

## **CITY OF HOOVER**

### **CITY COUNCIL**

### **MINUTES**

**January 06, 2020**

The City Council of the City of Hoover met in regular session on this date at 6:00 PM, in the Senior Center, 400 Municipal Lane, Hoover, Alabama, following publication and posting pursuant to Alabama Law. Council President Gene Smith called the meeting to order and the City Clerk called the roll with the following:

**Members Present:**

Gene Smith, Council President  
John Greene, Council Pro-Tem  
John Lyda, Council Member  
Casey Middlebrooks, Council Member  
Curt Posey, Council Member  
Mike Shaw, Council Member

**Members Absent:**

Derrick Murphy, Council Member

**Other Officials Present:**

Mayor Frank V. Brocato  
Phillip Corley, City Attorney  
April Danielson, Assistant City Attorney  
Rod Evans, Assistant City Attorney  
Allan Rice, City Administrator  
Clay Bentley, Fire Chief  
Amanda Borden, Library Director  
Jason Cope, Technology Director  
Tommy Daniel, Public Works Director  
Nick Derzis, Chief of Police  
Susan Fuqua, Court Director  
Greg Knighton, Economic Development Director  
Mike Lewis, Human Resources Director  
Wendy Dickerson, City Clerk  
Frank Lopez, Revenue and Taxation Director  
Melinda Lopez, Chief Information Officer  
Ellen Madden-Williams, Mayor Assistant  
Mac Martin, City Planner  
Ben Powell, Treasurer/Purchasing Director  
Melanie Posey, Public Information Officer  
Chris Reeves, Assistant City Engineer  
Tim Westhoven, Chief Operations Officer  
Jim Wyatt, Building Inspections Director  
Mindy Wyatt, Applications Systems Specialist

Tynette Lynch, Aldridge Gardens Director  
Tina Bolt, Finance Director

Mr. Smith announced that Council Member Murphy is not present tonight because his grandmother is in very gray condition in the hospital here in town and if everyone will lift her up, Mr. Murphy would appreciate it.

City Clerk Wendy Dickerson led the invocation.

Mr. Posey led the Pledge of Allegiance.

## **MINUTES**

The minutes of the December 2, 2019 (Regular Meeting), December 12, 2019 (Work Session), December 16, 2019 (Regular Meeting) was presented for approval.

**MOTION:** Motion to dispense with the reading of the minutes of the, December 2, 2019 (Regular Meeting), December 12, 2019 (Work Session) and December 16, 2019 (Regular Meeting) and approve them as presented was made by Mr. Lyda and second by Mr. Greene. Mr. Smith called for a voice vote and the motion carried approving the minutes of the, December 12, 2019 (Work Session) and December 2, 2019, (Regular Meeting), and December 16, 2019 (Regular Meeting).

## **ANNOUNCEMENTS AND GUEST RECOGNITION**

### **Proclamation on Human-Trafficking Safe-Zone**

- Mayor asked Ms. Barbara Fowler, Ms. Jan Bell, Ms. Julia Meyers, Ms. Jasmine Deloach, Mr. James Barrett, Ms. Pam Rasberry and Ms. Brandi Yaghmai to come to the front. There has been a lot of conversation around our surrounding cities throughout the metro area who have talked about Human Trafficking and making this City a trafficking free zone. The City would like to become a part of that because it is a very important issue.

Mr. Phillip Corley read the proclamation.

Ms. Fowler thanked the Mayor and City Council and said they were so excited to be present. Ms. Fowler said they appreciate the opportunity and the commitment that the City of Hoover has made to have a zero tolerance policy for human trafficking in Hoover. They appreciate the training that will take place with law enforcement officers and the education that will take place with every City staff member and the community. They are here on part of the Child Trafficking Solutions Project and are grateful with the commitment that the City of Hoover has made.

