



MINUTES NO. 2018-13-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
JUNE 25, 2018

The Madison City Council met in regular session on Monday, June 25, 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.

Rusty Counts with CrossPointe Church provided the invocation followed by the Pledge of Allegiance led by Council President Tommy Overcash.

ELECTED GOVERNING OFFICIALS IN ATTENDANCE

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

Others in attendance were Building Director Dustin Riddle, City Engineering Director Gary Chynoweth, Revenue Officer Cameron Grounds, Parks & Recreation Director Kory Alfred, Deputy Fire Chief Brandi Williams, City Attorney Megan Zingarelli, Information Technology Director Jason Colee, City Administrator Marc Jacobson, Police Chief David Jernigan, Director of Development Services Mary Beth Broeren, Deputy City Clerk-Treasurer Lisa D. Thomas and City Clerk-Treasurer Melanie A. Williard

Public Attendance registered: Tonya Tinsley, Kenny Watts, Zach Wroblewski, Pam Honeycutt, Loretta Brooks, Derrick Brooks, Cindy Sensenberger, Tony Sensenberger, and Jon Howell

AMENDMENTS TO AGENDA

The following amendments to this evening's agenda were made:

- Public Works Department line of business: change wording of Resolution No. 2018-163-R, from **awarding contract** to **reject all bids** for construction of Madison Fueling Depot
- Legal Department line of business: addition of Proposed Ordinance No. 2018-208, grant easement to Daniel and Karen Chandler (First Reading)

APPROVAL OF MINUTES

MINUTES NO. 2018-12-RG, JUNE 11, 2018

Council Member Smith moved to approve Minutes No. 2018-12-RG. Council Member Powell 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 passed.

PRESENTATIONS AND AWARDS

None

PUBLIC COMMENTS

None

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.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating Account	\$1,152,734.64
Special General Operating Accounts	\$362.19
ADEM Storm Drainage	\$37,801.00
Gasoline Tax and Petroleum Inspection Fees	\$33,857.29
Street Repair and Maintenance	\$118.26
2013 and 2015 Bond Checking	\$498,187.47
Library Building Fund	\$63,569.08
State Forfeiture	\$72.98
Fire CPR	\$1,448.66

- Approval of payment to OMI, Inc. in the amount of \$1,282.50 for P.O. No. 2018-0660, Invoice No. 18550 for construction materials testing for Project No. 17-019; bridge over Moore's Branch to be paid from 2013-A Bond account
- Resolution No. 2018-205-R; authorization to purchase a Kubota mower in the amount of \$10,416.86 to be paid from Public Works cemetery maintenance account
- Resolution No. 2018-207-R; designating Synovus Bank as depository for the Venue Money Market account and 2018 GO Money Market account and designating authorized signatures on said accounts

DONATIONS:

- Acceptance of donation from Chambers Bottling Co. in the amount of \$14.76 to be deposited into Fire Department donation account
- Acceptance of donation in the amount of \$10,000 from Toyota Motor North America, Inc. to be used for the Fire Department Virtual Reality Project to be deposited into Virtual Reality Project account – Special General Operating

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 passed.

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY:

MISCELLANEOUS ANNOUNCEMENTS

Mayor Finley reported on the following activities, events and newsworthy items:

- Meeting with Builders regarding temporary and directional signs
- Annual July 4th Celebration at Dublin Memorial Park will begin at 2:00 pm
- U.S. Army Materiel Command Band final performance June 26, 2018 at 7:00 PM in Bob Jones High School auditorium which is free to the public

COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI

No business to report

COUNCIL DISTRICT NO. 2 STEVE SMITH

No business to report

COUNCIL DISTRICT NO. 3 TEDDY POWELL

Council Member Powell reported on the following activities, events and newsworthy items:

- RAD (Rape Aggression Defense) course: letter received from citizen praising the program

COUNCIL DISTRICT NO. 4 GREG SHAW

No business to report

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report

COUNCIL DISTRICT NO. 6 GERALD CLARK

Council Member Clark reported on the following activities, events and newsworthy items:

