



**MINUTES NO. 2017-10-RG
OF A REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA**

MAY 8, 2017

The Madison City Council met in regular session on Monday, May 8, 2017 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 Barron Hill of Restoration 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 Paul Finley	Present
Council District No. 1 Maura Wroblewski	Present
Council District No. 2 Steve Smith	Present
Council District No. 3 Teddy Powell	Present
Council District No. 4 Greg Shaw	Present
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Gerald Clark	Present
Council District No. 7 John Seifert	Present

Also in attendance were: Planning Director Mary Beth Broeren, City Clerk Treasurer Melanie Williard, Assistant City Clerk Treasurer Lisa Thomas, Public Works Director Kent Smith, Acting City Attorney Megan Zingarelli, Human Resource Administrative Assistant Kelly Rolin, Building Director Dustin Riddle, Fire Chief Bailey, Recreation Director Kory Alfred, Finance Director Roger Bellomy, Dr. Terri Clark (Board of Education), David Hergenroeder (Board of Education), School Superintendent Robby Parker, Revenue Director Cameron

Grounds, Ranae Bartlett (Board of Education), IT Director Jason Colee, Assistant Fire Chief Brandy Williams, Acting Major Steve Wilkerson, Acting Police Chief Jim Cooke, Mayoral Aide Taylor Edge, Connie Spears (Board of Education), and Engineering Director Gary Chynoweth

Public Attendance Registered: Paula Cushman, Jonathan McGee, Tim Holcombe, Pam Honeycutt, John Roberts, Tim Stone, Abigail Stone, Scotty Stewart, Jon Howell, Elbert Balch, Opie Balch, Kristy Stewart, Andy Stewart, Joanna White, Daniel Stagner, Emily Hamilton, Pam Williams, Judy Ryals, David Ballard, Pam Sparks (Madison Chamber of Commerce), Karen Denzine, Robyn Ballard, Gabriel Ballard, Noah Ballard, Justin Perez, Alex Luttrell, Vic Van Leeuwan, Susan Hatcher, Chuck Yancura, Kim McBride, Ashley Lindley, Beth B. Richardson, John Peck Amy Blakely, Brennan Bush, Ron Klein, Janice Schulman, Jamie Hall, Timothy Hall, Collen Murch, Hanu Karlaparlem, Mary Margaret Long, Tonya Jackson Chapman, Jason Miller, Sheila Peoples, Frederick Zirbel, And A Few Illegible Signatures.

AMENDMENTS TO AGENDA:

PRESENTATIONS AND AWARDS

Addition of a donation from Senator Bill Holtzclaw for the Recreation Department for soccer program in the amount of \$5,700.00

DEPARTMENT REPORTS

Deletion of Resolution No. 2017-96-R under Police Department line item.

APPROVAL OF MINUTES

MINUTES NO. 2017-04-WS, APRIL 19, 2017

Council Member Smith moved to approve Minutes No. 2017-04-WS. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

MINUTES NO. 2017-09-RG, APRIL 24, 2017

Council Member Wroblewski moved to approve Minutes No. 2017-09-RG. Council Member Clark seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

MINUTES NO. 2017-05-WS, APRIL 25, 2017

Council Member Seifert moved to approve Minutes No. 2017-05-WS. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

PRESENTATION AND AWARDS

DONATION FROM SENATOR HOLTZCLAW IN THE AMOUNT OF \$5,700.00 TO RECREATION DEPARTMENT FOR THE SOCCER PROGRAM

Senator Holtzclaw presented a check in the amount of \$5,700 to Recreation Director Kory Alfred to be used for AYSO soccer equipment.

Council Member Wroblewski moved to accept the donation from Senator Holtzclaw. Council Member Seifert seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

SWEARING IN OF FIRE CHIEF DAVID BAILEY

Fire Chief Bailey was sworn by Mayor Finley.

JUDY RYALS, CEO OF CONVENTION & VISITORS BUREAU, PRESENTATION IN CONNECTION WITH THEIR ANNUAL APPROPRIATION

Judy Ryals, Chief Executive Officer; Beth Richardson, Board Chairman; Pam Williams, Tourism Sales Manager; and Susan Hatcher, Visitor Information Assistant gave a brief presentation in connection with the Convention & Visitors Bureau annual appropriation from the City of Madison.

