

CITY OF HOOVER
CITY COUNCIL MEETING
MINUTES
MONDAY, JUNE 7, 2021
6:00 PM

The City Council of the City of Hoover met in regular session on this date at 6:00 PM, in the Council Chambers at the Hoover City Hall, following publication and posting pursuant to Alabama Law. Council President John Lyda called the meeting to order.

Members Present: John B. Lyda, Council President
Curt Posey, Council Pro-Tem
Mike Shaw, Council Member
Derick Murphy, Council Member
Casey Middlebrooks, Council Member
Steve McClinton, Council Member

Members Present: Sam Swiney, Council Member

Other Officials Present: Mayor Frank V. Brocato
Phillip Corley, City Attorney
Wendy Dickerson, City Clerk
Allan Rice, City Administrator
Tina Bolt, CFIO/City Treasurer

Mrs. Dickerson, City Clerk, led the invocation.

Mr. Swiney led the Pledge of Allegiance.

GUEST RECOGNITION(S)

- Caitlyn McTier – Miss Hoover
- Hoover Bucs Mountain Bike Team
- Alan Paquette – Board of Education Member
- A.W. Bolt – Former Board of Education Member
- David Bradley – Former Council Member
- Erin Lutomski – Jefferson County “Distinguished Young Woman”

Consent Agenda

MINUTES

MAY 17, 2021 (MEETING)

RESOLUTION NUMBER 6470 -21

A RESOLUTION APPROVING AN ALCOHOL LICENSE FOR HOMETOWN FARE, LLC D/B/A HOMETOWN FARE; 3623 MARKET STREET; SUITE 101; KATHRYN DAVIDSON ADAMS AND SHELBY ALLEN ADAMS, EXECUTIVE(S).

RESOLUTION NUMBER 6471 -21

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN UNDERGROUND EASEMENT AGREEMENT WITH ALABAMA POWER COMPANY.

RESOLUTION NUMBER 6475 -21

RESOLUTION NUMBER 6475-21 – A RESOLUTION AMENDING RESOLUTION NUMBER 6454-21 TO NAME ALL CITIES IN FORMATION OF THE CAHABA SOLID WASTE DISPOSAL AUTHORITY.

Mr. Corley read the summary of the Consent Agenda Items/Resolutions.

Mr. Lyda asked if anyone from the Council or public would like an item removed from the Consent Agenda, there being none, he called for a motion.

MOTION Motion for the approval of the Consent Agenda Items/Resolutions was made by Mr. Posey, seconded by Mr. Shaw.

Mr. Lyda asked if there were any questions from the Council or audience. There being none, discussion from the floor was closed.

Mr. Lyda called for the question with a voice vote and the motion carried approving all Consent Agenda items/Resolutions.

Regular Agenda

RESOLUTION NUMBER 6472 -21

A RESOLUTION DECLARING A WEED AND OTHER VEGETATION NUISANCE AND DIRECTING THE ABATEMENT OF SAID NUISANCE PURSUANT TO ALABAMA LAW.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6472-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Robert Macke, Zoning Inspector, reviewed and showed photos of the properties with the Council.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6472-21.

RESOLUTION NUMBER 6473-21

A RESOLUTION FOR THE LEVY OF RATES FOR SANITARY SEWER SERVICES PROVIDED BY THE CITY OF HOOVER, ALABAMA.

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6473-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Rice updated the Council about the Resolution.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Discussion ensued about the system, the rate structure, the maintenance needed, and about selling the system.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

The following people spoke against the Resolution:

Tom Carey, Riverchase Parkway
Lynn Phillips, Southlake Lane
A.W. Bolt, Cove Circle
David Bradley, Fairview Way Lane
John Holmes, River Road
Paula Beck, River Road
Larry Densmore, River Road

Chris Reeves, City Engineer, and Bert Hankins, Project Manager for Clearwater Solutions, explained the levels and what the law requires.

Discussion ensued about the level and requirements.

The following people spoke against the Resolution:

Steve Trucks, Hawthorne Lane
Lydia White, Water Edge Court
Jackie Dillard, Willow Crest Lane

Mr. Murphy stated that he understands that the City had town hall meetings in 2018 and asked if any had established since then.

Mr. Rice stated nothing had changed except the rate of under recovery increased, since discussed at the town hall meetings. He stated that a formal rate study was completed and the findings presented.

