

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

November 13, 2017

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, November 13, 2017 at City Hall at 6:00 p.m.

At this time, Mayor McBrayer presented a Proclamation to Affinity Hospital in honor of Hospice and Palliative Care Month.

Mayor McBrayer then presented a Proclamation to Chief John Bresnan recognizing his 25 years of service as the City of Homewood's Fire Chief.

Chief Bresnan addressed the Council and stated that he wanted to thank the Mayor and Council for the opportunity to serve as Fire Chief for the last 25 years.

At this time, Mr. Robby Lee of the Exceptional Foundation addressed the Council and stated that he wanted to thank the City Council and Mayor for their continued support and generosity and presented a painting of City Hall that one of their artists painted.

The invocation was given by Pastor Mayo Sowell of Church of the Highlands, after which the Pledge of Allegiance was given.

The meeting was called to order by President Limbaugh at 6:18 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 Andress, 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. Absent: None.

At this time, Councilor Higginbotham moved to dispense with the reading of the Minutes of the Council Meeting of October 9, 2017 and approve them as distributed. 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.

At this time, Councilor Gwaltney moved to dispense with the reading of the Minutes of the Council Meeting of October 23, 2017 and approve them as distributed. 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 voice vote, the motion carried without dissent.

At this time, President Limbaugh opened the BZA Ward 4 application period and set the closing date for December 11, 2017 at 4:30 p.m.

Councilor McClusky moved to appoint Mr. John Shacka 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 opened the Homewood Environmental Commission Ward 5 application period and set the closing date for December 11, 2017 at 4:30 p.m.

President Limbaugh stated that the Medical Clinic Board positions not closing until 4:30pm on November 22, 2017 but they would address at the next Council meeting.

At this time, President Limbaugh amended the published Council Agenda to add the following items to the Committee Referral Agenda: Item No. 11.11.17 – Request to consider Economic Incentive Package for the former Mtn. Brook Inn property – Mayor McBrayer and Dan Lovell/Graham & Co – Finance Committee; Item No. 12.11.17 – Request to consider adding crosswalk addition at Parkridge and Central Avenue – Public Safety Committee; Item No. 13.11.17 – Request to authorize the Mayor to Bid Recycling Services and Set Bid Opening Date – Melody Salter/Finance Director/City Clerk – Finance Committee; Item No. 14.11.17 – Request for consideration of final landscape plan for ServisFirst for \$8,200.00 – President Limbaugh – Finance Committee; Item No. 16.05.15 – Update on past, present and future Sidewalk Projects – Jim Wyatt/Building, Engineering, and Zoning Department – Planning and Development Committee.

President Limbaugh further amended the published Council Agenda to add the following items to the Other New Business Agenda: Item No. 13.11.17 – Request to authorize the Mayor to Bid Recycling Services and Set Bid Opening Date – Melody Salter/Finance Director/City Clerk; Item No. 15.11.17 – Request for consideration to

change December and January City Council Meeting dates to December 11, 2017, December 18, 2017, January 15, 2018, and January 29, 2018 – President Limbaugh.

Councilor Higginbotham moved for the approval of the Agenda as amended. Councilor Wyatt 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

None.

OLD BUSINESS AGENDA

The first item considered under Old Business, taken out of order, was Item No. 22.09.17 – Request for update on Homewood Board of Education Bond Construction Project and Funding – Walter Jones and Melody Salter, Finance Director.

Councilor Jones stated that the Finance Committee met on November 6, 2017 and voted 4-0 to recommend approval of the project and funding agreement as presented by HPM.

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. 17-182

(A Resolution approving Homewood Board of Education Bond Construction Project and Funding)

Councilor Jones then moved for the adoption and enrollment of Resolution No. 17-182. 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.

The next item on the Agenda under Old Business was Item No. 12.05.17 – Public Hearing set for November 13, 2017 at 6:00 p.m. for consideration of Petition of

Annexation for the property located at 1400 Shades Crest Road – Melba Kane/Jolene Mills/City Clerk (Carried over 10/9/17 for Public Hearing).

Councilor Thames stated that the Planning and Development Committee met and voted to send this item back to the full Council without recommendation pending the Public Hearing.

