

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

August 9, 2021

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, August 9, 2021 at City Hall at 6:00 p.m.

The invocation was given by Samantha Nelms after which the pledge of allegiance was given.

The meeting was called to order by President Wyatt at 6:03 p.m.

Upon Roll Call, the following were present:, Melanie Geer, Andrew Wolverton, Nick Sims, Walter Jones, Jalete Nelms, Jennifer Address, 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. Absent: Andy Gwaltney, Carlos Alemán, and Barry Smith.

At this time, Councilor Address moved to dispense with the reading of the Minutes of the Council Meeting of July 26, 2021 and approve them as presented. 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.

President Wyatt stated that interviews would be held on August 11, 2021 for the three applicants for the Homewood Environment Commission At-Large position.

At this time, President Wyatt amended the published Council Agenda to add the following items to the Committee Referral Agenda: Item No. 07.08.21 – Request for consideration to amend the FY 20-21 Capital Projects Fund Budget and accept lowest responsive bidder for library parking lot paving project – Deborah Fout, Library Director – Finance Committee.

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

None.

OLD BUSINESS AGENDA

The first item on the Agenda under Old Business was Item No. 11.07.21 – Public Hearing set for August 9, 2021 at 6:00 p.m. for consideration of a sign variance at 2610 19th Street S – Therapy South, Advance Sign / Wyatt Pugh, Inspections & Permits.

Councilor Andress stated that the Special Issues Committee met on August 2, 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 6:07 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.

Meghan Ellis of Advance Signs and Wyatt Pugh addressed the Council regarding this item.

President Wyatt declared the Public Hearing closed at 6:09 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. 21-99

(A Resolution approving a variance to the Sign Ordinance at 2610 19th Street)

Councilor Andress moved for the adoption and enrollment of Resolution No. 21-99. 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. 12.07.21 – Public Hearing set for August 9, 2021 at 6:00 p.m. for consideration of a sign variance at 2719 19th Place South to permit one additional unlighted wall sign at the rear of Jack n' Jill's

and one at Sikes Shoes – Rod Burchell, AlphaGraphics /Wyatt Pugh, Inspections and Permits.

Councilor Andress stated that the Special Issues Committee met on August 2, 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 6:10 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.

Rod Burchell of AlphaGraphics and Wyatt Pugh addressed the Council regarding this item.

President Wyatt declared the Public Hearing closed at 6:11 p.m.

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

The Council then held discussion regarding this item.

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

Resolution No. 21-100

(A Resolution approving a variance to the Sign Ordinance at 2719 19th Place South)

Councilor Nelms moved for the adoption and enrollment of Resolution No. 21-100. Councilor Geer seconded the motion.

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

On a voice vote, the motion carried without dissent.

The next item on the Agenda under Old Business was Item No. 13.07.21 – Public Hearing set for August 23, 2021 at 6:00 p.m. for consideration to adopt new zoning districts for the Homewood “Downtown District;” amending the City’s Zoning Ordinance to add Article VIII entitled “Downtown District” to Appendix A “Zoning” of Homewood’s Code of Ordinances (The Planning Commission had a vote of 5-3-1 for a favorable recommendation) – President Alex Wyatt and the Planning Commission.

President Wyatt stated that this item would be carried over for the Public Hearing set for August 23, 2021 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 05.07.21 – Request to consider Bond Refinance Option – Mike Dunn, Stifel / Robert Burgett, Finance Director / Assistant City Clerk and Melody Salter, CPA, City Clerk / Assistant Finance Director.

Councilor Jones stated that the Finance Committee met on August 2, 2021 and after hearing presentation by Gary Rheam of Stifel, voted 4-0 to recommend approving the refunding as presented.

At this time, Mr. Kendrick presented the first reading of the proposed Ordinance for the Council's consideration at 6:14 p.m.:

Ordinance No.

(An Ordinance to accept bond refinance option)

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

The Council then held discussion regarding this item and heard from Mike Dunn and Gary Rheam of Stifel.

Councilor Gwaltney entered the Council Chambers at 6:33 p.m.

Councilor Andress moved for the unanimous consent of the proposed Ordinance as read. 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Geer, Wolverton, Sims, Jones, 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. 2811

(An Ordinance to accept bond refinance option)

Councilor Gwaltney moved for the enrollment and adoption and publication according to law of Ordinance No. 2811. 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 roll call vote, the votes were: Yeas: Councilors Gwaltney, Geer, Wolverton, Jones, Nelms, Andress, Hardin, and Wyatt. Nays: none. Councilor Sims abstained.

The motion carried on a vote of 8-0-1.

