

**HOOVER CITY COUNCIL
MINUTES OF MEETING**

DATE: January 4, 2016

TIME: 6:00 P.M.

PLACE: Hoover Municipal Center

PRESENT: Mayor Gary Ivey
Mr. Jack Wright, Council President
Mr. John Greene, Council Member
Mr. John Lyda, Council Member
Mr. Joe Rives, Council Member
Mr. Gene Smith, Council Member

ABSENT: Admiral Jack Natter, Council Member
Mr. Brian Skelton, Council President Pro-Tempore

ALSO PRESENT: Mr. Charlie Waldrep, Waldrep Stewart & Kendrick, City Attorney
Ms. Leslie Klasing, Waldrep Stewart & Kendrick
Ms. April Danielson, Waldrep Stewart & Kendrick
Mr. Bob House, House Consultants
Mr. Tommy Daniel, Public Works Director
Chief Nick Derzis, Police Chief
Ms. Susan Fuqua, Director, Municipal Court
Ms. Patricia Guarino, Assistant Director, Library
Mr. Rod Long, City Engineer
Mr. Frank Lopez, Director, Revenue and Taxation
Dr. Melinda Lopez, Director, Information Management & Reporting
Mr. Mike Lewis, Director, Human Resources
Mr. Allen Pate, Executive Director
Mr. Ben Powell, Purchasing Director
Mr. Don Reilly, Director, Inspection Services
Mr. Tim Westhoven, Assistant Executive Director
Chief Chuck Wingate, Fire Chief
Mr. Robert Yeager, Finance Director

The meeting was called to order by Council President Jack Wright.

The clerk had roll call and a quorum was present.

The clerk gave the invocation.

The Pledge of Allegiance was led by Mr. Rives.

1. **APPROVAL OF MINUTES**

Mr. Wright stated each member of the Council had previously received a copy of the minutes of the December 21, 2015 regular meeting.

Mr. Smith made a motion that the minutes be approved as presented and to dispense with the reading. This motion was seconded by Mr. Lyda. Mr. Wright called for discussion. There being none, on voice vote the motion carried unanimously.

2. **RESOLUTION NO. 5361-16 – AUTHORIZE MAYOR TO EXECUTE RIGHT OF WAY AGREEMENT WITH ALDOT FOR ADDITIONAL LANES ON VALLEYDALE ROAD FROM US 31 TO RIVERCHASE PKWY EAST**

The City Attorney read Resolution No. 5361-16. This would authorize the Mayor to execute a right of way agreement with the Alabama Department of Transportation for additional lanes on Valleydale Road from US 31 to Riverchase Parkway East.

Mr. Smith made a motion to approve **Resolution No. 5361-16**. This motion was seconded by Mr. Lyda. Mr. Wright called for discussion from the Council or the audience. There being none, on voice vote the motion carried unanimously.

3. **1ST READING ORDINANCE NO. 16-2294 – AMEND MUNICIPAL CODE TO ADD CHAPTER FOR TRANSPORTATION NETWORK COMPANIES; AMEND CHAPTER REGARDING LICENSE SCHEDULE; AND ADD CHAPTER REGARDING TAXICABS**

The City Attorney had the First Reading of Ordinance No. 16-2294. This would amend the Municipal Code to add Chapter 9, Article XII entitled “Transportation Network Companies”; to amend a portion of Chapter 8, Article II, Section 8-16(10) entitled “License Schedule” by adding Section 8-16 (10) (h) thereto; and to add Chapter 9, Article XI entitled “Taxicabs”.

The second reading and consideration for adoption will be on Tuesday, January 19, 2016.

4. **SET PUBLIC HEARING FOR TUESDAY, 1/19/16 AT 6 PM**

Mr. Wright stated a public hearing is hereby set for **Tuesday, January 19, 2016 at 6:00 p.m.** to consider the request of United Foods, LLC, for conditional use approval to allow the sale of retail beer and retail table wine (on or off premises) at **Paradise Biryani Pointe**, 1841 Montgomery Hwy., Suite 105. This property is owned by Folmar and Associates and is zoned PC Planned Commercial. *This request will be considered by the Planning and Zoning Commission at their 1/11/16 meeting.*

5. **PAYMENT OF BILLS**

Mr. Smith made a motion that the bills be paid as submitted. This motion was seconded by Mr. Lyda. Mr. Wright called for questions or comments. There being none, on voice vote the motion carried unanimously.

Mr. Wright called for additional comments or questions from the Council.

Mr. Smith stated he would not be at the next meeting when Ordinance No. 16-2294 regarding Transportation Network Companies would be considered for adoption and he had a couple of questions. He inquired as to how the fees would be determined. He asked would they involve any type of state rate or is this strictly guided by the ordinance. The City Attorney said it would be by the ordinance; not set by the state. Mr. Smith said he recently saw on the news a report about a man who had participated in the New Year’s Eve activities in Time Square and he obtained an Uber driver to drive him home. It was a twenty mile drive and the driver charged

him \$500 calling it a surge fee. He asked if the city had any way to protect Hoover residents against that.

Mr. Lyda stated that the user would have been alerted of the fee before he ever agreed to get into the car. When surge pricing is in affect the user gets an alert on their phone and as a consumer the user has the decision at that point as to whether or not they are willing to pay that price.

Mr. Wright said he recently spoke with some people in Baton Rouge, Louisiana, who mentioned that since Uber went in the DUI rate had decreased sixty percent.

Mr. Lyda recognized former council member **Dr. Trey Lott** who was present in the audience.

Mr. Wright called for questions or comments from the audience.

Mr. Arnold Singer, 613 Riverhaven Place, stated that at the last meeting the City Council authorized the funding for the new Sportsplex after a conceptual presentation of the proposed development. He inquired as to the type of seating that would be available in the indoor facility for sporting events. He also asked about storage for tables and chairs that would be used for functions.

Mr. Allen Pate stated there will be portable bleachers for sporting events. Mr. Wright stated the project would include two storage components and there has been discussion as to a possible additional storage building.

Mr. Singer inquired as to the time and the number of people it would take to change a format from Sport A to Sport B. Mr. Pate said they were not into the detail of the components just yet. With regard to storage, Mr. Pate said all storage will be on site.

Mr. Singer spoke about energy conservation and suggested partnering with the Board of Education which has an \$860,000 energy control system that monitors and controls all of the various school buildings.

In conclusion, Mr. Singer noted that there will be a conflict with high school graduation during the week of the SEC Baseball Tournament so as much as everyone would like to see the high schools have their graduation ceremonies at the Sportsplex he did not think that would be possible. He then commented that because the indoor facility is a level floor people seated rows back would not be able see or take pictures or video. Mr. Wright said there will be two large screens on both sides as well as an elevated stage.

There being no additional comments or questions, the meeting was adjourned.