

**MINUTES NO. 2011-19-RG**  
**OF A**  
**REGULAR MEETING**  
**OF THE CITY COUNCIL OF**  
**THE CITY OF MADISON, ALABAMA**  
**AUGUST 22, 2011**

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The Madison City Council met in regular session on Monday, August 22, 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 6:04 p.m. by Council President Overcash.

Pastor John Dees with CrossPointe Church provided the invocation followed by the Pledge of Allegiance led by Council President Tommy Overcash.

**ELECTED GOVERNING OFFICIALS IN ATTENDANCE**

Roll Call of Elected Governing Officials was conducted by City Clerk-Treasurer Melanie A. Williard 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	Present
Council District No. 7 Ronica Ondocsin	Present

Also in attendance were: Building Director Cody Phillips, Parks & Recreation Director Kory Alfred, Finance Director Lillie Causey, Executive Director to the Mayor Nansi Clark, Human Resources Director Terri Towry, Planning Director Amy Furfori, City Attorney Kelly Butler, Public Works Consultant Steve Abbott, Fire Chief Ralph Cobb, Police Chief Larry Muncey, City Engineer Gary Chynoweth, City Clerk-Treasurer Melanie A. Williard and Assistant City Clerk-Treasurer Stacy Gilley

Public Attendance registered: Krystal Huettel, Karen Rice, Frank Riddick, Charlie Brown, Jon Howell, Allison Wheeler, Alison Callahan, Richard Ehrman, Elbert Balch, Joe Velasquez, Scott & Sean Netz, Forrest Arvin, Wai Yin Mok, Denise Few, W.C. Fuller, Nancy Vaughn, Donna Gebert, Walt Gebert, Terrence R. Coleman and Blaine Ellzey with Allied Waste, Larry Donelson, Patrick Miller, Donna Fork, Jennifer Few, Joe Gehrdes with Huntsville/Madison County Builders Association, John Mayatte, Scott Campbell, Sean Cathey, Ed Collins, John Burgreen, Tamera Powers, Hannah Haynes, Kaley Bush, Cindy Haynes, Linda Gerth, Sorah Haynes, Jordan Haynes, Wayne Neale, Tom Cashin, Mary Campbell, Vicki Danelson, David Rodgers and Chris Carpenter

**AMENDMENTS TO THE AGENDA**

**Correction: Consent Agenda – Approval of payment to the following vendors for services related to Bradford Creek Greenway Phase I (to be paid from Capital Improvement budget):**

- SJ & L General Contractors amount should be \$90,199.21

**APPROVAL OF MINUTES**

**MINUTES NO. 2011-18-RG; AUGUST 8, 2011**

Council Member Holcombe moved to approve Minutes No. 2011-18-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	Aye
Council Member Ronica Ondocsin	Aye

## **PRESENTATIONS AND AWARDS**

### **PROCLAMATION FOR CONSTITUTION WEEK**

Mayor Finley presented a proclamation declaring the week of September 17 – September 23, 2011 as “Constitution Week” in the City of Madison in recognition of the 224<sup>th</sup> anniversary of the drafting of the Constitution of the United States of America.

## **PUBLIC COMMENTS**

*Public Comments are limited to five minutes each if the speaker requested to be added to the Agenda prior to deadline. Individuals requesting to speak at the meeting who did not make the agenda deadline are limited to three minutes.*

### **MADISON RESIDENT TAMARA POWERS; BRADFORD CREEK WALKING TRAIL**

Ms. Powers asked for Council to reconsider the design of the walking trail along the creek in order to allow animals and horses to use it as a water source. Ms. Powers owns and operates Sunshine Oaks, a stable located off of Mose Chapel Road. The following individuals spoke in support of Ms. Powers:

- Mr. Steve Foley
- Ms. Linda Garth
- Mr. Bill Honea
- Mr. John Dees
- Madge Davis
- John Burgreen
- Hannah Haynes
- Kaley Bush

Mayor Finley will meet with Ms. Powers to discuss possible options and solutions.

