

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

February 13, 2017

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, February 13, 2017 at City Hall at 6:00 p.m. A moment of silence was observed in honor of former Mayor Barry R. McCulley before the invocation was then given by Buddy Scales, Minister of Music from First Baptist Church of Remlap.

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

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

At this time, Mr. Jones moved to dispense with the reading of the Minutes of the Council Meeting of January 9, 2017 and approve them as distributed. 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 voice vote, the motion carried without dissent.

At this time, Mrs. Smith moved to dispense with the reading of the Minutes of the Council Meeting of January 23, 2017 and approve them as distributed. 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.

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

Mr. Limbaugh stated that there were vacancies on the HDRA, IDB, and CDA and opened this position up for applicants with a closing date of February 27, 2017 at 4:30pm.

Mr. Gwaltney moved to appoint Mr. Jeremy Love to the Ward 1 position on the Municipal Housing Code Abatement Board. 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.

At this time, Mr. Limbaugh amended the published Agenda to add the following items to the Committee Referral Agenda: Item No. 18.02.17 – Request to fund Servis First landscaping as per prior agreement – President Limbaugh; Item No. 19.02.17 – Request to fund and authorize the Mayor to sign Phase 4 mitigation study related to the West Homewood Odor Issues – Walter Jones.

Mr. Higginbotham moved for the approval of the 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.

CONSENT AGENDA

None.

OLD BUSINESS

The first item considered under Old Business, taken out of order, was Item No. 13.01.17 – Request for consideration to declare property at 1900 26th Avenue South surplus property and for sale – Greg Cobb/Building, Engineering and Zoning Department (Carried Over 1/23/17).

Mr. Jones stated that the Finance Committee met on February 6, 2017 and voted 4-0 to send this Item back to the full Council without a recommendation pending appraisal of the property.

Mr. Kendrick stated that as a result of the appraisal the person interested in purchasing the property had agreed to pay the appraised price of \$10,000.00.

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

Ordinance No.

(An Ordinance to declare property at 1900 26th Avenue South surplus property and for sale)

Mrs. Smith moved for unanimous consent of the proposed Ordinance as read. 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 roll call vote, the votes were Yeas: Mr. Gwaltney, Mr. Thames, Mr. Higginbotham, 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. 2647

(An Ordinance to declare property at 1900 26th Avenue South surplus property and for sale)

Mr. Jones moved for the enrollment and adoption and publication according to law of Ordinance No. 2647. Mr. McClusky seconded the motion.

Mr. Wolverton entered the Council Chambers at 6:09 p.m.

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 on the Agenda under Old Business was Item No. 04.12.16 – Request for consideration of Central Avenue Parking – Britt Thames.

Mr. Jones stated that the Finance Committee met February 6, 2017 and voted 4-0 to recommend funding a traffic study not to exceed \$5,000.00 from Engineering Services (01-12-520200) and amending the General Fund budget for this expenditure and to carry the over in the Committee for further work.

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. 17-23

(A Resolution funding a traffic study for Central Avenue parking not to exceed \$5,000.00)

Mr. Jones then moved for the adoption and enrollment of Resolution No. 17-23.

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

Mr. Wright asked if this was separate from the overall planning study.

Mr. Jones replied yes and stated that this was an exciting project that would add lots of parking spots and provide traffic calming within Central Avenue. Mr. Jones further stated that the project would be in phases and this was the first part to make sure they did not have any sight line distance issues with the parking spots.

On a voice vote, the motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 02.01.17 – Request for consideration to work in the City Right-of-Way for Barber Dairy at 126 Barber Court for the proposed installation of a poured-in-place concrete storm water control box pending indemnification agreement – Dean Foods/Wynn Echols/Engineers of the South/Vanessa McGrath/Building, Engineering and Zoning Department (Carried over 1/23/17).

Mrs. Smith stated that the Special Issues Committee met on February 6, 2017 and voted 4-0 to recommend approval pending indemnification agreement.

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. 17-24

(A Resolution authorizing work in the City Right-of-Way for Barber Dairy at 126 Barber Court for the proposed installation of a poured-in-place concrete storm water control box pending indemnification agreement)

Mrs. Smith then moved for the adoption and enrollment of Resolution No. 17-24.

