

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

January 23, 2017

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, January 23, 2017 at City Hall at 6:00 p.m. The invocation was then given by Pastor Nic Seaborn from Raleigh Avenue Baptist Church.

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, and Chief of Staff J.J. Bischoff. Mayor Scott McBrayer was absent.

At this time, Mrs. Smith moved to dispense with the reading of the Minutes of the Council Meeting of December 19, 2016 and approve them as distributed. 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.

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

Mr. Limbaugh stated that the Ward 1 Board of Zoning Abatement application period closed tonight and interviews would be scheduled.

At this time, Mr. Limbaugh amended the published Agenda to add the following items to the Consent Agenda: Item 05.12.16 – Request to set a Public Hearing and referral to Special Issues Committee for consideration of a variance to the fence ordinance at 3101 Roxbury Road – Tony Engle/Greg Cobb/Building, Engineering and Zoning Department; Item No. 24.11.16 – Request for consideration of a 3-Way Stop Sign at Corner of Sterrett Avenue and Oxford Circle – Walter Jones.

Mr. Limbaugh further amended the published Agenda to add the following items from the Committee Meetings held earlier tonight prior to the Council Meeting to the Old Business Agenda: From the Public Works Committee: Item No. 17.09.16 – Request for consideration of Transition Plan for ADA – Greg Cobb/Building, Engineering and Zoning Department (Carried Over 1/9/17); From the Special Issues Committee: Item No.

11.12.16 – Request for consideration of permission to work in the City Right-of-Ways for tree plantings in the Hollywood traffic islands by the Homewood Environmental Commission – Mike Higginbotham/Liaison to HEC; Item No. 01.01.17 – Request for consideration to work in the City Right-of-Way for landscaping improvements in “paper alley” at 1105 Palmetto Street pending indemnification agreement – Julie Jurotich/Twin Construction/Chad and Rachel Post/Wyatt Pugh/Building, Engineering and Zoning Department; Item No. 03.01.17 – Request for consideration for a tent variance for Trinity United Methodist Church in the small parking lot on Seminole Drive during Discovery Weekend – Barry Smith; From the Planning and Development Committee: Item No. 04.12.16 – Request for consideration of Central Avenue Parking – Britt Thames; From the Finance Committee: Item No. 10.12.16 – Request to consider a street light at or near the corner of Bristol Lane and West Oxmoor Road – Mike Higginbotham (Referred from Public Safety 1/9/17); Item No. 05.01.17 – Request for consideration for street light at 507 Morris Boulevard or Sterrett/Morris triangle – Walter Jones; Item No. 06.01.17 – Request to amend the FY 16-17 General and Special Revenue Budgets – Melody Salter/Finance Director; Item No. 07.01.17 – Request to change PBJC job classification from Administrative Clerk (Grade 13) to Court Clerk (Grade 13) for new court position approved in FY 16-17 Budget and amend Budget if necessary – John Morgan/Magistrate Supervisor & Melody Salter/Finance Director.

Mr. Limbaugh further amended the published Agenda to add the following items to the Committee Referral Agenda: Item No. 25.01.17 – Request for consideration of a crosswalk on the corner of Manhattan and Clermont – Britt Thames – Public Safety Committee; Item No. 26.01.17 – Request for consideration of City Wide Traffic Study – Britt Thames – Planning and Development Committee.

Mr. Limbaugh further amended the published Agenda to add the following item to the Other New Business Agenda: Item No. 23.01.17 – Request to accept ALDOT Project Number: CMAQ-HPP-1602(911) Shades Creek Greenway Multi-Purpose Trail – Phase Two. Grade, Drain, Base, Pave, Pedestrian Bridge, Boardwalk, Signing and Landscaping and to authorize the Mayor to sign contract – Greg Cobb/Building, Engineering and Zoning Department; Item No. 24.01.17 – Request to accept ALDOT Project Number: NH-0149(501) Planning, Resurfacing, Safety Widening, Loop Detectors, Guardrail End Anchors and Permanent Traffic Stripe on SR-149 from 1021.57’ South of SR-38(US-280) to Columbiana Road and to authorize the Mayor to sign contract – Greg Cobb/Building, Engineering and Zoning Department.