## **CONSENT AGENDA AND FINANCE COMMITTEE REPORT**

Council Member Vannoy moved to approve the Consent Agenda and Finance Committee Report as follows:

General Operating Account	\$637,153.46
Gasoline Tax & Petroleum Inspection Fees	\$16,441.12
Series 2006 Bond Checking	\$78,918.44
Library Building Fund	\$90,296.46
Water Distribution & Storage Projects	\$750,061.22

- Resolution No. 2011-198-R; approving travel advance in the amount of \$80 each for Russell Owens, Rodney McAbee, John Hamilton and Cody Locke to

attend First Line Supervisor Course in Gadsden (to be paid from departmental budget)

- Resolution No. 2011-190-R; approving the purchase of janitorial supplies from North Alabama Cooperative Purchasing Association Bid No. 5-1-2011
- Resolution No. 2011-191-R; approving the purchase of shredders from State Bid No. T-006
- Resolution No. 2011-192-R; approving the purchase of incandescent, fluorescent lamp from State Bid No. T-102
- Resolution No. 2011-193-R; approving the purchase of right-of-way mowers from State Bid No. T-226
- Resolution No. 2011-194-R; approving the purchase of Dell Personal computers from State Bid No. T-504
- Resolution No. 2011-199-R; approving a travel advance in the amount of \$200 for Stephen Reaves to attend Interview & Interrogation Course (to be paid from departmental budget)
- Resolution No. 2011-200-R; declaring certain city property formerly used by the Police Department and City Clerk-Treasurer Department (2 Dell computers, 1 printer and 1 heavy duty hole punch) as surplus and of negligible value and authorizing their disposal
- Resolution No. 2011-202-R; authorizing the disposal of certain Revenue Department records as approved by the State of Alabama Department of Archives
- Approval of payment to Wilmer & Lee for legal services related to the following projects (to be paid from Capital Improvement budget):
  - Main Street Improvements \$337.44
  - Bradford Creek Greenway Phase I \$390.88
  - Gillespie Road extension \$169.00
- Approval of payment to Goodwyn, Mills and Cawood for engineering services completed on Wall Triana Widening project (to be paid from Capital Improvement budget) \$4,300.00
- Approval of payment to Sherman Dixie for frames and grates supplied for Gillespie Road/Hughes Road Intersection project (to be paid from Capital Improvement budget) \$1,100.00
- Approval of payment to the following vendors for services related to Bradford Creek Greenway Phase I (to be paid from Capital Improvement budget):
  - OMI, Inc. \$4,360.50
  - Land Design Solutions \$4,914.00
  - SJ & L General Contractors \$90,199.21
- Approval of payment to the following vendors for services related to the Main Street Improvements (to be paid from Capital Improvement budget):
  - HD Supply Waterworks \$185.26
  - United Rentals \$244.07
  - Alabama Concrete \$360.00

- Vulcan Materials \$262.68
- Bobcat \$3,000.00
- Approval of payment to Wayne Jordan for water usage in relation to Main Street Improvements (to be paid from Capital Improvement budget) \$166.39
- Approval of payment to Huntsville Utilities for aid to construction relating to Main Street Improvement street lighting (to be paid from Capital Improvement budget) \$7,958.00
- Approval of payment to Brooks & Son Construction for work completed on Joe Phillips Sidewalk project (to be paid from Capital Improvement budget) \$12,500.00
- Resolution No. 2011-208-R; authorizing a travel advance in the amount of \$200 for Nate Beard to attend Less Lethal Instructor Program (to be paid from departmental budget)

Council Member Cowles seconded the motion to approve the Consent Agenda and Finance Committee Report. 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	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

## **PRESENTATION OF REPORTS**

### **MAYOR PAUL FINLEY**

#### **ACCEPTANCE OF APPROPRIATION IN THE AMOUNT OF \$5,000 FROM SENATOR ARTHUR ORR FOR DUBLIN PARK GYMNASIUM FLOOR REPAIR**

Council Member Holcombe moved to accept an appropriation in the amount of \$5,000 from Senator Arthur Orr for repairs to the Dublin Park gymnasium floor. 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	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

### **CHANNEL 42 FUNCTIONALITY IMPROVEMENTS DISCUSSION**

Mayor Finley informed Council that he has received an estimate of \$20,000 to improve the equipment for televising and recording of City Council and Planning Commission meetings held in the Council Chambers. It was the council consensus to research this issue further.

Madison resident Ed Collins stated that it is his opinion that setting a time limit on how often the recorded files will be available for repeat viewing will not be convenient to people.

**COUNCIL DISTRICT NO. 1 TIM HOLCOMBE**

**RECENT HIT-AND-RUN FATALITY**

Council Member Holcombe recognized the Police Department for their expeditious work regarding the recent hit-and-run accident on Shelton Road.