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. 04.01.17 – Request for consideration to add lighting to traffic roundabouts by All Saints Church – Jason Kellen/Barry Smith (Carried Over 1/23/17).

Mrs. Smith stated that the Special Issues Committee met on February 6, 2017 and voted 4-0 to recommend approval of one additional street light and referral to the Finance Committee.

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.

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

The next item on the Agenda under Old Business was Item No. 14.01.17 – Request for consideration for permission to work in the City Right-of-Way at 1926 29th Avenue South – Roy Cornelius/Greg Cobb/Building, Engineering and Zoning Department.

Mrs. Smith stated that the Special Issues Committee met on February 6, 2017 and voted 4-0 to recommend approval pending approval of landscaping department and signed indemnification agreement.

Mr. Limbaugh asked if the Council had any questions or comments regarding the Special Issues Committee recommendation.

Mr. Greg Cobb stated that this was for the placement of two trees and they would refer to Mr. Squires to approve the types of trees. Mr. Cobb further stated that they were doing some foundation and fascia work to the building so for the safety of the public they wanted to close the sidewalk in one section for five weeks.

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

Resolution No. 17-25

(A Resolution granting permission to work in the City Right-of-Way at 1926 29th Avenue South)

Mrs. Smith then moved for the adoption and enrollment of Resolution No. 17-25.

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. 15.01.17 – Public Hearing set for February 13, 2017 at 6:00 p.m. for consideration for a variance to the sign ordinance at 3450 Independence Drive – Dee Mantione/Greg Cobb/Building, Engineering and Zoning Department.

Mrs. Smith stated that the Special Issues Committee met on February 6, 2017 and voted 4-0 to send this Item back to the full Council without a recommendation pending the Public Hearing.

Mr. Limbaugh declared the Public Hearing opened.

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

Ms. Dietra Underwood from Resource Residential addressed the Council and stated that the reason they needed the sign to be bigger was because when people crossed the two hills they needed people to be able to see the sign but the building was so big the sign was not visible from the hills and road.

Mrs. Smith stated that during the Committee meeting several members of the Council expressed concern about the size of the sign as it was dramatically over the permitted size and also because it was lit and that they already had a monument sign.

Mr. Wright asked for the rendering to be shown to the Council which was then presented.

Mrs. Andress stated that she had concerns about it going from 49 feet to 96 feet in size.

Ms. Underwood stated that they only wanted it to be 70 feet.

Mr. Kendrick stated that the drawing showed it to be 70 feet.

Mr. Cobb stated that it did not calculate that way.

Mr. Kendrick stated that the Council could limit it to 70 feet.

Mr. Jones asked if they would be okay with limiting it to 70.3 feet.

Mr. Cobb stated that they were not calculating like he did because it calculated as 90 feet. Mr. Cobb further stated that it was 56 inches tall because they did not have the space in between the letters so the rendering Mr. Kendrick had was correct but it was just calculated differently.

Mr. Limbaugh asked if the way Mr. Cobb calculated was with the blank spaces.

Mr. Cobb replied yes, because he drew a rectangle around it and calculated that.

Mr. Jones asked if 70 feet was just the writing of the sign but it would be 90 feet if the entire image was calculated.

Mr. Cobb replied yes.

Mrs. Address asked if the sign was made of individual letters and asked what the red and blue lines were.

Mr. Cobb replied that there were three measurements on the rendering for each line but they had to take into account the space in between to get the total height.

Mrs. Address asked if the colors were the colors of the lights.

Mr. Cobb replied that the rendering was showing electrical so it would all be lit.

Mr. McClusky asked how far off the road the building was.

Mr. Cobb replied that he would have to get an accurate measurement but he guessed about 200 feet.

Mr. Wyatt asked if it would be lit.

Mr. Cobb replied yes, but that the variance was not needed for the lighting but only for the size.

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 Council.

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.

Mrs. Smith stated that she did not want to prevent people from seeing the sign but wanted to make sure if they approved it that it would be a size more fitting based on the calculations by Mr. Cobb of 70.3 feet instead of 96 feet.

Mr. Cobb stated that they would need to shrink it proportionally to get it to 70.3 feet.

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

Resolution No. 17-26

(A Resolution for a variance to the sign ordinance at 3450 Independence Drive limited to a 70.3 feet sign)

Mrs. Smith moved for the adoption and enrollment of Resolution No. 17-26. Mr. Wyatt seconded the motion.

