

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

November 28, 2016

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, November 28, 2016 at City Hall at 6:00 p.m. The invocation was given by Preaching Minister Bret Walters of Homewood Church of Christ.

The meeting was called to order by Council President Bruce Limbaugh.

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

At this time, Mr. McClusky moved to dispense with the reading of the Minutes of the Council Meeting of November 7, 2016 and approve them as distributed. Mrs. Smith seconded the motion.

Mr. 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.

Mr. Limbaugh asked if the Council had any recommendations or appointments to be made regarding board vacancies.

Mrs. Smith moved to appoint Mr. Gary Owen to the Educational Building Authority to the At-Large position. Mr. Wright seconded the motion.

Mr. 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. Mr. Kendrick said to let Mr. Owen know that there was a meeting of the Educational Building Authority this Thursday, December 1st at noon at City Hall.

At this time, Mr. Limbaugh amended the published Agenda to add the following item to the Consent Agenda: Item No. 03.09.16 – Request for consideration of a franchise agreement with Level 3 Communications – Katherine Rinehart/Melody Salter/City Clerk.

Mr. Limbaugh further amended the published Agenda to add the following items to the Old Business Agenda from the Committee Meetings held earlier tonight: Item No. 02.11.16 – Request for permission to work in the City Right-of-Way adjacent to 2758-2764 B.M. Montgomery Street – Tim Coker/Greg Cobb/Building, Engineering and Zoning Department; Item No. 12.11.16 – Request for consideration for a new support structure for a small cell tower to be located in the Right of Way adjacent to 508 Old Saulter Rd (PID 29-00-13-4-008-054.001) – Vanessa McGrath/ Building, Engineering and Zoning Department; Item No. 25.06.16 – Bid Opening set for November 14, 2016 at 5:00 p.m. with deadline for submitting bids at 4:30 p.m. for janitorial services at the City of Homewood – City Clerk/Melody Salter, Mayor McBrayer (Carried over 11/14/16); Item No. 04.10.16 – Request for consideration to authorize the Mayor to transfer funds from General Fund 09/30/16 Surplus after employee bonuses paid to Capital Projects Fund – Mayor McBrayer/Melody Salter/Finance Director (Carried over 11/14/16); Item No. 12.10.16 – Request for consideration to amend the FY 16-17 budgets – Melody Salter/Finance Director (Carried over 11/14/16); Item No. 13.10.16 – Request for consideration to review Investment Policy and earnings from the Cash Reserve for Economic Uncertainty per fiscal policy – Melody Salter/Finance Director (Carried over 11/14/16); Item No. 17.10.16 – Bid Opening November 14, 2016 at 5:00 p.m. for consideration of proposals to manage, operate, and maintain Rosewood Hall – Melody Salter/Finance Director/Mayor McBrayer (Carried over 11/14/16); Item No. 01.11.16 – Request for consideration of declaring the following surplus property: One 1991 Fire Apparatus and miscellaneous equipment – Battalion Chief Mike Anastasia/Fire Department; Item No. 03.11.16 – Request to set Bid Opening Date for headset units for the Fire Department – Battalion Chief Mike Anastasia/Fire Department; Item No. 04.11.16 – Request to set Bid Opening Date for hose for the Fire Department – Battalion Chief Mike Anastasia/Fire Department.

Mr. Limbaugh further amended the published Agenda to add the following items to the Committee Referral Agenda: Item No. 24.11.16 – Request for consideration of 3-Way Stop Sign at Corner of Sterrett Ave and Oxford Circle – Walter Jones – Public Safety Committee; Item No. 25.11.16 – Request for to add Street Lights at 203 Theda Street – Walter Jones – Public Safety Committee.

Mr. Gwaltney moved to approve the Council Agenda as amended. Mrs. Smith seconded the motion.

Mr. 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

03.09.16 Request for consideration of a franchise agreement with Level 3 Communications – Katherine Rinehart/Melody Salter/City Clerk (Report – Finance Committee Meeting held on November 14, 2016)

Action Taken: The Finance Committee met November 28, 2016 and voted 5-0 to recommend dropping this item. The motion was made by Mr. Wright and seconded by Mr. Higginbotham.

