

MINUTES NO. 2011-23-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
OCTOBER 24, 2011

The Madison City Council met in regular session on Monday, October 24, 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 6:05 p.m. by Council President Overcash.

Executive Pastor Bruce Pieper with CrossPointe Church provided the invocation followed by the Pledge of Allegiance led by Council President 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	Absent
Council District No. 3 Jerry Jennings	Absent
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, Planning Director Amy Bell, Finance Director Lillie Causey, Human Resources Director Terri Towry, Revenue Director Cameron Grounds, Deputy Fire Chief Jeff Birdwell, Police Major Lee Weaver, Public Works Director Steve Abbott, Parks & Recreation Director Kory Alfred, Volunteer Coordinator Gayle Milam, City Clerk-Treasurer Melanie Williard and Assistant City Clerk-Treasurer Stacy Gilley

Public Attendance registered: Mary Fletcher, Cana Farr, Mike Potter, Kristen Kulavich, Claudia V. Rice, Mark Austin, Richard Carson, Paul Reutter, John Madonia, Alka Bhargav, Scott & Joni Haas, Karen Morris, Victoria _____, Sarah Armstrong, Mallory Armstrong, Ross Armstrong, Dossie Johnson, Debbie Overcash, Don Webster, Jennifer Few, Drew Galloway, Christopher Shriver, Brandon Baratta with Madison Chamber of Commerce, Frank Riddick

APPROVAL OF MINUTES

MINUTES NO. 2011-22-RG; OCTOBER 10, 2011

Council Member Cowles moved to approve Minutes No. 2011-22-RG.
Council Member Vannoy seconded. The vote taken was recorded as follows:

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

Motion passed.

PRESENTATIONS AND AWARDS

PRESENTATION OF PROCLAMATION FOR SPECIAL OLYMPICS DAY BY MAYOR FINLEY

In recognition of the Special Olympics, Mayor Finley proclaimed October 25, 2011 as “Special Olympics Day” in the City of Madison.

PRESENTATION OF PROCLAMATION FOR DIABETES AWARENESS MONTH BY MAYOR FINLEY

Mayor Finley declared the month of November as “Diabetes Awareness Month” in the City of Madison.

MADISON CITY DISABILITY ADVOCACY BOARD CHAIRMAN CLAUDIA RICE: PRESENTATION OF EMPLOYER OF THE YEAR AWARD

Madison City Disability Advocacy Board Member Ms. Alka Bhargav announced that this year’s Employer of the Year award is Domino’s Pizza on Hughes Road. Domino’s was recognized for providing work to people with disabilities.

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.

No public comments were listed on the agenda and there were no comments from those in attendance.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating Account	\$623,137.84
o Special Operating Account	\$200.00
Gasoline Tax & Petroleum Inspection Fees	\$98,096.56
Series 2006 Bond Checking	\$139,614.29
Library Building Fund	\$966.31
Water Distribution & Storage Projects	\$2,726.95

- Resolution No. 2011-249-R; authorizing the disposal or destruction of certain Revenue Department records as approved by said department and the Alabama Department of Archives & History
- Resolution No. 2011-250-R; authorizing the disposal or destruction of certain Mayor's Office records as approved by said department and the Alabama Department of Archives & History
- Resolution No. 2011-251-R; authorizing the disposal or destruction of certain Finance Department records as approved by said department and the Alabama Department of Archives & History
- Resolution No. 2011-252-R; declaring certain city property as surplus and authorizing that it be sold through GovDeals (formerly used by the Human Resources Department)
- Resolution No. 2011-253-R; declaring certain city property as surplus and of negligible value and authorizing its disposal or destruction (formerly used by the Fire Department)
- Acceptance of donations in the amount of \$200 and \$600 from the Greater Huntsville Humane Society for the City's participation in Maddie's Fund (funds to be deposited into General Operating Account to be used for food and veterinarian bills for Animal Control Division)
- Resolution No. 2011-255-R; declaring Building Department cell phones as surplus and authorizing that the cell phones and related accessories be sold to current carrier/provider for account credit
- Resolution No. 2011-257-R; accepting settlement in the amount of \$7,500 (less \$500 deductible, \$7,000) from Alabama Municipal Insurance Corporation for a Police Department vehicle demolished in accident that occurred on October 7, 2011 (to be deposited into General Operating Account)
- Resolution No. 2011-259-R; approving a travel advance in the amount of \$40 each for Al Bryan and Chris Townsend to attend Adolescent Brain Development course (to be paid from departmental budget)
- Approval of payment to Reed Construction for work completed on Highway 72 Improvement project (to be paid from Capital Improvement budget)

\$144,234.76
- Approval of payment to the following vendors for work completed related to the Bradford Creek Greenway Phase I project (to be paid from Capital Improvement budget):
 - Land Design Solutions \$4,752.00
 - OMI, Inc. \$3,788.50
 - SJ & L General Contractors \$42,215.84

