

CITY OF HOOVER
CITY COUNCIL MEETING
MINUTES
MONDAY, MAY 3, 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
Jim Wyatt, Chief Operations Officer

Mrs. Dickerson, City Clerk, led the invocation.

Mr. Swiney led the Pledge of Allegiance.

PROCLAMATIONS

- Mental Health Month
- National Police Memorial

ANNOUNCEMENTS

- Jim Wyatt, Chief Operations Officer – Recognizing him for his Years of Service and wishing him a wonderful retirement.
- Jehad Al-Dakka – New Chief Operations Officer.

GUEST RECOGNITIONS

- Hoover School Board Member – Craig Kelley
- Rod Long, Former City Engineer

Consent Agenda

APPROVAL OF MINUTES

APRIL 15, 2021 (WORK SESSION) AND APRIL 19, 2021 (MEETING).

RESOLUTION NUMBER 6446 -21

A RESOLUTION AUTHORIZING PARTICIPATION OF THE CITY OF HOOVER IN THE 2021 “BACK-TO-SCHOOL” SALES TAX HOLIDAY.

RESOLUTION NUMBER 6447 -21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF ALABAMA ACTING BY AND THROUGH THE ALABAMA DEPARTMENT OF TRANSPORTATION.

RESOLUTION NUMBER 6448-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A JOINT SERVICES AGREEMENT WITH JEFFERSON COUNTY.

RESOLUTION NUMBER 6449-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A FIRST AMENDMENT TO AGREEMENT WITH THE ALABAMA SPORTS COUNCIL, INC. AND THE PUBLIC PARK AND RECREATION BOARD OF THE CITY OF HOOVER.

RESOLUTION NUMBER 6450-21

A RESOLUTION AMENDING THE BUDGET FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021.

RESOLUTION NUMBER 6451-21

A RESOLUTION INFORMING THE ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT OF ACTIONS REGARDING THE MUNICIPAL WATER POLLUTION PREVENTION PROGRAM FOR THE INVERNESS WASTEWATER TREATMENT PLANT.

RESOLUTION NUMBER 6452-21

A RESOLUTION INFORMING THE ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT OF ACTIONS REGARDING THE MUNICIPAL WATER POLLUTION PREVENTION PROGRAM FOR THE RIVERCHASE WASTEWATER TREATMENT PLANT.

RESOLUTION NUMBER 6453-21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH KULTURECITY.

Mr. Lyda removed Resolution Number 6454-21 and Resolution Number 6455-21 moved off 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.

Regular Agenda

RESOLUTION NUMBER 6454-21

A RESOLUTION TO FORM THE CAHABA SOLID WASTE DISPOSAL AUTHORITY.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6454-21 was made by Dr. Middlebrooks seconded by Mr. Shaw.

Mr. Lyda opened the floor and asked how many municipalities are required to do this for the formation.

Mr. Rice stated that if we go in with other municipalities it is a minimum of three cities or a combination of three cities or counties. Eight cities are in the dialogue at this time.

The following person spoke:

Mr. Robin Schultz, 348 Albemarle Drive

Discussion followed on the bid process and the Authority.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6454-21.

RESOLUTION NUMBER 6455-21

A RESOLUTION CONCURRING WITH THE APPOINTMENT OF A MEMBER TO THE CAHABA SOLID WASTE DISPOSAL AUTHORITY.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6455-21 was made by Dr. Middlebrooks seconded by Mr. Shaw.

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

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6455-21.

ORDINANCE NUMBER 21-2517

AN ORDINANCE TO MODIFY CHAPTER 13, SECTION 13-4 - SPECIAL EVENTS AND TO REPEAL ALL ORDINANCES AND PARTS OF THE ORDINANCES OF THE CITY OF HOOVER, ALABAMA IN CONFLICT THEREWITH.

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance 21-2517 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Lyda opened the floor and asked if there were any questions from the Council or audience. There being no further questions, 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.

The motion carried approving Ordinance Number 21-2517.

RESOLUTION NUMBER 6456-21

A RESOLUTION TO AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDMENT TO TRIGGER CREEK ANNEXATION AGREEMENT.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6456-21 was made by Shaw seconded by Mr. Posey.

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

Mr. Jamie Cowden, USS Real Estate, 610 Preserve Parkway, Suite 200, represented and explained the request.

Discussion followed about the Agreement and the proposed school site.

The following person spoke:

Mr. Robin Schultz, 348 Albemarle Drive

Mr. Murphy abstained from the vote.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6456-21.

ORDINANCE NUMBER 21-2512

**PRE-ZONING – EVERLEE PLANNED UNIT DEVELOPMENT;
JONATHAN BELCHER, SIGNATURE HOMES, LLC, REPRESENTING.**

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance 21-2512 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Lyda opened the floor and asked if there were any questions from the Council or audience.

Discussion ensued about the school system.

There being no further questions, 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.

The motion carried approving Ordinance Number 21-2512.

RESOLUTION NUMBER 6424-21

**CONDITIONAL USE – EVERLEE PLANNED UNIT DEVELOPMENT,
JONATHAN BELCHER, SIGNATURE HOMES, LLC, REPRESENTING.**

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6424-21 was made by Mr. Shaw seconded by Mr. Posey.

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

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6424-21.

ORDINANCE NUMBER 21-2513

**3RD AMENDMENT TO THE BLACKRIDGE PLANNED UNIT
DEVELOPMENT; JONATHAN BELCHER, SIGNATURE HOMES, LLC,
REPRESENTING.**

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance 21-2513 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Lyda opened the floor and asked if there were any questions from the Council or audience. There being no further questions, 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.

The motion carried approving Ordinance Number 21-2513.

1st Reading– Item(s) For May 17, 2021 (No Action To Be Taken At This Meeting)

ORDINANCE NUMBER 21-2518

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST, RESPECTIVELY, THE LEASE OF REAL PROPERTY OF THE CITY OF HOOVER, ALABAMA FOR PUBLIC PURPOSES TO THE PARK AND RECREATION BOARD OF THE CITY OF HOOVER.

Mr. Corley read the summary of the Ordinance.

ORDINANCE NUMBER 21-2519

AN ORDINANCE AUTHORIZING THE TRANSFER OF UNNEEDED MUNICIPAL REAL PROPERTY OF THE CITY OF HOOVER, ALABAMA, AND THE EXECUTION OF DOCUMENTS RELATED THERETO.

Mr. Corley read the summary of the Ordinance.

MOTION Motion to suspend the rules to hear Ordinance 21-2519 was made by Mr. Shaw seconded by Mr. Posey.

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

MOTION Motion for the approval of Ordinance 21-2519 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Lyda opened the floor and asked if there were any questions from the Council or audience. There being no further questions, 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 21-2519.

Public Comments

Mr. Lyda stated that the Mayor's Prayer Breakfast will be held tomorrow morning.

There being no further business, meeting adjourned at 7:05 p.m.

Wendy Dickerson