Mr. McClusky moved to approve the Consent Agenda as amended. Mr. Wyatt seconded the motion.

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

On a voice vote, the motion carried without dissent.

OLD BUSINESS

The first item considered under Old Business, taken out of order, was Item No. 23.10.16 – Public Hearing set for November 28, 2016 at 6:00 p.m. for a variance to the sign ordinance at 2819 Central Avenue – Scott Laslo/Greg Cobb/Building, Engineering, and Zoning Department.

Mrs. Smith stated that the Special Issues Committee met on November 14, 2016 and voted 5-0 to send this Item back to the full Council without a recommendation pending the Public Hearing.

Mr. Limbaugh declared the Public Hearing opened.

Mr. Greg Cobb addressed the Council and stated that this was a request for a secondary sign which was to be the same as the sign on the front of the building. Mr. Cobb further stated that this building was in the curve of Central Avenue so if someone was southbound, they would be able to see the proposed sign at the end of the building.

Mrs. Smith asked for verification that the request was originally for a sign that was going to be different from the logo sign but now they had gone back to the design that was the same as the sign on the front of the building.

Mr. Cobb replied that this was correct and that it would be on the end corner.

Mr. 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.

Mr. Limbaugh declared the Public Hearing closed.

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

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

Resolution No. 16-182

(A Resolution for a variance to the sign ordinance at 2819 Central Avenue)

Mrs. Smith moved for the adoption and enrollment of Resolution No. 16-182. Mr. Thames seconded the motion.

Mr. 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 considered under Old Business, taken out of order, was Item No. 10.11.16 – Public Hearing set for November 28, 2016 at 6:00 p.m. for consideration for a variance to the sign ordinance at 2933 18th Street South – Sherry Hartley/Alabama Goods/Vanessa McGrath/Building, Engineering and Zoning Department (Report – Special Issues Committee Meeting held on November 21, 2016).

Mrs. Smith stated that the Special Issues Committee met on November 21, 2016 and voted 5-0 to send this Item back to the full Council without a recommendation pending the Public Hearing.

Mr. Limbaugh declared the Public Hearing opened.

Mr. Greg Cobb presented drawings and stated that the request was for a secondary attached blade sign. Mr. Cobb further stated that the sign met the size ordinance but needed a variance for the second attached sign which would be a blade sign hanging down so it could be seen by people walking north and south on 18th Street.

Mr. 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.

Mr. Limbaugh declared the Public Hearing closed.

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

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

Resolution No. 16-183

(A Resolution for a variance to the sign ordinance at 2933 18th Street South)

Mrs. Smith moved for the adoption and enrollment of Resolution No. 16-183. Mr. Wyatt seconded the motion.

Mr. 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 considered under Old Business, taken out of order, was Item No. 11.11.16 – Public Hearing set for November 28, 2016 at 6:00 p.m. for consideration for a variance to the fence ordinance at 315 LaPrado Circle – Drake Holmes/Greg Cobb/ Building, Engineering and Zoning Department – Special Issues Committee (Report – Special Issues Committee Meeting held on November 21, 2016).

Mrs. Smith stated that the Special Issues Committee met on November 21, 2016 and voted 5-0 to send this Item back to the full Council without a recommendation pending the Public Hearing.

Mr. Limbaugh declared the Public Hearing opened.

Mr. Greg Cobb addressed the Council and stated that this was for a fence setback for a corner lot. Mr. Cobb further stated that the ordinance required a 15 foot setback on a corner lot with extensions running at an angle from the house to the back property line but there were no site distance issues on this corner lot.

Mr. 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.

Mr. Limbaugh declared the Public Hearing closed.

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

Mrs. Smith asked if there were pictures of the property.

Mr. Andy Lang with Drake Homes presented the Council with pictures.

Mr. Jones asked if there were any permeable surface possibilities instead of a fence.

Mr. Lang addressed the Council and replied that they were just looking to do a fence.

Mr. Gwaltney asked what the hardship was for the request.

