

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

July 10, 2017

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, July 10, 2017 at City Hall at 6:00 p.m.

The invocation was given by Alex Fritz of the Homewood Fire Department, after which the Pledge of Allegiance was given.

The meeting was called to order by President Bruce Limbaugh at 6:22 p.m.

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

At this time, Councilor Smith moved to dispense with the reading of the Minutes of the Council Meeting of June 26, 2017 and approve them as distributed. Councilor Wright seconded the motion.

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

On a voice vote, the motion carried without dissent.

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

Councilor Address asked if there was anything that needed to be announced for the Arts Council.

Ms. Salter replied that the At-Large position did not need to be re-announced because they had two people filling those spots but they needed to re-announce Ward 2 which closed today.

Councilor Higginbotham stated that he had spoken to Ms. Litsey and she was going to speak with the At-Large member who they had tried to move to Ward 2 internally and she indicated that she could formally apply.

Councilor Higginbotham moved to reopen the Ward 2 Arts Council position with a closing date set for July 24, 2017.

Councilor Smith moved to reappoint Ms. Diane Litsey to the Ward 4 Arts Advisory Council position. Councilor Wyatt seconded the motion.

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

On a voice vote, the motion carried without dissent.

Councilor Andress moved to appoint Ms. Hannah Johnson to the Ward 3 Arts Advisory position. Councilor Smith seconded the motion.

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

On a voice vote, the motion carried without dissent.

President Limbaugh amended the published Agenda to add the following items to the Consent Agenda: Item No. 20.05.17 – Request for consideration for a variance to the sign ordinance at One Lakeshore Parkway – Dr. Jordan Vaughn/Greg Cobb/Building, Engineering and Zoning Department (Public Hearing held 6/12/17 and referred back to the Special Issues Committee. Carried over 6/19/17); Item No. 18.06.17 – Request for consideration of discussion on developing sinkhole in the vicinity of Berry Road and Hickory Knoll Apartments – Charles Strain/Greg Cobb/Building, Engineering and Zoning Department–Public Works Committee.

President Limbaugh further amended the published Agenda to add the following items to the Old Business Agenda: Item No. 23.06.17 – Request to consider Mayfair triangle – Jennifer Andress; Item No. 16.06.17 – Request for consideration of declaring the following surplus property: 2006 Trailblazer VIN: 1GNES13M462220508; 2002 Trailblazer VIN: 1GNDS13S022312431; 2002 Taurus Wagon VIN: 1FAFP59UX2A144053; 2002 Dodge Ram 2500 HD Quad Cab VIN 3B7KC23Z52M237802 – Gordon Jaynes Fleet Maintenance Superintendent; Item No. 25.06.17 – Request to consider budget amendments – Debbie Fout/Library Director and Melody Salter/Finance Director.

President Limbaugh further amended the published Agenda to add the following items to the Committee Referral Agenda: Item No. 09.07.17 – Request for presentation by Chamber of Commerce – Alex Wyatt – Special Issues Committee; Item No. 10.17.17 – Request for consideration of a variance to the sign ordinance at 1745 Oxmoor Road and to set a Public Hearing – Ryan Stewart/Greg Cobb/Building, Engineering and Engineering Department – Special Issues Committee; Item No. 11.07.17 – Request for

update on new Public Safety Building Construction Project – Alex Wyatt – Finance Committee; Item No. 12.07.17 – Request to accept dedication of road at Edgewood Place – Eric Rogers and Vanessa McGrath – Special Issues Committee; Item No. 13.07.17 – Request to authorize Mayor to enter into a contract with Intime Staffing for Contract Labor Work in City – Mayor McBrayer – Finance Committee.

Councilor Gwaltney moved for the approval of the Agenda as amended.
Councilor Wyatt seconded the motion.

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

On a voice vote, the motion carried without dissent.

CONSENT AGENDA

20.05.17 Request for consideration for a variance to the sign ordinance at One Lakeshore Parkway – Dr. Jordan Vaughn/Greg Cobb/Building, Engineering and Zoning Department (Public Hearing held 6/12/17 and referred back to Committee. Carried over 6/19/17)

Action Taken: The Special Issues Committee met 7/10/17 and voted 4-0 to drop this item. The motion to drop was made by Councilor Higginbotham and seconded by Councilor Andress.