Mr. McClusky moved to approve the Council Agenda as amended. Mr. Wolverton 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

- 05.12.16** Request to set a Public Hearing and referral to Special Issues Committee for consideration of a variance to the fence ordinance at 3101 Roxbury Road – **Tony Engle/Greg Cobb/Building, Engineering and Zoning Department**

Action Taken: The Special Issues Committee met and voted 5-0 to recommend dropping this Item. The motion was made by Mr. Higginbotham and seconded by Mr. Gwaltney.

- 24.11.16** Request for consideration of 3-Way Stop Sign at Corner of Sterrett Ave and Oxford Circle – **Walter Jones (Carried Over 1/9/17)**

Action Taken: The Public Safety Committee met and, after hearing report from Mr. Randy Hambley that traffic did not warrant stop signs and a report from Chief Ross who stated he would provide more enforcement including a speed trailer, voted 5-0 to recommend dropping this item. The motion was made by Mr. Thames and seconded by Mr. Wyatt.

Mr. Higginbotham moved to approve the Consent Agenda as amended. 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.

OLD BUSINESS

The first item on the Agenda under Old Business was Item No. 13.12.16 – Public Hearing set for January 23, 2017 at 6:00 p.m. for consideration of the zoning application from Cynthia Parris on behalf of the property owner(s) Cynthia T. & Steven R. Parris to rezone the property located at 316-332 Carr Avenue /Parcel ID No. 29-00-14-4-014-007.000 from GURD (Greensprings Urban Renewal District) to R-4 (Attached Dwelling Unit District) for the proposed purpose to permit the construction of new residential duplex units to replace existing duplex units (Note: this request was considered by the Homewood Planning Commission at its meeting of December 13, 2016 resulting in a favorable recommendation by a vote of 7-0) – Vanessa McGrath/Building, Engineering and Zoning Department.

Mr. Limbaugh declared the Public Hearing opened.

Mr. Limbaugh asked if there was anyone in the audience who wished to speak in favor of, or in opposition to, this Item.

Mrs. Vanessa McGrath addressed the Council and stated that this item was heard at the December 13, 2016 Planning Commission meeting and received a 7-0 recommendation to rezone the property from GURD to Attached Dwelling Unit District to allow for reconstruction of the duplexes that were currently on the property.

Mrs. Smith asked to verify that the property was actually not zoned correctly.

Mrs. McGrath replied yes and stated that this property was zoned C3 prior to GURD and was not zoned correctly.

Mr. Wolverton asked for clarification if they had been used in the manner that they are requesting to be zoned under.

Mrs. McGrath replied yes and stated that the houses were built in the 1950s as duplexes and had been occupied since then.

Mr. Wolverton asked what happened to the people who were in them currently.

Ms. Cynthia Parris of 1402 Saulter Road address the Council and replied that all units were occupied but they could not do anything to them until zoning was corrected so as the units became vacant they would be able to rebuild.

Mr. 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 audience.

Mr. Limbaugh declared the Public Hearing closed.

Mr. Wright asked, regarding GURD, if something was operating under a different zoning ordinance but was coming out of it, then any changes would need to be made in compliance with GURD.

Mrs. McGrath replied yes, and stated that GURD zoning allowed for commercial properties and they did a good job along Columbiana to exclude the properties that were C-1 but since this property and the two single family homes that were adjacent to it were existing as C-3 they were included in the GURD so it was an oversight that it was included in the first place because it was already incorrectly zoned as C-3. Mrs. McGrath further stated that the question was what the city thought the best use of the property was and that it was on Carr Avenue which was a dead end street so the question would be if it was a good use as commercial or not. Mrs. McGrath added that it was not along Greensprings and it was not facing any other commercial buildings so the other way it

would be used as a commercial building was as an office building but not as a retail building.

Mr. Jones stated that they created the GURD hastily but it was in a situation where they were investing over four million dollars in Greensprings and with all the updates they had a lot of businesses that they did want to be a part of the revitalization of Greensprings so they put the GURD together very quickly and mistakes were made so there were properties like this that got caught up in it but they wanted to be more cautious.