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

Mr. Higginbotham asked what size the sign had to be to fit with the regulations.

Mr. Cobb replied 50 feet.

Mr. Wright asked if they took the same sign but removed the LED lighting would it change the size.

Mr. Cobb replied no.

Mayor McBrayer asked how far off the road it would be.

Mr. Cobb replied 200 feet. Mr. Thames said he estimated it to be maybe 100-125 feet off the road.

On a roll call vote, the motion carried on a 7-4 vote. Mr. Higginbotham, Mr. Wolverton, Mrs. Address, and Mr. Wright voted no.

The next item on the Agenda under Old Business was Item No. 16.01.17 – Public Hearing set for February 13, 2017 at 6:00 p.m. for consideration for a variance to the driveway ordinance at 308 Ridge Drive – Sam Croft/Greg Cobb/Building, Engineering and Zoning Department.

Mrs. Smith stated that the Special Issues Committee met on February 6, 2017 and voted 4-0 to send this Item back to the full Council without a recommendation pending the Public Hearing. Mrs. Smith further stated that this was actually for a parking pad, not a driveway.

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.

Mr. Sam Croft addressed the Council and stated that he only wanted to put in a parking pad so his wife could park her car off the street.

Mrs. Smith stated that since the pad was adjacent to the road it needed to be able to bear the weight of a garbage truck which was 40 tons per Mr. Berkley Squires.

Mr. Croft stated that he met with a contractor and they had another meeting set for tomorrow to assure that and asked if there was a form he could fill out if it was a problem so that the city would not be liable.

Mrs. Smith stated that the indemnification agreement would cover that.

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 Council.

Mr. Limbaugh declared the Public Hearing closed.

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

Mr. Wright asked if there were other parking arrangements on the property.

Mrs. Smith replied that they did have a driveway but it was on Ridge Road and was a small driveway.

Mr. Wright asked what kind of material would be used.

Mr. Croft replied that it would be tumbled paver with a herringbone pattern.

Mrs. Smith stated that it was aesthetically pleasing.

Mr. Wright asked if they would be spaced to allow water to get through.

Mr. Cobb replied no.

Mr. Croft stated that there would be grout between the pavers.

Mrs. Smith stated that part of the reason to not leave space in between was to make it strong enough to bear the weight.

Mr. McClusky asked for a rendering which Mr. Croft provided.

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

Resolution No. 17-27

(A Resolution for a variance to the driveway ordinance at 308 Ridge Drive)

Mrs. Smith moved for the adoption and enrollment of Resolution No. 17-27 pending proper indemnification agreement. 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 voice vote, the motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 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.

Mr. McClusky stated that the Public Safety Committee met on February 6, 2017 and voted 4-0 to recommend approval.

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.

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

Resolution No. 17-28

(A Resolution 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.)

Mr. McClusky then moved for the adoption and enrollment of Resolution No. 17-28.

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. 18.01.7 – Request to consider the levy of sales tax in the Police Jurisdiction – Melody Salter/Finance Director.

Mr. Jones stated that the Finance Committee met on February 6, 2017 and voted 4-0 to recommend amending Ordinance No. 1270.

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

Mr. Kendrick stated that Ordinance Nos. 1270, 1866, and 2036 would need to be amended.

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

Ordinance No.

(An Ordinance to amend Ordinance Nos. 1270, 1866, and 2036 for the levy of sales tax in the Police Jurisdiction)

Mr. McClusky 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. 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. 2648

(An Ordinance to amend Ordinance Nos. 1270, 1866, and 2036 for the levy of taxes in the Police Jurisdiction)

Mr. Thames moved for the enrollment and adoption and publication according to law of Ordinance No. 2648. 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.

The next item on the Agenda under Old 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 (Carried Over 1/23/17).

Mr. McClusky stated that this Item was carried over at the last Council meeting due to questions regarding the ABC classifications and it was confirmed with the ABC Board that these were the appropriate classifications.

Mr. McClusky then moved to having no objections to the issuance of the ABC license.

