

**HOOVER CITY COUNCIL
MINUTES OF MEETING**

DATE: Tuesday, January 3, 2017
TIME: 6:00 P.M.
PLACE: Hoover Municipal Center
PRESENT: Mayor Frank V. Brocato
Mr. Gene Smith, Council President
Mr. John Greene, Council President Pro-Tempore
Mr. John Lyda, Council Member
Dr. Casey Middlebrooks, Council Member
Mr. Derrick Murphy, Council Member
Mr. Curt Posey, Council Member
Mr. Mike Shaw, Council Member

ALSO PRESENT: Mr. Phillip D. Corley, Jr., City Attorney
Ms. April Danielson, Wallace, Jordan, Ratliff & Brandt, LLC
Mr. Bob House, House Consultants
Ms. Amanda Borden, Library Director
Mr. Tommy Daniel, Director, Public Works
Chief Nick Derzis, Police Chief
Ms. Susan Fuqua, Director, Municipal Court
Mr. Mike Lewis, Director, Human Resources
Mr. Rod Long, City Engineer
Mr. Frank Lopez, Director, Revenue and Taxation
Dr. Melinda Lopez, Chief Financial & Information Officer
Mr. Craig Moss, Director, Parks and Recreation
Mr. Ben Powell, Director, Purchasing
Mr. Allan Rice, City Administrator
Mr. Tim Westhoven, Chief Operations Officer
Chief Chuck Wingate, Fire Chief
Mr. Jim Wyatt, Director, Inspection Services
Mr. Robert Yeager, City Treasurer

The meeting was called to order by Council President Gene Smith.

The clerk had roll call and a quorum was present.

Councilman Derrick Murphy gave the invocation.

Councilman Curt Posey led the Pledge of Allegiance.

1. **APPROVAL OF MINUTES**

Mr. Smith stated each member of the Council had previously received a copy of the minutes of the December 19, 2016 regular meeting.

Mr. Lyda made a motion that the minutes be approved as presented and to dispense with the reading. This motion was seconded by Mr. Greene. Mr. Smith called for discussion. There being none, on voice vote the motion carried unanimously.

2. **REPORTS**

Mr. Lyda made a motion to appoint **Mr. Paul Sanford** to fill the unexpired term of Randy Lott on the **Parks and Recreation Board**. Mr. Posey seconded the motion. On voice vote the motion carried unanimously. Mr. Sanford, 2605 Cahaba River Estates, introduced himself and thanked the City Council for the appointment.

Dr. Middlebrooks made a motion to appoint **Ms. Ruth Cole** to fill the expired term of Michael Krawcheck on the **Library Board**. Mr. Greene seconded the motion. On voice vote the motion carried unanimously. Ms. Cole introduced herself and expressed her appreciation for the appointment. She said she looked forward to working with the library staff and city officials.

Mayor Brocato presented Mr. Sanford and Ms. Cole with **certificates of appointment** and thanked them for their willingness to serve. Mr. Murphy recognized the members of their families who were present in the audience.

3. **RESOLUTION NO. 5520-17 – ABATEMENT OF PUBLIC NUISANCES DUE TO WEEDS AND/OR GRASS**

Mr. Smith said this is a public hearing regarding the abatement of public nuisances due to weeds and/or grass on properties located at 3256 Mockingbird Lane and 2301 Mountain Oaks Lane.

The City Attorney read Resolution No. 5520-17. This would authorize the abatement of said nuisances as provided by law.

Mr. Smith asked Mr. Robert Macke to reiterate his comments from the work session. Mr. Robert Macke said the photos he distributed at work session were taken today. Both houses are vacant at this time.

Mr. Smith said this is a public hearing and asked if there was anyone who wished to speak on behalf of the land owners or the community regarding these properties. There were none.

Mr. Shaw inquired as to the cost of abating each of these properties.

Mr. Macke said it would be based on the amount of Public Works man hours and equipment.