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

Ordinance No.

(An Ordinance to rezone the property located at 316-332 Carr Avenue /Parcel ID No. 29-00-14-4-014-007.000 from GURD (Greensprings Urban Renewal District) to R-4 (Attached Dwelling Unit District) for the proposed purpose to permit the construction of new residential duplex units to replace existing duplex units)

Mr. McClusky 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. 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. 2646

(An Ordinance to rezone the property located at 316-332 Carr Avenue /Parcel ID No. 29-00-14-4-014-007.000 from GURD (Greensprings Urban Renewal District) to R-4 (Attached Dwelling Unit District) for the proposed purpose to permit the construction of new residential duplex units to replace existing duplex units)

Mr. McClusky moved for the enrollment and adoption and publication according to law of Ordinance No. 2646. 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 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 carried without dissent.

The next item on the Agenda under Old Business was Item No. 09.01.17 – Request for consideration of adoption of Resolution placing a lien on the property located at 1602 Ridge Road, Parcel ID No. 29-00-13-4-007-023.000 for the cost of abatement in the amount of \$1,350.33 (Note: This property declared public nuisance on August 29, 2016 – Resolution No. 16-112) – Scott Cook/Enforcement Officer/Public Works Department/City Clerk (Carried over at 1/9/17 Council Meeting).

Mr. Scott Cook addressed the Council and stated that this property as well as the property referenced in the next item were declared public nuisances and were both vacant and were a continuing problem from year to year and both had been cleaned up once already. Mr. Cook further stated that they had now gone through the process of sending notices, cleaned the property, and they took the cost that the city had involved in cleaning the property which was \$900.22 with a 50 percent penalty added so that was how they got the amount of \$1,350.33. Mr. Cook added that this was a lien to be placed on the property in that amount with the tax assessor so the city would get their money back when they paid taxes next year.

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

Resolution No. 17-10

(A Resolution placing a lien on the property located at 1602 Ridge Road, Parcel ID No. 29-00-13-4-007-023.000 for the cost of abatement in the amount of \$1,350.33)

Mr. McClusky moved for the adoption and enrollment of Resolution No. 17-10. 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 on the Agenda under Old Business was Item No. 10.01.17 – Request for consideration of adoption of Resolution placing a lien on the property located at 1624 Mountain Gap Circle, Parcel ID No. 29-00-26-1-008-010.000 for the cost of abatement in the amount of \$1,350.33 (Note: This property declared public nuisance on August 29, 2016 – Resolution No. 16-113) – Scott Cook/Enforcement Officer/Public Works Department/City Clerk (Carried over at 1/9/17 Council Meeting).

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

Resolution No. 17-11

(A Resolution placing a lien on the property located at 1624 Mountain Gap Circle, Parcel ID No. 29-00-26-1-008-010.000 for the cost of abatement in the amount of \$1,350.33)

Mr. McClusky moved for the adoption and enrollment of Resolution No. 17-11. Mrs. Smith seconded the motion.

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

Mr. Wolverton asked how the amount would be collected.

Mr. Kendrick replied that the amount would be added to the owner's taxes that were due and once they paid these, the city would receive the money.

On a voice vote, the motion carried without dissent.

The next item considered under Old Business was Item No. 17.09.16 – Request for consideration of Transition Plan for ADA – Greg Cobb/Building, Engineering and Zoning Department (Carried Over 1/9/17).

Mr. Wright stated that the Public Works Committee met tonight, prior to the Council Meeting and voted 5-0 to recommend Saine Associates in the amount of \$39,800 for the project.

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.

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

Resolution No. 17-12

(A Resolution funding \$39,800.00 to Saine Engineering for Services for the Transition Plan for ADA)

Mr. Wright then moved for the adoption and enrollment of Resolution No. 17-12.

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. 11.12.16 – Request for consideration of permission to work in the City Right-of-Ways for tree plantings in

the Hollywood traffic islands by the Homewood Environmental Commission – Mike Higginbotham/Liaison to HEC.

