

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

**March 8, 2021**

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, March 8, 2021 at City Hall at 6:00 p.m.

At this time, Mayor McClusky presented a Proclamation to Melinda Garret from the National Association of Women in Construction to recognize Women in Construction Week which was March 7-13, 2021.

The invocation was given by Councilor Jones, after which the pledge of allegiance was given by the Winston Jones.

The meeting was called to order by President Wyatt at 6:06 p.m.

Upon Roll Call, the following were present: Andy Gwaltney, Melanie Geer, Carlos Alemán, Andrew Wolverton, Nick Sims, Walter Jones, Barry Smith, Jaleté Nelms, Jennifer Andress, John Hardin, and Alex Wyatt and constituting a quorum of Council members. Also present were: Mike Kendrick, City Attorney; and Melody Salter, City Clerk; J.J. Bischoff, Chief of Staff; and Mayor Patrick McClusky.

At this time, Councilor Smith moved to dispense with the reading of the Minutes of the Council Meeting of February 22, 2021 and approve them as presented. Councilor Nelms seconded the motion.

President Wyatt 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 Wyatt stated that interviews would be set for the two At-Large positions of the Medical Clinic Board.

Mayor McClusky stated that the application period for At-Large positions of the Beautification Board would be opened until April 12, 2021 at 4:30 p.m.

At this time, President Wyatt amended the published Council Agenda to add the following item to the Committee Referral Agenda: Item No. 09.03.21 – Request to set Public Hearing and Referral to Special Issues for consideration for a fence variance at 517 Woodland Drive – Councilors Walter Jones and Nick Sims – Special Issues Committee; Item No. 10.03.21 – Request to create City Engineer position with the Jefferson County Personnel Board (JCPB) and to Fund position in FY 20-21 Budget –

Mayor McClusky – Finance Committee; Item No. 11.03.21 – Request for consideration of contracts per retiring employees request regarding health insurance – President Alex Wyatt – Finance Committee.

President Wyatt further amended the published Council Agenda to add the following item to the Other New Business Agenda: Item No. 09.03.21 – Request to set Public Hearing for a fence variance at 517 Woodland Drive – Councilors Walter Jones and Nick Sims.

Councilor Gwaltney moved for the approval of the amended Council Agenda. Councilor Hardin seconded the motion.

President Wyatt 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**

**26.01.20** Request for consideration to vacate a portion of Parkridge Drive (29<sup>th</sup> Terrace) – **Monsignor Muller, Our Lady of Sorrows Catholic Church/Greg Cobb, BEZ (Tabled 2/3/20)**

**Action Taken: The Public Works Committee met on March 1, 2021 and voted 5-0 to take this item off of the Table. The motion was made by Councilor Geer and seconded by Councilor Hardin. The Committee then voted 5-0 to recommend dropping this item. The motion was made by Councilor Sims and seconded by Councilor Geer.**

**12.02.21** Request for updates from Homewood Chamber of Commerce – **Meredith Drennen, Homewood Chamber of Commerce/Councilor Hardin**

**Action Taken: The Finance Committee met on March 1, 2021 and voted 5-0 to recommend accepting the report. The motion was made by Councilor Smith and seconded by Councilor Gwaltney.**

**11.02.21** Request for consideration of Climate Change presentation by John Northrop – **Barry Smith**

**Action Taken: The Special Issues Committee met on March 1, 2021 and voted 5-0 to recommend accepting the report. The motion was made by Councilor Andress and seconded by Councilor Geer.**

Councilor Nelms moved for the approval of the amended Consent Agenda. Councilor Smith seconded the motion.

President Wyatt 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 AGENDA**

The first item on the Agenda under Old Business was Item No. 04.02.21 – Public Hearing set for March 8, 2021 at 6:00 p.m. for consideration of a variance to extend fence taller than 8’ at 1507 Ridge Road – Colleen Henling, Homeowner / Wyatt Pugh, BEZ.

Councilor Smith stated the Special Issues Committee met on February 22, 2021 and voted 5-0 to refer this item back to the full Council without recommendation pending the Public Hearing.

President Wyatt declared the Public Hearing opened at 6:13 p.m.

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

Ms. Colleen Henling addressed the Council regarding her request.

President Wyatt declared the Public Hearing closed at 6:16 p.m.

President Wyatt 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. 21-31**

**(A Resolution for a variance to extend fence taller than 8’ at 1507 Ridge Road)**

Councilor Smith moved for the adoption and enrollment of Resolution No. 21-31. Councilor Geer seconded the motion.

