smith moved for the adoption and enrollment of Resolution No. 19-212. 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 considered under Other New Business was Item No. 28.11.19 – Request for consideration of an ABC 020-Restaurant Retail Liquor license for H and H Eats LLC d/b/a Soho Standard located at 1830 29th Avenue S, Suite 175– Melody Salter, City Clerk.

Councilor McClusky moved for having no objections to the issuance of the ABC licent. 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 stated that without objections Councilor Hardin would be appointed to the Finance Committee and Public Works Committee. There were no objections.

Mayor McBrayer addressed the Council and stated that he wanted to thank the Council as he received emails from employees thanking them for passing the employee bonuses.

Councilor Gwaltney stated that the Public Works Committee would meet on December 2, 2019 at 5:30 p.m.

Councilor Thames stated that the Planning and Development Committee would meet on December 2, 2019 at 5:45 p.m.

Councilor Higginbotham stated that he wanted to thank the Homewood Library Foundation for inviting them out to the reception they had last week.

Councilor Wolverton stated that the Ward 2 Quarterly Meeting would be held at Raleigh Avenue Baptist Church and the time would be posted online soon.

Councilor McClusky stated that the Public Safety Committee would meet on December 2, 2019 at 6:45 p.m. Councilor McClusky further stated that he wanted to thank everyone for the community support for Aniah Blanchard's family.

Councilor Smith stated that the Finance Committee would meet on December 2, 2019 at 5:00 p.m. and the Special Issues Committee would meet on December 2, 2019 at 7:00 p.m. Councilor Smith further stated that tomorrow night the Homewood Historic Preservation Commission would be sponsoring a forum at the Library in Room 102 from 6:30-7:30 p.m. where there would be a presentation on Historical Markers.

Councilor Wyatt stated that they received the Insurance Bids today and were in the City Clerk's office for review. Councilor Wyatt further stated that the Chamber of Commerce Christmas Parade would be held on December 5, 2019 at 6:30 p.m.

Councilor Andress stated that she wanted to congratulate Homewood High School Cross Country, Girls and Boys State Champions. Councilor Andress further stated that the Councilor Round Table Meeting would be held tomorrow at Mountain Brook City Hall.

President Wright stated that he wanted to commend the Planning Commission for enduring a tough public hearing last week and their work to make Homewood better.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 7:28 p.m.