Mrs. Smith stated that the Special Issues Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend approval of the plantings.

Mr. Limbaugh asked if the Council had any questions or comments regarding the Special Issues 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. 17-13

(A Resolution granting permission to work in the City Right-of-Ways for tree plantings in the Hollywood traffic islands by the Homewood Environmental Commission)

Mrs. Smith then moved for the adoption and enrollment of Resolution No. 17-13.

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

Mr. Jones stated that he felt they needed to do more of this throughout the city and while he applauded their Green Skies Initiative, the saplings looked small, so he would like to see larger trees within some of the other areas and in some other wards.

On a voice vote, the motion carried without dissent.

The next item considered under Old Business was Item No. 01.01.17 – Request for consideration to work in the City Right-of-Way for landscaping improvements in "paper alley" at 1105 Palmetto Street pending indemnification agreement – Julie Jurotich/Twin Construction/Chad and Rachel Post/Wyatt Pugh/Building, Engineering and Zoning Department.

Mrs. Smith stated that the Special Issues Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend granting permission for the work in the Right-of-Way.

Mr. Limbaugh asked if the Council had any questions or comments regarding the Special Issues 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. 17-14

(A Resolution granting permission to work in the City Right-of-Way for landscaping improvements in “paper alley” at 1105 Palmetto Street pending indemnification agreement)

Mrs. Smith then moved for the adoption and enrollment of Resolution No. 17-14.

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. 03.01.17 – Request for consideration for a tent variance Trinity United Methodist Church in the small parking lot on Seminole Drive during Discovery Weekend – Barry Smith.

Mrs. Smith stated that the Special Issues Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend granting permission for the variance for 4,000 square foot tent.

Mr. Limbaugh asked if the Council had any questions or comments regarding the Special Issues 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. 17-15

(A Resolution for a tent variance Trinity United Methodist Church in the small parking lot on Seminole Drive during Discovery Weekend)

Mrs. Smith then moved for the adoption and enrollment of Resolution No. 17-15.

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. 04.12.16 – Request for consideration of Central Avenue Parking – Britt Thames.

Mr. Thames stated that the Planning and Development Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 for the parking plan for Central Avenue at a cost of \$10,000 and to refer the item to Finance.

Mr. Limbaugh asked if the Council had any questions or comments regarding the Planning and Development 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. 10.12.16 – Request to consider a street light at or near the corner of Bristol Lane and West Oxmoor Road – Mike Higginbotham (Referred from Public Safety 1/9/17).

Mr. Jones stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend funding for two street lights for \$140.04 each from the Seven Cents Gas Tax Fund.

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. 17-16

(A Resolution funding two street lights at or near the corner of Bristol Lane and West Oxmoor Road)

Mr. Jones then moved for the adoption and enrollment of Resolution No. 17-16.

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. 05.01.17 – Request for consideration for street light at 507 Morris Boulevard or Sterrett/Morris triangle – Walter Jones.

Mr. Jones stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend funding for two street lights for \$140.04 at 402 and 410 Sterrett each from the Seven Cents Gas Tax Fund.

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. 17-17

(A Resolution funding two street lights at 507 Morris Boulevard or Sterrett/Morris triangle)

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

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. 06.01.17 – Request to amend the FY 16-17 General and Special Revenue Budgets – Melody Salter/Finance Director.

Mr. Jones stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend approving the amendments.

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. 17-18

(A Resolution to amend the FY 16-17 General and Special Revenue Budgets)

Mr. Jones then moved for the adoption and enrollment of Resolution No. 17-18.

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. 07.01.17 – Request to change PBJC job classification from Administrative Clerk (Grade 13) to Court Clerk (Grade 13) for new court position approved in FY 16-17 budget and amend budget if necessary – John Morgan/Magistrate Supervisor & Melody Salter/Finance Director.

Mr. Jones stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend changing the PBJC job classification from Administration Clerk (Grade 13) to Court Clerk (Grade 13).

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. 17-19

(A Resolution to change PBJC job classification from Administrative Clerk (Grade 13) to Court Clerk (Grade 13) for new court position approved in FY 16-17 budget and amend budget if necessary)

Mr. Jones then moved for the adoption and enrollment of Resolution No. 17-19.