- Beautification & Tree Board awards luncheon held last Thursday. Eighteen business scored a perfect score

COUNCIL DISTRICT NO. 7 JOHN SEIFERT

Council Member Seifert reported on the following activities, events and newsworthy items:

- Dizzy Dean tournament at Palmer Park
 - June 29, 2018 – July 3, 2018; five age groups participating
 - July 6, 2018 – July 10, 2018; 7-year-old – 13-year-old group
- Battle of the Badges golf tournament (Police Department vs. Fire Department) will be held July 30th at Top Golf

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

RESOLUTION NO. 2018-203-R; REQUEST FOR A RESTAURANT LIQUOR LICENSE FROM DERRICK E. AND LORETTA V. BROOKS, INVESTMENTS, LLC, DOING BUSINESS AS "REFLECTIONS LOUNGE AND ENTERTAINMENT" FOR THEIR LOCATION AT 8694 MADISON BOULEVARD, UNITS P, Q, AND R

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

Council Member Wroblewski moved to approve Resolution No. 2018-203-R, contingent upon final approval from the Fire and Building Departments. 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 passed.

DEPARTMENTAL REPORTS

BUILDING DEPARTMENT

PROPOSED ORDINANCE NO. 2018-193; APPROVING THE ADOPTION OF 2015 INTERNATIONAL PLUMBING CODE, INTERNATIONAL MECHANICAL CODE, INTERNATIONAL FUEL GAS CODE, AND INTERNATIONAL SWIMMING POOL AND SPA CODE (FIRST READING JUNE 11, 2018)

Council Member Powell moved to approve Ordinance No. 2018-193. 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	Aye
Council Member John Seifert	Aye

Motion passed.

PROPOSED ORDINANCE NO. 2018-199; UPDATING FEES FOR RE-INSPECTIONS (FIRST READING JUNE 11, 2018)

Council Member Smith moved to approve Ordinance No. 2018-199. 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 passed.

ENGINEERING DEPARTMENT

RESOLUTION NO. 2018-194-R; ACCEPTANCE OF CROWN POINTE, PHASE VIII, INTO THE CITY OF MADISON MAINTENANCE PROGRAM

Council Member Shaw moved to approve Resolution No. 2018-194-R. Council Member Powell 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 passed.

PLANNING DEPARTMENT

PROPOSED ORDINANCE NO. 2018-171; ASSENTING TO THE ANNEXATION OF PROPERTY OWNED BY CHARLES AND KENDRA KING LOCATED AT 30086 HARDIMAN ROAD (FIRST READING)

This was considered a first reading and no action was taken.

PROPOSED ORDINANCE NO. 2018-174; ASSENTING TO THE ANNEXATION OF PROPERTY OWNED BY SHAWN P. GRESHAM LOCATED AT 9780 SEGERS ROAD (FIRST READING)

This was considered a first reading and no action was taken.

PROPOSED ORDINANCE NO. 2018-177; ASSENTING TO THE ANNEXATION OF PROPERTY OWNED BY CHRISTIAN P. AND BEVERLY C. BAKER LOCATED NORTH OF LARKIN DRIVE, WEST OF BURGREN ROAD (FIRST READING)

This was considered a first reading and no action was taken.

PUBLIC WORKS DEPARTMENT

RESOLUTION NO. 2018-163-R; REJECT ALL BIDS RECEIVED FOR MADISON FUELING DEPOT AND AMEND EXISTING AGREEMENT WITH MADISON UTILITIES AND MADISON COUNTY

Council Member Wroblewski moved to approve Resolution No. 2018-163-R to reject all bids and authorize negotiations to amend the contract with Madison Utilities and Madison County for the Fueling Depot. Council Member Clark seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Nay
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 passed.

LEGAL DEPARTMENT

PROPOSED ORDINANCE NO. 2018-201; AUTHORIZING TEN-YEAR LEASE EXTENSION FOR MAIN STREET CAFÉ (FIRST READING JUNE 11, 2018)

Council Member Wroblewski moved to approve Ordinance No. 2018-201. 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	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 passed.

