

MINUTES NO. 2011-16-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
JULY 11, 2011

The Madison City Council met in regular session on Monday, July 11, 2011 at 6:00 p.m. in the Council Chambers of the Madison Municipal Complex, Madison, Alabama.

Noting that a quorum was present the meeting was called to order at 6:00 p.m. by Council President Overcash.

Bruce Pieper of Crosspointe Church provided the invocation followed by the Pledge of Allegiance led by Council President Overcash.

ROLL CALL OF ELECTED GOVERNING OFFICIALS

Roll Call of Elected Governing Officials was conducted by Assistant City Clerk-Treasurer Stacy A. Gilley and recorded as follows:

Mayor Paul Finley	Present
Council District No. 1 Tim Holcombe	Present
Council District No. 2 Steve Haraway	Present
Council District No. 3 Jerry Jennings	Present
Council District No. 4 Tim Cowles	Present
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Larry Vannoy	Absent
Council District No. 7 Ronica Ondocsin	Present

Also in attendance were: Assistant City Clerk-Treasurer Stacy Gilley, Finance Director Lillie Causey, Building Director Cody Phillips, Revenue Director Cameron Grounds, Planning Director Amy Fufori, Assistant Recreation Director Mike Cassell, Police Chief Muncey, Assistant Public Works Director Clay Baker, Battalion Chief Doug Young, Civil Engineer Greg Bates Mayoral Aide Nansi Clark, and City Attorney Kelly Butler.

Public Attendance registered: Joe Gehrdes, Steve Abbott, John Mayatta, Doug Young, Val Sapra, Tabitha Ivey (Madison Chamber of Commerce), Cary Hilton, Charlie Brown, Don Webster, Frank Riddick, Frank Macon, and W.C. Fuller.

APPROVAL OF MINUTES

MINUTES NO. 2011-15-RG, JUNE 28, 2011

Council Member Jennings moved to approve Minutes No. 2011-15-RG. Council Member Haraway seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent

Motion carried

PRESENTATION AND AWARDS

TOMMY BEASON & CHARLIE KETTLE, HUNTSVILLE MADISON CHAMBER OF COMMERCE PRESENTATION

Charlie Kettle, Chair of the Huntsville Madison County Chamber of Commerce appeared before Council to give an update of some of the activities of the Chamber. Tommy Beason, the CEO of the Chamber, also appeared before Council and distributed a complete economic report to Council.

CYNTHIA PARKER, THE NORTH ALABAMA LAND TRUST PRESENTATION

Cynthia Parker of North Alabama Land Trust to give an overview of the ways they have used to acquire land. In the last five years they have gained well over 150 acres in the City of Madison from developers. North Alabama Land Trust is hoping to collaborate with the City of Madison to expand the Mill Creek Greenway.

RUSTY RUSSELL, EMERGENCY MANAGEMENT AGENCY OF HUNTSVILLE-MADISON COUNTY, PRESENTATION ON RECENT TORNADOES

Rusty Russell, of the Emergency Management Agency gave an overview of the April 27, 2011 tornadoes and the devastating impact on Madison County and the state of Alabama. Estimated damages from tornados totaled 4.2 billion statewide. In the State of Alabama 241 people lost their lives and more than 13,000 buildings were destroyed or heavily damaged. Tons of debris from the storms still needs to be picked up and he estimates that it will take a year before it is all collected. Mr. Russell requested a 5% increase in the annual appropriation the EMA receives from the City of Madison.

PUBLIC COMMENTS

(Will be limited to 5 minutes if on the agenda and 3 minutes otherwise)

None

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council Member Cowles moved to approve the Consent Agenda as follows:

General Operating Account	\$946,597.03
Gasoline Tax and Petroleum Inspection Fees	\$37,508.19
Series 2006 Bond Checking	\$114,341.45
Police Investigation Holding	\$21,244.00
Library Building Fund	\$5,856.85
Water Distribution	\$19.64

Acceptance of appropriation in the amount of \$7,500 from Senator Bill Holtzclaw for use for Dublin Park gym floor repairs

Acceptance of donation to the Madison Senior Center in the amount of \$100 from the Rotary Club of Madison to be used for assistance as needed

Resolution No. 2011-162-R authorizing a travel advance in the amount of \$120 for Drew Westrope to attend 24th Annual Statewide LECC Conference (to be paid from departmental budget)

Resolution No. 2011-163-R authorizing a travel advance in the amount of \$80 for Christie Gover to attend "Scientific Basic of Fingerprints" training (to be paid from departmental budget)

Acceptance of donation in the amount of \$600 from the Greater Huntsville Humane Society for our participation in the Maddie's Fund

