

**HOOVER CITY COUNCIL
MINUTES OF MEETING**

DATE: February 2, 2009
TIME: 6 P.M.
PLACE: Hoover Municipal Center
PRESENT: Mayor Tony Petelos
Mr. Gary Ivey, Council President
Mr. John Greene, Council Member
Dr. Trey Lott, Council Member
Ms. Mari Morrison, Council Member
Mr. Brian Skelton, Council Member
Mr. Gene Smith, Council Member
Mr. Jack Wright, Council Member

ALSO PRESENT: Mr. Mark Boardman, City Attorney
Chief Tom Bradley
Tommy Daniel, Director Public Works & Park Maint.
Chief Nick Derzis, Police Chief
Ms. Susan Fuqua, Director Municipal Court
Mrs. Karen Higgins, Director Human Resources
Mr. Bob House, House Consultants
Mr. Richard Johnson, Director Inspection Services
Mr. Rod Long, City Engineer
Mr. Frank Lopez, Director Revenue and Taxation
Mr. Craig Moss, Director Hoover Parks & Recreation
Mr. Allen Pate, Executive Director
Mr. Ben Powell, Director Support Services
Mr. Robert Yeager, Finance Director

The meeting was called to order by the Council President Gary Ivey. The City Clerk had roll call and a quorum was present.

The City Clerk then gave the invocation. Council President Ivey stated the Pledge of Allegiance would be led by Boy Scout Troop 119 from the Church of Brook Hills. Their Assistant Scout Master is Mr. Dan Ivey.

1. **REPORTS**

Council President Ivey recognized Police Chief Nick Derzis.

Chief Derzis addressed those present and introduced **Police Officer Lee Love** and **Drug Dog Hans** who join him at the front of the Chambers.

Chief Derzis explained that Hans is the Bomb and Explosive Detection Dog. He stated Officer Love and Hans had just gotten back from Tampa, FL. this afternoon where they had been helping work security at the Super Bowl.

Chief Derzis at this time read from a news release from the Bureau of Alcohol, Tobacco and Firearms dated January 30, 2009. Officer Love and Hans helped the City of Tampa in their preparation for the Super Bowl. Chief Derzis stated he appreciated very much the job they do for the City and he was glad they were able to assist the City of Tampa in this manner.

Mr. Ivey at this time recognized Miss Carley Shaw.

Miss Shaw was joined at the front of the Chambers by her parents, Mr. & Mrs. Eddie Ivey and her brother. Mr. and Mrs. Ivey had addressed the Council at work session to express their appreciation for the life saving measures by the Hoover Fire Department in responding to the accident their daughter Carley was involved in on January 5, 2009. He also expressed this appreciation to the Police Department, Mayor and City Council for their support for these departments.

Miss Shaw was released from the hospital on Friday, January 30, 2009. She had expressed a desire to personally come to this meeting to present those responsible for saving her life with a "thank you". At this time a framed expression of thanks was given to those involved in this event.

Mrs. Shaw encouraged the Mayor and Council to continue with their support of these departments as it can make a difference in saving lives.

Chief Bradley stated his men had immediately followed up on the progress of Carley once she was in the hospital. He noted that they do this on their emergency runs and they have a true and deep concern about those they assist.

Mayor Petelos addressed those present and thanked Carley and her family for this kind expression. He noted that the retirement party for Chief Bradley had been held yesterday and attended by many friends and associates. He briefly addressed Chief Bradley's dedication to the City of Hoover and the Fire Department for making it one of the best in not only the State of Alabama but also in the nation. He noted that Chief Bradley is officially retired today but he came tonight because he knew that Carley would be here. He noted that this is truly a testimony to Chief Bradley and his work through the years.

Mayor Petelos stated he would like to give a brief report on the Hoover hospital. He stated unfortunately last week the Governor killed the proposal for a Hoover hospital; but, he did leave the door open. He stated there were some questions that the Governor would like to have answered and he did not feel this is a dead issue for the City. He stated the City of Hoover does not have a hospital in the City and we need one in close proximity. He stated if there is an emergency situation, it is very critical should it be during rush hour. He urged everyone contact the Governor to ask him to move forward with the plans for this hospital. He noted this is going to be a long, uphill battle and a very lengthy process. He stated he plans to continue to work hard to have a hospital in the City of Hoover.

Mr. Ivey recognized Mayor Petelos for the reading of a Proclamation concerning **Financial Literacy Week**.

Mayor Petelos asked Ms. Velda Eugenias to join him at the front of the Chambers and explain about her organization and what would be happening here in Hoover this Thursday.

The City attorney at this time read a Proclamation citing February 9 – 13, 2009 as **Financial Literacy Week** in the City of Hoover.