President Limbaugh declared the Public Hearing opened at 6:28 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. There was no response from the audience.

President Limbaugh declared the Public Hearing closed at 6:29 p.m.

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

Councilor McClusky asked if anyone spoke to this issue in Committee or Council Meetings.

Ms. Kane stated that she was present.

At this time, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council's consideration at 6:29 p.m.:

Ordinance No.

(An Ordinance to annex the property located at 1400 Shades Crest Road)

Councilor Wright moved for the unanimous consent of the proposed Ordinance as read. Councilor Andress seconded the motion.

President Limbaugh asked if the Council had any questions or comments regarding the motion.

Councilor Smith asked for the specifics of the case.

Mr. Kendrick presented a map and replied that the property was bounded by two cities so the Public Hearing had to be posted for 90 days.

Councilor Smith asked to verify that the property being annexed was the property in the red only on the map.

Mr. Kendrick replied yes.

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. 2675

(An Ordinance to annex the property located at 1400 Shades Crest Road)

Councilor Andress moved for the enrollment and adoption and publication according to law of Ordinance No. 2675. 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 roll call vote, the votes were: Yeas: Councilors Thames, Higginbotham, Wolverton, Jones, Andress, Wright, and Limbaugh. Nays: Gwaltney, McClusky, Smith, Wyatt.

The motion carried on a vote of 7-4.

The next item on the Agenda under Old Business was Item No. 25.07.17 – Request for consideration of presentation by Daniels Communities – Britt Thames (Carried over 10/23/17).

Councilor Jones stated that the Finance Committee met September 18, 2017 and voted 5-0 to recommend approval of placing in the budget.

Councilor Thames stated that Mr. Kendrick reviewed the contract and made some changes.

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. 17-183

(A Resolution approving presentation by Daniels Communities)

Councilor Jones then moved for the adoption and enrollment of Resolution No. 17-183.

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. 18.08.17 – Request for consideration of an ABC – 160 – Special Retail (More Than 30 Days) license for 1918 Catering LLC d/b/a 1918 Catering located at 197 Vulcan Road – Melody Salter, City Clerk (Carried over 10/23/17).

Councilor McClusky asked for this item to be carried over pending Fire Department approval after Robert Burgett said he spoke to Chief Bresnan and that the Fire Department were just waiting on locks.

President Limbaugh stated that this item would be carried over.

The next item on the Agenda under Old Business was Item No. 25.09.17 – Public Hearing set for November 13, 2017 at 6:00 p.m. for consideration for ADA Transition Plan – Vanessa McGrath/Building, Engineering and Zoning Department (Carried over 10/23/17 for Public Hearing).

Councilor Thames stated that the Planning and Development Committee met on October 2, 2017 and voted to send this item back to the full Council without a recommendation pending the Public Hearing.

Ms. Vanessa McGrath addressed the Council and stated that she had sent the Council copies of the transition plan.

Mr. Nathan Currie of Sain Associates, also a resident of 154 Lucerne Blvd, addressed the Council and stated that the ADA required equal access for individuals with disabilities and part of that required that a transition plan be developed for the city's programs and services that did not currently comply so the city had contracted with them to take a look at public right-of-ways specifically, sidewalks and curb ramps. Mr. Currie further stated that their plan addressed four issues including putting together an inventory which they had looked at and compiled a database to see what was not in compliance with the ADA's technical regulations. Mr. Currie added that the second step was putting together a strategy to come into compliance so they were putting together a phased approach so in about five years they would inventory some more. Mr. Currie further added that the two items they used to prioritize was for the highest usage areas such as downtown and then starting from the schools and working out to see the condition of the sidewalks and what would be needed to improve them and the other way to prioritize was

by the severity so as they checked to see how areas met the requirements they ranked them so they could tell which areas needed the most attention immediately.

Mr. Currie stated that another piece of the strategy was public involvement so the plan had been posted on the city's web site and a few places around town so the public had some opportunities to look at it and provide feedback on comment forms. Mr. Currie further stated that they also met with some representatives and got their feedback in the process of developing the plan. Mr. Currie added that they had developed an ADA policy statement and grievance procedure for if someone did have a complaint. Mr. Currie added that another piece of the plan was putting together a schedule as to how to achieve the improvements to come into compliance. Mr. Currie further added that the city did have a lot of sidewalks so this was a multi-year approach and they would devote \$100,000.00 a year to address the highest priority items and in five years take a look again and that someone would need to be designated as responsible for implementing the plan so Mr. Greg Cobb had been designated as the ADA coordinator.