MADISON CHAMBER OF COMMERCE PRESENTATION TO MADISON CITY SCHOOLS CULINARY DEPARTMENT

Pam Honeycutt, Executive Director of the Madison Chamber of Commerce presented a check in the amount of \$500 to School Superintendent Robby Parker. These funds are to be used for the Madison City Schools Culinary Department and were received from the silent auction held by the Chamber of Commerce at their annual Taste the Spirit of Madison event.

PRESENTATION OF MADISON EMPLOYEE OF THE YEAR, POLICE OFFICER OF THE YEAR AND FIRE FIGHTER OF THE YEAR BY MADISON ROTARY CLUB AND MADISON OPTIMIST CLUB

Debbie Overcash, Chairperson of the Madison Rotary Employee of the Year Committee, Sandy Patel, President of the Madison Rotary, Scott Peiro, President of the Madison Optimist Club, Mayor Finley and Council President Overcash presented the following Employee of the Year awards:

Jonathan Chapman	Firefighter of the Year
Aubrey Walls	Police Officer of the Year
Kent Smith, (Public Works)	Employee of the Year

Following the presentation of the awards, a brief recess in the meeting was taken for reception in honor of the Employees of the Year. The recess began at 6:35 pm and the meeting reconvened at 6:55 pm.

PUBLIC COMMENTS

DAVID BALLARD, 12 MAIN STREET, IMPACT OF DOWNTOWN PHASE THREE CONSTRUCTION ON HIS PROPERTY

David Ballard, 12 Main Street addressed Council regarding his concerns in connection with the Downtown Phase Three construction that will occur near his home. He urged Council to consider other options due to the impact to his property.

OTHER PUBLIC COMMENTS

Meredith Williams, a sophomore at James Clemens High School addressed Mayor Finley and Council regarding her recent inquiry about a pool at a meeting that Mayor Finley had with students at James Clemens.

Mayor Finley apologized to Ms. Williams for comments made at the meeting.

BeBe Oetjen, 109 Radisson Lane, addressed Council regarding Ms. Sarah Whitworth and the Downtown Phase Three project.

Brendon Bush, a student at James Clemens High School addressed Council and asked for their support for the purchase and installation of the air supported pool structure that appears later on the agenda.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating Account	\$855,884.19
Special General Operating Accounts	\$7,655.06
ADEM Storage	\$85.00
½ Cent Reserve	\$1,248.64
½ Cent Capital Replacement	\$624.32
½ Cent Infrastructure	\$624.32
Gasoline Tax and Petroleum Inspection Fees	\$11,265.74
Street Repair and Maintenance	\$471.42
2013 and 2015 Bond Checking	\$731,517.99
Library Building Fund	\$758.66
Water Distribution and Storage	\$756,346.86

Approval of payment for invoice #2981 in the amount of \$13,812.90 to Holzheimer Bolek & Meehan- architectural & engineering services for Madison Public Library Facility (to be paid from 2015 Bond Account)

Approval of payment in the amount of \$8,500.00 to Shoals Electric for relocation of traffic signal located at Zierdt Rd. and Mountain Brook (funds to be paid from 2013-A Bond Account - non- reimbursable)

Approval of payment for invoice # 33359 in the amount of \$102.06 to Reed Contracting Services for PO#2017-0943 for materials supplied to repair road cuts (to be paid from Fund 29)

Approval of payment in the amount of \$2,070.90 to Reed Contracting Services for PO#2017-0954 for materials supplied to repair road cuts (to be paid from Fund 29)

Resolution No. 2017-106-R declaring Guardian mosquito fogger as surplus and authorizing that it be used for spare parts

Approval of payment for invoice #7166 in the amount of \$24,294.51 to S&ME (previously Littlejohn) for CE&I on Co. Line Rd. Phase II (to be paid from 2013-A Bond Account)

Resolution No. 2017-109-R affirming annual ad valorem tax

Acceptance of donation to the Fire Department in the amount of \$250.00 from the Tuesday Ladies AM Bowling League (to be deposited into Fire Department Donation Account)

Approval of payment in the amount of \$3,249.00 to Toccoa Erosion Control, Inc., invoices 2822, 3248, and 2315, for labor and materials completed in relation to Garner St. ext. drainage (to be paid from 2015-A Bond Account)