**COUNCIL DISTRICT NO. 2 STEVE HARAWAY**

**KICKOFF OF BOB JONES HIGH SCHOOL FOOTBALL**

Council Member Haraway reminded everyone that Bob Jones High School's first football game of the season will be this Friday night.

**COUNCIL DISTRICT NO. 3 JERRY JENNINGS**

**NEW INDUSTRIAL DEVELOPMENT BOARD BROCHURES**

Council Member Jennings recognized City Planner II Gina Romine and Planning Director Amy Furfori for the design and completion of the new Industrial Development Board brochures.

**EMERGENCY REPAIR OF HVAC UNIT AT PUBLIC WORKS BUILDING**

Public Works Consultant Steve Abbott informed Council that the HVAC unit at the PW Building on Celtic Drive has gone out. The cost to repair will be \$5,800.

Council Member Jennings moved to authorize an expenditure of funds not to exceed \$6,000 from Council Special Projects fund for repair or replacement of Public Works Department HVAC unit. 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	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

**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**

**FENCING DOWNTOWN MADISON**

Council Member Vannoy reported on the new fencing downtown and commented on its nice appearance.

**COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN**

No business to report

**BOARD/COMMITTEE APPOINTMENTS**

None

**PUBLIC HEARINGS**

None

**DEPARTMENTAL REPORTS**

**POLICE DEPARTMENT**

**RESOLUTION NO. 2011-197-R; COMMITMENT OF MATCHING FUNDS FOR CONTINUATION OF ADECA DOMESTIC VIOLENCE GRANT NO. 08-WF-LE-010 (TOTAL AMOUNT \$32,700; LOCAL MATCH \$10,900 TO BE PAID FROM DEPARTMENTAL BUDGET)**

Council Member Holcombe moved to approve Resolution No. 2011-197-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	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

**PLANNING DEPARTMENT**

**PROPOSED ORDINANCE NO. 2011-181; VACATING A PORTION OF A PEDESTRIAN ACCESS EASEMENT ON LOT 23, BLOCK 5 (169 SILO HILL ROAD) OF OAKSTONE SUBDIVISION AS REQUESTED BY JOHN MAYATTE (FIRST READING)**

Council Member Haraway moved to suspend the rules for immediate consideration of Ordinance No. 2011-181. Council Member Holcombe 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	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

Upon suspension of the rules, Council Member Haraway moved to adopt Ordinance No. 2011-181. Council Member Holcombe 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	Nay
Council Member Ronica Ondocsin	Aye

Motion passed.

**PROPOSED ORDINANCE NO. 2011-205; VACATING A PORTION OF A PEDESTRIAN ACCESS EASEMENT ON LOT 24, BLOCK 5 (171 SILO HILL ROAD) OF OAKSTONE SUBDIVISION AS REQUESTED BY SCOTT CAMPBELL (FIRST READING)**

Council Member Haraway moved to suspend the rules for immediate consideration of Ordinance No. 2011-205. Council Member Holcombe 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	Nay
Council Member Ronica Ondocsin	Aye

Motion failed.

**PROPOSED ORDINANCE NO. 2011-206; VACATING A PORTION OF A PEDESTRIAN ACCESS EASEMENT ON LOT 4, BLOCK 5 (145 SILO HILL ROAD) OF OAKSTONE SUBDIVISION AS REQUESTED BY LAWRENCE J. DONELSON (FIRST READING)**

This was considered a first reading.

**PROPOSED ORDINANCE NO. 2011-207; VACATING A PORTION OF A PEDESTRIAN ACCESS EASEMENT ON LOT 5, BLOCK 5 (147 SILO HILL ROAD) OF OAKSTONE SUBDIVISION AS REQUESTED BY BILLY SEAN CATHEY (FIRST READING)**

This was considered a first reading.

**RESOLUTION NO. 2011-203-R; ACCEPTING INTO PUBLIC USE AND MAINTENANCE THE SUBDIVISION IMPROVEMENTS FOR WATERFORD SUBDIVISION PHASE V**

Council Member Haraway stated that there is an issue with the grading plan not being in compliance. City Engineer Gary Chynoweth stated that they have to borrow material to fill the pit. Madison resident Ed Collins stated that he is concerned with the grading plan.