18.06.17 Request for consideration of discussion on developing sinkhole in the vicinity of Berry Road and Hickory Knoll Apartments – Charles Strain/Greg Cobb/Building, Engineering and Zoning Department

Action Taken: The Public Works Committee met 7/10/17 and voted 4-0 to drop this item after discussion with Mr. Kendrick and Greg Cobb. The motion to drop was made by Councilor Gwaltney and seconded by Councilor Wyatt.

Councilor Wyatt moved for the approval of the Consent Agenda as amended.
Councilor Wolverton seconded the motion.

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

On a voice vote, the motion carried without dissent.

OLD BUSINESS

The first item considered under Old Business, taken out of order, was Item No. 23.06.17 – Request to consider Mayfair triangle – Jennifer Andress.

President Limbaugh stated that because they already had a bid in place for a contract, upon advice from the city attorney, all they needed tonight was a reaffirmation of the bid.

Councilor Smith asked to verify that they were just voting to reaffirm that the contract they previously voted for was what they wanted to go forward with.

Mr. Kendrick replied yes, and stated that the configuration was in the bid.

Councilor Andress moved to move forward with the approved plan. Councilor Smith seconded the motion.

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

On a voice vote, the motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 08.06.17 – Public Hearing set for July 10, 2017 at 6:00 p.m. for consideration to review changes to Appendix A: Zoning Ordinance Article II. Definitions and Article IV District Uses in Section K. C-1 Office Building District – Vanessa McGrath.

Councilor Wyatt stated that the Planning and Development Committee met on June 19, 2017 and voted 4-0 to send this item back to the full Council without a recommendation pending the Public Hearing.

President Limbaugh declared the Public Hearing opened.

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

Ms. Vanessa McGrath addressed the Council and stated that this had been an issue that had come up the last couple of years as to how to handle personal fitness studios such as Pilates and yoga type studios to determine where they fit with their zoning and the issue came to a head with the rezoning on Oxmoor Road adjacent to Mayfield. Ms. McGrath further stated that the owner asked for rezoning to C-2 which allowed for gymnasiums but did not specify these types of studio locations. Ms. McGrath added that the neighbors were not in favor of rezoning to C-2 due to fear of what else C-2 allowed and they asked to address the fitness studio item. Ms. McGrath further added that she came up with the definition of “Personal Fitness Studio” being “a facility for the

purpose of physical fitness, exercise, and/or weight control where clients are under the direction of fitness instructors and/or personal trainers, typical activities shall include among others yoga, Pilates, aerobics and other related activities with all activities to be conducted entirely within an enclosed building,” keeping in line with the Office Business District Intent and added Personal Fitness Studio to the Office Business District of C-1.

Councilor Smith stated that she did receive some emails from neighbors who were adjacent to that location and she thought they were all satisfied with the proposed changes.

Mr. Thomas Hubbard at 520 Mayfair Circle addressed the Council and stated that neighbors were in favor of the C-1 modifications and were objecting to the C-2 proposal because they were concerned about what else could happen in that location under C-2 at a later date so they would appreciate the Council agreeing to modify it to C-1.

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

President Limbaugh declared the Public Hearing closed.

President 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 first reading of the proposed Ordinance for the Council’s consideration:

Ordinance No.

(An Ordinance changing Appendix A: Zoning Ordinance Article II. Definitions and Article IV District Uses in Section K. C-1 Office Building District)

Councilor Smith moved for the unanimous consent of the proposed Ordinance as read. Councilor Higginbotham seconded the motion.

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

On a roll call vote, the votes were: Yeas: Councilors Gwaltney, Higginbotham, Wolverton, Smith, Wyatt, Andress, Wright, and Limbaugh.

The motion for unanimous consent carried.

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

Ordinance No. 2663

(An Ordinance changing Appendix A: Zoning Ordinance Article II. Definitions and Article IV District Uses in Section K. C-1 Office Building District)

Councilor Wright moved for the enrollment and adoption and publication according to law of Ordinance No. 2663. Councilor Gwaltney seconded the motion.

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

On a roll call vote, the votes were: Yeas: Councilors Gwaltney, Higginbotham, Wolverton, Smith, Wyatt, Address, Wright, and Limbaugh.

The motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 21.06.17 – Public Hearing set for July 10, 2017 at 6:00 p.m. for consideration for a variance to the sign ordinance at 808 Green Springs Highway – Brenda Daniel/Greg Cobb/Building, Engineering and Zoning Department.

Councilor Smith stated that the Special Issues Committee met earlier tonight, prior to the Council Meeting, and voted 4-0 to send this Item back to the full Council without recommendation pending the Public Hearing.

President Limbaugh declared the Public Hearing opened.

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

Mr. Greg Cobb addressed the Council and stated that this was a request for a variance to the size of the sign which was only one attached sign but was over the allowable size by about 80 feet.

Mr. Wes Daniel of Daniel Signs addressed the Council and stated that this was a channel lit letter sign with LED lights and a plastic face. Mr. Daniel further stated that they had a store front of 49 feet and 6 inches and the sign was only 33 feet and 5 inches wide and was 30 inches high for the letters and the logo was 48 inches.

Councilor Gwaltney asked to clarify the square footage.

Mr. Daniel replied that the square footage was 134 square feet.

Mr. Cobb stated that what made the square footage go up was that the letters were not that tall but the round part was and they used the pole width times the total height so they turned it into a rectangle to measure it so if they looked at the letters as one number and the logo as another number it would reduce the size.

Councilor Wolverton asked to clarify that it was far removed from the roadway so that was why most of those signs on those other businesses were similar in size.

Mr. Cobb replied that all of those signs in that area were oversized because of that.

President Limbaugh declared the Public Hearing closed.

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

Resolution No. 17-109

(A Resolution for a variance to the sign ordinance at 808 Green Springs Highway)

Councilor Smith moved for the adoption and enrollment of Resolution No. 17-109. Councilor Andress seconded the motion.

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

On a voice vote, the motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 26.06.17 – Public Hearing set for July 10, 2017 at 6:00 p.m. to consider declaring the property located at 36 Shadow Lawn Dr., PID# 28-00-18-1-011-018.000 a public nuisance due to a violation of Ordinance's 1910 & 1750 "Excessive Growth" – Scott Cook/Code Enforcement, Public Works.

President Limbaugh declared the Public Hearing opened.

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

Mr. Scott Cook addressed the Council and stated that he had received several complaints about this property for several months and the property was still grown up. Mr. Cook further stated that it was owned by Mrs. Inez Jesse but he found out she was deceased after he posted the property but he had not received any correspondence from anybody who may now own the property or had received the letters.

Councilor Smith asked who the car in the driveway belonged to.

Mr. Cook replied that it evidently belonged to the deceased owner.

Councilor Wolverton asked to verify that there was a car there but nobody lived there.

Mr. Cook replied that he was correct and that he was having the VIN number run but the tag expired in 2015.

President Limbaugh declared the Public Hearing closed.

President 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. 17-110

(A Resolution declaring the property located at 36 Shadow Lawn Dr., PID# 28-00-18-1-011-018.000 a public nuisance due to a violation of Ordinance's 1910 & 1750 "Excessive Growth")

Councilor Smith moved for the adoption and enrollment of Resolution No. 17-110. Councilor Higginbotham seconded the motion.

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

Councilor Wolverton asked if this would put a lien on the property if it was to be sold.

Mr. Kendrick replied that it would after they cut the grass and came back with a bill they could then pass a resolution to place a lien on the property.

Councilor Wolverton stated that he felt stuck feeling like nobody owned the property and asked how long they had spent trying to get in touch with somebody such as a relative.

Mr. Cook stated that he posted the property then sent a registered letter and that was all they could do.

President Limbaugh stated that at some point there would be a notice in a publication and either someone would respond or they would not.

Councilor Higginbotham stated that he understood where Councilor Wolverton was coming from but ultimately if they did not handle the properties this way they would never be addressed.

On a voice vote, the motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 27.06.17 – Public Hearing set for July 10, 2017 at 6:00 p.m. to consider declaring the property located at

618 Hambaugh Ave., PID# 29-00-14-4-011-024.000 a public nuisance due to a violation of Ordinance's 1910 & 1750 "Excessive Growth" – Scott Cook/Code Enforcement, Public Works.