- Dr. Middlebrooks mentioned that the District Prevention Coalition has a student group called Enfocus. The Spain Park Chapter Enfocus has joined with the WellHouse. It helps women who have been subjected to this brutality of human trafficking. One of their graduates, Ms. Dixie Shannon is coming out Wednesday to the Spain Park High School Library from 1:00 to 2:00 p.m. to speak on human trafficking to the teachers, students, the school and the community. The community is welcome to join us there, if they would like to hear about the brutality of human trafficking.
- Mayor Brocato mentioned this is the one-year anniversary of Neighborhood Bridges that was born out of Hoover Helps. It is a tremendous program that addresses the needs in our City. It is really a phenomenal thing that some of our citizens stepped forward and developed. It services the need of some of our most needy citizens. He would like to invite Mr. David Bannister to come up and tell us about a new program. Mayor Brocato also asked the City's school board member Ms. Deanna Bamman and Mr. and Mrs. Greg Bishop to come up.

Mr. Bannister asked Mr. Greg and Ms. Donna Bishop, Mr. David Cohen, Chief Derzis and Chief Bentley to come up. They have all played a role as well as our leadership that is up here, the Council. Mr. Bannister said when he came up with this idea, he was thinking that all school initiatives need to have a scorecard and Mr. Bishop is holding it. What the scorecard tells you is that a year ago when we started this with the help of the Mayor, the Council Members, Chief Derzis, Chief Bentley and many other City leaders, our idea was to spread kindness and build a bridge between the people of the City of Hoover who do not have things on a daily basis with others that do have things. As you can see through our 43 school councilors, we have been able to identify 1171 students in the school system that have daily needs. Over 975 Hoover residents who have stepped forward and said I want to help have met those needs. I want to be a part in making their day and their week they are loved and to make their school year better. They are combating 99% of their needs met. Mr. Bannister also talked about is as they evolve this program and people continue to come forward and sign up and get their weekly emails of the needs and wants of the children. The Hoover residents that are participating take things to the fire stations and the fire station personnel takes it to the schools. It is a completely anonymous program. The child and the family in need goes to their counselor and has a one on one meeting. The counselor then post the need with their website so no one knows who is helping whom. Just like the angel tree, it is anonymous kindness is given to the counselor to give to the student just as if it should be. Greg and Donna Bishop are the ones running this program and they have done such a phenomenal job running this program that twelve other City leaders around the state have looked and seen what Hoover has done and now have a bridge in Helena, Tuscaloosa City Schools, Winfield, Montevallo, Trussville, Haleyville, Fairhope, Pike Road, McAdory, Pelham and Alabaster. At last glance, we are helping about seven or eight thousand schoolchildren across Alabama. As this program continues to grow, there are new opportunities. We had the opportunity to talk with Ms. Deanna Bamman who has come up with terrific programs for Hoover Mentoring Children and it is called Hoover Rise.

Mr. Bannister let Ms. Bamman come up, talk about Hoover Rise, and tell what they will be doing in the year.

Ms. Bamman said that Hoover Rise is a community outreach program and stands for Redefining Involvement to Strengthen Education. Ms. Bamman said there are five programs under Hoover Rise and she will talk about two of them with one of them being a mentoring program. They want to leverage the expertise in compassion of Hoover community members toward ensuring that Hoover City School students maximize academic achievement, personal development and their sense of belonging. Where they stand, a part is that they get very personal with their mentors. They ask very specific questions and pair them up specifically with a student. The mentors go through an application and background check and training. We ask questions such as, what are you doing in your spare time? What are your hobbies? What are your interests? They have a common thing right from the start. They also have kids that are going through a crisis. They may have been bullied or may have lost a parent. They may be struggling academically or socially. So they ask their mentors, what have you overcome in your life? Then we pair them up with a student going through the same thing in real time. Are mentoring programs launched this last semester? We have four schools that are piloting our program, Riverchase, Rocky Ridge, Green Valley, and Simmons. We have had training classes and we were able to place twenty-six mentors in our schools. Happy to say that as of today, we have thirty scheduled for training in January. We need help to get the word out. We need mentors. If you would like to touch the life of a child, it is thirty minutes a week commitment during the school day for the school year. If you wish to sign up and would like more information, go to the Hoover City Schools website then go to quick link and click on Hoover Rise and it will take you directly to the application.