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.

COMMITTEE REFERRAL AGENDA

- 14.01.17** Request for consideration for permission to work in the City Right-of-Way at 1926 29th Avenue South – Ray Cornelius/Greg Cobb/Building, Engineering and Zoning Department – **Special Issues Committee**
- 15.01.17** **Request to set a Public Hearing and referral to the Special Issues Committee** for consideration for a variance to the sign ordinance at 3450 Independence Drive – Dee Mantione/Greg Cobb/Building, Engineering and Zoning Department – **Special Issues Committee**
- 16.01.17** **Request to set a Public Hearing and referral to the Special Issues Committee** for consideration for a variance to the driveway ordinance at 308 Ridge Drive – Sam Croft/Greg Cobb/Building, Engineering and Zoning Department – **Special Issues Committee**
- 17.01.17** Request for consideration to close Oak Grove Road between Raleigh Avenue and Hall Avenue for the West Homewood Street Fest on May 13, 2017 from 3:00 p.m. to 9:00 p.m. – Justin Limbaugh/Andrew Wolverton – **Public Safety Committee**
- 18.01.17** Request to consider the levy of sales tax in the Police Jurisdiction – Melody Salter/Finance Director – **Finance Committee**
- 25.01.17** Request for consideration of a crosswalk on the corner of Manhattan and Clermont – Britt Thames – **Public Safety Committee**
- 26.01.17** Request for consideration of City Wide Traffic Study – Britt Thames – **Planning and Development Committee**

Mr. McClusky moved to approve the Committee Referral Agenda as amended. Mr. Higginbotham 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. 15.01.17 – Request to set a Public Hearing and referral to the Special Issues Committee for consideration for a variance to the sign ordinance at 3450 Independence Drive – Dee Mantione/Greg Cobb/Building, Engineering and Zoning Department.

Mr. Limbaugh stated that the Public Hearing was set for February 13, 2017 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 16.01.17 – Request to set a Public Hearing and referral to the Special Issues Committee for consideration for a variance to the driveway ordinance at 308 Ridge Drive – Sam Croft/Greg Cobb/Building, Engineering and Zoning Department.

Mr. Limbaugh stated that the Public Hearing was set for February 13, 2017 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 19.01.17 – Request for consideration of an ABC 020 – Restaurant Retail Liquor for La Perla Nayarita d/b/a La Perla Nayarita Birmingham LLC located at 150 Greensprings Highway – City Clerk.

Mr. McClusky stated that the fire and police departments had no objections to the issuance of the license.

Mr. McClusky then moved to having no objections to the issuance of the ABC 020 – Restaurant Retail Liquor for La Perla Nayarita d/b/a La Perla Nayarita Birmingham LLC located at 150 Greensprings Highway. 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.

The next item on the Agenda under Other New Business was Item No. 20.01.17 – 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.

Mr. McClusky stated that the fire and police departments had no objections to the issuance of the license.

Mr. McClusky then moved to having no objections to the issuance of the 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. Mr. Higginbotham seconded the motion.

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

Mr. Thames asked why they had a classification for off premises and asked if they were certain this was labeled correctly since it was just a restaurant.

Ms. Salter stated she would have to check on this with the ABC Board.

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

The next item on the Agenda under Other New Business was Item No. 21.01.17 – Request for consideration to authorize the Mayor to sign a contract with the West Homewood Neighborhood Association – Melody Salter/Finance Director.

Ms. Salter stated that this was a budgeted item.

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

Resolution No. 17-20

(A Resolution to authorize the Mayor to sign a contract with the West Homewood Neighborhood Association)

Mr. Wolverton moved for the adoption and enrollment of Resolution No. 17-20. Mr. Higginbotham 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 on the Agenda under Other New Business was Item No. 22.01.17 – Request for consideration of approval of vouchers for period of January 9, 2017 through January 22, 2017 – City Treasurer/Finance Director.

Mr. Higginbotham stated that he reviewed the bills and had no objections.

