



MINUTES NO. 2018-05-RG

OF A

REGULAR MEETING

OF THE CITY COUNCIL OF

THE CITY OF MADISON, ALABAMA

FEBRUARY 26, 2018

The Madison City Council met in regular session on Monday, February 26, 2018, 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.

Cross Pointe Church Music Minister Rex Looney provided the invocation followed by the Pledge of Allegiance led by Council President Tommy Overcash.

ROLL CALL OF ELECTED GOVERNING OFFICIALS

The 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 Parks & Recreation Director Kory Alfred, Information Technology Director Jason Colee, Police Captain Steve Wilkerson, Building Director Dustin Riddle, Fire Chief David Bailey, Finance Director Roger Bellomy, City Administrator Marc Jacobson, Police Captain Terrell Cook, City Attorney Megan Zingarelli, Revenue Officer Cameron Grounds, Planning Director Mary Beth Broeren, City Engineer Gary Chynoweth, Human Resources Director Terri Towry, Communications Specialist Samantha Magnuson, Deputy City Clerk-Treasurer Lisa D. Thomas and City Clerk-Treasurer Melanie A. Williard

Public Attendance registered was Chris Newlin, Kelly Mason, Mary Margaret Long, Susan Miller, Patrick Miller, Adeline Miller, O'Neal Miller, Alex King, Molly King, Hayden Ward, Candy Ward, former Madison City Commissioner Bebe Oetjen, Cindy Sensenberger, Margi Daly, Pam Honeycutt, Rex Looney, Staci Sellers, Jason Phillips, Jason Park, Dale Owens, Pam Sparks, Fran Ward, Jon Howell, Gayle Milam, Tyler Gohlich, Russ Leaphart, Michael Callahan, Opie Balch, Elbert Balch, Marty Alfred, Louise Ferland and seven illegible signatures

APPROVAL OF AGENDA

Addition to Legal Department line of business: Resolution No. 2018-72-R; authorize a professional service agreement with Donald Monk

APPROVAL OF MINUTES

MINUTES NO. 2018-04-RG, FEBRUARY 12, 2018

Council Member Wroblewski requested that her reasoning behind voting 'nay' on the annual appropriation for the Huntsville Botanical Garden at the last regular meeting be added to the Minutes.

Council Member Smith moved to approve Minutes No. 2018-04-RG as amended. Council Member Seifert seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

PRESENTATIONS AND AWARDS

STREET FESTIVAL COMMITTEE; PRESENTATION OF STREET FESTIVAL GRANTS

Mr. Kyle Mumaw, President of the 2017 Madison Street Festival Committee, presented a check in the amount of \$800 to the City for reimbursement of the MARS bus use during the festival. He also announced that the Street Festival Committee awarded fifteen grants totaling \$7,500 for educational-based programs.

Council Member Powell moved to accept the \$800 reimbursement check. Council Member Clark seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye

Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

CERTIFICATES TO WINNING STUDENTS FOR ARBOR DAY POSTER CONTEST

Gerald Clark, Council Member and Madison Beautification-Tree Board liaison, presented Certificates of Recognition to winners the annual Arbor Day poster contest which local 5th graders participated in. A round of applause was given.

CHRIS NEWLIN, EXECUTIVE DIRECTOR OF THE NATIONAL CHILDRENS ADVOCACY CENTER, PRESENTATION IN CONNECTION WITH ANNUAL APPROPRIATION

Mr. Newlin thanked Council for their continued support throughout the years and gave a brief presentation regarding this year's request for funding.

PAM HONEYCUTT, DIRECTOR OF MADISON CHAMBER OF COMMERCE; PRESENTATION IN CONNECTION WITH ANNUAL APPROPRIATION

Ms. Honeycutt reported to Council on the Chamber's activities the previous year as well as current services for members and detailed their plans for the coming year.

PUBLIC COMMENTS

Public Comments are limited to five minutes each if the speaker requested to be added to the Agenda prior to deadline. Individuals requesting to speak at the meeting who did not make the agenda deadline are limited to three minutes.

TOWN MADISON PROJECT

Madison residents Margi Daly, Jeff North and Mike Callahan spoke to Council to voice their concerns with the proposed Town Madison project.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council Member Smith moved to approve the Consent Agenda and Finance Committee Report as amended. Council Member Powell seconded.

