

MINUTES NO. 2012-14-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF MADISON, ALABAMA
JULY 9, 2012

The Madison City Council met in regular session on Monday, July 9, 2012 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 Ondocsin.

Pastor John Dees of Crosspointe Church provided the invocation followed by the Pledge of Allegiance led by Council President Ondocsin.

ROLL CALL OF ELECTED GOVERNING OFFICIALS

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	Absent
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, Engineering Director Gary Chynoweth, Revenue Director Cameron Grounds, Planning Director Amy Bell, Assistant City Clerk-Treasurer Lisa Bullock, IT Systems Analyst Chris White, Recreation Director Kory Alfred, Fire Marshal Cary Sadler, City Clerk Treasurer Melanie A. Williard, Public Works Director Steve Abbott, Finance Director Lillie Causey, Police Chief Muncey and City Attorney Kelly Butler.

Public attendance registered: Don Palmer, Ed Collins, Troy Trulock, Reva Schwartz, Susie Masotti (MCC), David Schwartz, Mike Potter, John Allen, Clifton Miller, Steve Smith, Howell Lee, Phillip Burnham, Kasey Burnham, Matthew Lynn, Elbert Balch, Opie Balch, Connie Slone, Sandra Hagood, John Hagood, Cindy Wester, Jim Meeks, D. Lipski, Ralph Weber, Cary Hilton, Nathan Byrd, Frank Riddick, Larry Stickles, Robyn Shrock, Kathy Edwards, Ken Schrock, James Burton, Thomas Scovill, Don Spencer, Jr., Sheri Lynn, Karrell Hazlewood, Shawn Hazlewood and several illegible signatures.

APPROVAL OF MINUTES

MINUTES NO. 2012-13-RG, JUNE 25, 2012

Council Member Haraway moved to approve Minutes No. 2012-13-RG. Council Member Overcash 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried

PRESENTATION AND AWARDS

PRESENTATION OF CERTIFICATE OF APPRECIATION TO BARRON SERVICES

Police Chief Muncey presented a Certificate of Appreciation to Barron Services. Barron Services provides life-saving weather alerts to the public.

PUBLIC COMMENTS

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

ED COLLINS, ADDRESS COUNCIL REGARDING COUNCIL BEHAVIOR AT JUNE 25 COUNCIL MEETING

Ed Collins, 303 Crownridge Drive appeared before Council expressing appreciation for their dedication and service to the City of Madison. He urged Council to record and view City Council meetings in an effort to more effectively meet the needs of the citizens.

THOMAS SCOVILL, ADDRESS COUNCIL REGARDING MADISON STREET FESTIVAL

Tom Scovill, 530 Highland Drive addressed Council with concerns that his group, The Tennessee Valley Republican's Club, was unable to obtain a booth at the Madison Street Festival this year despite having participated for the last ten years.

DON PALMER

Don Palmer, a resident of Madison requested that the ad valorem referendum be put on the September 18th special election ballot as a non-binding referendum. Mr. Palmer, who is running for Mayor of Madison, reported that the people of Madison want to be able to vote on this issue.

Larry Stickles, a resident of Madison spoke in favor of a sales tax.

DOUGLAS COOK

Douglas Cook, a resident of Madison, also expressed concern about his group not being able to get a booth at the Madison Street Festival.

Council Member Holcombe informed those in attendance that there was no law regarding booths at the Madison Street Festival. The Madison Street Festival is acting on its own according to the organization's by-laws. The City of Madison has no authority over the Madison Street Festival Board as it is an all-volunteer committee.