President Limbaugh declared the Public Hearing opened.

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

Mr. Scott Cook addressed the Council and stated that shortly after the property was posted the front yard was cut and that had been the norm in the past but nobody had been addressing the backyard. Mr. Cook further stated that this afternoon the owner, Mr. Marcum, contacted him by phone and stated that he was under the assumption that the person who had been mowing the front yard had been mowing the backyard. Mr. Cook added that he was told by Mr. Marcum and by neighbors that the house was vacant and had been for some time but Mr. Marcum asked for more time to get the property in compliance.

Mr. Mika Marcum addressed the Council and stated he was the property owner's brother who asked him to share with the Council why this backyard had become overgrown. Mr. Marcum further stated that his brother had been taking care of his mother and father for several years but they were both deceased and he was trying to close out things with their estate and planned on moving back to this home which he had owned since 1970. Mr. Marcum added that it got out of hand as he thought the person who was mowing the yard was also mowing the backyard so he asked for an extension and had someone who he had already hired to clean up the backyard.

Councilor Wright asked how long he thought it would take to clean up the property.

Mr. Marcum replied that the man he hired thought he could get to it next week but if he could just get a couple of weeks he should be able to complete the work by the July 24, 2017 Council Meeting.

President Limbaugh declared the Public Hearing closed.

President Limbaugh stated that, without objection, this Item would be carried over to the July 24, 2017 Council Meeting to give the owner more time. There was no objection.

The next item on the Agenda under Old Business was Item No. 28.06.17 – Public Hearing set for July 10, 2017 at 6:00 p.m. to consider declaring the property located at 1705 26th Ave, So., PID# 28-00-07-3-006-001.000 a public nuisance due to a violation of

Ordinance's 1910 & 1750 "Excessive Growth" – Scott Cook/Code Enforcement, Public Works.

President Limbaugh declared the Public Hearing opened.

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

Mr. Cook addressed the Council and stated that the property was posted and notice went out and the property owner had done some work in the front yard, trimming shrubbery and mowing grass but ignored the backyard. Mr. Cook further stated that the property owner was Mr. Mamoun Eltahir but the property had been vacant and they had received numerous complaints in the past. Mr. Cook added that Mr. Eltahir left him a voice mail last week and he returned the call but had to leave him a voice mail. Mr. Cook further added that he returned this morning and took pictures and a Mr. Sterling was there and said he was going to be cleaning up the property but he did not make it back by there this afternoon to see what had been done but another neighbor told him that a lot of stuff had been put into the street to be picked up.

Mr. Mamoun Eltahir, property owner, addressed the Council and stated that his neighbor's tree fell in his backyard and they cut it but left it sitting there so it prevented him from doing any work but his neighbor had someone who was supposed to cut it and this morning he had cut it and removed the overgrowth and debris so it now looked completely different from the picture taken earlier today and within a week or two nothing would be there at all.

President Limbaugh asked to verify that the backyard was now cut.

Mr. Eltahir replied yes and stated that what happened was that because of the tree he could not get to the yard to clean it but now it had been removed so he could keep the back clean.

Councilor Smith asked if all the garbage had been removed such as the broken furniture.

Mr. Eltahir replied that now that the tree was gone he could take the other debris to the junk yard.

Councilor Gwaltney stated that he had received numerous complaints about the property as well including complaints about the car that was parked in the street that had four flat tires and also a car in the side yard that was sitting there that was moved to the back and asked if this was a one-time clean up or if he was going to maintain the property going forward.

Mr. Eltahir replied that he would maintain it going forward and stated that the complaints were coming from someone who was using his backyard for gardening and when he stopped him from using the property he started complaining. Mr. Eltahir further stated that there were other broken cars on the street and in the church parking lot across the street but he had problems with one of the residents nearby who kept complaining.

President Limbaugh stated that they could not legislate complaints between neighbors.

Mr. Eltahir stated he did not mean that as an excuse but if he would do his best to keep it cleaned up.

President Limbaugh stated that the Council appreciated the improvements but they had some concerns going forward.

Mr. Cook stated that the car on the street that was addressed several weeks ago was moved from the street and put into the backyard but that was no longer there but there was a car that was off the road beside the house that had an expired tag that looked like it had not moved in a long time but that was not what they were here tonight to address.