Approval of payment for invoice #006 in the amount of \$5,220.00 to CDG Engineering - redesign, bid, construction management and utility coordination for CIP Project #13-020 Downtown Streetscape Phase III PO #2017-862 (to be paid from 2015 Bond Account)

Resolution No. 2017-113-R authorizing the disposal of 1992 Spartan Pumper and donation of said vehicle to Madison County Commission

Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

RESOLUTION NO. 2017-103-R APPROVING ANNUAL APPROPRIATION AGREEMENT WITH CONVENTION & VISITORS BUREAU APPROPRIATION IN THE AMOUNT OF \$15,000.00 TO BE PAID FROM GENERAL FUND

Council Member Wroblewski moved to approve Resolution No. 2017-103-R. Council Member Shaw seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

Mayor Finley gave a brief update on the Police Chief search. Interviews will continue this week and then will down select candidates for Council interviews.

Mayor Finley announced that Samantha Magnuson has accepted the position of Communication Specialist with the City and will begin in that position on May 30.

Mayor Finley also announced that Bob Jones High School has received the 2016 Attorney General Safe school award.

COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI

Council Member Wroblewski reported that she attended the annual Huntsville/Madison County National Day of Prayer breakfast sponsored by Kiwanis.

Council Member Wroblewski also reported on the Police Department "Drug Take Back" event. Approximately 840 pounds of outdated/expired drugs were turned in for disposal.

Council Member Wroblewski reported on the blog that she does to inform constituents of city information.

Council Member Wroblewski also proudly announced that her daughter Sarah graduated from Marion Military Academy and will be sworn in to the Air Force.

COUNCIL DISTRICT NO. 2 STEVE SMITH

No business to report.

COUNCIL DISTRICT NO. 3 TEDDY POWELL

No business to report.

COUNCIL DISTRICT NO. 4 GREG SHAW

No business to report.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

APPOINTMENT TO MADISON CITY SCHOOL BOARD PLACE 4

Council President Overcash opened the floor for nominations to the Madison City School Board Place 4.

Council Member Clark nominated Luis Ferrer to Place 4. Council Member Powell seconded.

Having no other nominations, Council President Overcash closed the floor for nominations and Luis Ferrer was appointed by acclamation to Place 4 of the Madison City School Board.

COUNCIL DISTRICT NO. 6 GERALD CLARK

Council Member Clark stated that he had received a message regarding an issue a constituent was having with trash pickup. However, the caller didn't leave a name so that Council Member Clark could get back in touch with the resident.

Council Member Clark stated that he is in favor of the upgrades proposed for the outdoor pool at Dublin Park.

COUNCIL DISTRICT NO. 7 JOHN SEIFERT

No business to report.

DEPARTMENT REPORTS

REVENUE

PROPOSED ORDINANCE NUMBER 2017-99: AN ORDINANCE OF THE CITY OF MADISON, ALABAMA, TO EXEMPT CERTAIN "COVERED ITEMS" FROM THE MUNICIPAL SALES AND USE TAX DURING THE THIRD FULL WEEKEND OF JULY, 2017, AS AUTHORIZED BY ACT 2006-574, AND AMENDED BY ACT 2017-120, GENERALLY REFERRED TO AS THE STATE SALES TAX HOLIDAY ("BACK TO SCHOOL SALES TAX HOLIDAY") LEGISLATION. (FIRST READING 04-24-2017)

Council Member Shaw moved to adopt Ordinance No. 2017-99. Council Member Seifert seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

ENGINEERING

RESOLUTION 2017-102-R AUTHORIZING MAYOR TO EXECUTE CONSTRUCTION AGREEMENT BETWEEN ALDOT AND THE CITY OF MADISON FOR PROJECT DE-STPAA-STPHV-AL81, TWO FOOT SAFETY WIDENING AND RESURFACING OF CR-17 (BALCH ROAD) FROM SOUTH OF CR-21 (BROWNS FERRY ROAD) TO NORTH OF CR-27 (GOOCH LANE)

Council Member Smith moved to Resolution No. 2017-102-R. Council Member Wroblewski seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

RESOLUTION NO. 2017-111-R AWARD BID FOR MILL ROAD BRIDGE TO MILLER & MILLER, INC.