President Wyatt 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. 14.02.21 – Public Hearing set for March 8, 2021 at 6:00 p.m. for consideration of a front yard fence variance at 1600 Shades Glen Circle – Bill Weston/Wyatt Pugh, BEZ.

Councilor Smith stated the Special Issues Committee met on March 1, 2021 and voted 5-0 to refer this item back to the full Council without recommendation pending the Public Hearing.

President Wyatt declared the Public Hearing opened at 6:18 p.m.

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

Mr. Bill Weston addressed the Council regarding her request.

President Wyatt declared the Public Hearing closed at 6:21 p.m.

President Wyatt 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. 21-32**

**(A Resolution for a front yard fence variance at 1600 Shades Glen Circle)**

Councilor Smith moved for the adoption and enrollment of Resolution No. 21-32. Councilor Gwaltney seconded the motion.

President Wyatt 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. 17.02.21 – Public Hearing set for March 29, 2021 at 6:00 p.m. for consideration to rezone property at 2713 18<sup>th</sup> Street South (PID 28-00-07-3-014-006.000) from a MXD (Mixed Use District) to C-4 (a)(Retail Shopping District): Applicant: Michael A. Mouron /Owner: MAM Investments) to facilitate the development of a new restaurant. (The Planning Commission had a vote of 8-0 for a favorable recommendation of the rezone) – Wyatt Pugh.

President Wyatt stated that the Public Hearing was set for March 29, 2021 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 13.01.21 – Bid Opening Date held on March 1, 2021 at 4:30 p.m. for City-Wide Fire System Maintenance – Chief Hill, Battalion Chief Broadhead, Fire Department.

Councilor Jones stated that the Finance Committee met on March 1, 2021 and voted 5-0 to recommend approval of Hiller Fire Protection, who was the second lowest bidder at \$28,588.00, as the lowest bidder did not meet requirements.

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

**Resolution No. 21-33**

**(A Resolution to accept bid from Hiller Fire Protection for City-Wdie Fire System Maintenance)**

President Wyatt asked if the Council had any questions or comments regarding the motion from the Finance Committee. 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. 06.02.21 – Request to amend FY 20-21 Budgets – Robert Burgett, Finance Director/Assistant City Clerk and Melody Salter, City Clerk/Assistant Finance Director.

Councilor Jones stated that the Finance Committee met on March 1, 2021 and voted 5-0 to recommend approval.

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

**Resolution No. 21-34**

**(A Resolution to amend FY 20-21 Budgets)**

President Wyatt asked if the Council had any questions or comments regarding the motion from the Finance Committee. 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. 01.02.20 – Request for updates on Greensprings Revitalization – Berkley Squires, Public Works Director.

Councilor Jones stated that the Finance Committee met on March 1, 2021 and voted 5-0 to recommend approval of Dunn Construction in the amount of \$10,415,842.05 for Phase I Road Construction.

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

**Resolution No. 21-35**

**(A Resolution for approval of Dunn Construction in the amount of \$10,415,842.05 for Phase I Road Construction)**

President Wyatt asked if the Council had any questions or comments regarding the motion from the Finance Committee. 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. 09.02.21 – Request for consideration to add street lighting at 2922 Park Ridge – Councilor Geer.

Councilor Gwaltney stated that the Public Safety Committee met on March 1, 2021 and voted 5-0 to recommend approval of adding lighting at 2922 Park Ridge as well as 2911 Park Ridge to be paid from the 7 Cents Gas Tax Fund.

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

**Resolution No. 21-36**

**(A Resolution for approval of adding lighting at 2922 Park Ridge as well as 2911 Park Ridge)**

President Wyatt asked if the Council had any questions or comments regarding the motion from the Finance Committee. 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. 21.02.21 – Request for consideration of amendment of Zoning Ordinance to allow for consistency and public input to community gardens – President Wyatt.

Councilor Andress stated that the Planning and Development Committee met on March 1, 2021 and voted 5-0 to recommend referring this item to the Planning Commission.

President Wyatt asked if the Council had any questions or comments regarding the motion from the Planning and Development Committee. There was no response from the Council.

On a voice vote, the motion carried without dissent.

