

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

August 28, 2023

The City Council of the City of Homewood, Alabama convened in Regular Session on Monday, August 28, 2023 at City Hall at 6:00 p.m.

The invocation was given by Bo Seagrist, Senior Revenue Examiner, after which the pledge of allegiance was given.

The meeting was called to order by President Wyatt at 6:07 p.m.

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

At this time, Councilor Smith moved to dispense with the reading of the Minutes of the Council Meeting of August 14, 2023 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.

President Wyatt stated that the application period for the Ward 4 Historic Preservation Commission position would be re-opened until September 1, 2023 at 3:30 p.m.

At this time, President Wyatt amended the published Council Agenda to add the following item to the Committee Referral Agenda: Item No. 19.08.23 – Request to pay holiday pay to command staff in the Police Department – Mayor McClusky – Finance Committee.

Councilor Geer moved for the approval of the amended Council 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.

CONSENT AGENDA

- 01.08.23** Request to accept stormwater masterplan from Kimley Horn – **Kirk Mills/Kandace Kea, Kimley Horn / – Cale Smith, PE**

Action Taken: The Finance Committee met on August 21, 2023 and voted 3-0 to recommend accepting the report. The motion was made by Councilor Hardin and seconded by Councilor Smith.

- 03.08.23** Request to purchase ad in Business Alabama for JeffCo Spotlight – **Hal Cain/ Councilor Smith**

Action Taken: The Finance Committee met on August 21, 2023 and voted 3-0 to recommend dropping this item. The motion was made by Councilor Alemán and seconded by Councilor Smith.

- 05.06.22** Request to provide an update on the Stormwater Master Plan – **Cale Smith, PE**

Action Taken: The Public Works Committee met on August 21, 2023 and voted 5-0 to take this item off the Table. The motion was made by Councilor Sims and seconded by Councilor Nelms. The Committee then voted 5-0 to recommend dropping this item. The motion was made by Councilor Sims and seconded by Councilor Hardin.

Councilor Geer moved for the approval of the 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. 12.07.23 – Request to review FY 21-22 audited financial results with Council Fiscal Policy and make any required transfers – Robert Burgett, Finance Director/Melody Salter, City Clerk.

Councilor Jones stated that the Finance Committee met on August 21, 2023 and voted 3-0 to recommend transfer \$72, 549 to Raymond James account.

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

Resolution No. 23-110

(A Resolution to approve review of FY 21-22 audited financial results with Council Fiscal Policy and make transfer to Raymond James)

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. 02.08.23 – Request to set a bid opening date for revised paving projects – Berkley Squires, Public Services Director.

Councilor Jones stated that the Finance Committee met on August 21, 2023 and voted 4-0 to recommend setting Bid Opening for October 2, 2023 at 4:31 p.m. with bids due by 4:30 p.m.

President Wyatt stated that the Bid Opening would be set for October 2, 2023 at 4:31 p.m. with bids due by 4:30 p.m.

The next item on the Agenda under Old Business was Item No. 04.08.23 – Request to present a transportation plan – Robert Burgett, Finance Director.

Councilor Jones stated that the Finance Committee met on August 21, 2023 and voted 4-0 to recommend presentation of transportation plan.

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

Resolution No. 23-111

(A Resolution presenting transportation plan)

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. 16.06.23 – Request for consideration to reduce speed and safety on Seminole Drive next to Trinity UMC – Councilor Barry Smith and Hank Weldon.

Councilor Gwaltney stated that the Public Safety Committee met on August 21, 2023 and voted 4-0 to recommend approval of two signs for \$500 each.

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

Resolution No. 23-112

(A Resolution or signage to reduce speed and safety on Seminole Drive next to Trinity UMC)

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. 05.08.23 – Request for permission to install bollard at the corner of Oxmoor Road/ St. Charles Street and amend the dumpster license agreement for city parking lots – Jack Little, Red Rock Realty / Cale Smith, PE.

Councilor Gwaltney stated that the Public Safety Committee met on August 21, 2023 and voted 4-0 to recommend approval.

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

Resolution No. 23-113

(A Resolution to install bollard at the corner of Oxmoor Road/ St. Charles Street and amend the dumpster license agreement for city parking lots)

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. 06.08.23 – Request permission to grant easement to Telepak Networks d/b/a C Spire for Lakeshore Drive Soccer Complex – Berkley Squires.

Councilor Wolverton stated that the Public Works Committee met on August 21, 2023 and voted 4-0 to recommend approval.