Mr. Lang replied that two lots were resurveyed into one lot and there was a road that was encroaching on the back so the fence was for aesthetic reasons.

Mr. Gwaltney asked to verify that there was no hardship but was an aesthetics issue.

Mr. Lang replied that this was correct.

Mr. Wright asked what would be done with driveway.

Mr. Cobb replied that the yellow line indicated the fence line on the plans that went from the driveway to Ascot Road which currently had rough hedges around it.

Mr. Limbaugh stated he wanted to verify that there were no site distance issues.

Mr. Wright stated that he wanted a chance to talk to neighbors and asked to carry over this Item.

Mr. Limbaugh stated that this Item would be carried over until the December 12, 2016 Council Meeting.

The next item considered under Old Business was Item No. 05.11.16 – Request for consideration of an application for an Apple Grant from MPO for a Hollywood Bridge traffic study – Jennifer Andress/Peter Wright (Report – Special Issues Committee Meeting held on November 21, 2016) and (Report – Finance Committee Meeting held on November 28, 2016).

Mrs. Smith stated that the Special Issues Committee met on November 21, 2016 and voted 5-0 to recommend approving the Apple Grant from MPO for a Hollywood Bridge traffic study.

Mr. Jones stated that the Finance Committee met earlier tonight prior to the Council Meeting and voted 5-0 to recommend approving the expenditure from carryover fund balance in Capital in the amount of \$12,000.00 to line item 12-11-581754 (Pedestrian Bridge).

Mr. Limbaugh asked if the Council had any questions or comments regarding the Special Issues and Finance Committees' recommendations. There was no response from the Council.

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

Resolution No. 16-184

(A Resolution approving an application for an Apple Grant from MPO for a Hollywood Bridge traffic study)

Mrs. Andress moved for the adoption and enrollment of Resolution No. 16-184.
Mr. Wright seconded the motion.

Mr. 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 considered under Old Business was Item No. 07.11.16 – Public Hearing set for December 19, 2016 at 6:00 p.m. for consideration of the zoning application from JML Properties, LLC on behalf of the property owner(s) Jared Lewis to rezone the property located at 2826 and 2824 Central Avenue/Parcel ID No. 28-00-07-3-024-002.000 and 28-00-07-3-024.002.001 from C-2 (Neighborhood Shopping District) to C-4 (Central Business District) for the proposed purpose to permit the development of new retail uses (Note: this request was considered by the Homewood Planning Commission at its meeting of November 1, 2016 resulting in a favorable recommendation by a vote of 6-0) – Vanessa McGrath/ Building, Engineering and Zoning Department.

Mr. Thames stated that the Planning and Development Committee met and voted 5-0 to send this Item back to the full Council without a recommendation pending the Public Hearing.

Mr. Limbaugh stated that the Public Hearing was set for December 19, 2016 at 6:00 p.m.

The next item considered under Old Business was Item No. 08.11.16 – Public Hearing set for December 19, 2016 at 6:00 p.m. for consideration of the zoning application from E. Gray Murray on behalf of the property owner(s) MACCO, LLC to rezone the property located at 1718 27th Court South/Parcel ID No. 28-00-07-3-013-005.000 from C-4 (C) (Neighborhood Shopping District with conditions) to C-4 (Central Business District) for the proposed purpose to permit the renovation of a former residential structure for an office/retail use (Note: this request was considered by the Homewood Planning Commission at its meeting of November 1, 2016 resulting in a favorable recommendation by a vote of 6-0) – Vanessa McGrath/ Building, Engineering and Zoning Department.

Mr. Thames stated that the Planning and Development Committee met and voted 5-0 to send this Item back to the full Council without a recommendation pending the Public Hearing.

Mr. Limbaugh stated that the Public Hearing was set for December 19, 2016 at 6:00 p.m.