**COMMITTEE REFERRAL AGENDA**

- 01.03.21** Request for consideration to add a crosswalk between 232 and 236 Hall Ave at the end of the cut through for neighborhood – **Mario Neavez/Councilor Aleman – Public Safety Committee**
- 02.03.21** Request to declare the following vehicles surplus: 2011 International (VIN 1HTWCAAR4BJ368654); 1994 International 4700 Aerial Lift (VIN 1HTSCACN4RH573028); 2000 Ford F450 Super Duty Bucker Truck (VIN 1FDXF46F6YED73652) – **Gordon Jaynes/Fleet Maintenance Department – Finance Committee**
- 03.03.21** Request to authorize an Individual Project Order for Kimley-Horn and Assoc. to provide design and construction documents for the Saulter Road sidewalk project. **Clark Bailey, Kimley-Horn / Wyatt Pugh, BEZ – Finance Committee**

- 04.03.21**      **Request to set a Bid Date and Referral to both Public Works and Finance Committees** for the Mamie L. Fosters/Rosedale Drive intersection improvement project – **Wyatt Pugh/BEZ – Public Works and Finance Committee**
- 09.03.21**      **Request to set Public Hearing and Referral to Special Issues** for consideration for a fence variance at 517 Woodland Drive – **Councilors Walter Jones and Nick Sims**
- 10.03.21**      Request to create City Engineer position with the Jefferson County Personnel Board (JCPB) and to Fund position in FY 20-21 Budget – **Mayor Patrick McClusky – Finance Committee**
- 11.03.21**      Request for consideration of contracts per retiring employees request regarding health insurance – **President Alex Wyatt - Finance Committee**

Councilor Jones moved to approve the amended Committee Referral Agenda. Councilor Gwaltney seconded the motion.

President Wyatt 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. 04.03.21 – Request to set a Bid Date for the Mamie L. Fosters/Rosedale Drive intersection improvement project – Wyatt Pugh/BEZ.

President Wyatt stated that the Bid Date would be set on April 19, 2021 at 4:30 p.m.

The next item on the Agenda under Other New Business was Item No. 05.03.21 – Request to authorize a Council Voting Delegate to vote at the Annual Alabama League of Municipalities Business Meeting in Huntsville on May 12-15, 2021 – Melody Salter, City Clerk/Assistant Finance Director.

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

**Resolution No. 21-37**

**(A Resolution to authorize Councilor Walter Jones as Council Voting Delegate to vote at the Annual Alabama League of Municipalities Business Meeting in Huntsville on May 12-15, 2021)**

Councilor Smith moved for the adoption and enrollment of Resolution No. 21-37. Councilor Andress seconded the motion.

President Wyatt 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. 06.03.21 – Request for consideration of ABC 050 – Retail Beer (Off Premises Only) and ABC 070 – Retail Table Wine (Off Premises Only) licenses for Buka LLC d/b/a Buka located at 186 Oxmoor Road Ste 100 and 104 – Melody Salter, CPA, City Clerk/Assistant Finance Director.

Councilor Alemán moved for approval pending letters of no objection from the Fire and Police Departments. Councilor Wolverton seconded the motion.

President Wyatt 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. 07.03.21 – Request to extend Business License deadline from March 2, 2021 to April 2, 2021 for FY 20-21 to provide a one time, 30 day delay from charging penalties – President Wyatt / Melody Salter, CPA, City Clerk/Assistant Finance Director.

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

**Resolution No. 21-38**

**(A Resolution to extend Business License deadline from March 2, 2021 to April 2, 2021 for FY 20-21 to provide a one time, 30 day delay from charging penalties)**

Councilor Jones moved for the adoption and enrollment of Resolution No. 21-38. Councilor Hardin seconded the motion.

President Wyatt 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. 08.03.21 – Request for consideration of approval of vouchers for period of February 23, 2021 through March 8, 2021 – Robert Burgett, Finance Director / Assistant City Clerk and Melody Salter, CPA, City Clerk/Assistant Finance Director.



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

**Resolution No. 21-39**

**(A Resolution for approval of vouchers for period of February 23, 2021 through March 8, 2021)**

Councilor Smith moved for the adoption and enrollment of Resolution No. 21-39. Councilor Geer seconded the motion.

President Wyatt 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. 09.03.21 – Request to set a Public Hearing for a fence variance at 517 Woodland Drive – Councilors Walter Jones and Nick Sims.

President Wyatt stated that the Public Hearing would be set for March 29, 2021 at 6:00 p.m.

Councilor Jones stated that the Finance Committee would meet on March 15, 2021 at 5:00 p.m.

Councilor Gwaltney stated that the Public Safety Committee would meet on March 15, 2021 at 5:30 p.m.

Councilor Wolverton stated that the Public Works Committee would meet on March 15, 2021 at 5:45 p.m.

Councilor Smith stated that the Special Issues Committee would meet on March 15, 2021 at 6:00 p.m.

Councilor Andress stated that the Planning and Development Committee would meet on March 15, 2021 at 6:30 p.m.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 6:55 p.m.