General Operating Account	\$742,676.89
Special General Operating Accounts	\$693.42
ADEM Storm Drainage	\$543.60

Gasoline Tax and Petroleum Inspection Fees	\$33,333.19
Street Repair and Maintenance	\$926.45
2013 and 2015 Bond Checking	\$261,492.78
Library Building Fund	\$491.68
Fire CPR	\$1,042.60
Municipal Government Capital	\$376,605.88
½ Cent Infrastructure	\$17,247.57
Water Distribution and Storage	\$2,800,653.13

- Resolution No. 2018-61-R authorizing municipal purchases through the FireRescue GPO Division of the NPPGOV (authorizes future needed purchases)
- Approval of payment for Invoice No. 144200118F on Purchase Order No. 2018-421 in the amount of \$29,266 to Brailsford & Dunlavey, Inc. for market and financial analysis for CIP Project No. 18-004 multi-use venue study and schematic design to be paid from Council Special Projects
- Resolution No. 2018-67-R authorizing a travel advance in the amount of \$122.50 each for Officer Teresa Taylor-Duncan, Officer Russ Owens, and Corporal Tanner Ward to attend Interdiction Training in Biloxi, MS to be paid from department budget
- Resolution No. 2018-66-R designating First Commercial Bank as depository and authorizing the opening of the 2018 GO Bond Account and the Multi-Use Venue Bond checking account and further authorizing designated signatures on said accounts
- Resolution No. 2018-70-R authorizing purchase order from Verizon Wireless, LLC for cellular service for the Madison Police Department to be paid from departmental budget

The roll call vote to approve the Consent Agenda was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY:

RESOLUTION NO. 2018-63-R; APPROVING ANNUAL APPROPRIATION AGREEMENT WITH NATIONAL CHILDRENS ADVOCACY CENTER FOR FY 18 IN THE AMOUNT OF \$15,000 TO BE PAID FROM GENERAL FUND

Council Member Wroblewski moved to approve Resolution No. 2018-63-R. Council Member Seifert seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Absent at time of vote
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-64-R; APPROVING ANNUAL APPROPRIATION AGREEMENT WITH MADISON CHAMBER OF COMMERCE FOR FY 18 IN THE AMOUNT OF \$30,000 TO BE PAID FROM GENERAL FUND

Council Member Wroblewski moved to approve Resolution No. 2018-64-R. Council Member Seifert seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Absent at time of vote
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

UPDATE ON CITY WEBSITE UPGRADE

Communications Specialist Samantha Magnuson gave a brief overview of the city's new website which was launched earlier today.

COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI

Council Member Wroblewski reported on the following activities, events and newsworthy items from the past two weeks:

- Free Opioid Summit this Thursday at 6:00 PM at Bob Jones High School

COUNCIL DISTRICT NO. 2 STEVE SMITH

No business to report

COUNCIL DISTRICT NO. 3 TEDDY POWELL

Council Member Powell thanked residents who take the time to attend Council meetings to voice either their support or their concerns about certain issues and added that it is important to Council and they are listening. He added that there are times when the City is unable to talk about proposed developments due to on-going negotiations until a certain time and he hopes the public understands this.

COUNCIL DISTRICT NO. 4 GREG SHAW

No business to report

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

APPROVAL TO HIRE HIGHLY QUALIFIED COMPLEX MAINTENANCE WORKER I IN PUBLIC WORKS DEPARTMENT AT A HIGHER STEP

Council Member Powell moved to hire highly qualified Complex Maintenance Worker I at a higher step. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

MADISON BOARD OF EDUCATION APPLICATIONS

Council President Overcash reminded the public that the City is currently soliciting applications for the Place No. 5 position on the Board of Education, which expires in April. Applications will be accepted through March 31, 2018.

PARKING ISSUE AT CHICKEN SALAD CHICK ON HIGHWAY 72

Council President Overcash continues to be inundated with emails and calls regarding the lack of parking at the Chicken Salad Chick location. The Planning and Public Works Departments are currently working on options to alleviate the parking issue and asked that the residents in that area give the City a little bit of time to work it out.