The other program Ms. Deanna Bamman talked about was transitioning new families. Ms. Bamman said she has been in conversations with the Mayor and his staff to see how we can partner together in this effort. The ideal behind this is twenty or thirty years ago, a new neighbor would move in to a new house and the neighbor up the street would bring over some cookies or brownies to welcome them to the neighborhood. That does not happen much anymore. We want our schools to be able to give them something even if it is just a bag. Something that says welcome to City of Hoover, welcome to Hoover City Schools we are glad you are here. We want to give them tools to help them navigate the City and the new school district. Just a small jester can go a long way. Ms. Bamman said she appreciates the Council's time today and she is looking forward to working with Hoover Helps and Neighborhood Bridges and getting the word out on the different programs that Hoover Rise has to offer and there are more to come. Ms. Bamman said she appreciates the Council's help and will stick around after the meeting to answer any questions that anybody might have about getting involved.

Mr. Bannister one of the exciting things about this is that with all the people that we reach by posting the needs. People want to get involved in the mentorship program. People in this community have time, expertise and great educations to give but perhaps not monetary contributions so it is a way of allowing all our citizens to participate. Mr.

Bannister said the last thing he would like to do is recognize some unique individuals in this room tonight. They did not want to be recognized but he felt that because of their leadership position, they should be recognized because this program as well as some other programs are part of Hoover Helps and Neighborhood Bridges. Mr. Bannister said one of the deals he had to make with the Mayor, Councilmen Lyda and others in our conservative City government is they had zero staff and zero City funding and they take zero dollars so that means they do get some donations from the private sector. City Councilmen Gene Smith and his wife Pam is here tonight. Gene's sister, Virginia Riles, whose father is deceased, Gene Smith, Sr. and his mother Elaine Smith have a foundation and he probably does not have to tell anyone in the room, if you live in the City of Hoover you probably have benefited from the Smith Family Foundation and their generosity. This program would not be possible without them stepping forward and stepping up, which they did quickly and immediately and without hesitation. Mr. Bannister thinks it is important to recognize people in our City that bring both things to the table because without folks that actually put dollars into things sometimes great ideas sit and just parish so joining him tonight, Mrs. Pam Smith and Mr. Gene Smith he would like to personally thank you both and come be in the picture.

- Chief Bentley said this is a wonderful opportunity to let you meet some of our new fire fighters hired in the last eight to twelve months. We enjoy this time to swear them in. The first person is Wesley Lopez. Wesley grew up in the area and graduated from Vestavia High School and Auburn University. He served in the Air National Guard as a Crew Chief for many years. He was also a Hoover Detention Officer for the Police Department and decided he wanted to work for the Fire Department. Chief Derzis did not want to give him up, but we took him. He loves to fish, kayak and work on his old truck. He is a wonderful employee and has done a great job this past year. He is a hard working with a fantastic attitude and is just a can do person and we are glad that he is with the Hoover Fire Department. He is the son of Dr. Melinda Lopez and Mr. Frank Lopez. His mother is here also and we appreciate all of you being here. Wesley just passed the National EMT Registry and he has been riding the rescue fleet a good bit and enjoys that.

Mr. Ryan Harkey is currently assigned to truck eleven at fire station number six in the Dear Valley Community. He grew up in Adger, Alabama and lives in Oak Grove. Does anybody remember Mr. Scott Nichols who use to work for us as a paramedic fire fighter for twenty-five years. The sun rises and sets in Oak Grove and that is where Mr. Harkey lives now. He graduated from Oak Grove High School. He worked for U.S. Steel for eighteen years. He has worked for Concord and Graysville Fire Departments and he has been with us just over a year. He is here with his wife Ashley tonight. Mr. and Mrs. Harkey are youth pastors at their local church. He is just a fine Christian example of a mentor and a leader for our department. He has three children Albany and Brooklyn are here and Caleb was unable to attend. The unique thing about Ryan is he has a wonderful attitude and his skill set is phenomenal from working at U.S. Steel for many years, he is not afraid to tackle anything. He can operate anything, repair and fix anything. He is just a remarkable asset to our department and we are certainly appreciate him being here.