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. 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. Greg Cobb addressed the Council and stated that the DOT used a standard agreement that stated that the city would take care of all roads connecting to that road up to where it intersects, which was a typical agreement, but this one involved Old Montgomery Highway which he did not believe the city owned so he called the DOT and stated that they did not want to sign the agreement because it would mean that the city would then have to take care of Old Montgomery Highway. Mr. Cobb further stated that the DOT stated that Old Montgomery Highway did belong to the city so he asked them to send him the paperwork that showed that it was the city's so they were either going to have to rewrite the last page of the agreement or they would have to come up with the paperwork that showed them owning that road. Mr. Cobb added that there was a lot to be done on that road that the city did not need commit to that the cost.

Mr. Kendrick recommended to carry this Item over.

Mr. Limbaugh stated that, without objection, this Item would be carried over. There was no objection.

The next item on the Agenda under Old Business was Item No. 25.01.17 – Request for consideration of a crosswalk on the corner of Manhattan and Clermont – Britt Thames.

Mr. McClusky stated that the Public Safety Committee met on February 6, 2017 and voted 4-0 to recommend approval of a crosswalk near the church on the corner of Manhattan and Clermont.

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.

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

Ordinance No.

(An Ordinance for a crosswalk on the corner of Manhattan and Clermont)

Mr. McClusky moved for unanimous consent of the proposed Ordinance as read. 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. 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. 2649

(An Ordinance for a crosswalk on the corner of Manhattan and Clermont)

Mr. McClusky moved for the enrollment and adoption and publication according to law of Ordinance No. 2649. 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. Address, Mr. Wright and Mr. Limbaugh.

The motion carried without dissent.

COMMITTEE REFERRAL AGENDA

- 01.02.17 Request to set a Public Hearing and referral to the Special Issues Committee** for consideration of a variance to the sign ordinance at 230 Green Springs Highway – Park Grimmer/Greg Cobb/Building, Engineering and Zoning Department – **Special Issues Committee**
- 02.02.17 Request to set a Public Hearing and referral to the Special Issues Committee** for consideration of a variance to the sign ordinance at 1920 29th Avenue South – John Bodner/Greg Cobb/Building, Engineering and Zoning Department – **Special Issues Committee**
- 03.02.17 Request to set a Public Hearing and referral to the Special Issues Committee** for consideration of a variance to the fence ordinance at 123

Edgewood Blvd. – Shay Vail/Greg Cobb/Building, Engineering and Zoning Department – **Special Issues Committee**

- 04.02.17** Request for consideration for lighting, a porta potty, and trash receptacles for the Lakeshore Trail – Jennifer Andress – **Special Issues Committee**
- 05.02.17** Request for consideration to work in city right-of-way at 1017 Oxmoor Road – David Main/Bacon Construction Co./Wyatt Pugh/Building, Engineering and Zoning Department – **Special Issues Committee**
- 06.02.17** Request for consideration to work in the city right-of-way at 1769 South Lakeshore Drive – John Gray/Greg Cobb/Building, Engineering and Zoning Department – **Special Issues Committee**
- 07.02.17** Request for consideration to work in the city right-of-way at 100 Green Springs Highway – Buck Malone/Greg Cobb/Building, Engineering and Zoning Department – **Special Issues Committee**
- 08.02.17** Request for consideration to add a sidewalk on Hampton Drive between Windsor and Devon – Jennifer Andress – **Public Works Committee**
- 09.02.17** Request for consideration to add a crosswalk at Malaga and Hollywood – Jennifer Andress – **Public Safety Committee**
- 10.02.17** Request for consideration for a “No Outlet” or “Dead End” sign at Lancaster Road at the base of the hill close near Highway 31 – Linda Tilley/Jennifer Andress/Peter Wright – **Public Safety Committee**
- 11.02.17** Request for consideration of declaring the following surplus property: 1999 Chevy Tahoe 4x4 VIN: 3GNEK18R3XG124009; 2008 F-250 SD Ext. Cab Pickup VIN: 1FTSX20R28EB42959; 2000 Ford F150 Ext. Cab 2x4 VIN: 1FTRX17W81NA63631 – Gordon Jaynes/Fleet Maintenance Superintendent – **Finance Committee**
- 04.01.17** Request for consideration to add lighting to traffic roundabouts by All Saints Church – Jason Kellen/Barry Smith – **Finance Committee**

Mr. McClusky moved to approve the Committee Referral Agenda as amended. Mrs. Andress 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. 01.02.17 – Request to set a Public Hearing and referral to the Special Issues Committee for consideration of a variance to the sign ordinance at 230 Green Springs Highway – Park Grimmer/Greg Cobb/Building, Engineering and Zoning Department.