Council Member Smith moved to Resolution No. 2017-111-R. Council Member Shaw seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

PLANNING

PROPOSED ORDINANCE NO. 2017-82 VACATING A PORTION OF RIGHT-OF-WAY FOR CARTER CIRCLE (FIRST READING 04-24-2017)

Council Member Clark moved to adopt Ordinance No. 2017-82. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

RESOLUTION NO. 2017-95-R ACCEPTING A UTILITY AND DRAINAGE EASEMENT AND INGRESS/EGRESS EASEMENT ON CARTER CIRCLE

Council Member Smith moved to approve Resolution No. 2017-95-R. Council Member Shaw seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye

Council District No. 7 John Seifert

Aye

Motion carried.

RESOLUTION NO. 2017-104-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2017-105 REZONING CERTAIN PROPERTY OWNED BY KIYO HONMA AND LOCATED AT THE SOUTHWEST CORNER OF ROY DRIVE AND SLAUGHTER ROAD FROM R1A (LOW DENSITY RESIDENTIAL DISTRICT) TO B2 (COMMUNITY BUSINESS DISTRICT) (FIRST PUBLICATION 5/17/2017, SYNOPSIS 5/24/2017, PUBLIC HEARING 6/12/2017)

Council Member Clark moved to approve Resolution No. 2017-104-R. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

RECREATION

RESOLUTION NO. 2017-110-R AWARD BID FOR AIR-SUPPORTED POOL STRUCTURE TO ARIZON STRUCTURES WORLDWIDE, LLC

Council Member Smith moved to approve Resolution No. 2017-110-R. Council Member Wroblewski seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

LEGAL

PROPOSED ORDINANCE NO. 2017-78 AMENDING CHAPTER 20, ARTICLE VI, GARBAGE AND TRASH, OF THE CODE OF ORDINANCES (FIRST READING 04-10-2017)

Council Member Clark moved to approve Ordinance No. 2017-78. Council Member Shaw seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

PROPOSED ORDINANCE NO. 2017-108 COMCAST FRANCHISE AGREEMENT ORDINANCE (FIRST READING)

This was considered as the first reading; no action was taken on Proposed Ordinance No. 2017-108.

RESOLUTION NO. 2017-107-R AUTHORIZING AGREEMENT WITH CMS FOR WIRELESS TELECOMMUNICATIONS FACILITIES CONSULTING SERVICES

Council Member Seifert moved to approve Resolution No. 2017-107-R. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

PROPOSED ORDINANCE NO. 2017-101 CONCERNING UNSAFE STRUCTURES AND DANGEROUS BUILDINGS (FIRST READING)

This was considered as a first reading, no action was taken on Proposed Ordinance No. 2017-101.

CITY CLERK-TREASURER

PROPOSED ORDINANCE NO. 2017-112 AUTHORIZING THE DISPOSAL OF SURPLUS EQUIPMENT BY MADISON UTILITIES THROUGH AUCTION ON GOVDEALS (FIRST READING)

This was considered as a first reading, no action was taken on Proposed Ordinance No. 2017-112.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

Having no further business to discuss, Council Member Seifert moved to adjourn. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

The meeting was adjourned at 7:45 pm.

Signatures on following page.

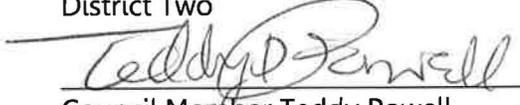
Minutes No. 2017-10-RG, dated May 8, 2017 read, approved and adopted this 23rd day of May 2017.



Council Member Maura Wroblewski
District One



Council Member Steve Smith
District Two



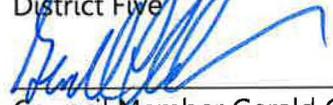
Council Member Teddy Powell
District Three

Absent

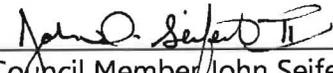
Council Member Greg Shaw
District Four



Council Member Tommy Overcash
District Five



Council Member Gerald Clark
District Six



Council Member John Seifert
District Seven

Concur:

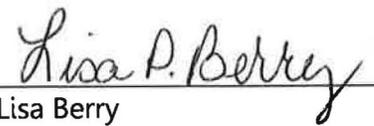


Paul Finley
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Lisa Berry
Recording Secretary