

**HOOVER CITY COUNCIL
MINUTES OF MEETING**

DATE: May 18, 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
Ms. Susan Fuqua, Director Municipal Court
Mr. Rod Long, City Engineer
Mr. Frank Lopez, Director Revenue and Taxation
Mr. Ben Powell, Director Support Services
Mr. Don Reilly, Inspection Services
Mr. Tim Westhoven, Asst. Executive Director
Chief Chuck Wingate, Fire Chief
Mr. Robert Yeager, Finance Director

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

Lori Salter then gave the invocation.

Mr. Greene led those present in the Pledge of Allegiance.

1. REPORTS

Andrew Fort with the Beautification Board made a presentation to the winners of the **2009 Litter Awareness Week Poster Contest**. The theme this year was “How can we be green ambassadors in our world today?” There were over 500 student entries in grades 3-5 representing 6 of our elementary schools in the City. These 3 poster winners will move on to statewide competition in Montgomery. The overall top 3 winners will be recognized by Governor Reilly in a reception in November. He then called the winners up to receive a certificate and have their photo made with Mayor Petelos.

Mr. Fort announced the 3rd Place Winner is Sydney Eads a 4th grader at Gwen Elementary. The 2nd Place winner is Chloe Tedisco a 4th grader at Bluff Park Elementary and the 1st Place winner is Alexa Snow a 3rd grader at Riverchase Elementary School.

Mr. Fort thanked the Mayor and City Council for their support of the Beautification Board and said it is their goal to keep the City as beautiful and as clean as possible.

The Mayor spoke briefly recognizing the Beautification Board for their efforts in going through so many entries to make the final selections. He said the bottom line is we have a lot of kids involved in the program and that makes folks aware of litter in the community. The Mayor and Council President each congratulated the students once again.

2. **APPROVAL OF MINUTES**

Mr. Ivey stated each member of the Council had previously received a copy of the minutes from the May 4, 2009 Council meeting and the May 14, 2009 work session.

Mr. Wright made a motion that the minutes be approved as presented and to dispense with the reading. 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. 4261-09 – REJECT BID #02-09 - FIRE SUPPRESSION SYSTEMS & EQUIPMENT INSPECTION AND MAINTENANCE SERVICES**

The City Attorney read Resolution No. 4261-09, which would reject Bid #02-09 for Fire Suppression Systems & Equipment Inspection and Maintenance Services.

Mr. Wright made a motion to approve Resolution No. 4261-09. 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.

4. **RESOLUTION NO. 4268-09 – AUTHORIZE AMENDMENT TO DEVELOPMENT AGREEMENT WITH APPLE DEVELOPMENT COMPANY, LLC, REGARDING THE GROVE PROJECT (continued from 5/4/09 meeting)**

Mr. Ivey stated a motion to continue was in order.

Mr. Wright made a motion to continue Resolution No. 4268-09 to the June 1, 2009 City Council meeting. This motion was seconded by Mr. Skelton. On voice vote the motion carried unanimously.

5. **RESOLUTION NO. 4270-09 – ALABAMA SPORTS FESTIVAL HONORING FIRE AND EMS PERSONNEL**

The City Attorney read Resolution No. 4270-09, honoring all Alabama Fire Fighters and Emergency Medical personnel.

Mr. Wright made a motion to approve Resolution No. 4270-09. 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.

6. RESOLUTION NO. 4271-09 – AMENDMENTS NO. 1 AND NO. 2 TO THE 2008 COMMUNITY DEVELOPMENT BLOCK GRANT ACTION PLAN

The City Attorney read Resolution No. 4271-09, which would authorize amendments No. 1 and No. 2 to the 2008 Community Development Block Grant Action Plan.

Mr. Wright made a motion to approve Resolution No. 4271-09. 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.

7. RESOLUTION NO. 4272-09 – APPROVAL OF 2009 COMMUNITY DEVELOPMENT BLOCK GRANT ACTION PLAN

The City Attorney read Resolution No. 4272-09, which would authorize approval of the 2009 Community Development Block Grant Action Plan.

