

MINUTES NO. 2013-06-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF MADISON, ALABAMA
MARCH 25, 2013

The Madison City Council met in regular session on Monday, March 25, 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 6:00 p.m. by Council President Overcash.

Pastor Robert Conover of Cornerstone Word of Life 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	Absent
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: 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, Building Director Jimmy Morgan, Recreation Director Kory Alfred, Finance Director Roger Bellomy, Captain Jim Cooke, Court Magistrate Beth Bellomy, Engineering Director Gary Chynoweth, and City Attorney Kelly Butler.

Public attendance registered: Todd Seaton, Paula Williams, Judy Ryals, Chris Newlin, Mary Moreillon, Daniel Lewis, Sarah Sledge, Maximo Canta, Fred Holland, Claudia Rice, Don Gardner, Jon Howell, Tracy Butterfield, Clifton Miller, Robert Conover, Amy Few, Dominique Merrill, Mike Reynolds, Melba Nance, Lizzie Palmer, Kristen Kulavich, Elbert R. Balch, Don Palmer, Steve Buchanan, Gerald Miller, and Andrew Cusack.

AMMENDMENTS TO AGENDA

- Addition under Council Member Ondocsin's line of business: approval of a signature bench
- Addition of a vacation of easement under Planning's line of business

Council voiced no objections to these changes.

APPROVAL OF MINUTES

MINUTES NO. 2013-05-RG, MARCH 11, 2013

Council Member Holcombe moved to approve Minutes No. 2013-05-RG. Council Member Ondocsin seconded. The roll call 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	Absent
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

MINUTES NO. 2013-03-WS, MARCH 5, 2013

Council Member Ondocsin moved to approve Minutes No. 2013-03-WS. Council Member Clark seconded. The roll call 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	Absent
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

MINUTES NO. 2013-05-WS, MARCH 14, 2013

Council Member Clark moved to approve Minutes No. 2013-05-WS. Council Member Smith seconded. The roll call 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	Absent
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 OF PROCLAMATION FOR AMERICAN RED CROSS MONTH

Mayor Trulock read the proclamation declaring March 2013 American Red Cross month in the City of Madison.

PRESENTATION TO TOM YELLE, RECIPIENT OF LIVER TRANSPLANT, OF PROCLAMATION FOR DONATE LIFE MONTH

Mayor Trulock proclaimed the month of April 2013 Donate Life month. Of the approximately 25,000 people on the nation's organ transplant waiting list in 2012, 350 received a transplant in Alabama.

PRESENTATION OF PROCLAMATION FOR SARCOIDOSIS AWARENESS MONTH

The Sarcoidosis Support Group is observing the month of April as Sarcoidosis awareness month. Sarcoidosis is a potentially fatal inflammatory disease that can appear in any organ of the body. Mayor Trulock proclaimed April 2013 as Sarcoidosis awareness month.

PRESENTATION BY THE HUNTSVILLE-MADISON COUNTY CONVENTION & VISITORS BUREAU IN CONNECTION WITH THEIR ANNUAL APPROPRIATION

Judy Ryals and Pam Miller of the Huntsville-Madison County Convention & Visitors Bureau addressed Council and outlined their long range plan and distributed information to Council regarding their long range plan and activities that they sponsor.

PRESENTATION BY THE NATIONAL CHILDREN'S ADVOCACY CENTER IN CONNECTION WITH THEIR ANNUAL APPROPRIATION

Chris Newlin, Executive Director at the National Children's Advocacy Center updated Council on their activities and training programs that the Center sponsors. He expressed gratitude for the longstanding support shown to them by the City of Madison.

PRESENTATION BY THE MADISON CITY DISABILITY ADVOCACY BOARD IN CONNECTION WITH THEIR ANNUAL APPROPRIATION

In connection with their annual appropriation, Claudia Rice, Chairman of MCDAB, addressed Council highlighting the board's accomplishments for 2012 through February of 2013

PRESENTATION BY VALHALLA FUNERAL HOME REGARDING PUBLIC SAFETY MEMORIAL PROGRAM

Gerald Miller, Director of Family Services at Valhalla Funeral Home, came before Council explaining the benefits offered to the City of Madison Fire and Police Department employees and Paramedics. These benefits include a free funeral service and cemetery lot for public safety employees who are killed in the line of duty.