Mr. Hunter Wade is currently assigned to engine two in the Hazmat Unit on Patton Chapel Road. Mr. Wade grew up Montevallo, Alabama and lives in Calera now. He worked for ESPN as a camera operator for eight years. He traveled the country for a little while, so he got some experience there, but he has always had the passion to be a fire fighter. He went to work for the Alabaster Fire Department and we were able to hire him from there. He is a phenomenal asset to our department. He loves being outdoors and spending time with his family. He is married to his wife, Katie who is here with their son, Garrett. Mr. Wade has taken a general interest in the Hazmat Unit at station two and he does a great job. We are glad you are a member of the Hoover Fire Department, thank you very much.

Mr. Russel Bell is also assigned to engine two and he is a full time fire fighter with the Mountain Brook Fire Department. He has been working with us as a part time fire fighter for a little over a year. He grew up in Mississippi and started his career with the Bessemer Fire Department. Then he transferred through the system to the Mountain Brook Fire Department. He loves physical fitness and I think you can see he is my personal bodyguard. He loves reading and spending time with his family. The unique thing about Russel is his goal is to move up the ranks through the fire department and he wants to be a better husband and he wants to be better today than he was yesterday. That sums up Mr. Bell and who he is. He is here with his lovely wife. They have four children. We appreciate you and what you do for the department, thank you.

Mr. Sheldon Loden is current assigned to engine four on Municipal Drive. He grew up in the Fultondale community. He worked with Fultondale Fire Department and the Rocky Ridge Fire Department. He is currently completing his E.M.T. Paramedic that he will pass the first time. You are going to pass it. He also likes the outdoors and spending time with his family. He is here with his wife, Cassidy and their newborn Brody. Cassidy's mother is here, Ms. Angie Hopper, his parents Mr. Phillip and Ms. Sandy Loden. Thank you for taking the time to be with us. Sheldon is doing a remarkable job. He is a young person and a hard worker. He has a great reputation and we appreciate what you do. We are honor to have you, thank you.

Chief Bentley did the swearing in of the five new employees.

- Annual Transportation Plan Report for FY 2020.

Mr. Chris Reeves said that tonight he would give a brief report on the gas tax fund. Back in March of this past year, the Alabama House and Senate passed the Rebuild Alabama Act or the gas tax fund. One of the requirements of that act was that the City meet certain requirements to qualify for that funding. The first requirement was by the end of August this past year that the City develop and adopt a transportation plan. We did that and the City Council approved that by a resolution on August 19, 2019. The next order of business was for the City Engineer or his designee to prepare by the first meeting in January a written report and submit it to the City Council. You should have that report in your handouts and

on your agenda as well. He also sent out copies through inter office mail. That report is to detail the expenditures with that gas tax fund money to show how it is being spent and to give you an update of the status of the report. Mr. Reeves asked Mrs. Dickerson if she would include a copy if this report in the minutes which is one of the requirements as well. The Annual Transportation Plan included one project and it was to resurface portions of Chapel Road. The project started just North of Gwin Elementary and Simmons Middle School and continued north to the intersection of Shades Crest and Chapel Road. There are two sections that we omitted from this starting at Putnam Place to Carisbrooke Parkway, we resurfaced that in 2015, and also the intersection of Park Avenue at Chapel Road was included in some resurfacing on Park Avenue back in late 2016. Dunn Construction Company is completing the project under existing road resurfacing and paving contract. They have resurfaced approximately two miles of roadway lane miles of Chapel Road. They anticipate being completed by the end of this month. As of this morning, they were approximately 85% complete with the project. The remaining items of work was paving the shoulders, the final striping and several punch list items we have for them to address. They guaranteed to be completed with the final striping by the end of this month. The estimated gas tax funds for this project utilized toward this project is \$334,500.00 and some change. The total cost for resurfacing these two miles is right around \$560,000.00. The extra funds will be allocated from our annual fiscal year resurfacing funds. Also included in your handout are copies of the proposed gas tax estimates for this year and next two years. The copies of the certificate of compliance that has to be filed by January 15, 2020 and pre and post photos of the project. The pre photos were taken in March of this past year and the post photos were taken the last week of December.