Mr. Posey recalled from past discussions that the median cost would be about \$300 per home. He said he believed the Mockingbird Lane property is a repeat violator. Mr. Macke concurred.

Mr. Lyda made a motion to approve **Resolution No. 5520-17**. This motion was seconded by Mr. Greene. Mr. Smith called for discussion from the Council or the audience. There being none, on voice vote the motion carried unanimously.

3. **RESOLUTION NO. 5521-17 AMEND BUDGET FYE 9/30/16**

Mr. Smith said it was his understanding that the Mayor would like to withdraw this item.

Mayor Brocato said that was correct. He would like more time to research this purchase. As the dollar amount could change he felt it would be best to withdraw the resolution and come back with another one at a later date.

Mr. Smith noted this was regarding the purchase of a new ladder truck.

Mr. Lyda made a motion to **WITHDRAW** Resolution No. 5521-17. This motion was seconded by Mr. Greene. Mr. Smith called for discussion from the Council or the audience. There being none, on voice vote the motion carried unanimously.

4. **RESOLUTION NO. 5522-16 – AUTHORIZE MAYOR TO EXECUTE ADD-ON QUOTE TO SUNGARD AGREEMENT**

The City Attorney read **Resolution No. 5522-17**. This would authorize the Mayor to execute an Add-On Quote to the Sungard Public Sector, Inc. Application Service Provider Agreement regarding modifications to the Naviline Fleet Management interface.

Mr. Lyda made a motion to approve **Resolution No. 5522-17**. This motion was seconded by Mr. Greene. Mr. Smith called for discussion from the Council or the audience. There was none. Mr. Smith said Dr. Lopez discussed this in detail at the work session. On voice vote the motion carried unanimously.

5. **RESOLUTION NO. 5523-17 – AUTHORIZE SIGNATURE CARD CHANGES – WORKER’S COMPENSATION CLAIMS ACCOUNT - REGIONS BANK**

The City Attorney read Resolution No. 5523-17. This would authorize signature card changes to the Worker’s Compensation Claims Account with Regions Bank.

Mr. Lyda made a motion to approve **Resolution No. 5523-17**. This motion was seconded by Mr. Greene. Mr. Smith called for discussion from the Council or the audience. There was none. Mr. Smith said Mr. Yeager discussed this at work session and it is just a house cleaning item. On voice vote the motion carried unanimously.

6. **1ST READING ORDINANCE NO. 17-2319 – ANNEX TWO VACANT RESIDENTIAL PARCELS ON STROLLAWAY DRIVE**

The City Attorney had the First Reading of Ordinance No. 17-2319. This would annex two vacant residential parcels located on Strollaway Drive, owned by Chester and Lynn Norris.

The second reading and consideration for adoption will be on Tuesday, January 17, 2017.

7. **2ND READING ORDINANCE NO. 16-2316 – AMEND CHAPTER 2, ARTICLE II, CITY COUNCIL, DIVISION 1 – REGARDING MEETING AGENDA, ORDER OF BUSINESS AND ADOPTION OF ROBERTS RULES OF ORDER**

Mr. Lyda made a motion to **WITHDRAW** Ordinance No. 16-2316. This motion was seconded by Mr. Shaw. Mr. Smith called for comments or questions from the Council or the audience. There being none, on voice vote the motion carried unanimously.

8. **2ND READING ORDINANCE NO. 17-2317 – AUTHORIZE LEASE OF OFFICE SPACE AT PUBLIC SAFETY CENTER TO NASRO**

The City Attorney had the Second Reading of Ordinance No. 17-2317. This would authorize the Mayor to execute a lease with the National Association of School Resource Officers (NASRO) for office space at the Hoover Public Safety Center, 2020 Valleydale Road, which is not currently needed for public or municipal purposes.

Mr. Lyda made a motion to **adopt Ordinance No. 17-2317**. This motion was seconded by Mr. Greene. Mr. Smith called for discussion from the Council or the audience.