PUBLIC COMMENTS

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

There were no public comments scheduled for this agenda and none from the audience.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating Account	\$928,287.93
Special General Operating	\$100.00
Gasoline Tax and Petroleum Inspection Fees	\$36,083.11

Series 2006 Bond Checking \$228,143.25

Library Building Fund \$733.24

Street Repair and Maintenance \$1,283.73

Authorization for payment to Alabama Concrete Company, Inc.
for materials supplied to repair trench failures following work done
by Madison Utilities at 155 Lewis Lane (to be paid from funds from
Madison Utilities) \$536.00

Resolution No. 2013-76-R declaring certain city property (radio equipment)
formerly used by the Police Department as surplus and authorizing that it be sold
through auction on GovDeals

Resolution No. 2013-77-R declaring certain city property formerly used by the
Recreation Department as surplus and of negligible value and authorizing it's
disposal

Approval of payment to Alabama Concrete Company, Inc.
for materials supplied to repair trench failures at 116 Westlake
Circle (to be paid from Madison Utilities forbearance agreement funds)\$274.00

Approval of payment to Reed Contracting Services,
Inc. for materials supplied for trench failure repairs on Lewis Lane
(to be paid from Madison Utilities forbearance agreement funds) \$680.86

Approval of payment to Reed Contracting Services, Inc.
for materials supplied for trench failure repairs at 109 Leawood
Circle (to be paid from Madison Utilities forbearance agreement
funds) \$149.86

Approval of payment to Florence & Hutcheson for engineering
services related to Wall Triana Bridge replacement project (ATRIP #
45-01-05) (to be paid from Capital Improvement budget) \$14,100.00

Approval of payment to Florence & Hutcheson for
engineering services related to County Line Road project
(ATRIP # 45-02-09) (to be paid from Capital Improvement
budget) \$29,119.45

Approval of payment to the Huntsville Times for bid
advertisement for Bid No.MED-01-13, Highway 72 improvement
project (to be paid from Capital Improvement budget) \$380.54

Approval of payment to the Montgomery Advertiser for bid
advertisement for Bid No. MED-01-13, Highway 72 improvement
project (to be paid from Capital Improvement budget) \$315.00

Approval of payment to the Birmingham News for bid
advertisement for Bid No. MED-01-13, Highway 72 improvement
project (to be paid from Capital Improvement budget) \$231.00

Approval of payment to Alabama Concrete for supplies
for Gooch Lane Improvement Project (to be paid from Capital

Improvement budget)

\$324.00

Council Member Ondocsin seconded. The roll call 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	Absent
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. 2013-69-R APPROVING ANNUAL APPROPRIATION AGREEMENT (IN THE AMOUNT OF \$15,000) WITH THE HUNTSVILLE-MADISON COUNTY CONVENTION & VISITORS BUREAU

Council Member Holcombe moved to approve Resolution No. 2013-69-R. Council Member Klein seconded. The roll call 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	Absent
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. 2013-70-R APPROVING ANNUAL APPROPRIATION AGREEMENT (IN THE AMOUNT OF \$10,000) WITH THE NATIONAL CHILDREN'S ADVOCACY CENTER

Council Member Klein moved to approve Resolution No. 2013-70-R. Council Member Smith seconded. The roll call 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	Absent
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. 2013-71-R APPROVING ANNUAL APPROPRIATION AGREEMENT (IN THE AMOUNT OF \$4,500) WITH THE MADISON CITY DISABILITY ADVOCACY BOARD

Council Member Clark moved to approve Resolution No. 2013-71-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	Absent
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

LEAN FROG DISCUSSION

Council Member Holcombe reported that Lean Frog, a company contracted by the City to review procedures and help us run more efficiently, has completed Phase 1 and submitted a report. It was the consensus of Council not to proceed to Phase 2 and use the remaining funds to implement some of the suggestions made by Lean Frog.

