

**CITY OF HOOVER**  
**CITY COUNCIL MEETING**  
**MINUTES**  
**MONDAY, JUNE 21, 2021**  
**6:00 PM**

The City Council of the City of Hoover met in regular session on this date at 6:00 PM, in the Council Chambers at the Hoover City Hall, following publication and posting pursuant to Alabama Law. Council President John Lyda called the meeting to order.

**Members Present:** John B. Lyda, Council President  
Curt Posey, Council Pro-Tem  
Sam Swiney, Council Member  
Mike Shaw, Council Member  
Derick Murphy, Council Member  
Casey Middlebrooks, Council Member  
Steve McClinton, Council Member

**Other Officials Present:** Mayor Frank V. Brocato  
Phillip Corley, City Attorney  
Wendy Dickerson, City Clerk  
Allan Rice, City Administrator  
Tina Bolt, CFIO/City Treasurer

Mrs. Dickerson, City Clerk, led the invocation.

Mr. Swiney led the Pledge of Allegiance.

**EMPLOYEE RECOGNITIONS**

- Matina Johnson, Library
- Barry Key, Fire Department
- Curtis Jones, Fire Department

**Regular Agenda**

**MINUTES**

**MAY 19, 2021 (SPECIAL CALLED MEETING), MAY 25, 2021 (SPECIAL CALLED MEETING), MAY 27, 2021 (SPECIAL CALLED MEETING), JUNE 1, 2021 (SPECIAL CALLED MEETING), JUNE 3, 2021 (SPECIAL CALLED MEETING), JUNE 3, 2021 (WORK SESSION) AND JUNE 7, 2021 (MEETING).**

**MOTION** Motion for the approval of minutes for the May 19, 2021 (Special Called Meeting), May 25, 2021 (Special Called Meeting), May 27, 2021 (Special Called Meeting), June 1, 2021 (Special Called Meeting), June 3, 2021 (Special Called Meeting), June 3, 2021 (Work Session) And June 7, 2021 (Meeting) was made by Mr. Posey seconded by Mr. Shaw.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving the minutes for the May 19, 2021 (Special Called Meeting), May 25, 2021 (Special Called Meeting), May 27, 2021 (Special Called Meeting), June 1, 2021 (Special Called Meeting), June 3, 2021 (Special Called Meeting), June 3, 2021 (Work Session) And June 7, 2021 (Meeting).

#### **RESOLUTION NUMBER 6476-21**

#### **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT WITH ALLIANT PROPERTY INSURANCE.**

Mr. Corley read the summary of the Resolution.

**MOTION** Motion for the approval of Resolution Number 6476-21 was made by Mr. Posey seconded by Mr. Shaw.

Mrs. Debbie Carrier, Risk Management Director, explained the request.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Discussion ensued about the agreement.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6476-21.

#### **RESOLUTION NUMBER 6477-21**

#### **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GLOBAL AVIATION INSURANCE.**

Mr. Corley read the summary of the Resolution.

**MOTION** Motion for the approval of Resolution Number 6477-21 was made by Mr. Posey seconded by Mr. Shaw.

Mrs. Debbie Carrier, Risk Management Director, explained the request.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Discussion ensued about the agreement and the agreements for 6478-21 and 6479-21.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6477-21.

#### **RESOLUTION NUMBER 6478-21**

##### **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT WITH HARFORD CRIME INSURANCE.**

Mr. Corley read the summary of the Resolution.

**MOTION** Motion for the approval of Resolution Number 6478-21 was made by Mr. Posey seconded by Mr. Shaw.

Mrs. Debbie Carrier, Risk Management Director, explained the request.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Discussion ensued about the agreement.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6478-21.

#### **RESOLUTION NUMBER 6479-21**

##### **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SHELBY COUNTY, ALABAMA.**

Mr. Corley read the summary of the Resolution.

