



MINUTES NO. 2017-15-RG
OF A REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF MADISON, ALABAMA
JULY 10, 2017

The Madison City Council met in regular session on Monday July 10, 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 6.02p.m. by Council President Overcash.

Pastor Angela Dollar 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	Absent
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, City Attorney Megan Zingarelli, Human Resource Director Terri Towry, Building Director Dustin Riddle, Fire Chief David Bailey, IT Director Jason Colee, Luis Ferrer (Board of Education), Ranae Bartlett (Board Of Education), Police Chief David Jernigan, Captain Steve Wilkerson, City Administrator Taylor Edge, Revenue Director Cameron Grounds, Public Works Director Kent Smith, Recreation Director

Kory Alfred, David Hergenroeder (Board of Education), Communications Specialist Samantha Magnuson, and Engineering Director Gary Chynoweth

Public Attendance Registered: BeBe Oetjen, Ed Collins, David Cochran, Karen Denzine, Opie Balch, Elbert Balch, Jennifer Schwartz, Lisa Schwartz, Don Monk, Sharon Monk, Stacy L. Thomas, Patrice Cox, Joe Mullins, Gary A. Jones, Wesley Grigsby, John Stringer. Terri Johnson, Joe Murphy, Jon Howell, Dean Thomas, Jonathan McGee, Frank Macon, Jan Dorning, Blake Dorning, Sheila Peoples, Kirk Giles, Jerry Lyons, Pam Honeycutt, Mary Fletcher, Betty Jones, Melvin Harris, and several illegible signatures.

APPROVAL OF MINUTES

MINUTES NO. 2017-14-RG, JUNE 26, 2017

Council Member Powell moved to approve Minutes No. 2017-14-RG, June 26, 2017.
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	Absent
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

SWEARING IN OF POLICE CHIEF

Police Chief David Jernigan was sworn in by Mayor Finley. A standing ovation was given after which Chief Jernigan gave a few brief comments and thanked friends, family and colleagues in attendance for their support.

AYSO PRESENTATION IN CONNECTION WITH ITS FACILITIES USE AGREEMENT

Gene Scherer, along with Joe Mullins, gave a brief history of the AYSO organization and requested the continued use of certain City owned facilities including Dublin Park and Palmer Park.

WENDY MOELLER, AICP, PRESENTATION REGARDING SIGN ORDINANCE UPDATE

Wendy Moeller, owner of Compass Point Planning located in Cincinnati, Ohio, spoke briefly regarding the updating the sign ordinance. She stated that she would be meeting with realtors, business owners, and other members of the public to get their input to aid in the reevaluating of the sign code.

PUBLIC COMMENTS

Gary Jones, Nolen Jones Drive, addressed Council regarding widening Wall Triana and Sullivan Street, and installation of sidewalks. Mr. Jones informed Council that he and the other property owners would no longer be allowing the Bob Jones Cross Country team to use their land for training for the track season.

Mary Fletcher, 335 Autumn Lane stated that there is a drainage ditch behind her house that needs cleaning. In addition, she had some concerns regarding neighbors who have neglected their property.

Betty Alan Jones, Nolen Jones Drive appeared before Council with concerns about trash collection. She stated that there has been no regular trash pick-up for a month or two and asked that someone check into the situation.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating Account	\$722,942.70
Special General Operating Accounts	\$7,847.89
ADEM Storm Drainage	\$15,082.54
½ Cent Capital Replacement	\$40,659.25
½ Cent Infrastructure	\$5,027.00
Gasoline Tax and Petroleum Inspection Fees	\$43,534.81
Street Repair and Maintenance	\$2,457.07
2013 and 2015 Bond Checking	\$77,586.55
Library Building Fund	\$1,046.08
Water Distribution and Storage	\$76,983.00

Acceptance of donation of a 2017 Chevy Tahoe donated by Madison County Commissioner Steve Haraway to be used by the Fire Dept.

Resolution No. 2017-145-R authorizing a travel advance in the amount of \$260.50 for Chris Townsend to attend National School Safety Conference {funding from departmental budget}

Resolution No. 2017-146-R authorizing a travel advance in the amount of \$168.50 each for Christie Gover, Tanner Ward and Russell Owens to attend Replicating Adverse Dynamics Instructor Certification {funding from departmental budget}

Approval of payment in the amount of \$1,456.06 to Vulcan Materials for PO#2017-1245, invoice #50312512 for materials supplied to repair trench failures (to be paid from fund 29)

Approval of payment of \$170.69 to Madison County Commission for diesel fuel for the month of May, 2017 for new fueling station {to be paid from 2015-A Bond Account}

Resolution No. 2017-150-R authorizing the destruction of certain Court Department records as designated by State Department of Court requirements

Approval of payment for invoice #008 on PO # 2017-862 in the amount of \$5,385.00 to CDG Engineering - redesign, bid, construction management and utility coordination for CIP Project #13-020 Downtown Streetscape Phase III (To be Paid from 2015 Bond Account)

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	Absent
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

Mayor Finley expressed his appreciation to everyone involved in the July 4th celebration.

Mayor Finley also announced that in the next week or so, Mayor and Council, along with the Madison City school system, will be announcing members of the Madison Schools Growth Committee.

COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI

Council Member Wroblewski advised that on June 29 she attended Madison Animal Rescue shelter meeting. This meeting occurs monthly.

Council Member Wroblewski also advised that on July 20, she will be at a town hall meeting at West Madison Elementary school. She encouraged interested citizens to attend.