Ms. Eugenias thanked the Mayor and Council for this opportunity. She discussed the downturn in the economy and the struggles everyone has during this time. She stated she is representing the National Association of Personal Financial Advisors which is a consumer education foundation. They came up with the idea to get a bus and travel across the U.S. to try to educate consumers on how to survive a financial crisis. At the time this was planned she noted they had no idea as to the gravity of the crisis we are now in. She stated this bus will be in Alabama and in Hoover at the Hoover Library Parking Lot on Thursday, February 5, 2009. Free one-on-one financial counseling will be provided with a registered NAPFA advisor. They will also have tool kits that will help the consumer as well as a free copy of the *Kiplinger's* magazine. She noted this event is sponsored by *Kiplinger's* magazine, TD Ameritrade, and the Consumer Foundation. She stated this is a kickoff for the week of financial literacy. This is being done by all volunteers across the state of Alabama. Their goal is to help the citizens of Alabama to get through this economic crisis and come out stronger.

Mayor Petelos thanked Ms. Eugenias for choosing the City of Hoover and making this available to our citizens.

The City attorney then read a proclamation which proclaimed February 6, 2009, as **National Wear Red Day** in the City of Hoover. This is sponsored by the American Heart Association regarding the need to increase awareness about heart disease

Mr. Ivey at this time recognized Mayor Petelos.

Mayor Petelos stated **Mr. Roger Varner** has served as his representative to the Personnel Advisory Committee and his term has expired. Mayor Petelos stated Mr. Varner has been a good member on this committee and he would like to reappoint him at this time.

Mr. Wright made a motion to show Council concurrence of this appointment. This motion was seconded by Mr. Skelton.

Mr. Ivey called for any comments or questions from the Council; there were none. On voice vote the motion carried unanimously.

2. **APPROVAL OF MINUTES**

Mr. Ivey stated each member of the Council had previously received a copy of the minutes of the January 20, 2009 Council meeting as well as the work session held on January 29, 2009.

Mr. Wright made a motion that the minutes be approved as presented. This motion was seconded by Mr. Skelton.

Mr. Ivey called for any comments or questions; there being none, on voice vote the motion carried unanimously.

3. **RESOLUTION NO. 4221-09 – AMEND BUDGET**

The City attorney read Resolution No. 4221-09 which would authorize the continuation of the 9/30/08 budget as noted the Exhibit “A” of this resolution.

Mr. Wright made a motion to approve Resolution No. 4221-09. This motion was seconded by Mr. Skelton.

Mr. Ivey called for comments or questions; there being none, on voice vote the motion carried unanimously.

4. **RESOLUTION NO. 4222-09 – AUTHORIZE MAYOR TO EXECUTE AGREEMENT – ALABAMA DEPARTMENT OF TRANSPORTATION – RESURFACING PROJECT HIGHWAY 280**

The City attorney read Resolution No. 4222-09 which would authorize the Mayor to execute an agreement with the Alabama Department of Transportation regarding the resurfacing project along portions of Highway 280.

Mr. Wright made a motion to approve Resolution No. 4222-09. This motion was seconded by Mr. Skelton.

Mr. Ivey called for comments or questions; there being none, on voice vote the motion carried unanimously.

5. **RESOLUTION NO. 4223-09 – AUTHORIZE MAYOR TO EXECUTE CLAIMS SERVICE AGREEMENT – HILL ADM. SERVICES INC.**

The City attorney read Resolution No. 4223-09 which would authorize the Mayor to execute an addendum to the claims service agreement with Hill Administrative Services, Inc. for workers compensation claims which was originally executed February 1, 2003.

Mr. Wright made a motion to approve Resolution No. 4223-09. This motion was seconded by Mr. Skelton.

Mr. Ivey called for comments or questions; there being none, on voice vote the motion carried unanimously.

6. **RESOLUTION NO. 4224-09 – AUTHORIZE INSTALLATION ADDITIONAL TRAFFIC SIGNALS – PRESERVE PKWY & GROVE BLVD./SULPHUR SPRINGS RD.**

The City attorney read Resolution No. 4224-09 which would authorize the installation of additional traffic signals on Preserve Parkway and Grove Boulevard at Sulphur Springs Road.

Mr. Wright made a motion to approve Resolution No. 4224-09. This motion was seconded by Mr. Skelton.

Mr. Ivey called for comments or questions; there being none, on voice vote the motion carried unanimously.

7. **RESOLUTION NO. 4225-09 – ABATEMENT OF NUISANCE – 2144 ROSLYN DR., HOOVER, AL**

Mr. Ivey stated he has been advised by the attorney that this should be continued.

Mr. Wright made a motion to continue this resolution to the next meeting.

Mr. Boardman, City attorney, asked that this be continued generally.

Mr. Wright restated his motion to generally continue this matter as requested by the attorney. This motion was seconded by Mr. Skelton.

Mr. Ivey called for comments or questions; there being none, on voice vote the motion carried unanimously.

8. **RESOLUTION NO. 4226-09 – DECLARE VEHICLE AS SURPLUS**

The City attorney read Resolution No. 4226-09 which would declare a 2007 Chevrolet Tahoe vehicle as surplus to be disposed of in compliance with the recently approved Employee Retirement Incentive Program and the retirement of Fire Chief Tom Bradley.