Council Member Haraway motioned to table this until the next regular council meeting. Council Member Ondocsin 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	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

**FIRE DEPARTMENT**

**RESOLUTION NO. 2011-201-R; AUTHORIZING THE SUBMISSION OF AN ASSISTANCE TO FIREFIGHTERS GRANT APPLICATION FOR THE PURCHASE OF RADIOS IN THE TOTAL AMOUNT OF \$144,500 (FEDERAL SHARE \$130,050; LOCAL SHARE \$14,450)**

Council Member Holcombe moved to approve Resolution No. 2011-201-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	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

**PUBLIC WORKS DEPARTMENT**

**UPDATE REGARDING ZIERDT ROAD PAVING**

Public Works Consultant Steve Abbott reported on quotes received for the paving of Zierdt Road and options available to the City.

**UPDATE REGARDING TRASH COLLECTION SERVICES**

Public Works Consultant Steve Abbott and Allied Waste representative Blaine Ellzey reported on efforts to catch-up on the city's yard waste and bulk pickup schedule.

**ENGINEERING DEPARTMENT**

**RESOLUTION NO. 2011-204-R; APPROVING CHANGE ORDER NO. 1 INCREASING THE CONTRACT WITH BROOKS & SONS CONSTRUCTION FOR THE JOE PHILLIPS SIDEWALK PROJECT IN THE AMOUNT OF \$3,915.80 FOR ADDITIONAL DRAINAGE WORK**

Council Member Haraway moved to approve Resolution No. 2011-204-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	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

**GILLESPIE ROAD BRIDGE PROJECT UPDATE**

City Engineer Gary Chynoweth reported that the contractor had to relocate an 18-inch water main and had difficulty with getting it to pass pressure tests. Now that it has finally passed the tests he anticipates the placement of the bridge arches later this week. The new completion date is September 22<sup>nd</sup>.

**CITY CLERK-TREASURER**

**PROPOSED ORDINANCE NO. 2011-183; AUTHORIZING THE DISPOSAL OF CERTAIN PROPERTY BY THE WATER & WASTEWATER BOARD THROUGH GOVDEALS AUCTION (FIRST READING AUGUST 8, 2011)**

Council Member Holcombe moved to adopt Ordinance No. 2011-183. 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	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

**LEGAL**

None

**MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS**

None

**ADJOURNMENT**

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

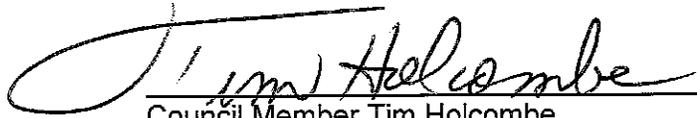
Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

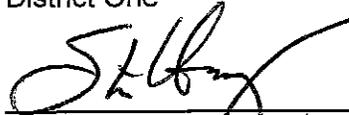
The meeting was adjourned at 8:33 p.m.

Signatures on following page.

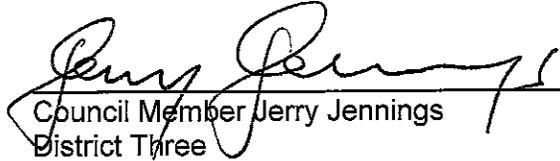
Minutes No. 2011-19-RG, dated August 22, 2011, read, approved and adopted this 12th day of September 2011.



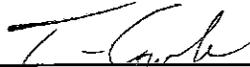
Council Member Tim Holcombe  
District One



Council Member Steve Haraway  
District Two



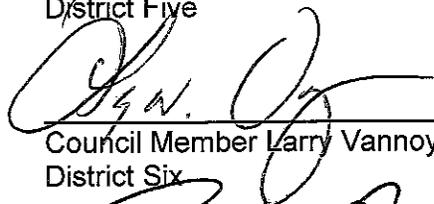
Council Member Jerry Jennings  
District Three



Council Member Tim Cowles  
District Four



Council Member Tommy Overcash  
District Five



Council Member Larry Vannoy  
District Six



Council Member Ronica Ondocsin  
District Seven

Concur:

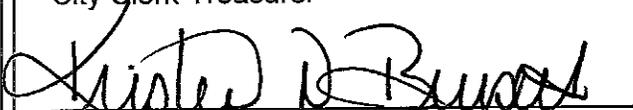


Paul Finley  
Mayor

Attest:



Melanie A. Williard  
City Clerk-Treasurer



Kristen N. Bruseth  
Recording Secretary