COUNCIL DISTRICT NO. 6 GERALD CLARK

Council Member Clark reminded the public that in addition to the Board of Education opening, there are other boards & committees that have openings or upcoming term expirations. He urged all those interested in serving on a committee to submit a board application to the City Clerk-Treasurer Department for appointment consideration.

Council Member Clark also thanked Ms. Daly, Mr. North and Mr. Callahan for their comments earlier in the meeting regarding the Town Madison project. He appreciates their input on the matter and although he might not always vote the way people think he should, he is listening.

COUNCIL DISTRICT NO. 7 JOHN SEIFERT

Council Member Seifert spoke on the following activities, events and newsworthy items from the past two weeks:

- Volunteer Day at Palmer Park this past weekend
- Recreation Advisory Board vacancy
- Better internet service in areas of the City

BOARD/COMMITTEE APPOINTMENTS

APPOINTMENT OF CITY OF MADISON REPRESENTATIVE TO THE TOWN MADISON COOPERATIVE TAX DISTRICT BOARD

Council Member Wroblewski nominated Mr. Ron Klein as city representative to the Town Madison Board of Directors. There being no further nominations, Mr. Klein was appointed by acclamation.

Council President Overcash previously served in this position.

PUBLIC HEARINGS

RESOLUTION NO. 2018-65-R; APPROVE REQUEST FOR A LOUNGE RETAIL LIQUOR – CLASS II (PACKAGE) LICENSE FROM VILASA, INC., DOING BUSINESS AS BUSY BEE FOR THEIR LOCATION AT 8006-18-A OLD MADISON PIKE

Council President Overcash opened the public hearing for any comments from those in attendance 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. 2018-65-R. Council Member Wroblewski seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Nay

Motion carried.

"FIND MORE MADISON" WEBSITE UPDATE

Planner Mary Beth Broeren informed Council that her staff continues to work on updating the "Find More Madison" website.

PROPOSED ORDINANCE NO. 2018-29; REZONING CERTAIN PROPERTY OWNED BY MARY MARGARET LONG, HUNTSVILLE AREA CRIME STOPPERS AND THE CITY OF MADISON, LOCATED ON THE NORTH SIDE OF PORTAL LANE, EAST OF HUGHES ROAD FROM B-2/S-1 (COMMUNITY BUSINESS/SPECIAL DISTRICT) TO B-2 (COMMUNITY BUSINESS) FIRST READING HELD ON JANUARY 22, 2018

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

Council Member Powell moved to approve Ordinance No. 2018-29. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

DEPARTMENTAL REPORTS

ENGINEERING DEPARTMENT

RESOLUTION NO. 2018-62-R, ACCEPTANCE OF MADISON MIDTOWNE INTO THE CITY OF MADISON MAINTENANCE PROGRAM

Council Member Shaw moved to adopt Resolution No. 2018-62-R. Council Member Seifert seconded. The roll call vote taken was recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

FIRE DEPARTMENT

RESOLUTION NO. 2018-57-R; AUTHORIZING LICENSE AGREEMENT WITH BARON SERVICES, INC. FOR USE OF BARON THREAT NET WEATHER DATA SOFTWARE IN THE AMOUNT OF \$2,106 PER YEAR TO BE PAID FROM DEPARTMENTAL BUDGET

Council Member Wroblewski moved to approve Resolution No. 2018-57-R. Council Member Clark seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-71-R; AUTHORIZING THE SUBMISSION OF AN AFG GRANT APPLICATION

Council Member Powell moved to approve Resolution No. 2018-71-R. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

LEGAL DEPARTMENT

PROPOSED ORDINANCE NO. 2018-47; WARRANT VALIDATION FOR MULTI-USE VENUE FINANCING. FIRST READING HELD ON FEBRUARY 12, 2018

Council Member Powell moved to approve Ordinance No. 2018-47. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Nay
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Nay
Council Member John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-50-R; AUTHORIZING PROPERTY DONATION AGREEMENT WITH OLD TOWN INVESTMENTS, LLC

City Attorney Megan Zingarelli stated that this agreement is for a donation of thirty-one acres for the stadium project. The terms of this agreement are still being worked on. She added that this is the same procedure the City has taken for previous property acquisition agreements.