Mr. Limbaugh stated that the Public Hearing was set for February 27, 2017 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 02.02.17 – Request to set a Public Hearing and referral to the Special Issues Committee for consideration of a variance to the sign ordinance at 1920 29th Avenue South – John Bodner/Greg Cobb/Building, Engineering and Zoning Department.

Mr. Limbaugh stated that the Public Hearing was set for February 27, 2017 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 03.02.17 – Request to set a Public Hearing and referral to the Special Issues Committee for consideration of a variance to the fence ordinance at 123 Edgewood Blvd. – Shay Vail/Greg Cobb/Building, Engineering and Zoning Department.

Mr. Limbaugh stated that the Public Hearing was set for February 27, 2017 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 12.02.17 – Request for consideration of an ABC 020 – Restaurant Retail Liquor for Eat Chi Town Foods LLC d/b/a Vinnie Baggs located at 1006 Oxmoor Road – City Clerk.

Mr. McClusky stated that he received reports from the Police and Fire departments having no objections to the issuance of the license.

Mr. McClusky then moved to having no objections to the issuance of the ABC license. 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. 13.02.17 – Request for consideration of an ABC 020 – Restaurant Retail Liquor for H and H Eats LLC d/b/a SOHO Social located at 1830 29th Avenue S, Suite 160 – City Clerk.

Mr. McClusky stated that he received reports from the Police and Fire departments having no objections to the issuance of the license.

Mr. McClusky then moved to having no objections to the issuance of the ABC license. 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. 14.02.17 – Request for consideration of an ABC 040 – Retail Beer (On or Off Premises) and 060 – Retail Table Wine (On or Off Premises) for Homewood Markettable LLC d/b/a Markettable located at 1830 29th Avenue S, Suite 175 – City Clerk.

Mr. McClusky stated that he received reports from the Police and Fire departments having no objections to the issuance of the license.

Mr. McClusky then moved to having no objections to the issuance of the ABC license. 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. 15.02.17 – Request for consideration of declaring the following City Clerk/Finance Department's furniture surplus property: large L-shaped office wooden desk; two standard wooden office desks with four drawers, two-drawer wooden filing cabinet; two office desks with partitions and metal filing cabinets and drawers; laminate desk/table with keyboard tray; wooden round table with four upholstered conference armchairs; wooden credenza with drawers and sliding doors; wooden bookcase with three shelves and sliding doors; wooden executive office desk with drawers; wooden office desk with hutch – City Clerk.

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 City Clerk/Finance Department's furniture surplus property for trade-in: large L-shaped office wooden desk; two standard wooden office desks with four drawers, two-drawer wooden filing cabinet; two office desks with partitions and metal filing cabinets and drawers; laminate desk/table with keyboard tray; wooden round table with four upholstered

conference armchairs; wooden credenza with drawers and sliding doors; wooden bookcase with three shelves and sliding doors; wooden executive office desk with drawers; wooden office desk with hutch)

Mr. Jones moved for unanimous consent of the proposed Ordinance as read. 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 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. 2650

(An Ordinance declaring the following City Clerk/Finance Department's furniture surplus property: large L-shaped office wooden desk; two standard wooden office desks with four drawers, two-drawer wooden filing cabinet; two office desks with partitions and metal filing cabinets and drawers; laminate desk/table with keyboard tray; wooden round table with four upholstered conference armchairs; wooden credenza with drawers and sliding doors; wooden bookcase with three shelves and sliding doors; wooden executive office desk with drawers; wooden office desk with hutch)

Mrs. Smith moved for the enrollment and adoption and publication according to law of Ordinance No. 2650. 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 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 Other New Business was Item No. 16.02.17 – Request for consideration to authorize the Mayor to sign a contract with Brunson White for IT assessment and fund as per FY 16-17 General Fund Budget – Walter Jones/Melody Salter/Finance Director.

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

Resolution No. 17-29

(A Resolution to authorize the Mayor to sign a contract with Brunson White for IT assessment and fund as per FY 16-17 General Fund Budget)

Mr. Jones moved for the adoption and enrollment of Resolution No. 17-29. 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 voice vote, the motion carried without dissent.