PHILLIP BURNHAM

Phillip Burnham, 11188 Dove Drive, addressed Council voicing his desire for his property to be annexed into the City of Madison.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council Member Vannoy moved to approve the consent agenda as follows:

General Operating Account	\$561,779.77
Special Operating Account	\$33.61
Gasoline Tax & Petroleum Inspection Fees	\$17,440.52
Series 2006 Bond checking	\$3,013.20
Library Building Fund	\$2,762.99

Resolution No. 2012-258-R approving a travel advance in the amount of \$15 for Don Koch to attend Illegal Animal Fighting Investigation course (to be paid from departmental budget)

Resolution No. 2012-259-R approving a travel advance in the amount of \$80 each for Nick McRae and Jonathan Stout to attend RCTA Documenting the Use of Force Training (to be paid from departmental budget)

Resolution No. 2012-260-R approving a travel advance in the amount of \$30 each for Lauren Poniatowski, Katherine Gordon, Stacy Thomas and Teresa Taylor-Duncan to attend Female Officer Survival Course (to be paid from departmental budget)

Resolution No. 2012-261-R approving a travel advance in the amount of \$200 each for Ralph Dawe, Danny Pettus and Charles Lorch to attend RCTA Officer Safety High Risk Event Planning Level 1 course (to be paid from departmental budget)

Resolution No. 2012-250-R authorizing the purchase of office supplies from State Bid No. T-108 for the period of May 13, 2012 to May 12, 2013

Resolution No. 2012-251-R authorizing the purchase of projectors from State Bid No. T-216 for the period 06/09/2008 to 06/08/2013

Resolution No. 2012-252-R authorizing the purchase of disposal-recycling of obsolete electronic-IT equipment from NACPA RFP No. 12-5 for the period 06/01/2012 to 05/31/2015

Resolution No. 2012-253-R authorizing the purchase of vehicles from NACPA Bid No. 10-2011 for the period 12/01/2011 to 11/30/2012

Resolution No. 2012-254-R authorizing the purchase of public safety supplies from NACPA Bid No. 9-2012 for the period 11/01/2010 to 10/31/2013

Resolution No. 2012-255-R authorizing the purchase of technology equipment with peripherals, software, etc. from NACPA RFP No. 8-2010 for the period 12/01/2011 to 11/30/2012

Approval of payment to Reed Contracting for work completed On the ADA project (to be paid from Capital Improvement budget)	\$15,188.79
Approval of payment to Vulcan Materials for work completed On the ADA project (to be paid from Capital Improvement budget)	\$2,320.88
Approval of payment to Bobcat Loaders & Excavators for Equipment supplied for the ADA project (to be paid from Capital Improvement budget)	\$1,460.00
Approval of payment to Eagle Wholesale Supply for supplies Needed for the ADA project (to be paid from Capital Improvement budget)	\$160.32
Approval of payment to Commercial Landscape Services for Work completed on the ADA project (to be paid from Capital Improvement budget)	\$2,613.20
Approval of payment to Lowes for supplies for Main Street Improvement project (to be paid from Capital Improvement budget)	\$174.65
Approval of payment to PBS Services, Inc. portable restroom For Main Street Improvement project (to be paid from Capital Improvement budget)	\$81.60
Approval of final payment to Reed Contracting Services, Inc. for Work completed on US 72 median/roadway improvement project (to be paid from Capital Improvement budget)	\$4,143.88

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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

Mayor Finley commended all the employees who worked so diligently on the July 4th event at Dublin Park.

Fire Department has requested updated hardware for the Fire Station alert system. Since this item has already been approved in the budget, Mayor Finley requested that the hardware be ordered.

Mayor Finley announced that they are working with a land owner for acquisition of land for Bradford Creek. Update to come at the next meeting.

The City has contracted with an arborist to conduct a tree audit at Dublin Park.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

DOWNTOWN RENOVATION

City Engineer Gary Chynoweth is working to improve the downtown roads.

COUNCIL DISTRICT NO. 2 STEVE HARAWAY

No business to report.

COUNCIL DISTRICT NO. 3 JERRY JENNINGS

No business to report.

COUNCIL DISTRICT NO. 4 TIM COWLES

Absent

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report.

COUNCIL DISTRICT NO. 6 LARRY VANNOY

No business to report.

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

DISCUSSION REGARDING CHANGING DATE OF AUGUST 27 REGULAR COUNCIL MEETING

It was the consensus of the Council to reschedule the regular council meeting scheduled for August 27, 2012 to Wednesday, August 29, 2012 due to municipal elections.