President Limbaugh declared the Public Hearing closed.

Mayor McBrayer asked if Mr. Cook could go look at the property and make a report before the meeting was over.

Councilor Smith stated that she recommended doing what they did for the previous home owner and extend this for two weeks so the owner could come into full compliance and if it was not addressed then they would declare the property a nuisance.

President Limbaugh stated that, without objection, this Item would be carried over to the July 24, 2017 Council Meeting to give the owner more time. There was no objection.

The next item on the Agenda under Old Business was Item No. 32.06.17 – Public Hearing set for July 10, 2017 at 6:00 p.m. to consider declaring the property located at 1575 Valley View Cir., PID# 29-00-12-4-007-012.000 a public nuisance due to a violation of Ordinance’s 1910 & 1750 “Excessive Growth” – Scott Cook/Code Enforcement, Public Works.

President Limbaugh declared the Public Hearing opened.

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

Mr. Cook addressed the Council and stated that he had received several complaints on this property and the tax notice was sent to John Reeves at 306 Longview Drive in Vestavia Hills and the property was posted and notice was sent to the property owner as well as the occupant of the house and from that time nothing had been done to the backyard to abate the issue and he had not been contacted by the property owner or occupant.

Mr. Robert McIntyre Stokes addressed the Council and stated that he just moved in on June 19, 2017 and started working in Birmingham and he was not on the lease but had two roommates who were on the lease and a third that lived in Hattiesburg, Mississippi who he was subleasing from. Mr. Stokes further stated that he moved in two weeks ago and the first thing he noticed was how horrible the backyard was. Mr. Stokes added that he did cut the front yard with a weed eater but he agreed that the backyard was the issue and was a nuisance. Mr. Stokes further added that he had not met the property owner but he would do anything that he could do to help and he had a weed eater coming tomorrow with a cutter blade on it but he did not receive previous notice of this because his roommates did not let him know about it but he was there to address the issue and would clear it up so it would be livable and he would do the work himself or get his roommates to go in with him to pay someone to do what they could.

President Limbaugh stated that his first request was to start checking his mail.

Mr. Stokes stated that he just started receiving mail there last week and would keep a check on it and that he spoke to someone at True Green who would charge them \$500.00 to clean it up and then continue to maintain it and he would do that if he needed to because he knew it needed to be fixed and he did not want to be on bad terms with the Council.

President Limbaugh declared the Public Hearing closed.

President Limbaugh stated that, without objection, this Item would be carried over to the July 24, 2017 Council Meeting to give the owner more time. There was no objection.

The next item on the Agenda under Old Business was Item No. 33.06.17 – Public Hearing set for July 10, 2017 at 6:00 p.m. for consideration for a variance to the sign ordinance at 2010 Brookwood Medical Center Drive – Sandi Gaddy/Greg Cobb/Building, Engineering and Zoning Department.

Councilor Smith stated that the Special Issues Committee met earlier tonight, prior to the Council Meeting, and voted 4-0 to send this Item back to the full Council without a recommendation pending the Public Hearing.

President Limbaugh declared the Public Hearing opened.

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

Mr. Greg Cobb addressed the Council and stated that Brookwood Hospital was rebranding their signs and would keep the same number of signs that they had but were changing them all and were taking some that were on posts and turning them into monument signs so it was going to be a variance for multiple signs as well as an area variance.

Councilor Smith stated that she wanted to point out that the signs, other than changing the style, were not changing in number or size but they were going to be replacing existing signs and they would all be contained on the hospital campus and were not out on the public streets.

President Limbaugh declared the Public Hearing closed.

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

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

Resolution No. 17-111

(A Resolution for a variance to the sign ordinance at 2010 Brookwood Medical Center Drive)

Councilor Gwaltney moved for the adoption and enrollment of Resolution No. 17-111. Councilor Smith seconded the motion.

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

On a voice vote, the motion carried on a 6-0-2 vote. Councilors Wolverton and Wyatt abstained.

The next item on the Agenda under Old Business was Item No. 16.06.17 – Request for consideration of declaring the following surplus property: 2006 Trailblazer VIN: 1GNES13M462220508; 2002 Trailblazer VIN: 1GNDS13S022312431; 2002 Taurus Wagon VIN: 1FAFP59UX2A144053; 2002 Dodge Ram 2500 HD Quad Cab VIN 3B7KC23Z52M237802 – Gordon Jaynes Fleet Maintenance Superintendent.