Mr. Wright made a motion to approve Resolution No. 4272-09. This motion was seconded by Mr. Skelton.

Mr. Ivey called for any comments or questions. Mr. Gene Smith stated to Mr. Tim Westhoven that he had noticed in the League magazine the possibility of another billion dollars being added to the CDBG money; he asked if Hoover would have access to any of that? Mr. Westhoven replied that the City probably will.

Mr. Ivey then asked if there was any other discussion from the Council or audience; there being none, on voice vote the motion carried unanimously.

8. RESOLUTION NO. 4273-09 – AUTHORIZE THE MAYOR TO EXECUTE A CONSTRUCTION AGREEMENT WITH CSX TRANSPORTATION, INC. AND NSH CORPORATION REGARDING THE NEW STADIUM TRACE EXTENSION BRIDGE

The City Attorney read Resolution No. 4273-09, which would authorize the Mayor

to execute an agreement for construction of the new Stadium Trace extension bridge.

Mr. Wright made a motion to approve Resolution No. 4273-09. 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.

9. SET PUBLIC HEARINGS – MONDAY, JUNE 15, 2009 – 6 P.M. – THE FOLLOWING REQUESTS WERE APPROVED BY THE PLANNING COMMISSION AT THEIR MAY 11, 2009 MEETING

- a. Niral Thakor is requesting **Conditional Use** approval to allow **Homewood Suites**, located at **121 Riverchase Parkway East**, to serve complimentary beer and wine as a part of their room package. This property is owned by Niral Thakor and is zoned PC Planned Commercial. (*P&Z Item # 5 - C-0509-03*)
- b. Sai Fang Lin is requesting **Conditional Use** approval to allow the sale of restaurant retail liquor at **Mt. Fuji Japanese Seafood Steakhouse**, to be located at **120 Doug Baker Blvd, Ste 100**. This property is owned by Ronald C. Norris and is zoned C-2 (Community Business District). (*P&Z item #6 – C-0509-04*)

10. PAYMENT OF BILLS

Mr. Ivey stated the Council had previously 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 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.

At this time Mr. Ivey announced that Mayor Petelos had some comments to make.

The Mayor stated that over the last several months he has had several people encourage him to run for Governor of the State of Alabama. Three weeks ago he made the decision to make it public that he was considering doing so and he said that he would make a decision before June 1st, 2009. He talked with his family, they thought about it, prayed about it, and really looked at the situation. The Mayor stated the prospect of campaigning all over the State of Alabama was very encouraging. He said he enjoys campaigning, he's been involved in a lot of elections and the thought of meeting new people in the State is very encouraging. He said the aspect he doesn't like is the fact that the amount of money that has to be raised in the Governor's race is in the millions and he finds it obscene that much money has to be raised. He then announced that in looking at the factors in his personal life and looking at his family situation he has made the decision not to run for Governor of the State of Alabama.

He wished to say to the candidates that are out there now and in the future, good luck to them all. He said that whoever is going to be elected Governor in the State has a very difficult task because this year there is over a billion dollars of stimulus money through the State and there will be more stimulus money next year, but the new Governor will not have that stimulus money to work with.

He said the State of Alabama has a golden opportunity for new industry. The legislature, this last session, passed a bill to allow for the tax credit for the film industry and that is an industry that can take off in this State and generate millions of dollars worth of revenue. Also, we are ripe in this State for alternative fuel and he believes Alabama can be the leader in this endeavor. The new Governor will have those decisions, but unfortunately, for himself, he has made the decision not to seek the office. He would love the opportunity to run but without the money it just won't happen.

Mr. Ivey thanked Mayor Petelos for his comments and stated that he is glad the Mayor is staying with Hoover. Mr. Skelton said he knows the Mayor would be a great Governor but we are pleased to keep him in Hoover. Mr. Smith then took this opportunity to recognize Representative Jack Williams who was in the audience.

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

Mr. Ivey called for any other comments or question from the audience; there were none and the meeting was adjourned.

Lisa Lindsey
Assistant City Clerk