

**MINUTES NO. 2013-01-RG**  
**OF A**  
**REGULAR MEETING**  
**OF THE CITY COUNCIL OF THE**  
**CITY OF MADISON, ALABAMA**  
**JANUARY 14, 2013**

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The Madison City Council met in regular session on Monday, January 14, 2013 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 6:01 p.m. by Council President Overcash.

Pastor Barry Dunn of United Way Methodist 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 City Clerk-Treasurer Melanie A. Williard and recorded as follows:

Mayor Troy Trulock	Present
Council District No. 1 Tim Holcombe	Present
Council District No. 2 Steve Smith	Present
Council District No. 3 D.J. Klein	Present
Council District No. 4 Mike Potter	Present
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Gerald Clark	Present
Council District No. 7 Ronica Ondocsin	Present

Also in attendance were: Engineering Director Gary Chynoweth, Planning Director Amy Bell, City Clerk Treasurer Melanie A. Williard, Public Works Director Steve Abbott, Revenue Director Cameron Grounds, Fire Chief Ralph Cobb, IT Director Jason Colee, Police Chief Larry Muncey, and City Attorney Kelly Butler.

Public attendance registered: Karen Lawler, Susie Masotti (MCC), Kenny Watts, Stephen B. Brooks, Joe Murphy, Julie Ray, Deborah Adelsperger (ISC), Amy Few, Jennifer Few, and Tim Cowles.

**ADDITION TO THE AGENDA:**

**RESOLUTION NO. 2013-09-R ACCEPTING MILLSTONE SUBDIVISION  
PHASE IV INTO THE CITY OF MADISON MAINTENANCE PROGRAM**

**APPROVAL OF MINUTES**

**MINUTES NO. 2012-27-RG, DECEMBER 17, 2012**

Council Member Potter moved to approve Minutes No. 2012-27-RG. Council Member Clark seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**PRESENTATION AND AWARDS**

**PRESENTATION BY KAREN LAWLER, PRESIDENT OF THE MADISON BEAUTIFICATION AND TREE BOARD**

Karen Lawler of the Madison Beautification and Tree Board highlighted for Council their accomplishments such as the placement of Madison signature benches and trash receptacles throughout the city, Arbor Day and Arbor Week activities and supporting the Run Through the Roses annual 5k run.

**PRESENTATION BY BRENDA CARR, VICE-PRESIDENT OF DEVELOPMENT, U. S. SPACE AND ROCKET CENTER**

Brenda Carr spotlighted the accomplishments of the Space and Rocket Center over the last year. Also, they are hosting the Connect 2013 event later this month.

**PUBLIC COMMENTS**

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

Tim Cowles of 138 Mill Creek Crossing requested an update on the County Line interchange and the bridge on Old Madison Pike. City Engineer Gary Chynoweth explained that County Line interchange is currently scheduled by the State to be bid in May of 2013. Approval of a contract between the City of Madison and the State needs to be approved before construction can begin. The Old Madison Pike bridge project has been scheduled for some time but keeps getting delayed.

Susie Masotti of 224 Knotting Place addressed Council to remind them and the public that Connect 2013 will take place on January 25<sup>th</sup> at the Davidson Center and tickets are still available. News Channel WHNT will be broadcasting this event live.

Deborah Adelsperger, representing the International Services Council, informed Council about international visitors to our area. Visitors include a group from Finland coming to talk about alternate energy. They will be meeting with Mayor Trulock and Rodney Robertson of the Auburn Research Institute. Also, a delegate from Japan will be coming later in January for cyber security; they will be meeting with a business here in Madison. A large contingent of young leaders from Afghanistan, Bangladesh, Pakistan, India, Nepal, and Sri Lanka are meeting with Senator Orr to examine federalism in the US political process. Lastly, a group from Hungary is coming in February to study local government.

