

CITY OF HOOVER
CITY COUNCIL MEETING
MINUTES
MONDAY, MARCH 21, 2022
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
Casey Middlebrooks, Council Member
Sam Swiney, Council Member
Mike Shaw, Council Member
Steve McClinton, Council Member

Members Absent: Derrick Murphy, 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. Sam Swiney led the Pledge of Allegiance.

EMPLOYEE RECOGNITIONS

- Curtis Hilliard – 25 years of service

REPORTS

RESOLUTION NUMBER 6677-22

**A RESOLUTION CONCURRING WITH THE APPOINTMENT OF A
MEMBER TO THE PLANNING AND ZONING COMMISSION.**

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6677-22 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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6677-22.

CANDIDATES

- Lynneice Washington – District Attorney for Jefferson County
- Jonathan Spann – Circuit Judge, Place 1 in Shelby County

Consent Agenda

APPROVAL OF MINUTES

MARCH 3, 2022 (SPECIAL CALLED MEETING), MARCH 3, 2022 (WORK SESSION), MARCH 7, 2022 (MEETING).

RESOLUTION NUMBER 6670-22

A RESOLUTION APPROVING AN ALCOHOL LICENSE FOR GULF FUELS, LLC D/B/A GALLERIA ENCORE MOBIL, 1767 MONTGOMERY HWY; RAHIM BUDHWANI, EXECUTIVE(S).

RESOLUTION NUMBER 6671-22

A RESOLUTION AUTHORIZING THE VOTING DELEGATE FOR THE CITY OF HOOVER, ALABAMA FOR THE ALABAMA LEAGUE OF MUNICIPALITIES FOR THE ANNUAL BUSINESS MEETING.

RESOLUTION NUMBER 6672-22

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS FOR AN EASEMENT.

RESOLUTION NUMBER 6673-22

A RESOLUTION APPOINTING MEMBERS TO THE INDUSTRIAL DEVELOPMENT BOARD.

RESOLUTION NUMBER 6674-22

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY SERVICE AGREEMENT WITH MEALS ON WHEELS OF CENTRAL ALABAMA.

RESOLUTION NUMBER 6675-22

A RESOLUTION DETERMINING THAT CERTAIN PERSONAL PROPERTY IS NOT NEEDED FOR PUBLIC OF MUNICIPAL PURPOSES AND DIRECTING THE DISPOSAL OF SAID SURPLUS PROPERTY.

RESOLUTION NUMBER 6676-22

A RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS WITHIN THE RIGHT-OF-WAY – LAKE WILBORN PHASES 1A, 1B, 2A, 2B, 2C & STADIUM TRACE PARKWAY EXTENSION, PHASE 1A, MB 48, PAGE 18A & 18B, PHASE 1B, MB 48, PAGE 85, PHASE 2A, MB 49, PAGE 17, PHASE 2B, MB 49, PAGE 44, PHASE 2C, MB 49, PAGE 82, AND STADIUM TRACE PARKWAY EXTENSION, MB 48, PG 62, SHELBY COUNTY, ALABAMA.

Mr. Lyda asked if anyone from the Council would like an item removed from the Consent Agenda.

Mr. Lyda asked if anyone from the audience would like an item removed from the Consent Agenda.

No one asked for an item to be removed from the Consent Agenda.

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

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

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

Regular Agenda

ORDINANCE NUMBER 22-2557

AN ORDINANCE TO AMEND FLOOD ORDINANCE OF HOOVER, ALABAMA.

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance Number 22-2557 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.

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	
Dr. Middlebrooks – yes	Mr. McClinton – yes
Mr. Lyda - yes	

Motion carried.

The motion carried approving Ordinance Number 22-2557.

ORDINANCE NUMBER 22-2555

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF HOOVER,
ALABAMA.**

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance Number 22-2555 was made by Mr. Shaw seconded by Mr. Posey.

Mr. Mac Martin discussed changes to the ordinance.

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.