- Acceptance of payment to PBS Services for portable restroom for Main Street Improvement project (to be paid from Capital Improvement budget)\$81.60
- Approval of payment to CFW, Inc. for work completed in relation to Highway 72 water relocation project (to be paid from Capital Improvement budget)
\$90,841.50
- Approval of payment to Angelo lafrate for work completed on Gillespie Road bridge project (to be paid from Capital Improvement budget)\$105,375.64
- Approval of payment to Robin Rents for equipment rental related to Gooch Lane Improvement project (to be paid from Capital Improvement budget)
\$375.00
- Approval of payment to Turfgrass America for goods related to Gooch Lane Improvement project (to be paid from Capital Improvement budget)\$720.00
- Approval of payment to ABC Cutting Contractors for work completed in relation to Main Street Improvement project (to be paid from Capital Improvement budget)
\$824.88

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	Absent
Council Member Jerry Jennings	Absent
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

No business to report.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

MADISON STREET FESTIVAL ART AWARDS

Madison Street Festival President Gayle Milam announced the winners of this year's Student Art Awards. They are Ashley Baraonga from Horizon Elementary, Nadiya Smyrnova from Madison Academy and Lauren Heindey from Bob Jones High School. The winners will receive \$100 for their school's art department.

Mayor Finley thanked Mrs. Milam, the committee and the sponsors for making this year's festival a success. A round of applause was given.

COUNCIL DISTRICT NO. 2 STEVE HARAWAY

Absent

COUNCIL DISTRICT NO. 3 JERRY JENNINGS

Absent

COUNCIL DISTRICT NO. 4 TIM COWLES

PLANNING COMMISSION RESIGNATION

Council Member Cowles announced that long time board Member Charlie Brown would be leaving the Planning & Zoning Commission due to his relocation to another city. Mr. Brown will be recognized for his many years of valued service on the board at a future council meeting.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report.

COUNCIL DISTRICT NO. 6 LARRY VANNOY

PROPOSED FY 11/12 BUDGET REVIEW SCHEDULE

Council Member Vannoy announced the following dates in connection with the 2012 fiscal year budget review process:

- November 9; Finance Committee Meeting
- November 16; Work Session beginning at 6:00 PM
- November 28; Approve budget

HAUNTED HAY RIDE AT DUBLIN PARK

Council Member Vannoy reminded everyone in attendance that the City is once again holding its "Trail of Fears" Haunted Hay Ride at Dublin Park each Friday and Saturday through October 29th. Mr. Vannoy thanked the Parks & Recreation Department, all of the volunteers involved with this year's hay ride and the sponsors.

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

No business to report

BOARD/COMMITTEE APPOINTMENTS

APPOINTMENT TO THE RECREATION ADVISORY BOARD

Council Member Tim Cowles moved to reappoint Mr. Cliff Lanham to Place No. 1 on the Recreation Advisory Board. Council Member Vannoy seconded. The vote taken was recorded as follows:

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

Motion passed.

Mr. Lanham's new term will expire October 13, 2014.

PUBLIC HEARINGS

REQUEST FOR OFF-PREMISE BEER/WINE LICENSE FROM NLR PROPERTIES, LLC (DBA: FOUR POINTS BP) LOCATED AT 8896 MADISON BOULEVARD

Council President Overcash opened the public hearing for comments from the public regarding this request. There being none he then closed the public hearing and entertained a motion from Council.

Council Member Cowles moved to consent to the issuance of an off-premise beer/wine license by the ABC Board for NLR Properties, LLC. Council Member Ondocsin seconded. The vote taken was recorded as follows:

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

Motion passed.

PROPOSED ORDINANCE NO. 2011-239; RELATING TO ZONING: AMENDING THE ZONING ORDINANCE TO REVISE THE MEDICAL CENTER DISTRICT SECTION (FIRST READING 09/26/2011)

Council President Overcash opened the public hearing for comments regarding this amendment to the Zoning Ordinance. There being none he then closed the public hearing and entertained a motion from Council.

Council Member Cowles moved to approve Ordinance No. 2011-239. Council Member Holcombe seconded. The vote taken was recorded as follows:

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

Motion passed.

DEPARTMENTAL REPORTS

PLANNING DEPARTMENT

PROPOSED ORDINANCE NO. 2011-233; ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY LOCATED IN LIMESTONE COUNTY OWNED BY HILLIS H. TUCKER REVOCABLE LIVING TRUST (FIRST READING 10/10/2011)

Council Member Holcombe moved to approve Ordinance No. 2011-233.
Council Member Cowles seconded. The vote taken was recorded as follows:

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

Motion passed.

PROPOSED ORDINANCE NO. 2011-245; ADOPTING NEW COUNCIL DISTRICT LINES (FIRST READING 10/10/2011)

Council Member Holcombe moved to approve Ordinance No. 2011-245.
Council Member Ondocsin seconded. The vote taken was recorded as follows:

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

Motion passed.