STATUS UPDATE REGARDING MADISON INN AND SUITES

City Attorney Megan Zingarelli and Police Chief David Jernigan updated Council and Mayor Finley on this issue. Pursuant to Resolution No. 2018-98-R, adopted March 26, 2018, Town Center Senior Living, LLC, dba “Madison Inn & Suites” was required to comply with the following conditions:

- Remedy within seven days’ notice any and all violations of the Fire and Building Codes of the City
- Keep rooms that are not being rented to customers free and clear of any and all mattresses and other excess furniture
- Prevent and promptly remediate upon notice from the City any and all exterior blight from the property in accordance with Chapter 22 of the City Code of Ordinances
- Submit plans for converting the hotel into a retirement community within twelve months and obtain necessary building permits and begin work no later than eighteen months
- Enhance and observe security procedures
- Require government-issued identification and accept payment by debit or credit cards, require cash customers to pay an additional deposit
- Rent no more than 70 rooms to customers
- Pay when due all taxes and fees related to its business
- Make business location available for inspection to the City including, but not limited to, Building Official, Fire Marshal, or an officer of the Madison Police Department
- Commit no offenses or violations under federal, state, or local law or ordinance
- Submit within 90 days of the passage of Resolution No. 2018-98-R submit updates on each of the conditions listed to the city Attorney’s office and a representative of Madison Inn & Suites shall appear at the City Council to provide a progress report

Mr. John Baggette, attorney for the development, also addressed updates that have been completed to the property in order to comply with Resolution No. 2018-98-R and discussed the need to increase the room level from 70 rooms to 120 rooms. They are also working on a future market study.

Madison resident Bebe Oetjen stated that at one time there were families with schoolchildren living there and the school bus would stop for them and she assumes it doesn’t have to now as it doesn’t sound as though there are families living there. Council Member Wroblewski stated that any families that might live there can register through the Board of Education Central Office listing that

location as their home address. Council President Overcash agreed with Council Member Wroblewski in that the City cannot tell families where they can and cannot live.

City Attorney Zingarelli will continue to coordinate moving forward with this issue and bring documents back for Council review and approval at the July 9 meeting.

PUBLIC HEARING REGARDING BUSINESS LICENSE OF PICTURE PERFECT KUTZ

Attorney Zingarelli advised Council that the owner of the business is currently experiencing some health issues and requested that Council continue this public hearing to the July 9, 2018 Council meeting.

Council Member Wroblewski moved to continue the Public Hearing to the July 9, 2018 Council Meeting. 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 passed.

PROPOSED ORDINANCE NO. 2018-208; EASEMENT GRANT TO DANIEL AND KAREN CHANDLER (FIRST READING)

This was a first reading of proposed Ordinance No. 2018-208.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

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

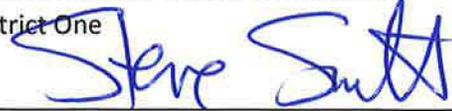
The meeting was adjourned at 6:45 p.m.

Signatures on following page.

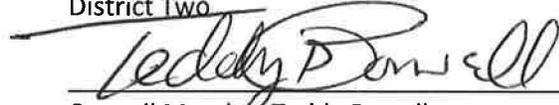
Minutes No. 2018-13-RG, dated June 25, 2018, read, approved and adopted this 9th day of July 2018.



Council Member Maura Wroblewski
District One



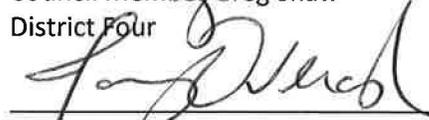
Council Member Steve Smith
District Two



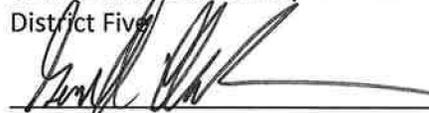
Council Member Teddy Powell
District Three



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