Council Member Smith moved to approve Resolution No. 2018-50-R. Council Member Wroblewski seconded.

Upon further discussion, Council Member Powell moved to table Resolution No. 2018-50-R until the agreement is complete. Council Member Clark seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Nay
Council Member Steve Smith	Nay
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Nay
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Nay

Motion failed to pass.

Council Member Powell moved to authorize the Mayor to negotiate and bring back to Council with terms. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Nay
Council Member Steve Smith	Nay
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Nay
Council Member Gerald Clark	Aye
Council Member John Seifert	Nay

Motion failed to pass.

The vote taken on the original motion to approve Resolution No. 2018-50-R was recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Nay
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Nay
Council Member John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-48-R; AUTHORIZING AMENDMENT TO FUNDING AGREEMENT WITH TOWN MADISON COOPERATIVE DISTRICT

City Attorney Zingarelli stated that the 2014 agreement authorized a \$22 million loan with a 10% interest rate to fund infrastructure without any liability to pay unless commercial development happens which would then fund the payment. There has been a request to raise the loan amount to \$40 million and decrease the interest rate to 5.85% and restate certain other terms and conditions. This would fund certain infrastructure in Town Madison, including the I565 interchange, stadium parking lot and other items. It also removes the property the venue would sit on from the tax pledges in the Town Madison Cooperative District so the sales taxes generated at the stadium would go to pay the stadium bond payment and not to pay the infrastructure bond. Terms are still being worked on for this and as such she suggested that Council table this until their next regular meeting.

Council Member Shaw moved to approve Resolution No. 2018-48-R. Council Member Powell seconded.

Following further discussion, Council Member Smith moved to continue action on Resolution No. 2018-48-R to the March 12, 2018 Madison City Council meeting. Council Member Seifert seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye

Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-49-R; AUTHORIZING VENUE DEVELOPMENT AGREEMENT WITH BALLCORPS, LLC

Council Member Wroblewski moved to approve Resolution No. 2018-49-R. Council Member Smith seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Nay
Council Member John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-72-R; AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH DONALD MONK

Council Member Wroblewski moved to approve Resolution No. 2018-72-R. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

CITY CLERK-TREASURER DEPARTMENT

PROPOSED ORDINANCE NO. 2018-44; APPROVING REQUEST FROM MADISON UTILITIES TO DISPOSE OF CERTAIN REAL PROPERTY. FIRST READING FEBRUARY 12, 2018

Council Member Powell moved to approve Ordinance No. 2018-44. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
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Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion carried.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

There being no further business to come before Council, Council Member Wroblewski moved to adjourn the meeting. Motion carried.

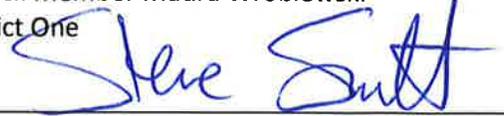
The meeting was adjourned at 8:00 p.m.

Signatures on following page.

Minutes No. 2018-05-RG, dated February 26, 2018, read, approved and adopted this 12th day of March 2018.



Council Member Maura Wroblewski
District One



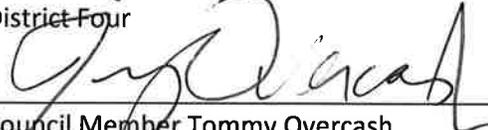
Council Member Steve Smith
District Two



Council Member Teddy Powell
District Three



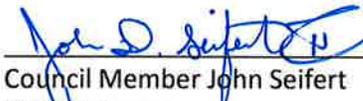
Council Member Greg Shaw
District Four



Council Member Tommy Overcash
District Five

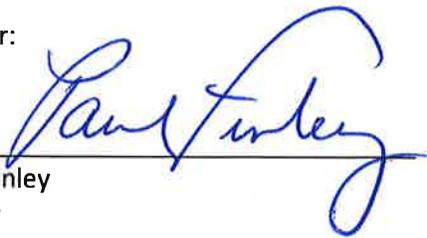


Council Member Gerald Clark
District Six



Council Member John Seifert
District Seven

Concur:



Paul Finley
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Kristen N. Bruseth
Recording Secretary