Mr. Allan Rice said this is a renewal of a lease with NASRO. The city currently receives \$10,000 worth of complimentary training for the city's school resource officers and other police personnel. In the upcoming three year lease there will be a little expansion of the footprint of the area they will be using at the Public Safety Center. They have graciously added another \$15,950 worth of training; the majority of which is being extended to Hoover City Schools for the training of school administrators as well as complimentary registrations at the NASRO national conference held in Hoover each year.

There being no further discussion, on roll call vote of the Council the votes were as follows: Mr. Greene, "Yea"; Mr. Lyda, "Yea"; Dr. Middlebrooks, "Yea"; Mr. Murphy, "Yea"; Mr. Posey, "Yea"; Mr. Shaw, "Yea"; and Mr. Smith, "Yea".

9. **ABC APPLICATION – RESTAURANT RETAIL LIQUOR – NEWHUNAN LLC d/b/a HUNAN GARDEN – 1851 MONTGOMERY HWY., STE 101**

Mr. Smith said this is a request for approval of an ABC Application for 020-Restaurant Retail Liquor for NEWHUNAN d/b/a Hunan Garden Restaurant, 1851 Montgomery Hwy., Ste. 101. This is a transfer of an existing license on a previously approved site.

Mr. Shaw made a motion to **approve the application**. This motion was seconded by Mr. Greene. Mr. Smith called for comments or questions from the Council or the audience. There being none, on voice vote the motion carried unanimously.

10. **ABC APPLICATION – RETAIL BEER AND RETAIL TABLE WINE (ON OR OFF PREMISES) – THE SEVEN SEVEN SHEPHERD ALABAMA CORP. d/b/a PINOTS PALETTE– 181 MAIN STREET, SUITE 225**

Mr. Smith said this is a request for approval of an ABC Application - 040- Retail Beer and 060 Retail Table Wine (On Or Off Premises) for The Seven Seven Shepherd Alabama Corp. d/b/a **Pinots Palette**, 181 Main Street, Suite 225. This is a change in ownership on a previously approved site.

Mr. Shaw made a motion to **approve the application**. This motion was seconded by Mr. Greene. Mr. Smith called for comments or questions from the Council or the audience. There being none, on voice vote the motion carried unanimously.

11. **CHANGE ORDER NO. 1 – HOOVER PUBLIC SAFETY CENTER RE-ROOFING PROJECT**

Mr. Lyda made a motion to approve Change Order No. 1. This motion was seconded by Mr. Greene.

Mr. Smith asked Mr. Tim Westhoven to give an overview of the change order. Mr. Tim Westhoven said this is the close out change order for this project. This would cover the repair of an area of the roof that was found once the roof was torn off. The change order is just under \$12,000.

There being no further discussion, on voice vote the motion carried unanimously.

Dr. Middlebrooks asked Mr. Craig Moss for an update on the locker room renovation project at the recreation center. Mr. Moss said it is scheduled for completion in the next couple of weeks. Mr. Smith asked Mr. Moss if he expected any change orders on that project. Mr. Moss said he expected one more.

12. PAYMENT OF BILLS

Mr. Lyda stated he had reviewed the bills and made a motion that the bills be paid as submitted. This motion was seconded by Mr. Greene. On voice vote the motion carried unanimously.

Mr. Smith called for additional comments or questions from the Council.

Mr. Posey asked Mr. Rice to reiterate his statements from work session regarding some issues with **Santek**. Mr. Rice said that Public Works and the Mayor's Office had received some complaints and he understood that some of the Council Members had been contacted as well about the **pace of leaf collection** around the city. He said they have a meeting with Santek at 9 a.m. tomorrow morning at city hall and they will be discussing several items but the first item will be leaf collection.

Mr. Smith said he would not be at the next regular meeting. President Pro-Tem, John Greene, will conduct the meeting.

There were no additional comments from the Council or the audience.

A motion to adjourn was made by Mr. Lyda, seconded by Mr. Greene, with unanimous vote of the Council.

Margie Handley
City Clerk