Councilor Andress asked if they had received any input from the Council yet.

Mr. Currie replied no.

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

Councilor Thames asked, once the plan was adopted, if there was a requirement to achieve that plan in certain period of time.

Mr. Currie replied that it was recommended that the ADA coordinator keep track of updates needed and feedback from the public but that might change as time went on but it was really to make them ADA compliant and to show the city as giving a priority to that so it was really up to the city to be sure that they were on schedule or adjusting the schedule as needed.

Councilor Wright asked if the city was making a good faith effort every year this plan was okay.

Mr. Currie replied yes if the city was complying with the plan that they had set forth.

Councilor Wright asked if he had seen any other municipal plans with regards to time tables with these plans.

Mr. Currie replied that they had worked with other cities around the area and a lot depended on how much pedestrian infrastructure they had so some cities might be on a ten year plan and some cities might be on a twenty year plan but it depended on how much sidewalk they had and how much funding they could devote to it.

President Limbaugh 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 Limbaugh declared the Public Hearing closed at 6:46 p.m.

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

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

Resolution No. 17-184

(A Resolution approving ADA Transition Plan)

Councilor Gwaltney then moved for the adoption and enrollment of Resolution No. 17-184. 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. 04.10.17 – Request for consideration to authorize the Mayor to sign a three year WAN Maintenance Contract – James Yates (Carried over 10/23/17).

Councilor Jones stated that the Finance Committee met on October 16, 2017 and voted 4-0 to recommend approving financing of \$8,450.00 per month.

Mayor McBrayer addressed the Council and stated that they were waiting on more information from Mr. Zanaty and asked to refer item back to the Finance Committee.

Councilor Thames moved to refer this item back to Finance Committee and 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 Old Business was Item No. 23.10.17 – Public Hearing set for November 13, 2017 at 6:00 p.m. for consideration of a front yard wall variance at 3107 Whitehall Road (PID: 28-01-18-2-003-004.000) – Andy Virciglio/Wyatt

Pugh, Building, Engineering, and Zoning Department (Carried over 10/23/17 for Public Hearing).

Councilor Smith stated that the Special Issues Committee met on November 6, 2017 and voted 5-0 to send this item back to the full Council without a recommendation pending the Public Hearing.

President Limbaugh declared the Public Hearing opened at 6:48 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. Brett Bloomstom at 3107 Whitehall addressed the Council and stated that his street was in the Kid Zone and they lived in a house that his wife had been in for about five years and two years ago when they married, they renovated it but were short on parking on Whitehall. Mr. Bloomstom further stated that they hired a residential landscaping and architecture firm to come up with a plan that they presented and what was proposed was a 22 inch brick wall that came off the front of the house which would require the variance but would create a parking court that would be tasteful and would not look like they were just parking cars in their front yard. Mr. Bloomstom added that the proposal was that it was landscaped with native shrubbery and illuminated to where there was eye appeal from the street.

Councilor Jones asked what the hardship was.

Mr. Bloomstom replied that there was not a hardship but was for aesthetic reasons so it would be much nicer to look at from the street and it was a less than 2 foot brick painted wall.

Councilor Thames asked what materials he planned to use.

Mr. Bloomstom replied that the house next to him had been under construction and they would have to split the driveway and they were proposing to take out the brick and use poured asphalt but if they got the wall approved they would use any medium the city approved.

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

President Limbaugh declared the Public Hearing closed at 6:52 p.m.

President Limbaugh asked if the Council had any questions or comments regarding this Item.

Councilor Smith stated that there had been issues with front yard walls and fences that had not been approved but part of the burden of receiving a variance was proving that there was a hardship and, while it looked fantastic, she was not sure the hardship had been met and could look better with landscaping, she would not be in favor of the wall.

President Limbaugh asked Mr. Kendrick if a hardship was needed in order to approve.

Mr. Kendrick replied that variances had been approved before without hardships.