The next item considered under Old Business was Item No. 09.11.16 – Public Hearing set for December 19, 2016 at 6:00 p.m. for consideration of the zoning application from Creative Montessori School on behalf of the property owner(s) Creative Montessori School, Inc. to rezone the property located at 1630 28th Court South /Parcel ID No. 29-00-12-4-014-046.000 from R-5 (Attached Dwelling Unit District) to I-2 (Institutional District) for the proposed purpose to permit the establishment of an outdoor recreational area for use by Creative Montessori School (Note: this request was considered by the Homewood Planning Commission at its meeting of October 4, 2016 resulting in a favorable recommendation by a vote of 5-0) – Vanessa McGrath/ Building, Engineering and Zoning Department.

Mr. Thames stated that the Planning and Development Committee met and voted 5-0 to send this Item back to the full Council without a recommendation pending the Public Hearing.

Mr. Limbaugh stated that the Public Hearing was set for December 19, 2016 at 6:00 p.m.

The next item considered under Old Business was Item No. 17.11.16 – Request for consideration for street light for Mecca Avenue/Frisco Street – Britt Thames (Report – Public Safety Committee held on November 21, 2016).

Mr. McClusky stated that the Public Safety Committee met on November 21, 2016 and voted 4-0 to recommend adding a street light on Mecca Avenue/Frisco Street and to refer this Item to the Finance Committee for funding.

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

Mr. Limbaugh stated that this Item would be referred to the Finance Committee.

The next item considered under Old Business was Item No. 18.11.16 – Request for consideration to address Grace Street traffic concerns – Britt Thames (Report – Public Safety Committee held on November 21, 2016).

Mr. McClusky stated that the Public Safety Committee met on November 21, 2016 and voted 5-0 to recommend lowering the speed limit on Grace Street contingent on report from Mr. Randy Hambley but that they were still waiting to receive that report.

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

Mr. Limbaugh stated that this Item would be carried over.

The next item considered under Old Business was Item No. 02.11.16 – Request for permission to work in the City Right-of-Way adjacent to 2758-2764 B.M. Montgomery Street – Tim Coker/Greg Cobb/Building, Engineering and Zoning Department.

Mr. Greg Cobb presented drawings and stated that this was for a sidewalk right-of-way in front of two houses.

Mr. Wright stated that the Public Works Committee met on November 28, 2016 prior to the Council Meeting and voted 4-0 to approve granting permission to work in the City Right-of-Way.

Mr. Limbaugh asked if the Council had any questions or comments regarding the Public Works Committee's recommendation.

Mrs. Smith asked if this tied in to any additional sidewalks.

Mr. Cobb replied that it would tie into the driveway for the businesses on the south but would not tie into anything to the north but it would connect to all the businesses' right-of-ways up to those two houses.

Mr. Limbaugh asked if the Council had any further questions or comments regarding the Item. There was no response from the Council.

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

Resolution No. 16-185

(A Resolution granting permission to work in the City Right-of-Way adjacent to 2758-2764 B.M. Montgomery Street)

Mr. Wright then moved for the adoption and enrollment of Resolution No. 16-185.

Mr. 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 considered under Old Business was Item No. 12.11.16 – Request for consideration for a new support structure for small cell technology to be located in the Right-of-Way adjacent to 508 Old Saulter Road (PID 29-00-13-4-008-054.001) – Vanessa McGrath/Building, Engineering and Zoning Department.

Mr. Wright stated that the Public Works Committee met earlier tonight prior to the Council Meeting at voted 4-0-1 to recommend approval for new support structure for small cell technology to be located in the Right-of-Way adjacent to 508 Old Sauter Road based on conditions of indemnification agreement, proper replacement of the ground and fiber optic network, having only one box, and adherence to the street cut ordinance.

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

Mr. Wright then moved to approve the new support structure for small cell technology to be located in the Right-of-Way adjacent to 508 Old Sauter Road based on conditions of indemnification agreement, proper replacement of the ground and fiber optic network, having only one box, and adherence to the street cut ordinance.

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

On a voice vote, the motion carried on a 9-0-2 vote. Mr. Gwaltney and Mrs. Andress abstained.

The next item considered under Old Business was Item No. 25.06.16 – Bid Opening set for November 14, 2016 at 5:00 p.m. with a deadline for submitting bids at 4:30 p.m. for janitorial services at the City of Homewood – City Clerk/Melody Salter/Mayor McBrayer (Carried over 11/14/16).