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	Dr. Middlebrooks – yes
Mr. McClinton – yes	Mr. Lyda - yes

Motion carried.

The motion carried approving Ordinance Number 22-2555.

ORDINANCE NUMBER 22-2558

**TO PROVIDE FOR CERTAIN IMPROVEMENTS TO CERTAIN
DRAINAGE AREAS ON PROPERTY IN THE AREA TO THE SOUTH OF
LORNA ROAD AT THE INTERSECTION OF HIGHWAY 31 IN THE CITY
OF HOOVER, ALABAMA.**

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval of Ordinance Number 22-2558 was made by Mr. Posey seconded by Mr. Shaw.

The following spoke:

- Aaron McCloud – Chalybe Way - represents landowner in TREA Riverchase Village
- Phillip Corley – City Attorney

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.

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	Dr. Middlebrooks – yes
Mr. McClinton – yes	Mr. Lyda - yes

Motion carried.

The motion carried approving Ordinance Number 22-2558.

RESOLUTION NUMBER 6557-22

C-0222-01 – B&P PROPERTIES, LLC, IS REQUESTING CONDITIONAL USE APPROVAL FOR A TENANT TO HOLD CHURCH BIBLE STUDIES AT PROPERTY LOCATED AT 3241 LORNA ROAD. B&P RENTAL PROPERTIES, LLC, IS THE PROPERTY OWNER AND THE PROPERTY IS ZONED C-1 (NEIGHBORHOOD SHOPPING DISTRICT).

Mr. Corley read the summary of the Resolution.

MOTION Motion for the approval of Resolution Number 6557-22 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.

The floor was closed for discussion.

Mr. Lyda called for the question with a voice vote and the motion carried approving Resolution Number 6557-22.

Items For Unanimous Consent

ORDINANCE NUMBER 22-2556

AN ORDINANCE ADOPTING THE 2021 BUILDING CODE WITH AMENDMENTS.

Mr. Corley read the summary of the Ordinance.

MOTION Motion for the approval to suspend the rules for immediate consideration for Ordinance Number 22-2556 was made by Mr. Posey seconded by Mr. Shaw.

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

Mr. Posey – yes	Mr. Swiney – yes
Mr. Shaw – yes	Dr. Middlebrooks – yes
Mr. McClinton – yes	Mr. Lyda - yes

Motion carried.

Mr. Corley explained the summary of the Ordinance.

MOTION Motion for the approval of Ordinance Number 22-2556 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.

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	Dr. Middlebrooks – yes
Mr. McClinton – yes	Mr. Lyda - yes

Motion carried.

The motion carried approving Ordinance Number 22-2556.

Items For The April 4, 2022 Meeting

ORDINANCE NUMBER 22-2559

***1ST READING* – AN ORDINANCE PROVIDING FOR THE LEVYING OF MUNICIPAL TAXES FOR GENERAL AND MUNICIPAL PURPOSES FOR THE CITY OF HOOVER, AND FOR THE ASSESSMENT AND COLLECTION OF SUCH TAXES FOR THE TAX YEAR BEGINNING ON OCTOBER 1, 2022.**

Mr. Corley read the summary of the ordinance.

ORDINANCE NUMBER 22-2557

***1ST READING* – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A FRANCHISE AGREEMENT WITH CHARTER.**

Mr. Corley read the summary of the ordinance.

Public Comments

Mr. Lyda recognized Chief Hinds along with Fire Marshall Thornton and mentioned that Fire Station 3 and Fire Station 8 have new fire engines.

Dr. Middlebrooks commented on the recent Government day (SGA) with students from Spain Park High School and Hoover High School that was held at City Hall.

The following people spoke:

- Richard Parker – Creekview Drive
- Ryan Nesbitt – Creekview Drive
- Linda Bishop – Mayflower Drive
- Rebecca Richey – Twin Pine Circle

The meeting adjourned at 6:49 p.m.

Wendy Dickerson, City Clerk