DISCUSSION REGARDING SETTING MEETING FOR SEPTEMBER 4 TO CANVASS RESULTS OF 08/28 GENERAL MUNICIPAL ELECTION

Council President Ondocsin asked that Council check their schedules and let her know if they are going to be available for the September 4th meeting.

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

REQUEST FOR AN ON-PREMISE BEER, WINE & LIQUOR LICENSE FROM CARSONS INVESTMENT GROUP, LLC (DBA: CARSONS GRILL) FOR THEIR LOCATION AT 12060 COUNTY LINE ROAD, SUITE E

Revenue Officer Cameron Grounds advised that all paperwork is in order for the public hearing but that approval and issuance of the City license will need to be contingent upon approval by the Building and Fire Departments.

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

Council Member Overcash moved to consent to the issuance of an on-premise beer/wine/liquor license to Carsons Investment Group, LLC (DBA: Carsons Grill) by the ABC Board with local license issuance contingent upon Building and Fire Department approval. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried

REQUEST FOR AN OFF-PREMISE BEER, WINE & LIQUOR LICENSE FROM CARSONS INVESTMENT GROUP, LLC (DBA: FRESH SPIRITS) FOR THEIR LOCATION AT 12060 COUNTY LINE ROAD, SUITE E-1

Revenue Officer Cameron Grounds advised that all paperwork is in order for the public hearing but that approval and issuance of the City license will need to be contingent upon approval by the Building and Fire Departments.

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

Council Member Overcash moved to consent to the issuance of an off-premise beer/wine/liquor license to Carsons Investment Group, LLC (DBA: Carsons Grill) by the ABC Board with local license issuance contingent upon Building and Fire Department approval. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried

PROPOSED ORDINANCE NO. 2012-169 REZONING CERTAIN PROPERTY LOCATED ON THE NORTHWEST CORNER OF MILL ROAD AND LANDERS ROAD FROM R-2 TO R-3A AS REQUESTED BY MDL PROPERTIES, LLC (FIRST READING 06/22/2012)

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

Council Member Jennings moved to approve Ordinance No. 2012-169. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried

DEPARTMENT REPORTS

LEGAL

PROPOSED ORDINANCE NO. 2012-256 AMENDING SECTIONS 12-5 AND 12-6 OF THE CODE OF ORDINANCES RELATING TO NOISE PROHIBITIONS (FIRST READING)

City Attorney Butler outlined for Council proposed changes to the noise ordinance. This was considered as the first reading and no action was taken by Council.

PROPOSED ORDINANCE NO. 2012-257 RECOGNIZING THE CONTINUED EFFECTIVENESS OF ORDINANCE NO. 99-85 AND EXISTENCE OF SECTION 6-23 OF THE CODE OF ORDINANCES FOR THE CITY OF MADISON, ALABAMA (FIRST READING)

City Attorney Butler outlined for Council purpose of this proposed ordinance. This was considered as the first reading and no action was taken by Council.

PROPOSED ORDINANCE NO. 2012-263 AMENDING SECTION 6-23 OF THE CODE OF ORDINANCES OF THE CITY OF MADISON, ALABAMA, RELATING TO RIGHT-OF-WAY IMPROVEMENTS

City Attorney Butler outlined for Council proposed changes that are included in this proposed ordinance. This was considered as the first reading and no action was taken by Council.

POLICE

RESOLUTION NO. 2012-262-R AUTHORIZING THE PURCHASE THREE (3) K-9S IN THE AMOUNT OF \$19,000 FOR USE BY THE POLICE DEPARTMENT (FUNDING FROM FEDERAL FORFEITURE FUND)

Council Member Holcombe moved to approve Resolution No. 2012-262-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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried

PLANNING

RESOLUTION NO. 2012-245-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2012-246 REZONING CERTAIN PROPERTY LOCATED IN SHILOH RUN SUBDIVISION FROM R-1B TO R-2 AS REQUESTED BY DAL, LLC. (FIRST PUBLICATION 07/14/2012, SYNOPSIS 07/21/2012, PUBLIC HEARING 08/13/2012)

Council Member Holcombe moved to approve Resolution No. 2012-245-R.
Council Member Vannoy 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried

PROPOSED ORDINANCE NO. 2012-185 ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY NAMELY LOT 6, BLOCK 2 OF RAINBOW SUBDIVISION AS REQUESTED BY THE PROPERTY OWNERS (FIRST READING)

This was considered as the first reading and no action was taken by Council.