The next item on the Agenda under Old Business was Item No. 06.07.21 – Request to consider budget amendments to FY 20-21 Budgets – Robert Burgett, Finance Director / Assistant City Clerk and Melody Salter, CPA, City Clerk / Assistant Finance Director.

Councilor Jones stated that the Finance Committee met on August 2, 2021 and voted 4-0 to recommend approval.

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

Resolution No. 21-101

(A Resolution approving amendments to 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. 07.07.21 – Request for consideration to become an “Official Fan Guide Sponsor” for the Annual Birmingham Bowl – Miles Huffstutler / Barry Smith.

Councilor Jones stated that the Finance Committee met on August 2, 2021 and voted 4-0 to recommend approval.

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

Resolution No. 21-102

(A Resolution to become an “Official Fan Guide Sponsor” for the Annual Birmingham Bowl)

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. 15.07.21 – Request to authorize the Mayor to sign agreement for Mutual Aid with the City of Vestavia Hills – Chief Nick Hill.

Councilor Gwaltney stated that the Public Safety Committee met on August 2, 2021 and voted 5-0 to recommend approval.

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

Resolution No. 21-103

(A Resolution to authorize the Mayor to sign agreement for Mutual Aid with the City of Vestavia Hills)

President Wyatt asked if the Council had any questions or comments regarding the motion from the Public Safety 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. 09.07.21 – Request for consideration to work in the City Right-of-Way at 2915 Linden Avenue – Shelly & Ron Smith / Pebblehurst Golf & Putter Lab / Wyatt Pugh, Inspections & Permits.

Councilor Wolverton stated that the Public Works Committee met on August 2, 2021 and voted 5-0 to recommend approval.

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

Resolution No. 21-104

(A Resolution to work in the City Right-of-Way at 2915 Linden Avenue)

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

On a voice vote, the motion carried without dissent.

COMMITTEE REFERRAL AGENDA

- 01.08.21** Request to surplus miscellaneous IT Equipment – **James Yates, IT – Finance Committee**
- 02.08.21** Request to plant trees in the Right-of-Way at the corner of Ventura and La Prado – **Cale Smith, PE – Public Works Committee**
- 03.08.21** Request to repeal and replace the Flood Damage Ordinance – **Cale Smith, PE – Public Works Committee**
- 04.08.21** **Request to set a Public Hearing and referral to the Special Issues Committee** for consideration of a front yard fence variance at 873 Forest Drive – **Tom and Wynne Speir / Wyatt Pugh, Inspections & Permits – Special Issues Committee**
- 05.08.21** **Request to set a Public Hearing and referral to the Special Issues Committee** for consideration of a sign variance at 2614 19th Street South (Wealth Management) to permit two internally-illuminated wall signs (1 extra wall sign) – **Wyatt Pugh, Inspections & Permits – Special Issues Committee**

07.08.21 Request for consideration to amend the FY 20-21 Capital Projects Fund Budget and accept lowest responsive bidder for library parking lot paving project –**Deborah Fout – Library Director – Finance Committee**

Councilor Nelms moved to approve the amended Committee Referral Agenda. 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.

OTHER NEW BUSINESS

The next item on the Agenda under Other New Business was Item No. 04.08.21 – Request to set a Public Hearing for consideration of a front yard fence variance at 873 Forest Drive – Tom and Wynne Speir / Wyatt Pugh, Inspections & Permits.

President Wyatt stated that the Public Hearing would be set for August 23, 2021 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 05.08.21 Request to set a Public Hearing for consideration of a sign variance at 2614 19th Street South (Wealth Management) to permit two internally-illuminated wall signs (1 extra wall sign) – Wyatt Pugh, Inspections & Permits.

President Wyatt stated that the Public Hearing would be set for August 23, 2021 at 6:00 p.m.

The next item on the Agenda under Other New Business was Item No. 06.08.21 – Request for consideration of approval of vouchers for period of July 26, 2021 through August 9, 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. 21-105

(A Resolution approving vouchers for period of July 26, 2021 through August 9, 2021)

Councilor Gwaltney moved for the adoption and enrollment of Resolution No. 21-105. 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 August 16, 2021 at 5:00 p.m.

Councilor Gwaltney stated that the Public Safety Committee would meet on August 16, 2021 at 5:15 p.m.

Councilor Wolverton stated that the Public Works Committee would meet on August 16, 2021 at 5:30 p.m.

Councilor Andress stated that the Special Issues Committee would meet on August 16, 2021 at 5:50 p.m. and the Planning and Development Committee would meet 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 7:09 p.m.