UPCOMING SCHOOL BOARD APPOINTMENT

Council Member Holcombe advised that the deadline to submit applications for consideration for appointment to the School Board is close of business April 19th. Council will be reviewing applications April 19th – April 26th. Interviews with selected applicants will be held the week of May 6th through May 10th.

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

Absent

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

DONATION OF A MADISON SIGNATURE BENCH TO THE MADISON CITY SCHOOL SYSTEM 15TH ANNIVERSARY CELEBRATION (FUNDING TO COME OUT OF COUNCIL SPECIAL PROJECTS FUND)

Council Member Ondocsin moved to approve the request to donate a bench to the Madison City School System. Council Member Holcombe seconded. The roll call 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	Absent
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

REQUEST FROM AURORA TAPAS GRILL, LLC (D.B.A. AURORA TAPAS GRILL) FOR AN ON-PREMISE BEER/WINE/LIQUOR LICENSE FOR THEIR LOCATION AT 7559 HIGHWAY 72 WEST, SUITE 11/12

Revenue Officer Cameron Grounds reported that the Police Department recommended denial for this request based on inaccurate information on the application.

Council President Overcash opened the public hearing for comments regarding this request. There being no comments, he then closed the public hearing and entertained a motion from Council.

Council Member Ondocsin moved to consent to the issuance of an on-premise beer/wine/liquor license to Aurora Tapas Grill, LLC (D.B.A. Aurora Tapas Grill) for their location at 7559 Highway 72 West, Suite 11/12. Council Member Holcombe seconded. The roll call vote taken was recorded as follows:

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

Motion failed.

REQUEST FROM BROTHER LIQUOR & TOBACCO 2, INC. (D.B.A. BROTHER LIQUOR & TOBACCO 2) FOR AN OFF-PREMISE BEER/WINE/LIQUOR LICENSE FOR THEIR LOCATION AT 7951 HIGHWAY 72 WEST, SUITE 2

Revenue Officer Cameron Grounds advised Council that the paperwork has been signed off by all departments except Building. If approved the local license would need to be approved contingent on approval by Building Department.

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 Clark moved to consent to the issuance of an off-premise beer/wine/liquor license to Brother Liquor & Tobacco 2, Inc. (D.B.A. Brother Liquor & Tobacco 2) for their location at 7951 Highway 72 West, Suite 2 contingent upon final approval by the Building Department. Council Member Holcombe seconded. The roll call 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	Absent
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

FIRE

RESOLUTION NO. 2013-64-R AUTHORIZING MAYOR TO ENTER INTO AGREEMENT WITH DR. JEFF JOHNSON FOR SERVICE AS MEDICAL DIRECTOR FOR FIRE EMS ACTIVITIES (TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Holcombe moved to approve Resolution No. 2013-64-R. Council Member Clark seconded. The roll call 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	Absent
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

IT

RESOLUTION NO. 2013-74-R APPROVING THE RENEWAL OF A CISCO SMARTNET SUPPORT AGREEMENT WITH TEKLINKS FOR HARDWARE AND SOFTWARE SUPPORT FOR THE CITY WIRELESS, NETWORK AND PHONE SYSTEM (TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Ondocsin moved to approve Resolution No. 2013-74-R. Council Member Holcombe seconded. The roll call 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	Absent
Council District No. 5 Tommy Overcash	Aye

Council District No. 6 Gerald Clark Aye
Council District No. 7 Ronica Ondocsin Aye

Motion carried.

REVENUE

RESOLUTION NO. 2013-73-R SETTING A PUBLIC HEARING ON THE MATTER OF REVOKING OR REFUSING TO RENEW THE BUSINESS LICENSE OF MADISON BANDITO, LLC, DOING BUSINESS AS BANDITO BURRITO – MADISON LOCATED AT 208 MAIN STREET

Council Member Klein moved to approve Resolution No. 2013-73-R. Council Member Clark seconded. The roll call 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 Absent
Council District No. 5 Tommy Overcash Aye
Council District No. 6 Gerald Clark Aye
Council District No. 7 Ronica Ondocsin Aye

Motion carried.