**MOTION** Motion for the approval of Resolution Number 6479-21 was made by Mr. Posey seconded by Mr. Shaw.

Mrs. Debbie Carrier, Risk Management Director, explained the request.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Discussion ensued about the agreement.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6479-21.

#### **RESOLUTION NUMBER 6480-21**

**A RESOLUTION ACCEPTING A BID FOR RE-ROOFING OF FIRE STATION #2 AND FIRE STATION #4 – BID #21-005 FOR THE CITY OF HOOVER, ALABAMA AND AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT.**

**MOTION** Motion to continue Resolution Number 6480-21 to the call of the chair was made by Mr. Posey seconded by Mr. Shaw.

Mr. Lyda called for the question with a voice vote and the motion carried continuing Resolution Number 6480-21 to the call of the chair.

**RESOLUTION NUMBER 6481-21**

**A RESOLUTION DECLARING A WEED AND OTHER VEGETATION NUISANCE AND DIRECTING THE ABATEMENT OF SAID NUISANCE PURSUANT TO ALABAMA LAW.**

Mr. Corley read the summary of the Resolution.

**MOTION** Motion for the approval of Resolution Number 6481-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Robert Macke, Zoning Inspector, explained the request. He stated that the only property left to be cut is 1613 Russet Crest Circle.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Discussion ensued.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6481-21.

**RESOLUTION NUMBER 6482-21**

**A RESOLUTION FOR THE WEED LIENS – REPORT OF COST.**

Mr. Corley read the summary of the Resolution.

**MOTION** Motion for the approval of Resolution Number 6482-21 was made by Mr. Posey seconded by Mr. Shaw.

Wendy Dickerson explained the request.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6482-21.

**RESOLUTION NUMBER 6483-21**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A SERVICE AGREEMENT WITH THE HOOVER AREA CHAMBER OF COMMERCE, INC.**

Mr. Corley read the summary of the Resolution.

**MOTION** Motion for the approval of Resolution Number 6483-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Rice explained the request.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Discussion ensued.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6483-21.

**RESOLUTION NUMBER 6469-21**

**A RESOLUTION FOR THE ABATEMENT OF NUISANCE DUE TO WEEDS AND/OR GRASS.**

Mr. Corley read the summary of the Resolution.

**MOTION** Motion for the approval of Resolution Number 6469-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Robert Macke, Zoning Inspector, explained the request. He stated that the property is located at 905 Shady Brook Circle.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Discussion ensued.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6469-21.

**ORDINANCE NUMBER 21-2527**

**AN ORDINANCE FOR THE ZONING OF 1873 MAYFLOWER LANE TO HOOVER R-2 (SINGLE-FAMILY RESIDENTIAL DISTRICT).**

Mr. Corley read the summary of the Ordinance.

**MOTION** Motion for the approval of Ordinance Number 21-2527 was made by Mr. Posey and seconded by Mr. Shaw.

Mr. Mac Martin, Zoning Director, explained the request. He stated that the property was recently annexed and this is to bring the Zoning Classification under the City of Hoover Zoning Ordinance.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a roll call vote, as follows:

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

Mr. Lyda called for the question with a roll call vote and the motion carried approving Ordinance Number 21-2527.

### **ORDINANCE NUMBER 21-2528**

#### **AN ORDINANCE FOR THE ZONING OF 1868 WISTERWOOD DRIVE TO HOOVER R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT).**

Mr. Corley read the summary of the Ordinance.

**MOTION** Motion for the approval of Ordinance Number 21-2528 was made by Mr. Posey and seconded by Mr. Shaw.

Mr. Mac Martin, Zoning Director, explained the request. He stated that the property was recently annexed and this is to bring the Zoning Classification under the City of Hoover Zoning Ordinance.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a roll call vote, as follows:

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

Mr. Lyda called for the question with a roll call vote and the motion carried approving Ordinance Number 21-2528.