Mr. Smith asked when the last time the City streets were graded A through whatever and how many years between grading.

Mr. Reeves answered we graded them last year. We grade all the streets every three years. The streets that are in the worst conditions that we were not able to resurface in the first year. We go back the second year and re-grade the streets that are rated the worse and decide which streets are resurfaced the next year.

Mr. Smith announced that he sees State Representative Mr. David Wheeler is in the audience and asked if there was anything he wanted to share. There was not anything to share.

## **Regular Agenda**

### **Payment of Bills**

**MOTION** Mr. Lyda made the motion to approve the payment of the bills with a second by Mr. Greene.

Mr. Smith called for the question with a voice vote on payment of the bills and the motion carried approving the payment of the bills.

Mr. Corley read the summary of the Ordinance.

### **Ordinance Number 20-2465**

#### **Ordinance Number 20-2465 – An Ordinance to Amend Chapter 2, Article I, Section 2-6 of the Municipal Code of The City of Hoover, Alabama.**

Mr. Smith said that Ordinance Number 20-2465 is the second reading in roll call vote that will change the City Council Meetings beginning January 24, 2020 from this location to Spain Park High School. Dr. Middlebrooks was able to work this out just for the month February then the Council will have another ordinance that will bring the meetings back to Senior Center in March. The Council Members felt that the meetings do not have a home right now and they could take it on the road so that the people on the eastside of town would not have to travel as far. The chair is open for a motion.

**MOTION** Motion to adopt Ordinance Number 20-2465 was made by Mr. Lyda seconded by Mr. Greene.

Mr. Smith asked if there were any other comments or questions from the Council.

Mr. Shaw said to be clear this is not for BZA or Planning and Zoning Meetings. It is just for City Council and City Council Work Session Meeting.

Mr. Smith said it is strictly for City Council Work Session and City Council meetings at Spain Park High School, January 24, 2020 and the month of February. Mr. Smith asked for any comments or questions from the audience.

There being none, Mr. Smith called for the question with a roll call vote, as follows:

Mr. Greene –yes	Mr. Lyda – yes
Dr. Middlebrooks - yes	Mr. Posey – yes
Mr. Shaw – yes	Mr. Smith – yes

Motion carried.

Mr. Phillip Corley read the Resolution.

### **Resolution Number 6168-20**

**Resolution Number 6168-20 – A Resolution Amending The Budget for The Fiscal Year Ending September 30, 2020.**

**Motion** Motion to approve Resolution Number 6168-20 by Mr. Lyda and second by Mr. Greene.

Ms. Bolt said this is a project with ALDOT that came in a bit higher than we estimated so we needed to adjust the budget \$60,000.00.

Mr. Smith asked if there were any other comments or questions from the Council or the audience. There being none, Mr. Smith called for the question with a voice vote and the motion carried approving Resolution Number 6168-20.

Mr. Corley read the summary of the Ordinance.

**First Reading**

**Ordinance Number 20-2469**

**Ordinance Number 20-2469 – An Ordinance to Amend Chapter 2, Article I, Section 2-6 of the Municipal Code of the City of Hoover, Alabama.**

Mr. Smith said that February 17, 2020 is the second meeting in February unless there are any called meetings, there will a work session toward the end of the month, it will come back to the Senior Center, and then they will have their regular meetings.

**1<sup>st</sup> Reading for a Public Hearing (Items to be considered on January 21, 2020)**

Mr. Corley read the summary of the Ordinance.

**Ordinance Number 20-2466**

**Ordinance Number 20-2466 – An Ordinance to Amend The Trace Crossings Planned Unit Development – 16 Amendment.**

Mayor Brocato said this is a Planned Unit Development and he thinks it is very important that we pay attention to our neighborhoods. He is concerned that in this PUD it allows drive thru restaurants. We need to come up with some good examples as to what might be a good fit for

that. We need to be careful about allowing just any type of drive thru restaurant to go in this neighborhood. He is concerned about just the fact of the late hours, the noise it will bring and the traffic it will bring and he does not know that every drive thru restaurant would be a good fit for this neighborhood. We need to be very careful in allowing any type of drive thru restaurant to go in that PUD. He would ask that any discussions that you think about making on conditional use that we at least have an opportunity to look at that business and see if it is really a fit. He appreciates the opportunity to speak on that.