**CONSENT AGENDA AND FINANCE COMMITTEE REPORT**

Council Member Holcombe moved to approve consent agenda as follows:

General Operating Account	\$1,428,254.59
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Special General Operating	\$3,026.51
Gasoline Tax & Petroleum Inspection Fees	\$43,723.14
Series 2006 Bond Checking	\$26,516.74
Library Building Fund	\$3,102.26
Water Distribution & Storage Projects	\$27.45
Federal Forfeiture	\$1,500.00
State Forfeiture	\$282.95

Resolution No. 2013-01-R authorizing the disposal or destruction of certain Finance Department records

Resolution No. 2013-03-R authorizing the disposal or destruction of certain Municipal Court records

Resolution No. 2013-04-R declaring certain city property formerly used by the Fire Department as surplus and authorizing that it be sold through auction on GovDeals

Acceptance of donation to the Senior Center in the amount of \$200.00 from Gary & Susan Seago on behalf of Scott & Becki Morgan (to be deposited into the Senior Center Donation Account)

Acceptance of donation to the Fire Department in the amount of \$250 from Griffin Wright (to be deposited into Fire Department Donation account)

Approval of payment to Wilmer & Lee for legal services related to the Bradford Creek Greenway Phase I (to be paid from Capital Improvement budget) \$2,428.00

Approval of payment to Wilmer & Lee for legal services related to the Gillespie Road Extension project (to be paid from Capital Improvement budget) \$263.00

Approval of payment to OMI, Inc. for construction material testing services related to Bradford Creek Greenway Phase I (to be paid from Capital Improvement budget) \$2,788.00

Approval of payment to SJ&L General Contractors for construction on Bradford Creek Greenway Phase I (to be paid from Capital Improvement budget) \$40,716.80

Resolution No. 2013-06-R declaring certain city property used by the Human Resource Department as surplus and of negligible and authorizing its disposal

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

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye

Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**PRESENTATION OF REPORTS**

**MAYOR TROY TRULOCK**

**RESOLUTION NO. 2013-02-R APPROVING AGREEMENT WITH MADISON BEAUTIFICATION AND TREE BOARD FOR AGENCY SERVICES RELATED TO THEIR ANNUAL APPROPRIATION FROM THE CITY**

Council Member Holcombe moved to approve Resolution No. 2013-02-R. Council Member Potter seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**RESOLUTION NO. 2013-05-R APPROVING AGREEMENT WITH U. S. SPACE AND ROCKET CENTER FOR AGENCY SERVICES RELATED TO THEIR ANNUAL APPROPRIATION FROM THE CITY**

Council Member Klein moved to approve Resolution No. 2013-05-R. Council Member Ondocsin seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**RESOLUTION NO. 2013-08-R AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE ALABAMA DEPARTMENT OF TRANSPORTATION**

Council Member Potter moved to approve Resolution No. 2013-08-R. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye

Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**COUNCIL DISTRICT NO. 1 TIM HOLCOMBE**

No business to report.

**COUNCIL DISTRICT NO. 2 STEVE SMITH**

No business to report.

**COUNCIL DISTRICT NO. 3 D. J. KLEIN**

No business to report.

**COUNCIL DISTRICT NO. 4 MIKE POTTER**

**APPROVING OF FUNDING IN AN AMOUNT NOT TO EXCEED \$1,000 FOR AMY BELL TO ATTEND "MEETING THE CONSULTANTS" CONVENTION IN ATLANTA**

Council Member Potter moved to approve funding in the amount of \$1,000 for Amy Bell to attend the convention in Atlanta to be paid from Council Special Projects budget. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**COUNCIL DISTRICT NO. 5 TOMMY OVERCASH**

No business to report.

**COUNCIL DISTRICT NO. 6 GERALD CLARK**

No business to report.

**COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN**

Council Member Ondocsin announced that the Gooch Lane project should be completed by mid February.

**BOARD/COMMITTEE APPOINTMENTS**

None

**PUBLIC HEARINGS**

**REQUEST FOR AN ON-PREMISE WINE & LIQUOR LICENSE FROM DOL'S ENTERPRISES, INC. (DBA: WING ZILLA GRILL) FOR THEIR LOCATION AT 10871 COUNTY LINE ROAD, SUITE E**

Revenue Officer Cameron Grounds addressed Council and advised that the paperwork for this request is complete and in order.