Councilor Smith stated that if someone wanted to put a front yard fence in there needed to be a good reason.

Councilor Wright stated that the plan was nicely done but his advice was to put up a barrier that did not meet the definition of a wall such as landscaping that could circumvent the wall criteria so that they could still have it closed in.

Mr. Kendrick stated that the definition of a fence included shrubbery.

Councilor Wolverton stated that it looked like there was shrubbery behind where the wall was going to be.

Councilor Wright asked if there was a height requirement on shrubbery.

Mr. Kendrick replied not that he recalled.

Councilor Jones moved to approve and 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 roll call vote, the votes were: Nays: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Jones, Smith, Wyatt, Wright, and Limbaugh. Councilor Andress abstained.

The motion failed on a 0-10-1 vote.

The next item on the Agenda under Old Business was Item No. 27.08.16 – Request for consideration of additional lighting on Valley Avenue – Britt Thames.

Councilor Jones stated that the Finance Committee met November 6, 2017 and voted 4-0 to recommend approval and funding from Seven Cent Gas Tax Fund for \$9,457.97 from line item 04-22-589381 (Equipment/Street Lights) and \$1,593 annually from line item 04-22-550220 (Electricity/Street Lights).

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. 17-185

(A Resolution approving additional lighting on Valley Avenue)

Councilor Jones then moved for the adoption and enrollment of Resolution No. 17-185.

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. 02.09.17 – Request to consider lighting on State Farm Parkway – Peter Wright.

Councilor Jones stated that the Finance Committee met November 6, 2017 and voted 4-0 to recommend approval and funding from Seven Cent Gas Tax Fund for \$71331.41, line item 04-22-589381 (Equipment/Street Lights) and \$5,416.20 annually from line item 04-22-550220 (Electricity/Street Lights).

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

Resolution No. 17-186

(A Resolution approving additional lighting on State Farm Parkway)

Councilor Jones then moved for the adoption and enrollment of Resolution No. 17-186.

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. 06.10.17 – Request to authorize the Mayor to sign a contract with BJCTA for FY 17-18 services and funding – Melody Salter/Finance Director.

Councilor Jones stated that the Finance Committee met and voted 4-0 to recommend approval with changes requiring quarterly reports on ridership and finances.

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. 17-187

(A Resolution approving the Mayor to sign a contract with BJCTA for FY 17-18 services and funding)

Councilor Jones then moved for the adoption and enrollment of Resolution No. 17-187.

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. 04.09.17 – Request for consideration to add a stop sign at the intersection of Mayfair and Wellington – Peter Wright.

Councilor McClusky stated that the Public Safety Committee met on November 6, 2017 and voted 5-0 to recommend approval based on the recommendation of Mr. Randy Hambley.

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:

Ordinance No.

(An Ordinance to add a stop sign at the intersection of Mayfair and Wellington)

Councilor McClusky moved for the unanimous consent of the proposed Ordinance as read. 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 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. 2676

(An Ordinance to add a stop sign at the intersection of Mayfair and Wellington)

Councilor Jones moved for the enrollment and adoption and publication according to law of Ordinance No. 2676. 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 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. 20.09.17 – Request for consideration of an ABC – 040 – Retail Beer (On or Off Premises) and an ABC – 060 – Retail Table Wine (On or Off Premises) for Hero Acquisition Co LLC d/b/a Hero Doughnuts located at 3027 and 3029 Central Avenue – Melody Salter, City Clerk.

Councilor McClusky stated that the Public Safety Committee met on November 6, 2017 and voted 5-0 to recommend approval after receiving no objections from Police or Fire Departments.

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.

Councilor McClusky then moved for the approval of an ABC – 040 – Retail Beer (On or Off Premises) and an ABC – 060 – Retail Table Wine (On or Off Premises) for Hero Acquisition Co LLC d/b/a Hero Doughnuts located at 3027 and 3029 Central Avenue.

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.