Councilor Smith stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 3-0 to recommend approval.

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: 2006 Trailblazer VIN: 1GNES13M462220508; 2002 Trailblazer VIN: 1GNDS13S022312431; 2002 Taurus Wagon VIN: 1FAFP59UX2A144053; 2002 Dodge Ram 2500 HD Quad Cab VIN 3B7KC23Z52M237802)

Councilor Smith moved for the unanimous consent of the proposed Ordinance as read. Councilor Wyatt seconded the motion.

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

On a roll call vote, the votes were: Yeas: Councilors Gwaltney, Higginbotham, Wolverton, Smith, Wyatt, Andress, Wright, and Limbaugh.

The motion for unanimous consent carried.

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

Ordinance No. 2664

(An Ordinance declaring the following surplus property: 2006 Trailblazer VIN: 1GNES13M462220508; 2002 Trailblazer VIN: 1GNDS13S022312431; 2002 Taurus Wagon VIN: 1FAFP59UX2A144053; 2002 Dodge Ram 2500 HD Quad Cab VIN 3B7KC23Z52M237802)

Councilor Higginbotham moved for the enrollment and adoption and publication according to law of Ordinance No. 2664. Councilor Wright seconded the motion.

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

On a roll call vote, the votes were: Yeas: Councilors Gwaltney, Higginbotham, Wolverton, Smith, Wyatt, Andress, Wright, and Limbaugh.

The motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 25.06.17 – Request to consider budget amendments – Debbie Fout – Library Director and Melody Salter/Finance Director.

Councilor Smith stated that the Finance Committee met earlier tonight, prior to the Council Meeting, and voted 3-0 to recommend approval and to amend for Parks and Rec additions.

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

Resolution No. 17-112

(A Resolution to approve budget amendments)

Councilor Smith then moved for the adoption and enrollment of Resolution No. 17-112.

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

On a voice vote, the motion carried without dissent.

COMMITTEE REFERRAL AGENDA

- 01.07.17** Request to authorize Mayor to sign the Compact of Mayors climate change letter–Jeanne Merchant and Barry Smith– **Special Issues Committee**
- 02.07.17** Request for consideration to add a “No Thru Traffic or Local Traffic Only” sign on the Oxmoor end of Overton road –John Holley and Barry Smith– **Public Safety Committee**
- 03.07.17** Request for consideration of allowing an art district to allow for “tiny houses” and feature on HGTV –Laurel Creager and Barry Smith– **Special Issues Committee**
- 04.07.17** Request to set a Public Hearing and Referral to the Special Issues Committee for a variance to the sign ordinance at 500 Woodcrest Place– Kim Wakefield/Greg Cobb/Building, Engineering & Zoning Department– **Special Issues Committee**
- 05.07.17** Request to set a Public Hearing and Referral to the Special Issues Committee for a variance to the sign ordinance at 1820 28th Ave S–Diane Foley/Greg Cobb/Building, Engineering & Zoning Department– **Special Issues Committee**
- 06.07.17** Request to set a Public Hearing and Referral to the Special Issues Committee for a variance to the sign ordinance at 234 Green Springs Hwy–Diane Foley/Greg Cobb/Building, Engineering & Zoning Department– **Special Issues Committee**
- 09.07.17** Request for presentation by Chamber of Commerce – Alex Wyatt – **Special Issues Committee**

- 10.17.17** Request for consideration of a variance to the sign ordinance at 1745 Oxmoor Road and to set a Public Hearing – Ryan Stewart/Greg Cobb/Building, Engineering and Zoning Department – **Special Issues Committee**
- 11.01.17** Request for update on new Public Safety Building Construction Project – Alex Wyatt – **Finance Committee**
- 12.07.17** Request to accept dedication of road at Edgewood Place – Eric Rogers and Vanessa McGrath – **Special Issues Committee**
- 13.07.17** Request to authorize Mayor to enter into a contract with Intime Staffing for Contract Labor Work in City – Mayor McBrayer – **Finance Committee**
- 07.07.17** Request for consideration of an ABC 020 – Restaurant Retail Liquor license for Bartaco Homewood LLC located at 1017 Oxmoor Rd – **Melody Salter/City Clerk– Public Safety Committee**

President Limbaugh stated that Item No. 07.07.17 would need to be moved from the Other New Business Agenda to the Committee Referral Agenda.

