

CITY OF HOOVER
CITY COUNCIL MEETING
MINUTES
TUESDAY, SEPTEMBER 7, 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.

ANNOUNCEMENTS

- Chris Reeves – City Engineer introduced the new Assistant City Engineer – Blake Miller

PROCLAMATION

- Gynecologic Cancer Awareness Month
- Constitution Week

Consent Agenda

APPROVAL OF MINUTES

AUGUST 12, 2021 (WORK SESSION) AND AUGUST 16, 2021 (MEETING).

RESOLUTION NUMBER 6524-21

A RESOLUTION APPROVING AN ALCOHOL LICENSE FOR FIRST WATCH RESTAURANTS, INC. D/B/A FIRST WATCH RESTAURANT 336, 4741 CHASE CIRCLE STE 105, HOOVER, AL; CHRISTOPHER

ANTHONY TOMASSO, HENRY MELVILLE HOPE III, AND JAY ANTHONY WOLSZCZAK, EXECUTIVE(S).

RESOLUTION NUMBER 6526-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH WITT O'BRIEN'S, LLC.

RESOLUTION NUMBER 6529-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH LEASING 2, INC.

Mr. Lyda asked if anyone from the Council would like an item removed from the Consent Agenda.

Mr. Lyda stated that he would Resolutions 6525-21 and 6527-21 move from the Consent Agenda to the Regular Agenda.

Mr. Lyda asked if anyone from the audience would like an item removed from the Consent Agenda.

No one asked for an item to be removed from the Consent Agenda.

Mr. Corley read the summary of the Consent Agenda Items/Resolutions.

MOTION Motion for the approval of the Consent Agenda Items/Resolutions was made by Mr. Posey, seconded by Mr. Shaw.

Mr. Lyda asked if there were any questions from the Council or audience. There being none, discussion from the floor was closed.

Mr. Lyda called for the question with a voice vote and the motion carried approving all Consent Agenda items/Resolutions with the exception of Resolution Number 6525-21 and Resolution Number 6527-21, which were moved to the regular agenda.

Regular Agenda

RESOLUTION NUMBER 6525-21

A RESOLUTION APPOINTING A MEMBER TO THE INDUSTRIAL DEVELOPMENT BOARD.

MOTION Motion for the withdrawal of Resolution Number 6525-21 was made by Mr. Murphy and seconded by Mr. Shaw.

Mr. Lyda stated that Mr. Murphy would like to fill all positions at one time.

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 withdrawing Resolution Number 6525-21.

RESOLUTION NUMBER 6527-21

**A RESOLUTION ACCEPTING A STATUTORY WARRANTY DEED FOR
FIRE STATION NUMBER 11.**

Mr. Lyda stated that the Hoover Fire Station 11 is a gift from Signature Homes to the City of Hoover and thanked Signature Homes on behalf of the City for the donation.

MOTION Motion for the approval of Resolution Number 6527-21 was made by Mr. Posey and 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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6527-21.

RESOLUTION NUMBER 6523-21

***PUBLIC HEARING* – A RESOLUTION APPROVING A VACATION OF
RIGHT-OF-WAY.**

MOTION Motion for the approval of Resolution Number 6523-21 was made by Mr. Posey and 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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6523-21.

ORDINANCE NUMBER 21-2538

***2ND READING* - ANNEXATION – 3429 MEADOW WOODS DRIVE, LOT 24
RIDGECREST ESTATES, SECTOR 7, MICHAEL REINERT AND
SAMANTHA MULLINS, OWNER(S).**

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance 21-2538 was made by Mr. Shaw seconded by Mr. Posey.

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

Mr. Shaw stated that it is an in fill annexation of a single lot.

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 roll call vote, as follows:

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

The motion carried approving Ordinance Number 21-2538.

RESOLUTION NUMBER 6528-21

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

MOTION Motion for the approval of Resolution Number 6528-21 was made by Mr. Posey and seconded by Mr. Shaw.

Mr. Robert Macke, Zoning Inspector, stated that he checked the properties today and the five remaining on the Resolution have not been cut to the satisfaction of the City and notices were sent to the owners.

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 6528-21.

RESOLUTION NUMBER 6514-21

**2ND READING AND PUBLIC HEARING – A RESOLUTION FOR THE
ABATEMENT OF NUISANCE DUE TO WEEDS AND/OR GRASS.**

MOTION Motion for the withdrawal of Resolution Number 6514-21 was made by Mr. Posey and seconded by Mr. Shaw.

Mr. Macke stated that the properties have been cut to the satisfaction of the City.

Mr. Lyda called for the question with a voice vote and the motion carried withdrawing Resolution Number 6514-21.

Items For Immediate Consideration

ORDINANCE NUMBER 21-2540

**AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL
OBLIGATION WARRANTS, SERIES 2021**

Mr. Corley read the summary of the Ordinance.

MOTION Motion to suspend the rules to hear Ordinance 21-2540 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Posey – yes
Mr. Swiney – yes

Mr. Shaw – yes
Dr. Middlebrooks – yes
Mr. Lyda – yes

Mr. Murphy – yes
Mr. McClinton – yes
Motion carried.

Mr. Jason Grubbs, Frazier Lanier, explained the request and the allowance for the issuance of the bonds.

MOTION Motion for the approval of Ordinance 21-2540 was made by Mr. Shaw seconded by Mr. Posey.

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 roll call vote, as follows:

Mr. Posey – yes
Mr. Shaw – yes
Dr. Middlebrooks – yes
Mr. Lyda – yes

Mr. Swiney – yes
Mr. Murphy – yes
Mr. McClinton – yes
Motion carried.

The motion carried approving Ordinance Number 21-2540.

1st Reading – Item(s) For September 20, 2021 (No Action To Be Taken At This Meeting)

ORDINANCE NUMBER 21-2539

1ST READING - ANNEXATION – 56 SHADES CREST ROAD, LOT 4A OF THE RESURVEY OF LOT 4, SHADES ACRES, SALVINO AND MICHELLE LANZILLOTTA, OWNER(S).

Mr. Corley read the summary of the Ordinance.

1st Reading and Setting A Public Hearing – Item(s) For September 20, 2021 (No Action To Be Taken At This Meeting)

ORDINANCE NUMBER 21-2533

ANNEXATION-90 DAY- PROPERTY KNOWN AS EVERLEE PUD; SIGNATURE 150, LLC, MARBURY PROPERTIES, LLC, AND CCN ASSET MANAGEMENT COMPANY, LLC, OWNER (S).

Mr. Corley read the summary of the Ordinance.

Public Comments

Fire Chief Bentley

- Thanked the Council and Signature Homes for Fire Station Number 11.
- Received both Assistant to Firefighters Grants

- \$225,000 Medical Rescue Unit Grant – City Portion \$20,454.55
- \$48,370.86 Fitness, Health and Wellness Grant – City Portion \$4,397.35

Mac Martin

- Pet Suites
 - Cut grass
 - Working on correcting the issue pertaining to lighting
 - Addressing issue with garbage pick-up

There being no further business, the meeting was adjourned at 6:27 p.m.

Wendy Dickerson, City Clerk