### **ORDINANCE NUMBER 21-2529**

#### **AN ORDINANCE FOR THE ZONING OF 2316 TETON ROAD TO HOOVER E-2 (SINGLE-FAMILY ESTATE DISTRICT).**

Mr. Corley read the summary of the Ordinance.

**MOTION** Motion for the approval of Ordinance Number 21-259 was made by Mr. Posey and seconded by Mr. Shaw.

Mr. Mac Martin, Zoning Director, explained the request. He stated that the property was recently annexed and this is to bring the Zoning Classification under the City of Hoover Zoning Ordinance.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a roll call vote, as follows:

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

Mr. Lyda called for the question with a roll call vote and the motion carried approving Ordinance Number 21-2529.

### **ORDINANCE NUMBER 21-2530**

#### **AN ORDINANCE FOR THE ZONING OF 3734 SPEARMAN DRIVE TO HOOVER R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT).**

Mr. Corley read the summary of the Ordinance.

**MOTION** Motion for the approval of Ordinance Number 21-2530 was made by Mr. Posey and seconded by Mr. Shaw.

Mr. Mac Martin, Zoning Director, explained the request. He stated that the property was recently annexed and this is to bring the Zoning Classification under the City of Hoover Zoning Ordinance.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The floor was closed for discussion.

Mr. Lyda called for the question with a roll call vote, as follows:

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

Mr. Lyda called for the question with a roll call vote and the motion carried approving Ordinance Number 21-2530.

### **RESOLUTION NUMBER 6468-21**

#### **CONDITIONAL USE FOR A PET GROOMING AND BOARDING FACILITY WITH OUTDOOR RUNS, PLAY AREAS, TO INCLUDE ON-**

**SITE VETERINARY CARE AND RESIDENCE QUARTERS FOR A 24 HOUR ON-SITE CARETAKER, AND APPROVAL OF THE SITE PLAN FOR THE PROPERTY LOCATED ON TATTERSALL BOULEVARD AT THE CORNER OF GREYSTONE WAY.**

Mr. Corley read the summary of the Resolution.

**MOTION** Motion for the approval of Resolution Number 6468-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Charlie Beavers, represented and explained the request.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Discussion ensued.

Mr. Martin stated that fence is to be non-pervious and completely opaque.

Mr. Shaw stated that the fence is to be brick.

Mr. Beavers stated that for the public record the fence shall be brick.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The following people spoke in opposition of the request:

- Connie Devoe, Berwick Road
- Noah Leopard, Berwick Road
- Jimmy Fallon, Berwick Road
- Alex Erwin, Berwick Road
- Joe Myhand, Berwick Road

Discussion ensued about noise transmission.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6468-21.

**ORDINANCE NUMBER 21-2532**

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE – REVISION TO ARTICLE 7.**

Mr. Corley read the summary of the Ordinance.

**MOTION** Motion for the approval of Ordinance Number 21-2532 was made by Mr. Posey and seconded by Mr. Shaw.

Mr. Mac Martin, Zoning Director, explained the request.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.



The floor was closed for discussion.

Mr. Lyda called for the question with a roll call vote, as follows:

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

Mr. Lyda called for the question with a roll call vote and the motion carried approving Ordinance Number 21-2532.

**1<sup>st</sup> Reading and Setting a Public Hearing – Item(s) For July 6, 2021 *(No Action To Be Taken At This Meeting)***

**ORDINANCE NUMBER 21-2535**

**ANNEXATION – 2560 WOODMEADOW LANE, LIMITED RESOURCES, LLC, OWNER(S)**

**ORDINANCE NUMBER 21-2534**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A FRANCHISE AGREEMENT WITH TELEPAK NETWORKS, INC.**

**Public Comments**

Mr. Shaw stated that the signs for the railroad at Lake Cyrus with CSX is up. He stated that this was accomplished over a two-year time span and he appreciates all who put efforts into making this happen.

**Guest Recognitions**

- Joe Rives – Former Council Member

There being no further business, meeting adjourned at 7:09 p.m.

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Wendy Dickerson