Mr. Smith said he has talked with the property's developer for that property and he indicated to him that he had no such plans for any fast food restaurant. Mr. Martin anything you would like to add and should this be something that we look at all our commercial PUDs if we are going to go conditional use.

Mr. Martin said we actually have a proposed amendment on the agenda that would alter our zoning ordinances to where our base commercial districts would treat drive thru restaurants conditional use, not prohibiting them but rather giving them an added level of review with this body and our planning commission. It would also alter the PC (Plan Commercial District) as we have future Planned Unit Developments that come across for consideration. This amendment would have drive thru as a conditional use there as well.

Mr. Smith asked for this particular first reading, this would be only for The Trace Crossing PUD at this time for this particular vote.

Mr. Martin answered yes, based on the comments that he just heard.

Mr. Shaw said he would like to concur with the Mayor's concern about drive thru but to be clear this PUD does not have any impact on drive thru restaurants, correct.

Mr. Martin said this particular amendment as written adjusts a front setback boundary on a proposed new road that would connect Brocks Gap Parkway with property to the rear of the Methodist Church and further south. That is the only issue that this particular amendment as written.

Mr. Shaw said so this amendment has no applications on a drive thru or a drive-up. The discussion that came up was parallel, correct. The second question is that we have that ordinance amendment that is coming up with planning and zoning that will citywide make all drive thru a conditional use, correct.

Mr. Martin said for our base zoning districts and any new planned unit developments, yes.

Mr. Shaw said we have many PUDs with that catch all cause. Mrs. Danielson not to put you on the spot, but he is. There are some disagreement as to whether or not we can amend an ordinance in that makes all drive thru conditional uses still affect the existing PUDs. Are we confident enough with informal discussion that we can amend and affect those PUD ordinances by adjustments, correct?

Mr. Corley said very separate zoning districts and he thinks you would have to amend each PUD or pass a. Mr. Corley deferred to Mrs. Danielson

Mrs. Danielson said that is done after the application.

Mr. Shaw said we did have that discussion during Planning and Zoning, but for this PUD it just a setback for this cut thru road and about the geometry and the power lines and some other things.

Mr. Smith asked is this for establishing the road itself.

Mr. Martin said the road is called for by the master development plan of a previous amendment. This would adjust the setback from the required 50 feet to 20 feet along this new roadway to bring the development a little closer to that street.

Mr. Smith asked it is not going to interfere with the possible parking or anything for the development itself or any development that might occur.

Mr. Posey said he is not very sure where this road is going and he would like to have seen another turn lane going into Stadium Trace on the right hand turn instead of going down this road. He does not see how you are going to turn left going down this road with the way the lights are situated and the way things are situated there. It may be a right lane turn only off Brocks Gap to it. He knows it is part of the PUD and where it is going. He just thinks a right-of-way would have been better on bringing that traffic off of Brocks Gap Parkway around toward the Met and toward the middle school rather than this road here that is not going to benefit anyone except for the residents living there turning right into it because you cannot turn left there the way the signalization is and turn out.

Mr. Martin said the staff would be glad to address any concerns about the potential lane location designs. Mr. Martin said they are very early in the process right now. The Master Development Plan for a previous amendment called for there to be a connectivity between the streets of Brook Gap Parkway through this particular site and connect to future Village Center to the south of what Signature Homes is planning to develop.