Approval of payment to Turner Universal for preconstruction Phase 2 for Fire Station No. 2 (to be paid from departmental Budget) \$38,000.00

Approval of payment to Madison County Record for advertisement for Bid No. MED-13-11 related to Highway 72 Improvements (to be Paid from Capital Improvement budget) \$270.91

Approval of payment to Angelo lafrate for work completed on Gillespie Road bridge project (to be paid from Capital Improvement budget) \$32,101.13

Approval of payment to the following vendor's materials and/or services related to Police Department parking lot project (to be paid from Capital Improvement budget):

Roto Rooter	\$200.00
Bob Cat	\$300.00
Reed Contracting	\$35,133.33
Vulcan Materials	\$3,021.27

Approval of payment to Sherman Dixie for materials supplied for the Joe Phillips sidewalk project (to be paid from Capital Improvement budget) \$3,078.50

Approval of payment to the following vendors for materials and/or services related to Main Street Improvement project (to be paid from Capital Improvement budget):

PBS Services	\$85.60
WalMart	\$97.00
Alabama Concrete	\$345.00
Vulcan Materials	\$1,046.88
Wilson Lumber	\$281.75
Eagle Wholesale	\$318.00
Bob Cat	\$3,750.00

Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

RESOLUTION NO. 2011-159-R APPROVING ANNUAL APPROPRIATION AGREEMENT WITH THE HUNTSVILLE MADISON COUNTY CHAMBER OF COMMERCE

Council Member Jennings moved to approve Resolution No. 2011-159-R.
Council Member Cowles seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

RESOLUTION NO. 2011-160-R APPROVING ANNUAL APPROPRIATION AGREEMENT WITH THE NORTH ALABAMA LAND TRUST

Council Member Jennings moved to approve Resolution No. 2011-160-R.
Council Member Cowles seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

RESOLUTION NO. 2011-161-R AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MICHAEL S. ABBOTT TO PROVIDE PROFESSIONAL CONSULTANT SERVICES FOR THE OPERATION OF THE CITY OF MADISON PUBLIC WORKS DEPARTMENT

Council Member Jennings moved to approve Resolution No. 2011-161-R.
Council Member Haraway seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

RESOLUTION NO. 2011-164-R APPROVING ANNUAL APPROPRIATION AGREEMENT WITH THE EMERGENCY MANAGEMENT AGENCY OF HUNTSVILLE-MADISON COUNTY

Council Member Jennings moved to approve Resolution No. 2011-164-R.
Council Member Cowles seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
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Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

DIRECTIONAL SIGNAGE UPDATE

Mayoral Aide Nansi Clark informed Council that State Representative Mike Ball has designated funding for temporary signage for downtown Madison in the amount of \$9,000.00. A grant is in the works for permanent signage.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

No business to report

COUNCIL DISTRICT NO. 2 STEVE HARAWAY

No business to report

COUNCIL DISTRICT NO. 3 JERRY JENNINGS

RESURFACE OF ZIERDT ROAD

This item is tabled until the July 25th meeting.

COUNCIL DISTRICT NO. 4 TIM COWLES

No business to report

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report

COUNCIL DISTRICT NO. 6 LARRY VANNOY

Absent

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

Planning Director Amy Fufori received a request from one of the subcontractors for the Shoppes of Madison requesting a variance in the noise ordinance in order to begin work at 1:00 a.m. until noon starting on Thursday, July 14, and continuing on the 15, 20th 21st 22nd and the 27th. The subcontractor will be pouring concrete for the new Target building. Council Member Holcombe raised a point of order because this item was not on the agenda and not announced at the beginning of the meeting, and also that Council did not have the authority to grant a variance on the noise ordinance. The consensus was that they did not oppose the subcontractor beginning work as presented.

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

REQUEST FROM REGINA TAYLOR (DAB: CHARLEY'S WING SHAK) FOR ON PREMISE BEER/WINE/LIQUOR LICENSE FOR THEIR LOCATION AT 10871 COUNTY LINE ROAD, SUITE E

Council President Overcash opened the Public Hearing for comments from the public. There being none he then closed the Public Hearing and entertained a motion from Council.

Council Member Cowles moved consent to the issuance of an on premise beer/wine/liquor license for Charley's Wing Shak at 10871 County Line Road, Suite E. Council Member Haraway seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

PROPOSED ORDINANCE NO. 2011-125 REZONING CERTAIN PROPERTY CONTAINING 17.30 ACRES LOCATED WEST OF COUNTY LINE ROAD AND SOUTH OF PALMER ROAD FROM M-1 TO MU (FIRST READING 05/23/2011 - POSTPONED UNTIL 07/11/2011) MEETING

For the record, at the June 28, 2011 regular Council meeting during the Public Hearing this Ordinance was postponed until this evening.