COUNCIL DISTRICT NO. 2 STEVE SMITH

Absent

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

Council Member Overcash stated that they have modified the contract process regarding trash collection in order to make it more competitive the next time around.

COUNCIL DISTRICT NO. 6 GERALD CLARK

Council Member Gerald Clark announced that the Concerts at the Gazebo event would resume after having to cancel the last two events due to rain.

He also noted that he has received numerous complaints about trash collection. He stated that Council needs to be proactive and make sure the services are being provided to the citizens. He also stated that there are some zoning and enforcement issues that need to be addressed.

COUNCIL DISTRICT NO. 7 JOHN SEIFERT

Council Member Seifert noted that the app developed by a Bob Jones student was very useful for updates in the recent Dizzy Dean tournament.

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

RESOLUTION NO. 2017-151-R APPROVING REQUEST FOR AN ON-PREMISE BEER, WINE AND LIQUOR LICENSE FROM BISHOP FOOD & SPIRITS, INC., DOING BUSINESS AS BISHOP'S PUB & GRILL, FOR THEIR LOCATION AT 12060 COUNTY LINE ROAD, SUITE E

Revenue Director Grounds recommended approval for this request and advised that all paperwork and approvals are in order for this request.

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 Shaw moved to approve Resolution No. 2017-151-R. 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	Absent
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.

DEPARTMENT REPORTS

IT

RESOLUTION NO. 2017-148-R AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR WEBSITE DESIGN

Council Member Powell moved to approve Resolution No. 2017-148-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	Absent
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. 2017-133 VACATING A UTILITY AND DRAINAGE EASEMENT ON PROPERTY SOUTH OF MADISON BOULEVARD AND WEST OF HUGHES ROAD (FIRST READING)

As this was a first reading, no action was taken on Proposed Ordinance No. 2017-133.

PROPOSED ORDINANCE NO. 2017-134 VACATING A UTILITY AND DRAINAGE EASEMENT ON PROPERTY SOUTH OF MADISON BOULEVARD AND WEST OF HUGHES ROAD (FIRST READING)

As this was a first reading, no action was taken on Proposed Ordinance No. 2017-134.

RECREATION

RESOLUTION NO. 2017-147-R AUTHORIZING AYSO FACILITIES USE AGREEMENT

Council Member Seifert moved to approve Resolution No. 2017-147-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	Absent
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.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

PERSONNEL HEARING

City Attorney Megan Zingarelli made the following statement:

"As an attorney licensed to practice law in Alabama and as City Attorney for the City of Madison, Alabama, it is my opinion that Alabama Code § 36-2SA-7(a)(3), allowing this duly-convened Council to enter into Executive Session applies to certain discussions that must be held between the Council and its attorneys. This declaration shall not be deemed to constitute any waiver of the attorney-client privilege"

Council Member Shaw moved that the Council enter into Executive Session for the purpose of such discussion in accordance with Alabama Code § 36-2SA-7(a)(3). 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	Absent
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.

Council President Overcash stated that with the consent of the majority of the members present, the Council would now enter into Executive Session. Council President Overcash stated that the executive session is expected to last approximately one hour.

Council then moved to executive session at 7:15PM.

Council Member Powell moved to return from executive session. 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	Absent
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.

Meeting reconvened at 10:25PM.

Council Member Wroblewski moved to affirm the decision of the hearing officer with regards to this personnel action. 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	Absent
Council District No. 3 Teddy Powell	Nay
Council District No. 4 Greg Shaw	Nay
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Nay

Motion carried. Decision of department head and hearing officer stands.

Council Member Wroblewski moved to adjourn. 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	Absent
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

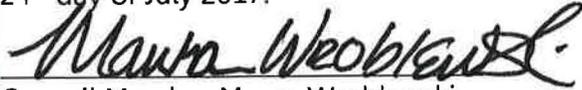
Aye

Motion carried.

The meeting was adjourned at 10:28PM

Signatures on following page.

Minutes No. 2017-15-RG, dated July 10, 2017 read, approved and adopted this 24th day of July 2017.



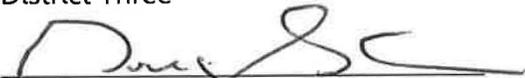
Council Member Maura Wroblewski
District One



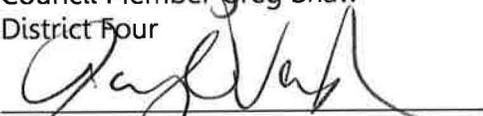
Council Member Steve Smith
District Two



Council Member Teddy Powell
District Three



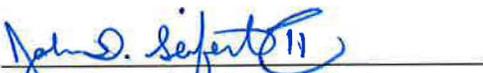
Council Member Greg Shaw
District Four



Council Member Tommy Overcash
District Five

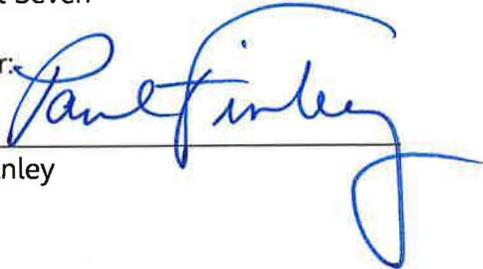


Council Member Gerald Clark
District Six



Council Member John Seifert
District Seven

Concur:

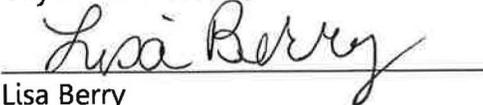


Paul Finley
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Lisa Berry
Recording Secretary