

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

**July 12, 2021**

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, July 12, 2021 at City Hall at 6:00 p.m.

The invocation was given by Councilor Smith after which the pledge of allegiance was given.

The meeting was called to order by President Wyatt at 6:12 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 June 28, 2021 and approve them as presented. 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.

At this time, Councilor Alemán moved to reconsider the Ward 2 Park Board appointment. 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.

Councilor Alemán then moved to appoint Danielle Warren to the Ward 2 Park Board position. 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.

Councilor Smith opened an At-Large position of the Mental Health Authority until July 26, 2021 at 4:30 p.m.

At this time, President Wyatt amended the published Council Agenda to add the following items to the Old Business Agenda from the Committee Meetings held earlier tonight: Item No. 09.06.21 – Request to set a Public Hearing to consider variance to the sign ordinance at 2611 18<sup>th</sup> Place South (Robertson Banking) – Cale Smith, Engineering / Sain & Associates; Item No. 09.06.21 – Request to consider work in the Right-of-Way at 2611 18<sup>th</sup> Place South (Robertson Banking) – Cale Smith, Engineering / Sain & Associates; Item No. 08.06.21 – Request to consider annexation into the City of Homewood from Unincorporated Jefferson County for 1621 Lakewood Road – Linda Ling Geiss and Judy Ling White/Melody Salter, City Clerk and Robert Burgett, Assistant City Clerk.

The Council then added the following item to the Consent Agenda: Item No. 10.06.21 – Request for consideration to permit ground-level deck to extend 6’ into Right-of-Way to provide a level surface for existing outdoor seating area at 1830 29<sup>th</sup> Ave So, SoHo Standard – Gavin Prier of Prier Construction and Wyatt Pugh, BEZ Department Clerk.

Councilor Nelms moved for the approval of the amended Council Agenda. 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.

## **CONSENT AGENDA**

10.06.21      Request for consideration to permit ground-level deck to extend 6’ into Right-of-Way to provide a level surface for existing outdoor seating area at 1830 29<sup>th</sup> Ave So, SoHo Standard – Gavin Prier of Prier Construction and Wyatt Pugh, BEZ Department Head

Councilor Hardin moved for the approval of the amended Consent 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.

## **OLD BUSINESS AGENDA**

The first item considered under Old Business, taken out of order, was Item No. 08.06.21 – Request to consider annexation into the City of Homewood from Unincorporated Jefferson County for 1621 Lakewood Road – Linda Ling Geiss and Judy Ling White/Melody Salter, City Clerk and Robert Burgett, Assistant City Clerk.

Councilor Andress stated that the Planning and Development Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to recommend approval.

At this time, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council's consideration at 6:21 p.m.:

### **Ordinance No.**

**(An Ordinance to annex 1621 Lakewood Road into the City of Homewood from Unincorporated Jefferson County)**

President Wyatt asked if the Council had any questions or comments regarding this item.

The Council then held discussion regarding this item.

Councilor Hardin moved for the unanimous consent of the proposed Ordinance as read. 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Geer, Alemán, Wolverton, Sims, Jones, Smith, Nelms, Andress, Hardin, and Wyatt.

The motion for unanimous consent carried.

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

### **Ordinance No. 2810**

**(An Ordinance to annex 1621 Lakewood Road into the City of Homewood from Unincorporated Jefferson County)**

Councilor Nelms moved for the enrollment and adoption and publication according to law of Ordinance No. 2810. 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Geer, Alemán, Wolverton, Sims, Jones, Smith, Nelms, Address, Hardin, and Wyatt.

The motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 11.06.21 – Public Hearing set for July 12, 2021 at 6:00 p.m. for consideration of a front yard fence variance at 112 Hollywood Boulevard – Christopher Allison, Homeowner / Wyatt Pugh, Building.

Councilor Smith stated that the Special Issues Committee met earlier tonight, prior to the Council Meeting, 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 6:26 p.m.

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

Mr. Wyatt Pugh addressed the Council regarding this item.

The following residents addressed the Council regarding this item: Beth and Christopher Allison, and Chris Lane.

President Wyatt declared the Public Hearing closed at 6:50 p.m.

President Wyatt asked if the Council had any questions or comments regarding this item.

The Council then held discussion regarding this item.

Councilor Wolverton left the Council Chamber at 7:02 p.m.

President Wyatt stated that this item would be carried over.

The next item on the Agenda under Old Business was Item No. 09.06.21 – Request set a Public Hearing to consider variance to the sign ordinance at 2611 18<sup>th</sup> Place South (Robertson Banking) – Cale Smith, Engineering / Sain & Associates.

Councilor Smith stated that the Special Issues Committee met earlier tonight, prior to the Council Meeting, and voted 5-0 to set a Public Hearing for July 26, 2021 at 6:00 p.m.

President Wyatt stated that the Public Hearing would be set for July 26, 2021 at 6:00 p.m.

## COMMITTEE REFERRAL AGENDA

- 01.07.21      Request to set a Public Hearing and referral to the Special Issues Committee** for consideration of variance to the Sign Ordinance and permission to work in the Right-of-Way at Gatsby Court and N. Shadesview Terrace – **Cale Smith, Engineer – Special Issues Committee and Public Works Committee**
- 02.07.21      Request to set a Public Hearing and referral to the Special Issues Committee** to permit two internally-illuminated wall signs at 1944 28th Ave South (St. Vincent's Urgent Care) – **Karl Hall-Trav-Ad Signs / Wyatt Pugh, Inspections & Permits – Special Issues Committee**

Councilor Alemán moved to approve the Committee Referral 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.

## OTHER NEW BUSINESS

The next item on the Agenda under Other New Business was Item No. 01.07.21 – Request to set a Public Hearing for consideration of variance to the Sign Ordinance at Gatsby Court and N. Shadesview Terrace – Cale Smith, Engineer.

President Wyatt stated that the Public Hearing would be set for July 26, 2021 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 02.07.21 – Request to set a Public Hearing for July 26, 2021 at 6:00 p.m.

President Wyatt stated that the Public Hearing would be set for July 26, 2021 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 03.07.21 – Request for consideration of approval of vouchers for period of June 29, 2021 through July 12, 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. 21-92**

**(A Resolution for approval of vouchers for period of June 29, 2021 through July 12, 2021)**

Councilor Gwaltney moved for the adoption and enrollment of Resolution No. 21-92. Councilor Jones 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.

Councilor Jones stated that the Finance Committee would meet on July 19, 2021 at 5:00 p.m.

Councilor Wolverton stated that the Public Works Committee would meet on July 19, 2021 at 5:30 p.m.

Councilor Smith stated that the Special Issues Committee would meet on July 19, 2021 at 5:45 p.m.

Councilor Andress stated that the Planning and Development Committee would meet on July 19, 2021 at 6:15 p.m.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 7:29 p.m.