PROPOSED ORDINANCE NO. 2012-249 ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY NAMELY LOT 4, BLOCK 7 OF SKYLINE ACRES, 2ND ADDITION AS REQUESTED BY THE PROPERTY OWNERS (FIRST READING)

This was considered as the first reading and no action was taken by Council.

PROPOSED ORDINANCES ASSENTING TO THE ANNEXATION OF 48 RESIDENTIAL PROPERTIES LOCATED IN MORRIS ESTATES SUBDIVISION LOCATED IN LIMESTONE COUNTY (PROPOSED ORDINANCE NO. 2012-188 THRU PROPOSED ORDINANCE NO. 2012-213, PROPOSED ORDINANCE NO. 2012-215 THRU PROPOSED ORDINANCE NO. 2012-222, PROPOSED ORDINANCE NO. 2012-224 THRU PROPOSED ORDINANCE NO. 2012-225, PROPOSED ORDINANCE NO. 2012-227 THRU PROPOSED ORDINANCE NO. 2012-228, PROPOSED ORDINANCE NO. 2012-232 THRU PROPOSED ORDINANCE NO. 2012-235 AND PROPOSED ORDINANCE NO. 2012-237 THRU PROPOSED ORDINANCE NO. 2012-243) (FIRST READING)

This was considered as the first reading and no action was taken by Council.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

This was no miscellaneous business or announcements given.

ADJOURNMENT

Having no further business to discuss, Council Member Haraway moved to adjourn. Council Member Overcash seconded. The vote taken was recorded as follows:

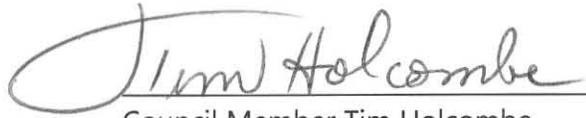
Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried

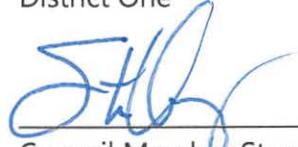
The meeting was adjourned at 8:06 p.m.

Signatures on the following page:

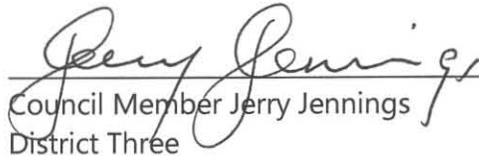
Minutes No. 2012-14-RG, dated July 9, 2012, read, approved and adopted this 23rd day of July, 2011.



Council Member Tim Holcombe
District One



Council Member Steve Haraway
District Two



Council Member Jerry Jennings
District Three



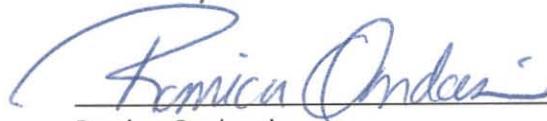
Council Member Tim Cowles
District Four



Council Member Tommy Overcash
District Five

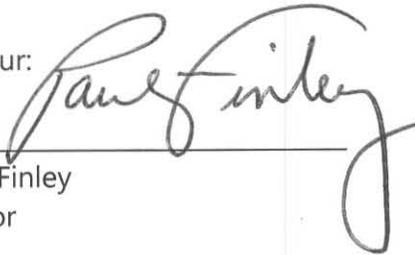


Council Member Larry Vanhooy
District Six



Ronica Ondocsin
District Seven

Concur:



Paul Finley
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Lisa Berry
Recording Secretary