COMMITTEE REFERRAL AGENDA

- 01.11.17** Request for consideration to allow work within the City Right-of-Way to remove decorative light pole in front of 187 West Oxmoor Road (PID: 29-00-23-2-003-003.000) – **Chris Wade/Property Owner; Vanessa McGrath / Building, Engineering & Zoning Department – Special Issues Committee**
- 02.11.17** Request for consideration to allow work within the City Right-of-Way to plant two October Glory Red Maple Trees at 307 Broadway – **Jennifer Drake/Property Owner; Wyatt Pugh / Building, Engineering & Zoning Department – Special Issues Committee**
- 03.11.17** Request for final budget amendments to FY 16-17 Budgets – **Melody Salter, Finance Director – Finance Committee**
- 04.11.17** Request to set a Public Hearing and referral to Special Issues Committee for consideration of the zoning application of the City of Homewood to rezone 68, 70 & 90 Bagby Drive and 245 & 255 Goodwin Crest Drive/Parcel ID Nos. 29-00-15-1-004-007.000,29-00-15-1-004-009.000,29-00-15-1-004-010.000,29-00-15-4-001-001.000 and 29-00-15-4-001-005.000 from C-1(Office Building District) to I-2 (Institutional District) for the purpose of permitting construction of the proposed Homewood Public Safety Center(Note: This request was considered by the Homewood Planning Commission at its meeting of November 7, 2017 resulting in a favorable recommendation by a vote of 5-0) – **Vanessa McGrath / Building, Engineering & Zoning Department– Special Issues Committee**
- 05.11.17** Request to address Homewood Middle School Traffic Concerns – **Britt Thames– Public Safety Committee**
- 11.11.17** Request to consider Economic Incentive Package for the former Mtn. Brook Inn property – **Mayor McBrayer and Dan Lovell/Graham & Co– Finance Committee**
- 12.11.17** Request to consider adding crosswalk addition at Parkridge and Central Avenue – **Public Safety Committee**
- 13.11.17** Request to authorize the Mayor to Bid Out Recycling Services and Set Bid Opening Date – **Melody Salter/Finance Director/City Clerk – Finance Committee**

14.11.17 Request for consideration of final landscape plan for ServisFirst for \$8,200.00 – President Limbaugh – **Finance Committee**

16.05.15 Update on past, present and future Sidewalk Projects – Jim Wyatt /Building, Engineering, and Zoning Department – **Planning and Development Committee**

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

OTHER NEW BUSINESS

The next item on the Agenda under Other New Business was Item No. 04.11.17 – Request to set a Public Hearing and referral to Special Issues Committee for consideration of the zoning application of the City of Homewood to rezone 68, 70 & 90 Bagby Drive and 245 & 255 Goodwin Crest Drive/Parcel ID Nos. 29-00-15-1-004-007.000,29-00-15-1-004-009.000,29-00-15-1-004-010.000,29-00-15-4-001-001.000 and 29-00-15-4-001-005.000 from C-1(Office Building District) to I-2 (Institutional District) for the purpose of permitting construction of the proposed Homewood Public Safety Center(Note: This request was considered by the Homewood Planning Commission at its meeting of November 7, 2017 resulting in a favorable recommendation by a vote of 5-0) – Vanessa McGrath / Building, Engineering & Zoning Department – Special Issues Committee.

President Limbaugh stated that, without objection, the Public Hearing would be set for December 11, 2017 at 6:00 p.m. There was no objection.

The next item on the Agenda under Other New Business was Item No. 06.11.17 – Request for consideration of the funding agreement with ALDOT for the 18th Street Project – Greg Cobb/Building, Engineering and Zoning Department.

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

Resolution No. 17-188

(A Resolution approving funding agreement with ALDOT for the 18th Street Project)

Councilor Thames then moved for the adoption and enrollment of Resolution No. 17-188. 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. 07.11.17 – Request to authorize Mayor to sign contract with ClasTran and to fund appropriation in FY 17-18 – City Treasurer/Finance Committee.

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

Resolution No. 17-189

(A Resolution authorizing the Mayor to sign contract with ClasTran and to fund appropriation in FY 17-18)

Councilor Jones moved for the adoption and enrollment of Resolution No. 17-189. 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.

The next item on the Agenda under Other New Business was Item No. 08.11.17 – Request for consideration of funding for work in the City right-of-way at 600 Oak Grove Road – Greg Cobb/Building, Engineering and Zoning Department.