Mr. Jones stated that the Finance Committee met tonight prior to the Council Meeting and voted 5-0 to recommend Trust Building Services for janitorial services at the City of Homewood.

Mr. 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. 16-186

(A Resolution accepting the bid from Trust Building Services for janitorial services at the City of Homewood)

Mr. Jones then moved for the adoption and enrollment of Resolution No. 16-186.

Mr. 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 considered under Old Business was Item No. 04.10.16 – Request for consideration to authorize the Mayor to transfer funds from General Fund 09/30/16 Surplus after employee bonuses paid to Capital Projects Fund – Mayor McBrayer/Melody Salter/Finance Director (Carried over 11/14/16).

Mr. Jones stated that the Finance Committee met earlier tonight prior to the Council Meeting and voted 5-0 to transfer funds not to exceed \$700,000.00 to Capital Projects Fund from the remaining 09/30/16 General Fund Surplus. He wanted to let everyone know that this was after bonuses were paid to employees last week in an amount not to exceed \$375,000.00 from the 09/30/16 General Fund Surplus.

Mr. 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. 16-187

(A Resolution authorizing the Mayor to transfer funds from General Fund 09/30/16 Surplus after employee bonuses paid to Capital Projects Fund)

Mr. Jones then moved for the adoption and enrollment of Resolution No. 16-187.

Mr. 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 considered under Old Business was Item No. 12.10.16 – Request for consideration to amend the FY 16-17 budgets – Melody Salter/Finance Director (Carried over 11/14/16).

Mr. Jones stated that the Finance Committee met earlier tonight prior to the Council Meeting and voted 5-0 to recommend amending the FY 16-17 budgets.

Mr. 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. 16-188

(A Resolution to amend the FY 16-17 budgets)

Mr. Jones then moved for the adoption and enrollment of Resolution No. 16-188.

Mr. 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 considered under Old Business was Item No. 13.10.16 – Request for consideration to review Investment Policy and earnings from the Cash Reserve for Economic Uncertainty per fiscal policy – Melody Salter/Finance Director (Carried over 11/14/16).

Mr. Jones stated that the Finance Committee met earlier tonight prior to the Council Meeting and, after hearing report from Mr. Robert Burgett, Senior Accountant, that the Rainy Day Fund earned 2.55% with the balance going from approximately \$10.8 million to \$11.1 million, voted 5-0 to accept the report.

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

Mr. Jones then moved to accept the report on Investment Policy and earnings from the Cash Reserve for Economic Uncertainty per fiscal policy.

Mr. 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 considered under Old Business was Item No. 17.10.16 – Bid Opening November 14, 2016 at 5:00 p.m. for consideration of proposals to manage, operate, and maintain Rosewood Hall – Melody Salter/Finance Director/Mayor McBrayer (Carried over 11/14/16).

Mr. Jones stated that the Finance Committee met tonight prior to the Council Meeting and voted 5-0 to recommend accepting the bid from Red Clay Event and Bar Services to manage, operate, and maintain Rosewood Hall.

Mr. 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. 16-189

(A Resolution accepting the bid from Red Clay Event and Bar Services to manage, operate, and maintain Rosewood Hall)

Mr. Jones then moved for the adoption and enrollment of Resolution No. 16-189.

Mr. 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. Mr. Wright wanted to point out for the record that the bid proposal submitted by Red Clay Event and Bar Services estimated annual revenue to the City of approximately \$415,000.00 under their proposal.

The next item considered under Old Business was Item No. 01.11.16 – Request for consideration of declaring the following surplus property: One 1991 Fire Apparatus and miscellaneous equipment – Battalion Chief Mike Anastasia/Fire Department.

Mr. Jones stated that the Finance Committee met earlier tonight prior to the Council Meeting and voted 5-0 to recommend declaring the following surplus property: One 1991 Fire Apparatus and miscellaneous equipment.

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

Ordinance No.

(An Ordinance declaring the following surplus property: 1991 Fire Apparatus)

Mr. Jones moved for unanimous consent of the proposed Ordinance as read. Mr. Wright seconded the motion.