Mr. Barry Silver with USX said it is straight forward as Mr. Martin said. They are just simply requesting to have a 20-foot setback on the cut thru road. The parties involved between Signatures Homes, USX and the developer of the site it did not matter if it is a road, a private driveway or no road at all. The City wanted to have the road cut through there so the developer agreed to do that. The standards in the PUD for Trace Crossings said that the front setback would be 50 foot, but the PUD for Trace does say that the developer has the right to change that setback as well and it is not a ridged number. It just has a negative impact on the site. The 50-foot setback on that cut thru road that pushes things out and makes L shaped buildings and so forth. It is great just to have everything kind of straight facing Brocks Gap.

Mr. Smith said they would have a public hearing and the second reading and likely a vote at the January 21, 2020, City Council meeting, which will be on Tuesday instead of Monday because of Martin Luther King, Jr. Holiday.

Mr. Corley read the summary of the Ordinance.

**Ordinance Number 20-2467**

**Ordinance Number 20-2467 – An Ordinance to Amend The Zoning Ordinance of The City of Hoover, Alabama.**

Mr. Smith said what he understands from Mr. Shaw's conversation with Mr. Corley and Mrs. Danielson this is in Standard C-2 where this would be effective C-4, C-2, C-3, I-1 & P-C zoning commercial districts, but it will not affect any particular PUD without it being addressed in its own separate vote.

Mr. Corley said correct, there have been cases where is said certain instances the developer objected that you would have to go back and obtain the consent.

Mr. Smith asked if there were any other comments or questions from the Council, hearing none.

Mr. Corley read the summary of the Ordinance.

**Ordinance Number 20-2468**

**Ordinance Number 20-2468 – An Ordinance to Amend The Zoning Ordinance of The City of Hoover, Alabama.**

Mr. Smith said that he and Mr. Shaw had talked earlier today about a citizen's concern on Item 12 about car dealerships.

Mr. Smith said he just wanted to make sure, Mr. Martin, that there are no changes in the zoning that would allow car dealerships where it is not currently allowed now.

Mr. Martin said this particular ordinance is crafted to create the new use classification, the R and D facility and to set out portions of the City where that will be a permitted use.

Mr. Smith said even with Ordinance Number 20-2467 will not allow car dealerships if it is not currently allowed.

Mr. Martin said that is correct, we did not change the language.

Mr. Smith asked if there were any other comments or questions from the Council on Ordinance 20-2467 or 20-2468. Mr. Smith asked Mr. Rice if he wanted to speak about tomorrow's community meeting.

### **Comments/Questions**

Mr. Rice said at the request of Mr. Wood, the Chairman of Planning and Zoning, we will have an opportunity for the community to hear from the proposed developer of part of the Smith Farms property in Bluff Park at 6:30 p.m. tomorrow night at Bluff Park Elementary School. Not the historic structure but the actual modern elementary school cafeteria. We will be there to listen and he will be able to present his proposal and then the members of the community can ask any questions on what they wish of him and he can provide his answers. 6:30 p.m. Bluff Park Elementary tomorrow night.

Mr. Smith asked if anyone from the Council would like to speak.

Mr. Lyda said they have a Boy Scout in attendance.

Mr. Smith asked him to stand and introduce himself and tell what scout troop he belongs to and what badge he is working on.

He stood and said he was working on his Citizenship of the Community Badge.

Dr. Middlebrooks said he would like an update on Resolution Number 6168-20 Bluff Park Sidewalk Project. When should the dirt start moving on that project?

Mr. Tim Westhoven said once we get the check cut and sent to ALDOT we should see dirt moving on those sidewalks by March.

Dr. Middlebrooks said concerning sidewalks, he knows the Council previously had approved funding for sidewalks along Highway 150 from Highway 31 down to Pond River Estates. He is supportive of that project, but he sees no movement. He thinks it has been delayed for some reason so what is the status on this project.

Mr. Westhoven said they actually have an agreement from ALDOT to start the design of that project that they are prepared to bring to the Council.

Dr. Middlebrooks asked when it was going to happen.

Mr. Westhoven answered next week.

Mr. Smith asked if there were any other comments or questions from the Council or the audience.

There being no further business, the meeting was adjourned at 6:35 p.m.

---

Gene Smith  
Council President

---

Frank V. Brocato  
Mayor

**ATTESTED BY:**

---

Wendy Dickerson  
City Clerk