Council Member Cowles moved to approve Ordinance No. 2011-125. Council Member Ondocsin seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Nay
Council Member Steve Haraway	Nay
Council Member Jerry Jennings	Nay
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion failed

DEPARTMENT REPORTS

FIRE

RESOLUTION NO. 2011-166-R APPROVING AN AGREEMENT WITH THE ALABAMA FIRE COLLEGE FOR TRAINING AND CERTIFICATION IN FIRE OFFICER III (TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Holcombe moved to approve Resolution No. 2011-166-R. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent

Council Member Ronica Ondocsin Aye

Motion carried

RESOLUTION NO. 2011-167-R APPROVING AN AGREEMENT WITH THE ALABAMA FIRE COLLEGE FOR TRAINING AND CERTIFICATION IN FIRE OFFICER IV (TO BE PAID FROM DEPARTMENT BUDGET)

Council Member Holcombe moved to approve Resolution No. 2011-167-R. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

PLANNING

PROPOSED ORDINANCE NO. 2011-170 ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY LOCATED ON DOVE DRIVE IN MORRIS ESTATES OWNED BY TERRY L AND SONDRAL CRAZE (LIMESTONE COUNTY) (FIRST READING)

Since this was considered a first reading, no official action was taken on Proposed Ordinance No. 2011-170.

ENGINEERING

RESOLUTION NO. 2011-165-R ACKNOWLEDGING DEDICATION OF A PERMANENT DRAINAGE EASEMENT FROM WAYNE L. JORDAN AND FREIDA C. JORDAN FOR THE MAIN STREET IMPROVEMENT PROJECT AND AUTHORIZING MAYOR TO ENTER INTO "IN LIEU OF" AGREEMENT

Council Member Holcombe moved to approve Resolution No. 2011-165-R. Council Member Haraway seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

FINANCE

RESOLUTION NO. 2011-168-R AUTHORIZING THE MAYOR TO EXECUTE STATE-LOCAL DISASTER ASSISTANCE AGREEMENT WITH THE STATE OF ALABAMA

Council Member Holcombe moved to approve Resolution No. 2011-168-R. Council Member Haraway seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye

Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

RESOLUTION NO. 2011-169-R AUTHORIZING THE MAYOR TO EXECUTE STATE-LOCAL DISASTER ASSISTANCE AGREEMENT WITH THE STATE OF ALABAMA

Council Member Haraway moved to approve Resolution No. 2011-169-R.
Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

LEGAL

No business to report

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

Having no further business to discuss, Council Member Jennings moved to adjourn the meeting. The vote to adjourn was recorded as follows:

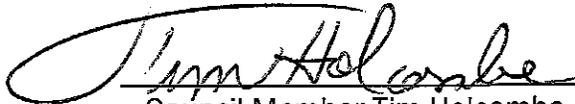
Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Absent
Council Member Ronica Ondocsin	Aye

Motion carried

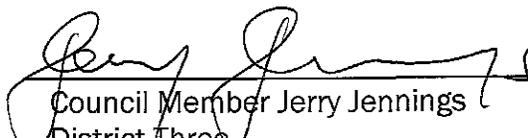
The meeting was adjourned at 8:00 p.m.

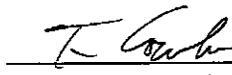
Signatures on the next page:

Minutes No. 2011-16-RG, dated July 11, 2011, read, approved and adopted this 25th day of July, 2011.


Council Member Tim Holcombe
District One


Council Member Steve Haraway
District Two


Council Member Jerry Jennings
District Three

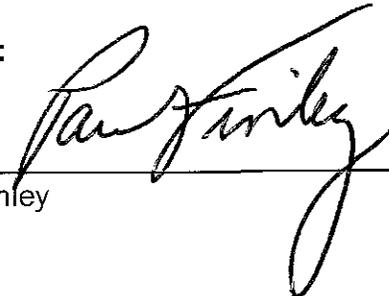

Council Member Tim Cowles
District Four


Council Member Tommy Overcash
District Five

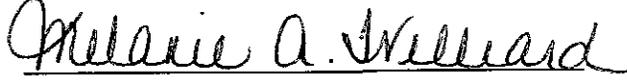

Council Member Larry Vannoy
District Six

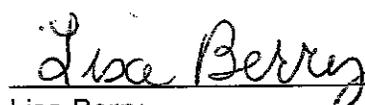

Ronica Ondocsin
District Seven

Concur:


Paul Finley
Mayor

Attest:


Melanie A. Williard
City Clerk-Treasurer


Lisa Berry
Recording Secretary