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

Council Member Potter moved to consent to the issuance of an on-premise wine & liquor license to Dol's Enterprises, Inc. (D.B.A. Wing Zilla Grill) for location at 10871 County Line Road, Suite E. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**REQUEST FOR AN OFF-PREMISE BEER, WINE & LIQUOR LICENSE FROM TAE IN CHUNG (DBA: FLAGSTONE FOOD MART) FOR THEIR LOCATION AT 8066 MADISON BOULEVARD, SUITE A**

Revenue Officer Cameron Grounds addressed Council and advised that the paperwork for this request is complete and in order.

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

Council Member Klein moved to consent to the issuance of an off-premise beer, wine & liquor license to Tae In Chung (D.B.A. Flagstone Food Mart) for their location at 8066 Madison Boulevard, Suite A. Council Member Ondocsin seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Abstain
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**PROPOSED ORDINANCE NO. 2012-435 REZONING PROPERTY LOCATED NORTH OF HUNTSVILLE-BROWNSFERRY ROAD AND WEST OF BURGREN ROAD TO R-3A AS REQUESTED BY WRIGHT HOMES, LLC**

City Planner Amy Bell advised Council that all paperwork regarding this request is complete and in order.

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

Council Member Potter moved to adopt Ordinance No. 2012-435. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

## **DEPARTMENT REPORTS**

### **PLANNING**

#### **PROPOSED ORDINANCE NO. 2012-442 ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY KNOWN AS LOT 3 OF MORRIS ESTATES AS OWNED BY MIGUEL A. CORTES AND CHRISTINA L. CORTES (FIRST READING 12/17/2012)**

Council Member Holcombe moved to adopt Ordinance No. 2012-442. Council Member Potter seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

#### **PROPOSED ORDINANCE NO. 2012-443 ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY LOCATED NORTH OF HUNTSVILLE-BROWNSFERRY ROAD AND WEST OF BURGREN ROAD AS OWNED BY RAY C. JORDAN AND ELAINE G. JORDAN (FIRST READING 12/17/2012)**

Council Member Potter moved to adopt Ordinance No. 2012-443. Council Member Clark seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**RESOLUTION NO. 2013-07-R ACCEPTING MILLSTONE SUBDIVISION INTO THE CITY OF MADISON MAINTENANCE PROGRAM**

Council Member Potter moved to approve Resolution No. 2013-07-R contingent upon installation of street lights. Council Member Smith seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**RESOLUTION NO. 2013-09-R ACCEPTING MILLSTONE SUBDIVISION PHASE IV INTO THE CITY OF MADISON MAINTENANCE PROGRAM**

Council Member Potter moved to approve Resolution No. 2013-09-R contingent upon installation of street lights. Council Member Klein seconded. The vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

**MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS**

None

**ADJOURNMENT**

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

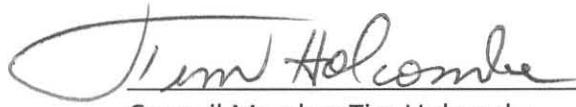
Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

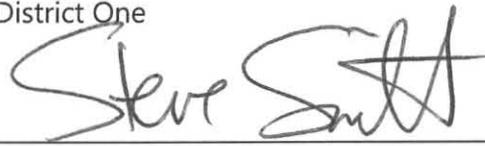
The meeting adjourned at 6:45 p.m.

Signatures on the following page:

Minutes No. 2013-01-RG, dated January 14, 2013, read, approved and adopted this 28<sup>th</sup> day of January, 2013.



Council Member Tim Holcombe  
District One



Council Member Steve Smith  
District Two



Council Member D.J. Klein  
District Three



Council Member Mike Potter  
District Four



Council Member Tommy Overcash  
District Five



Council Member Gerald Clark  
District Six



Ronica Ondocsin  
District Seven

Concur:

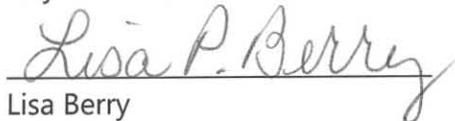


Troy Trulock  
Mayor

Attest:



Melanie A. Williard  
City Clerk-Treasurer



Lisa Berry  
Recording Secretary