Mr. Wright made a motion to approve Resolution No. 4226-09. This motion was seconded by Mr. Skelton.

Mr. Ivey called for comments or questions; there being none, on voice vote the motion carried unanimously.

9. **RESOLUTION NO. 4227-09 – AUTHORIZE MAYOR TO EXECUTE SPECIAL SERVICE ARRANGEMENT AGREEMENT – AT&T – E911 MAINTENANCE**

The City attorney read Resolution No. 4227-09 which would authorize the Mayor to execute a special service arrangement agreement with AT&T concerning the E911 maintenance project.

Mr. Wright made a motion to approve Resolution No. 4227-09. This motion was seconded by Mr. Skelton.

Mr. Ivey called for comments or questions; there being none, on voice vote the motion carried unanimously.

10. **APPROVAL TRANSFER OF ABC LICENSE – JOHNNY CARINO'S**

Mr. Ivey stated the Council has been requested to approve the transfer of the ABC license for **Balcony Restaurant Group 6, LLC**, DBA Johnny Carino's, 4330 Creekside Ave., Hoover, AL. This will allow for the sale of restaurant retail liquor at this location.

Ms. Morrison made a motion to approve this transfer of this ABC license for Balcony Restaurant Group 6, LLC. This motion was seconded by Dr. Lott.

Mr. Ivey called for any comments or questions; there being none, on voice vote the motion carried unanimously.

10. **PAYMENT OF BILLS**

Mr. Ivey stated the Council has received a copy of the bills submitted for payment.

Mr. Wright stated the bills had been reviewed and he made a motion they be approved for payment as submitted. This motion was seconded by Mr. Skelton.

Mr. Ivey called for any comments or questions; there being none, on voice vote the motion carried unanimously.

11. **RECOMMENDATION OF APPOINTMENT OF FIRE CHIEF**

Mayor Petelos stated he has a recommendation for appointment of Fire Chief for the City of Hoover.

Mayor Petelos reiterated that the career of Chief Bradley had been outstanding as was climaxed by his retirement party held yesterday. He noted that it is time to move on and appoint a new Chief for the City of Hoover. He noted that over the last four years this is one of the toughest decisions he has had to make as Mayor.

Mayor Petelos stated there were two well qualified individuals who applied for this job. He noted that both had life time careers with the City of Hoover Fire Department. He felt that either of these candidates could be appointed as Fire Chief in almost any city in the United States.

At this time Mayor Petelos stated he would like to appoint Chief Chuck Wingate as Fire Chief for the City of Hoover.

Mayor Petelos stated Chief Wingate began his service with the Bluff Park Fire District in 1970. He began as a firefighter with the City of Hoover in 1975 through 1978. He became a Lieutenant in 1977 until 1980 at which time he served as a Captain and Fire Marshal until 1988. He was appointed a Battalion Chief in 1985 until present. He has done a great job during these years. He stated he felt Chief Wingate would do a great job and keep Hoover going in the direction to make Hoover Fire Department one of the best in the country.

Councilman Smith stated he felt it would be appropriate that the Council ratify this appointment. Mayor Petelos at this time asked that the City Council acknowledge his appointment of Chief Wingate as Fire Chief.

Mr. Smith made a motion that the Council ratifies the decision of Mayor Petelos to appoint Chuck Wingate as Fire Chief for City of Hoover. This motion was seconded by Ms. Morrison

Mr. Ivey called for a roll call vote. On voice vote the votes of the Council were as follows: Mr. Ivey, "Yea", Mr. Greene, "Yea", Dr. Lott, "Yea", Ms. Morrison, "Yea", Mr. Skelton, "Yea", Mr. Smith, "Yea", and Mr. Wright, "Yea". The motion carried unanimously.

At this time Fire Chief Wingate addressed those present. He thanked the Mayor, City Council and the citizens for this wonderful opportunity. He stated has been a lifelong resident of Hoover and a firefighter since the age of 16. He stated he has been very fortunate to see the City grow and he felt he has learned from some of the best. He mentioned Bluff Park Chief Ayers, Chief Ralph Sheppard and Chief Tom Bradley.

He stated he would serve the City of Hoover to the best of his ability as the City moves forward. He thanked everyone for this trust.

Mayor Petelos stated he felt it is very appropriate that the City of Hoover is very blessed to have such good personnel in our public safety. He stated he looked forward to Chief Wingate's leadership in the Fire Department. He stated again how difficult this decision was for him as either one of these candidates were qualified.

Mr. Ivey congratulated Chief Wingate.

Mr. Ivey called for any comments or questions on any matter from the Council; there were none.

Mr. Ivey then called for any comments or questions on any matter from the floor.

Chief Tom Bradley stated wanted to reiterate that either of these candidates would make an outstanding Fire Chief and he fully supports this appointment. He congratulated Chief Wingate and wished him well.

There being no further business to come before the Council, the meeting was adjourned.

Linda Crump
City Clerk