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

Resolution No. 17-190

(A Resolution authorizing funding work in the City right-of-way at 600 Oak Grove Road)

Mr. Kendrick said he would speak to this Item in Greg Cobb's absence and said it was for Right-Of-Way curb and gutter work and extension of sidewalk adjacent to that Right-of-Way and would be funded from Small Infrastructure in Capital Projects Fund.

Councilor Higginbotham moved for the adoption and enrollment of Resolution No. 17-190. 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 Other New Business was Item No. 09.11.17 – Request for consideration of an ordinance for crosswalk at Bonita Drive and Poinciana on the north side of the neighborhood – Jennifer Address.

Councilor Wright moved to rescind Resolution No. 17-176. 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, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council's consideration at 7:09 p.m.:

Ordinance No.

(An Ordinance for crosswalk at Bonita Drive and Poinciana Drive)

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

Councilor Jones left the Council Chambers.

On a roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Smith, Wyatt, Address, 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. 2677

(An Ordinance for crosswalk at Bonita Drive and Poinciana Drive)

Councilor McClusky moved for the enrollment and adoption and publication according to law of Ordinance No. 2677. 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Thames, Higginbotham, Wolverton, McClusky, Smith, Wyatt, Address, Wright, and Limbaugh.

The motion carried without dissent.

The next item on the Agenda under Other New Business was Item No. 10.11.17 – Request for consideration of approval of vouchers for period of October 22, 2017 through November 5, 2017 – City Treasurer/Finance Committee.

Councilor Wright stated that he had reviewed the vouchers and recommended approving vouchers.

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

Resolution No. 17-191

(A Resolution approving vouchers for period of October 22, 2017 through November 5, 2017)

Councilor Wright moved for the adoption and enrollment of Resolution No. 17-191. 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.

The next item on the Agenda under Other New Business was Item No. 13.11.17 – Request to authorize the Mayor to Bid Recycling Services and Set Bid Opening Date – Melody Salter/Finance Director/City Clerk.

President Limbaugh stated that, without objection, the Bid Opening would be set for December 18, 2017 at 5:00 p.m. There were no objections.

The next item on the Agenda under Other New Business was Item No. 15.11.17 – Request for consideration to change December and January City Council Meeting dates to December 11, 2017, December 18, 2017, January 16 (Tuesday) 2018, and January 29, 2018 – President Limbaugh.

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

Resolution No. 17-192

(A Resolution changing December and January City Council Meeting dates to December 11, 2017, December 18, 2017, January 16 (Tuesday) 2018, and January 29, 2018)

Councilor Andress moved for the adoption and enrollment of Resolution No. 17-192. 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.

Mayor McBrayer asked everyone to keep BEZ Employee Greg Cobb in our thoughts and prayers as he recovers from surgery.

Councilor Gwaltney stated that Ward 1 would be hosting a Community Meeting on December 12, 2017 at 7:00 p.m.

Councilor Thames stated that the Planning and Development Committee would meet on November 20, 2017 at 5:30 p.m. and the Finance Committee would meet on November 20, 2017 at 5:00 p.m.

Councilor Higginbotham stated that tomorrow night the West Homewood Farmer's Market would be raising money for hurricane relief from 6:00 to 9:00 p.m. in the parking lot of Shades Valley Community Church.

Councilor Wolverton stated that the Ward 2 Community Meeting would be on December 7, 2017.

Councilor McClusky stated that the Public Safety Committee would meet on November 20, 2017 at 5:45 p.m.

Councilor Smith stated that the Special Issues Committee would meet on November 20, 2017 at 6:00 p.m. and that Homewood would play Clay - Chalkville at 7:00 p.m. on Friday, November 17, 2017 in the second round of high school football playoffs.

Councilor Andress stated that the Homewood Witches Ride had over 540 people sign up and raised \$35,000.00 and also wished Mayor McBrayer and Mr. Kendrick a Happy Birthday.

Councilor Wright stated that the Public Works Committee would meet on November 20, 2017 at 6:15 p.m. and thanked everyone for supporting the school funding tonight.

At this time, President Limbaugh presented the following Resolution for the Council's consideration.

Resolution No. 17-193

(A Resolution recognizing Retired Teacher's Day)

Councilor McClusky moved for the adoption and enrollment of Resolution No. 17-193. 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.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 7:26 p.m.