Councilor Wyatt moved to add Item No. 07.07.17 to the Committee Referral Agenda to be referred to the Public Safety Committee. Councilor Higginbotham seconded the motion.

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

On a voice vote, the motion carried without dissent.

Councilor Wyatt moved for the approval of the Committee Referral Agenda as amended. Councilor Gwaltney seconded the motion.

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

On a voice vote, the motion carried without dissent.

OTHER NEW BUSINESS

The next item on the Agenda under Other New Business was Item No. 04.07.17 – Request to set a Public Hearing and Referral to the Special Issues Committee for a variance to the sign ordinance at 500 Woodcrest Place – Kim Wakefield/Greg Cobb/Building, Engineering and Zoning Department.

President Limbaugh stated that the Public Hearing would be set for July 24, 2017 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 05.07.17 – Request to set a Public Hearing and Referral to the Special Issues Committee for a variance to the sign ordinance at 1820 28th Avenue S – Diane Foley/Greg Cobb/Building, Engineering and Zoning Department.

President Limbaugh stated that the Public Hearing would be set for July 24, 2017 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 06.07.17 – Request to set a Public Hearing and Referral to the Special Issues Committee for a variance to the sign ordinance at 234 Green Springs Hwy – Diane Foley/Greg Cobb/Building, Engineering and Zoning Department.

President Limbaugh stated that the Public Hearing would be set for July 24, 2017 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 08.07.17 – Request for consideration of approval of vouchers for period of June 26, 2017 through July 9, 2017 – City Treasurer/Finance Committee.

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

Resolution No. 17-113

(A Resolution approving vouchers for period of June 26, 2017 through July 9, 2017)

Councilor Smith moved for the adoption and enrollment of Resolution No. 17-113. Councilor Higginbotham seconded the motion.

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

On a voice vote, the motion carried without dissent.

The next item considered under Other New Business was Item No. 10.17.17 – Request to set a Public Hearing and referral to the Special Issues Committee for consideration of a variance to the sign ordinance at 1745 Oxmoor Road – Ryan Stewart/Greg Cobb/Building, Engineering and Zoning Department.

President Limbaugh stated that the Public Hearing would be set for July 24, 2017 at 6:00 p.m.

Councilor Gwaltney stated that he hoped everyone had a Happy 4th of July Holiday.

Councilor Smith stated that the Special Issues Committee would meet on July 17, 2017 at 5:00 p.m. and the Finance Committee would meet on July 17, 2017 at 5:45 p.m.

Councilor Wyatt stated that the Planning and Development Committee would meet on July 17, 2017 at 6:00 p.m. and the Public Safety Committee would meet on July 17, 2017 at 6:15 p.m. Councilor Wyatt further stated that he wanted to thank everyone who showed up tonight to discuss the sidewalks and triangle at Mayfair and after a long discussion he appreciated that everyone was passionate on both sides of the issue.

Councilor Andress stated that she had her first meeting as the liaison to the Homewood Downtown Redevelopment Authority today and she was excited about all the talented members. Council Andress further stated that last night she and Mr. Wright were guests at the Hollywood Garden Club and they enjoyed a great meeting with them.

Councilor Wright stated that the Public Works Committee would meet on July 17, 2017 at 6:30 p.m. Councilor Wright further stated that he wanted to thank everyone for the hard work tonight and he was grateful for all the enthusiasm in the community and the good turn-out for the meetings. Councilor Wright added that regarding the Public Hearing of the Office Building changing from C-2 to C-1 he noticed that with the two sides of that issue everyone communicated well with each other and fixed the problem and he noticed two of them shaking hands and it was refreshing to see that in the community after a tough committee meeting tonight.

President Limbaugh stated that any issues where there were two sides of a debate when the two sides don't seem to be able to agree always lead to some hard feelings but his hope and expectation was that everyone could put that aside and move on for the good of Homewood.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 7:23 p.m.