The next item on the Agenda under Other New Business was Item No. 17.02.17 – Request for consideration of approval of vouchers for period of January 23, 2017 through February 12, 2017 – City Treasurer/Finance Committee.

Mr. Higginbotham stated that he recommended approval of vouchers with the addition of two late entries for tuition reimbursement for Mr. Boyd of the Fire Department and payment of appraisal for the property on 26th Avenue.

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

Resolution No. 17-30

(A Resolution approving vouchers for period of January 23, 2017 through February 12, 2017)

Mr. Higginbotham moved for the adoption and enrollment of Resolution No. 17-30. 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.

Mayor McBrayer addressed the Council and stated that he wanted to thank the Council for taking a moment of silence for the former Mayor and he would like to have his family come to Council meeting so they could recognize formally his years of service to the family as he served as Mayor of Homewood for twelve after previously serving as a Council member. Mayor McBrayer further stated that City Hall would be closed on February 20, 2017 for President's Day. Mayor McBrayer added that the Exceptional Foundation's Chili Cook-off would be held on March 4, 2017 at Brookwood Village and a Taste of Homewood would be held on March 9, 2017.

Mr. Gwaltney stated that there would be a Ward 1 meeting at the Lee Center to discuss abatement at Rosedale on Tuesday, February 21, 2017 at 6:00 p.m.

Mr. Thames stated that the Planning and Development Committee would meet on February 27, 2017 at 5:00 p.m.

Mr. Higginbotham stated that in September of 1926 Rosedale, Edgewood, and Grove Park voted to become the City of Homewood and on February 11 they were officially recognized as a new city by the State of Alabama so that was their 90th Anniversary.

Mr. Wolverson stated that West Homewood would have a meeting Thursday evening at Raleigh Baptist Church at 6:30 p.m. Mr. Wolverson further stated that he wanted to thank the Homewood Police Department for allowing him to go on rides which gave him a great perspective on what they did. Mr. Wolverson added that the Bell Center just had one of their biggest fundraisers of the year with the Mercedes Marathon and they had been in Homewood for over 33 years and would be renovating the space they were in. Mr. Wolverson further added that he wanted to remind everyone of the Wine 10K which would be held March 11, 2017.

Mr. McClusky stated that the Public Safety Committee would meet on February 27, 2017 at 5:30 p.m. Mr. McClusky further stated that the Annual Basketball Game with the Exceptional Foundation was coming up in three weeks.

Mr. Jones stated that the Finance Committee would meet on February 21, 2017 at 5:30 p.m and also recognized the McCulley family during this time.

Mr. Jones further stated that he wanted to thank Mr. Brian Wallace for the new system in the Council Chambers.

Mrs. Smith stated that the Special Issues Committee would meet on February 21, 2017 at 5:00 p.m. Mrs. Smith further stated that she wanted thank the Arts council for the Bristlecone Project that had been on display in City Hall. Mrs. Smith added that the man who was the abuser of the founder of the project would be having a parole hearing on March 15, 2017 and the family and organization were asking people to write letters of opposition. Mrs. Smith further added that her son was on the Homewood Wrestling Team and had ten wrestlers qualify to go to the State Wrestling Tournament this weekend in Huntsville.

Mr. Jones left the meeting at 7:06pm.

Mr. Wyatt stated that he wanted to congratulate the Indoor Track Boys and Girls Teams and that the Girls won State again and the Boys came in second. Mr. Wyatt further added that the Girls Basketball Team won their area.

Mrs. Andress stated that she wanted to congratulate Lainey Phelps for being named Athlete of the Year and Will Stone for being named the Gatorade Male Athlete of

the Year. Mrs. Andress further stated that she and Mr. Wright had a meeting with the Kiwanis Club where he learned about the project at Vulcan Park where they were adding lighting and a trail that would connect to Homewood's sidewalks on Valley Avenue.

Mr. Wright stated that the High School and Middle School's Show Choir Team won numerous awards. Mr. Wright further stated that bids were received from construction companies for the Task Force for the \$110 million project and they looked forward to the selection process. Mr. Wright added that the Public Works Committee would meet on February 27, 2016 at 5:45 p.m.

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