PLANNING

RESOLUTION NO. 2013-79-R VACATING ALLEY "A" AND "C" IN GROVE PARK PURSUANT TO A REVISED LAYOUT PLAT APPROVED CONDITIONALLY BY THE PLANNING COMMISSION

Council Member Klein moved to approve Resolution No. 2013-79-R. Council Member Holcombe seconded. The roll call 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 Absent
Council District No. 5 Tommy Overcash Aye
Council District No. 6 Gerald Clark Aye
Council District No. 7 Ronica Ondocsin Aye

Motion carried.

DISCUSSION OF LIGHTING PLAN FOR FRONT AND CHURCH STREETS IN THE MADISON STATION HISTORIC DISTRICT TO REMOVE GAS LAMPS AND REPLACE WITH ELECTRIC LAMPS

Following discussion, it was the consensus of Council to move forward with the removal of gas lamps and replace with electric lamps in the Historic District.

Council Member Clark moved to approve the removal and replacement of lamps on Front and Church Street. Council Member Klein seconded. The roll call 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	Absent
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. 2013-80 VACATION OF EASEMENT ON RAY SANDERSON DRIVE LOT 1 OF RE-SUBDIVISION OF STOCKTON PARK

Council Member Klein moved to suspend the rules for immediate consideration of Proposed Ordinance No. 2013-80. Council Member Ondocsin seconded. The roll call 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	Absent
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

Council Member Ondocsin moved approve Ordinance No. 2013-80 contingent upon approval of the North Alabama Gas Board. Council Member Klein seconded. The roll call 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	Absent
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Abstain
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

RECREATION

RESOLUTION NO. 2013-78-R AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR FUNDING IN THE AMOUNT OF \$50,000 FOR PURCHASE OF MARS VAN/BUS (80/20 MATCH)

Council Member Ondocsin moved to approve Resolution No. 2013-78-R. Council Member Clark seconded. The roll call 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	Absent
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

CITY CLERK-TREASURER

PROPOSED ORDINANCE NO. 2013-58 DECLARING PERSONAL PROPERTY OF THE WATER BOARD AS SURPLUS AND AUTHORIZING ITS DISPOSAL (FIRST READING 03/11/2013)

Council Member Clark moved to approve Ordinance No. 2013-58. Council Member Klein seconded. The roll call 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	Absent
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 Ondocsin moved to adjourn. The roll call 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	Absent
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 was adjourned at 7:30PM.

Signatures on the following page:

Minutes No. 2013-06-RG, dated March 25, 2013, read, approved and adopted this 8th day of April, 2013.



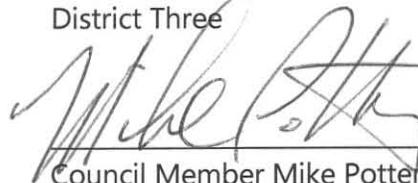
Council Member Tim Holcombe
District One



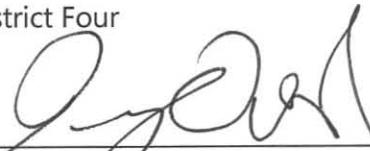
Council Member Steve Smith
District Two



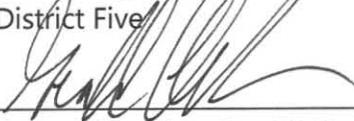
Council Member D.J. Klein
District Three



Council Member Mike Potter
District Four



Council Member Tommy Overcash
District Five



Council Member Gerald Clark
District Six



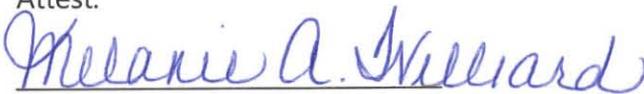
Ronica Ondocsin
District Seven

Concur:

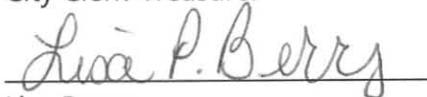


Troy Trulock
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Lisa Berry
Recording Secretary