PROPOSED ORDINANCE NO. 2011-258; VACATING A PORTION OF THE EASEMENT ON THE WESTERN PROPERTY BOUNDARY LOCATED ON LOT 3, BLOCK 4 OF STAVEMILL ESTATES, SECOND ADDITION (695 CRESTVIEW)(FIRST READING)(REQUEST SUSPENSION OF THE RULES FOR IMMEDIATE CONSIDERATION)

Council Member Cowles moved to suspend the rules for immediate consideration of Ordinance No. 2011-258. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Absent
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 Cowles moved to approve Ordinance No. 2011-258. Council Member Vannoy seconded. The vote taken was recorded as follows:

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

Motion passed.

BUILDING DEPARTMENT

RESOLUTION NO. 2011-254-R; AWARDING RFP FOR SELECTION OF AN ENERGY SERVICES COMPANY TO PERFORM ENERGY AUDIT, DESIGN AND IMPLEMENTATION SERVICES WITH A GUARANTEED SAVINGS TO THE CITY AND REQUESTING APPROVAL FOR MAYOR TO ENTER INTO AN AGREEMENT WITH THE ESCO TO PERFORM SUCH SERVICES

Building Director Cody Phillips reminded Council that in an effort to save the city money several projects were implemented such as installation of LED street lights, motion-sensor light switches and programmable thermostats in City-owned buildings using grant money.

Mr. Phillips requested that Council approve Resolution No. 2011-254-R authorizing TRANE to perform an audit of city buildings. This would allow the City to apply for an interest-free \$350,000 loan from the Alabama Department of Economic and Community Affairs to replace any old and outdated equipment with more energy efficient equipment. Mr. Phillips added that the HVAC systems at City Hall and the Library need to be replaced along with the installation of new lighting systems and programmable thermostats.

The company would report on equipment that requires replacement in City Hall, the Library, Dublin Park, Fire Stations 1 and 2, Public Works building and the Senior Center. TRANE representative Mr. Rick Carson guarantees reimbursement to the City if projected cost savings are not reached. TRANE added that the City could see immediate savings by simply switching to more efficient lights. Mr. Phillips added that savings may not show up for two - three years or even longer but added that he believes this would benefit the City.

Council Member Vannoy moved to approve Resolution No. 2011-254-R. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Absent
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

RESOLUTION NO. 2011-256-R; AUTHORIZING THE SALE OF TWO (2) GRAPPLE TRUCKS AND TWO (2) TRASH TRAILERS (DECLARED SURPLUS ON SEPTEMBER 26, 2011, RESOLUTION NO. 2011-228-R) TO MADISON COUNTY COMMISSION

Council Member Cowles moved to approve Resolution No. 2011-256-R.
Council Member Ondocsin seconded. The vote taken was recorded as follows:

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

Motion passed.

ENGINEERING DEPARTMENT

RESOLUTION NO. 2011-260-R; AWARDDING BID MED-01-12 FOR ANNUAL MAINTENANCE AND PAVING TO JOE KEENUM EXCAVATION AND CONSTRUCTION (FUNDING FROM CAPITAL IMPROVEMENT BUDGET AND PUBLIC WORKS DEPARTMENT BUDGET)

Council Member Holcombe moved to approve Resolution No. 2011-260-R.
Council Member Cowles seconded. The vote taken was recorded as follows:

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

Motion passed.

LEGAL

STATUS OF REVISION OF CITY'S SPECIAL EVENTS APPLICATION PROCESS

City Attorney Kelly Butler informed Council that her intern has been working on the Special Events application and has reduced it in size. An option of waiver will be determined by the City's insurance provider Alabama Municipal Insurance Company (AMIC).

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

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

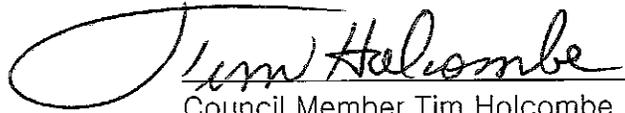
Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

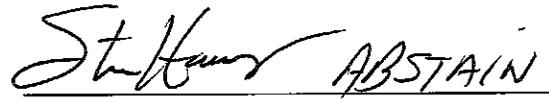
Motion carried.

The meeting was adjourned at 6:52 p.m.

Signatures on following page.

Minutes No. 2011-24³-RG, dated October 24, 2011, read, approved and adopted this 14th day of November 2011.

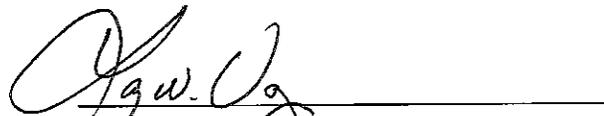

Council Member Tim Holcombe
District One

 ABSTAIN
Council Member Steve Haraway
District Two


Council Member Jerry Jennings
District Three

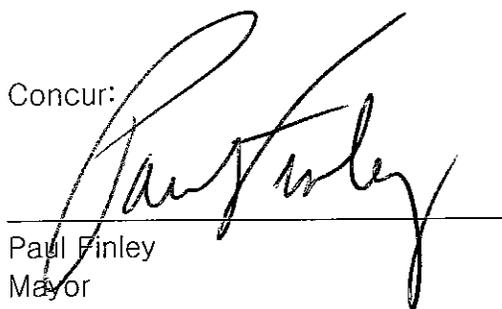

Council Member Tim Cowles
District Four


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