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

Resolution No. 23-114

(A Resolution to grant easement to Telepak Networks d/b/a C Spire for Lakeshore Drive Soccer Complex)

President Wyatt asked if the Council had any questions or comments regarding the motion from the Public Works 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. 06.07.23 – Public Hearing set for September 11, 2023 at 6:00 p.m. for permission to vacate a portion of right-of-way at 25th Court South– Joey Miller/Cale Smith, PE.

President Wyatt stated that this item would be carried over for the Public Hearing would be set for September 11, 2023 at 6:00 p.m.

The next item on the Agenda under Old Business was Item No. 08.08.23 – Public Hearing set for August 28, 2023 at 6:00 p.m. for consideration of sign variance(s) at 300 Oxmoor Road, Suite 101 – Advance America / Wyatt Pugh, Building Dept.

Councilor Smith stated that the Special Issues Committee met on August 21, 2023 and voted 5-0 to refer this item to the full Council without recommendation pending the Public Hearing.

President Wyatt declared the Public Hearing opened at 6:16 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.

Josh Muckelvany then addressed the Council regarding this item.

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. The Council then held discussion.

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

Resolution No. 23-115

(A Resolution approving sign variance(s) at 300 Oxmoor Road, Suite 101)

Councilor Smith moved for the adoption and enrollment of Resolution No. 23-115. 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 Old Business was Item No. 09.08.23 – Public Hearing set for August 28, 2023 at 6:00 p.m. for consideration of sign variance(s) at 2844 18th Street S – Howell Family, LLC, Once Upon a Time / Wyatt Pugh, Building Dept.

Councilor Smith stated that the Special Issues Committee met on August 21, 2023 and voted 5-0 to drop this item.

President Wyatt declared the Public Hearing opened at 6:23 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. There was no response from the audience.

President Wyatt declared the Public Hearing closed at 6:23 p.m.

President Wyatt asked if the Council had any questions or comments regarding this item. There was no response from the Council.

Councilor Smith moved to drop this item. 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.

COMMITTEE REFERRAL AGENDA

- 12.08.23** Request to amend FY 22-23 budget –**Berkley Squires, Public Works / Gordon Jaynes, Fleet Maintenance – Finance Committee**
- 13.08.23** Request to surplus various municipal items –**Justin Bush, IT / Gordon Jaynes, Fleet Maintenance / Wyatt Pugh, Building Dept. – Finance Committee**
- 14.08.23** Request for consideration of traffic signage at the intersection of Lucerne Blvd and Parkway Drive – **Councilor Sims – Public Safety Committee**
- 15.08.23** Request for permission to vacate a portion of right-of-way along Forest Brook Circle – **Tonya Gary / Cale Smith, P.E. – Special Issues Committee**
- 16.08.23** **Request to set a Public Hearing and referral the Special Issues Committee** for consideration of sign variance(s) at 2844 18th Street S – **Howell Family, LLC, Once Upon a Time / Wyatt Pugh, Building Dept. – Special Issues Committee**
- 19.08.23** Request to pay holiday pay to command staff in Police –**Mayor McClusky– Finance Committee**

Councilor Gwaltney moved to approve the amended 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. 16.08.23 – Request to set a Public Hearing for consideration of sign variance(s) at 2844 18th Street S – Howell Family, LLC, Once Upon a Time / Wyatt Pugh, Building Dept.

President Wyatt stated that the Public Hearing would not be set tonight and would be referred to the Special Issues Committee.

The next item on the Agenda under Other New Business was Item No. 17.08.23 – Request for consideration of approval of vouchers for period of August 15, 2023 through August 28, 2023 – Robert Burgett, Finance Director and Melody Salter, CPA, City Clerk.

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

Resolution No. 23-116

(A Resolution for approval of vouchers for period of August 15, 2023 through August 28, 2023)

Councilor Smith moved for the adoption and enrollment of Resolution No. 23-116. 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. 18.08.23 – Request for consideration of Mayor's Budget Presentation for FY 23-24 –Mayor Patrick McClusky.

At this time, the Mayor provided the Budget Presentation.

President Wyatt stated that this item would be referred to the Finance Committee to set Budget Hearing dates.

President Wyatt stated that the Committees would meet on September 11, 2023 prior to the City Council Meeting starting with the Finance Committee at 4:30 p.m. with Public Safety, and Special Issues meeting immediately following the previous meeting. The Public Works and Planning and Development Committee Meetings were not scheduled.

There being no further business to come before the Council, the meeting was, on a motion duly made, adjourned at 6:45 p.m.