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

Resolution No. 17-21

(A Resolution approving vouchers for period of January 9, 2017 through January 22, 2017)

Mr. Higginbotham moved for the adoption and enrollment of Resolution No. 17-21. Mr. Jones 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 on the Agenda under Other New Business was Item No. 23.01.17 – Request to accept ALDOT Project Number: CMAQ-HPP-1602(911) Shades Creek Greenway Multi-Purpose Trail – Phase Two. Grade, Drain, Base, Pave, Pedestrian Bridge, Boardwalk, Signing and Landscaping and to authorize the Mayor to sign contract – Greg Cobb/Building, Engineering and Zoning Department.

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

Resolution No. 17-22

(A Resolution to accept ALDOT Project Number: CMAQ-HPP-1602(911) Shades Creek Greenway Multi-Purpose Trail – Phase Two. Grade, Drain, Base, Pave, Pedestrian Bridge, Boardwalk, Signing and Landscaping and to authorize the Mayor to sign contract)

Mrs. Andress moved for the adoption and enrollment of Resolution No. 17-22. 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.

The next item on the Agenda under Other New Business was Item No. 24.01.17 – Request to accept ALDOT Project Number: NH-0149(501) Planning, Resurfacing, Safety Widening, Loop Detectors, Guardrail End Anchors and Permanent Traffic Stripe on SR-149 from 1021.57' South of SR-38(US-280) to Columbiana Road and to authorize the Mayor to sign contract – Greg Cobb/Building, Engineering and Zoning Department.

Mr. Wright asked if by signing the contract they would be taking over ALDOT property and liability.

Mr. Kendrick stated that the city would have to provide maintenance once the project was approved.

Mr. Limbaugh asked if this was an 80/20 project.

Ms. Salter stated that these were contracts back from the summer that Mr. Cobb thought he had already sent to council and ALDOT was now pushing to receive the contracts.

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

Mr. Limbaugh stated that Mayor McBrayer was not at meeting due to supporting a friend who had a medical procedure done that day.

Mr. Gwaltney stated that he attended the library board meeting last Tuesday and received a lot of good details including information on increased attendance. Mr. Gwaltney stated that they had a lot of good programs set for February for children and adults.

Mr. Thames stated that the Planning and Development Committee would meet on February 6, 2017 at 5:00 p.m. Mr. Thames further stated that the Planning Commission would meet tomorrow at 5:30 p.m. to discuss zoning changes and address some of the glitches in the West Homewood overlay district.

Mr. Higginbotham stated that he wanted to congratulate the Homewood Chamber of Commerce and the Mayor for the State of the City Address; Fire Fighter of the Year, Jeff Dansby; Police Officer of the Year, Trent Ricketts; and Employee of the Year, Randy Hambley.

Mr. Wolverton stated he wanted to remind everyone of the Wine 10K that was being hosted in Homewood starting at Patriot Park and ending at Lakeshore.

Mr. McClusky stated that the Public Safety Committee would meet on February 6, 2017 at 5:30 p.m. Mr. McClusky further stated that the Annual Basketball Game with the Exceptional Foundation was coming up and he would verify the date soon.

Mr. Jones stated that the Finance Committee would meet on February 6, 2017 at 6:00 p.m.

Mrs. Smith stated that the Special Issues Committee would meet on February 6, 2017 at 6:30 p.m. and would meet for a Special Called meeting on January 30, 2017 at 6:00 p.m. Mrs. Smith further stated that she wanted to remind everyone about the Bristlecone Project display in City Hall.

Mrs. Andress stated that she wanted to thank the Homewood Garden Club for their meeting last Wednesday.

Mr. Wright stated that a Public Works meeting would not be set. Mr. Wright further stated that it was show choir season and he wanted to point out that one of the High School Show Choir Teams won its recent competition in Jackson, Mississippi this past weekend.

Mr. Limbaugh stated the Task Force had one meeting and that two Council members, Mr. Wright and Mr. Wyatt had volunteered for a committee to write an RFP and a work session was scheduled for January 30, 2017 at 5:00 p.m. to allow citizens to hear more of the city's vision and to also their vision and learn about what they were looking for from capital projects.

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