Mr. 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: Mr. Gwaltney, Mr. Thames, Mr. Higginbotham, Mr. Wolverton, Mr. McClusky, Mr. Jones, Mrs. Smith, Mr. Wyatt, Mrs. Andress, Mr. Wright, and Mr. Limbaugh.

The motion for unanimous consent carried.

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

Ordinance No. 2638

(An Ordinance declaring the following surplus property: 1991 Fire Apparatus)

Mr. Thames moved for the enrollment and adoption and publication according to law of Ordinance No. 2638. Mr. Wright seconded the motion.

Mr. 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: Mr. Gwaltney, Mr. Thames, Mr. Higginbotham, Mr. Wolverton, Mr. McClusky, Mr. Jones, Mrs. Smith, Mr. Wyatt, Mrs. Address, Mr. Wright, and Mr. Limbaugh.

The motion carried without dissent.

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

Ordinance No.

(An Ordinance declaring the following surplus property: miscellaneous fire equipment)

Mrs. Address moved for unanimous consent of the proposed Ordinance as read. Mr. Gwaltney seconded the motion.

Mr. 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: Mr. Gwaltney, Mr. Thames, Mr. Higginbotham, Mr. Wolverton, Mr. McClusky, Mr. Jones, Mrs. Smith, Mr. Wyatt, Mrs. Address, Mr. Wright, and Mr. Limbaugh.

The motion for unanimous consent carried.

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

Ordinance No. 2639

(An Ordinance declaring the following surplus property: miscellaneous fire equipment)

Mr. Higginbotham moved for the enrollment and adoption and publication according to law of Ordinance No. 2639. Mr. Wyatt seconded the motion.

Mr. 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: Mr. Gwaltney, Mr. Thames, Mr. Higginbotham, Mr. Wolverton, Mr. McClusky, Mr. Jones, Mrs. Smith, Mr. Wyatt, Mrs. Address, Mr. Wright, and Mr. Limbaugh.

The motion carried without dissent.

The next item considered under Old Business was Item No. 03.11.16 – Request to set Bid Opening Date for headset units for the Fire Department – Battalion Chief Mike Anastasia/Fire Department.

Mr. Jones stated that the Finance Committee met earlier tonight prior to the Council Meeting and voted 5-0 to recommend setting the bid opening for December 19, 2016 at 5:00 p.m. with a deadline for receiving bids set for 4:30 p.m.

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

Mr. Limbaugh stated that the Bid Opening was set for December 19, 2016 at 5:00 p.m. with a deadline for receiving bids set for 4:30 p.m.

The next item considered under Old Business was Item No. 04.11.16 – Request to set Bid Opening Date for hose for the Fire Department – Battalion Chief Mike Anastasia/Fire Department.

Mr. Jones stated that the Finance Committee met earlier tonight prior to the Council Meeting and voted 5-0 to recommend setting the bid opening for December 19, 2016 at 5:00 p.m. with a deadline for receiving bids set for 4:30 p.m.

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

Mr. Limbaugh stated that the Bid Opening was set for December 19, 2016 at 5:00 p.m. with a deadline for receiving bids set for 4:30 p.m.

The next item considered under Old Business was Item No. 33.07.16 – Public Hearing set for December 12, 2016 at 6:0 p.m. to reconsider the Home Energy Section of International Building Code – Jeremy Strickland/City Clerk.

Mr. Limbaugh stated that this Item would be carried over for the Public Hearing set for December 12, 2016 at 6:00 p.m.

The next item considered under Old Business was Item No. 27.08.16 – Request for consideration of additional lighting on Valley Avenue – Britt Thames (Report – Public Safety Committee Meeting held on November 21, 2016 and Finance Committee Meeting held on November 28, 2016).

Mr. Limbaugh stated that this Item would be carried over and would also hold the Committee reports on this item.

The next item considered under Old Business was Item No. 01.10.16 – Request for consideration of an ABC 040 – Retail Beer (On or Off Premises) and 060 – Retail

Table Wine (On or Off Premises) for Triple Dynasty LLC d/b/a Black Pearl Asian Cuisine located at 180 State Farm Parkway – City Clerk (Carried over from 11/14/16 Council Meeting).