There being no further questions or comments, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6473-21.

ORDINANCE NUMBER 21-2531

**ANNEXATION – PHASE 7 – PROPERTY KNOWN AS EVERLEE PUD;
SIGNATURE 150, LLC, MARBURY PROPERTIES, LLC, AND CCN
ASSET MANAGEMENT COMPANY, LLC, OWNER(S).**

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance 21-2531 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a roll call vote, as follows:

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

The motion carried approving Ordinance Number 21-2531.

RESOLUTION NUMBER 6474-21

**ANNEXATION – 90 DAY – PROPERTY KNOWN AS EVERLEE PUD;
SIGNATURE 150, LLC, MARBURY PROPERTIES, LLC, AND CCN
ASSET MANAGEMENT COMPANY, LLC, OWNER(S).**

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6474-21 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6474-21.

RESOLUTION NUMBER 6457-21

**A RESOLUTION FOR THE ABATEMENT OF NUISANCE DUE TO
WEEDS AND/OR GRASS.**

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6457-21 was made by Mr. Posey seconded by Mr. Shaw.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6457-21.

ORDINANCE NUMBER 21-2526

AN ORDINANCE FOR THE PRE-ZONING OF 2560 WOODMEADOW LANE FROM JEFFERSON COUNTY R-2 (SINGLE FAMILY DISTRICT) TO HOOVER R-2 (SINGLE-FAMILY RESIDENTIAL DISTRICT).

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance 21-2526 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Lyda opened the floor and asked if the Council had any questions or comments.

Mr. Lyda opened the floor and asked if the public had any questions or comments.

There being none, the floor was closed for discussion.

Mr. Lyda stated that a letter was received by Jerry Nation, and is to be added to the record.

Mr. Lyda called for the question with a roll call vote, as follows:

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Mr. Murphy – yes
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda – yes	Motion carried.

The motion carried approving Ordinance Number 21-2526.

1st Reading and Setting a Public Hearing – Item(s) For June 21, 2021 (No Action To Be Taken At This Meeting)

RESOLUTION NUMBER 6469-21

A RESOLUTION FOR THE ABATEMENT OF NUISANCE DUE TO WEEDS AND/OR GRASS.

ORDINANCE NUMBER 21-2527

AN ORDINANCE FOR THE ZONING OF 1873 MAYFLOWER LANE TO HOOVER R-2 (SINGLE-FAMILY RESIDENTIAL DISTRICT).

ORDINANCE NUMBER 21-2528

AN ORDINANCE FOR THE ZONING OF 1868 WISTERWOOD DRIVE TO HOOVER R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT).

ORDINANCE NUMBER 21-2529

AN ORDINANCE FOR THE ZONING OF 2316 TETON ROAD TO HOOVER E-2 (SINGLE-FAMILY ESTATE DISTRICT).

ORDINANCE NUMBER 21-2530

AN ORDINANCE FOR THE ZONING OF 3734 SPEARMAN DRIVE TO HOOVER R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT).

RESOLUTION NUMBER 6468-21

CONDITIONAL USE FOR A PET GROOMING AND BOARDING FACILITY WITH OUTDOOR RUNS, PLAY AREAS, TO INCLUDE ON-SITE VETERINARY CARE AND RESIDENCE QUARTERS FOR A 24 HOUR ON-SITE CARETAKER, AND APPROVAL OF THE SITE PLAN FOR THE PROPERTY LOCATED ON TATTERSALL BOULEVARD AT THE CORNER OF GREYSTONE WAY.

Mr. Charlie Beavers was present to represent the item. He explained the request.

The Council changed the conditions to Exhibit 2:

Motion Motion to amend Resolution Number 6468-21 was made by Mr. Shaw seconded by Mr. Posey to no animals outside after 7 p.m. and before 6:30 a.m. and to limit the number of outside dogs to 75 at any given time.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6468-21 with the following amendments - no animals outside after 7 p.m. and before 6:30 a.m. and to limit the number of outside dogs to 75 at any given time.

ORDINANCE NUMBER 21-2532

AN ORDINANCE TO AMEND THE ZONING ORDINANCE – REVISION TO ARTICLE 7.

Public Comments

There being no further business, meeting adjourned at 7:42 p.m.

Wendy Dickerson