Mr. McClusky stated that there were still some fire related issues that needed work.

Mr. Limbaugh stated that this Item would be carried over and may be dropped at the next meeting if the company had not made contact with the Fire Department over remaining issues.

The next item considered under Old Business was Item No. 16.10.16 – Request for consideration to add a street light at 897 Mountain Ridge Drive – Randy Hambley/Traffic Maintenance Division/Police Department (Report – Public Safety Committee Meeting held on November 21, 2016).

Mr. McClusky stated that the Public Safety Committee met on November 21, 2016 and voted 4-0 to refer this item to the Finance Committee for funding.

Mr. Limbaugh stated that this Item would be referred to the Finance Committee.

COMMITTEE REFERRAL AGENDA

- 21.11.16** Request for consideration to clear and possibly pave area appearing to be a former street continuing off Shadow Lane Drive and past the corner of Edgehill Road – Kristen Davis/Jennifer Andress – Special Issues Committee
- 22.11.16** Request for consideration to partner with Gulf South Conference and provide advertising funding in support of their Basketball Tournament – Michael Stagno/Gulf South Conference Sports/Melody Salter/Finance Director/Walter Jones/Finance Committee Chairman – Finance Committee
- 24.11.16** Request for consideration of 3-Way Stop Sign at Corner of Sterrett Avenue and Oxford Circle – Walter Jones – Public Safety Committee
- 25.11.16** Request to add Street Lights at 203 Theda Street – Walter Jones – Public Safety Committee

Mr. Jones moved to approve the Committee Referral Agenda as amended. Mr. McClusky seconded the motion.

Mr. 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. 23.11.16 – Request for consideration of approval of vouchers for period of November 11, 2016 through November 27, 2016 – City Treasurer/Finance Committee.

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

Resolution No. 16-190

(A Resolution approving vouchers for period of November 11, 2016 through November 27, 2016)

Mr. Thames then moved for the adoption and enrollment of Resolution No. 16-190.

Mr. 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'S COMMENTS

Mayor McBrayer addressed the Council and stated that the Christmas Parade would be Tuesday, December 6, 2016 as well as the lighting of the Star. Mayor McBrayer further stated that Deputy Chief Copus' retirement party would be Wednesday, December 7, 2016 from 2:00 p.m. to 4:00 p.m. at Rosewood Hall and that he hoped everyone had enjoyed a great Thanksgiving holiday.

Mr. Gwaltney said he hoped everyone also had a great Thanksgiving and gave a thanks to the Public Works team picking up leaves and said Ward 1 was looking fabulous.

Mr. Higginbotham said he also hoped everyone had enjoyed a great Thanksgiving holiday and wanted to let everyone know Homewood High School band had marched in the Philadelphia parade over the holiday weekend. He also said that tomorrow night at 6pm was the Homewood Middle School winter concert. He concluded by informing everyone that there would be three interviews for the open at-large Homewood Environmental Commission position this Thursday, December 1, 2016 starting at 5:00pm.

Mr. Wolverton said he has been learning a lot and is looking forward to a regular routine after the holidays.

Mr. McClusky stated that the Public Safety Committee would meet on December 5, 2016 at 5:00 p.m.

Mr. Jones stated that the Finance Committee would meet on December 5, 2016 at 5:15 p.m.

Mrs. Smith stated that the Special Issues Committee would meet on December 5, 2016 at 5:45 p.m.

Mr. Wyatt said that this Thursday, December 1, 2016 there would be a Samford University Campus Master Plan meeting.

Ms. Andress gave a thank you to Chief Bresnan the Fire Department and also let everyone know that the City of Mountain Brook just tonight passed their resolution to pay the City of Homewood back for half of the grant for the Pedestrian Bridge traffic study.

Mr. Wright stated that the Public Works Committee would meet on December 5, 2016 at 6:00 p.m. He also wanted to let everyone know that the high school took 415 kids to the Philadelphia parade this past weekend.

Mr. Thames did not set a Planning & Development Committee Meeting because they had cleared their agenda tonight.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned.