



MINUTES NO. 2020-20-RG

OF A

REGULAR MEETING

OF THE CITY COUNCIL OF

THE CITY OF MADISON, ALABAMA

SEPTEMBER 28, 2020

To Protect Public Health During the Covid-19 Pandemic, According to State and Federal Guidelines, the City Council Will Observe Social Distancing Procedures at the Council Meeting. Anyone who is Sick or who is Living with a Quarantined Family Member Should Not Attend the Meeting. City Council Meetings Are Broadcast Live on Local Wow Channel 42 and Online Streaming (Visit <https://www.madisonal.gov/709/view-city-council-meeting> for Access). If Members of the Public Would Like to Weigh in on a Council Matter, But Do Not Want to Attend Due to Concerns About the Pandemic, Then They May Contact the City Clerk's Office or Mayor's Office (Contact Information on City Website www.madisonal.gov).

The Madison City Council met in regular session on Monday, September 28, 2020 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 Smith.

Pastor Bruce Alexander of Restoration Church provided the invocation followed by the Pledge of Allegiance led by Council President Smith.

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 | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Present |

City Officials in attendance were: City Clerk Treasurer Melanie Williard, City Attorney Megan Zingarelli, Police Chief Dave Jernigan, Director of Development Services Mary Beth Broeren, Engineering Director Gary Chynoweth, Recreation Director Kory Alfred, City Administrator Marc Jacobson, Director of Finance Roger Bellomy, Human Resource Director Terri Towry, IT Support Technician Garrett Gillott, Communications Specialist Samantha Magnuson, and Fire Chief David Bailey.

Public attendance: Michael Sheehy, Connie Spears, Karen Denzine, Kelly Johnson, Elise T. Kirkland, Dylan Reuter, Lisa White, Jennifer Lead, Bruce Alexander, and a few illegible signatures.

APPROVAL OF MINUTES

MINUTES NO. 2020-19-RG, SEPTEMBER 14, 2020

Council Member Shaw moved to approve Minutes No. 2019-19-RG. Council Member Seifert seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

PRESENTATION AND AWARDS

PRESENTATION OF PROCLAMATION BY MAYOR IN SUPPORT OF THE RETIREMENT OF ELISE KIRKLAND AFTER 42 YEARS OF SERVICE TO THE CITY OF MADISON.

Mayor Finley read the proclamation honoring Elise Kirkland for her 42 years of service. He then presented a City Coin to Elise. A round of applause and standing ovation was given.

PROCLAMATION DECLARING OCTOBER 4 - 10 AS 2020 FIRE SAFETY WEEK IN THE CITY OF MADISON

Mayor Finley declared October 4-10 safety fire week in the City of Madison and presented the proclamation to Fire Chief Bailey.

PUBLIC COMMENTS

Lisa White, 109 Mattie Court came before Council inquiring about proposed budget and fire incidents.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

| | |
|--|----------------|
| General Operating Account | \$1,745,924.83 |
| Special General Operating Accounts | \$180.84 |
| ADEM Storm Drainage | \$6,728.00 |
| ½ Cent Capital Replacement | \$200.44 |
| ½ Cent Infrastructure | \$200.44 |
| Gasoline Tax and Petroleum Inspection Fees | \$107,129.62 |
| Street Repair and Maintenance | \$1,113.84 |
| CIP Bond Accounts | \$158,855.58 |
| Library Building Fund | \$533.13 |
| Water Distribution and Storage | \$801.78 |
| ½ Cent Reserve | \$400.89 |

Approval of payment in the amount of \$290,586.00 to Eidson & Associates for Invoice #4117 for Palmer Park Expansion site work -Palmer Park Rejuvenation - Phase I (To be paid from 2015-A Bond Account)

Resolution No. 2020-275-R approving acceptance of insurance settlement in the amount of \$2,250 from Alabama Municipal Insurance Corporation for 2006 Ford Crown Victoria involved in an auto collision and deemed to be a total loss

Approval of final payment for Invoice #21 on PO #2019-155 in the amount of \$62,517.93 To Hoar Construction LLC for construction of Multi-Use Venue Stadium Resolution 2018-284-R CIP Project #18-012 {To be paid from 2018-A Go Taxable Bond}

Approval of payment in the amount of \$7,676.95 to Double D Pipeline Services, Inc. for all equipment, labor and materials required to extend casings for high pressure transmission gas main, and shifting vent pipe locations on gas main. Work will be in coordination with CIP Project 18-023 Sullivan St. widening (To be paid from 2018-C G.O. Bond)

Approval of payment in the amount of \$108.00 to S&ME, Inc. for Invoice #1018912 representing partial payment #5 on PO 2020-0642 for CE&I services performed through 9/16//20 on CIP Project 18-022 Hughes Rd. widening (To be paid from 2018-C G.O. Bond)

Approval of payment to Carcel & G Construction in the amount of \$79,413.67 representing partial payment #7 on PO 2020-0081 for work completed on CIP Project #18-022 Hughes Rd. widening through 08/31/2020. (To be paid from 2018-C GO Warrant)

Approval of payment in the amount of \$8,025.00 to Croy Engineering, LLC. for Invoice # 21903, representing partial Pay #6 on PO 2020-0643 for construction administration services to date as approved by Res. 2020-44-R for CIP Project #18-023 Sullivan St. widening (To be paid from 2018-C G.O. Bond)

Approval of payment in the amount of \$4,875.00 to Hydro Green Erosion Control for Invoice #5070 for trench in and backfill –Palmer Park Rejuvenation – Phase I (To be paid from 2015-A Bond Account)

Approval of payment in the amount of \$850.00 to Schoel Engineering for Invoice #519784 representing partial payment #2 on PO 2020-0421 for construction inspection completed through 8/31/20 on Short St. widening, which is part of CIP Project #18-007 Kyser Blvd improvements per Res. 2019-354-R (To be paid from 2015-A Bond Account)

Resolution No.2020-278-R authorizing the purchase of various goods and/ or services from multiple state bids listed in “Attachment to Resolution”

Approval of payment in the amount of \$7,670.00 to 5R Design for Invoice #2113 for architectural service –Bradford Creek Trailhead – (To be paid from 2015-A Bond Account)

Resolution No. 2020-281-R declaring certain city property used by various departments as surplus and of negligible value and authorizing the disposal of said property

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

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

FY2021 BUDGET PRESENTATION

Mayor Finley gave a brief update on the proposed budget by highlighting some of the projects and capital purchases.

CIP UPDATE AND PRESENTATION

Mayor Finley also gave an overview of the Capital Improvement Projects and the amounts left over. This information will be available on the website.

RESOLUTION 2020-279-R: AMENDMENT TO CAPITAL IMPROVEMENT PLAN

Council Member Shaw moved to approve Resolution No. 2020-279-R. Council Member Overcash seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI

Not in attendance.

COUNCIL DISTRICT NO. 4 GREG SHAW

RESOLUTION NO. 2020-280-R APPROVING EXPENDITURE IN THE AMOUNT OF \$23,089 FROM COUNCIL SPECIAL PROJECT FOR THE PURCHASE OF 11 M52 CONTROLLERS

Council Member Shaw moved to approve Resolution No. 2020-280-R. Council Member Seifert seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

RESOLUTION NO. 2020-238-R APPROVING ADOPTION OF FY 2020-2021 ANNUAL BUDGET

Council Member Shaw moved to approve Resolution No. 2020-238-R. Council Member Powell seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

COUNCIL DISTRICT NO. 3 TEDDY POWELL

No business to report.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report.

COUNCIL DISTRICT NO. 6 GERALD CLARK

Not in attendance.

COUNCIL DISTRICT NO. 7 JOHN SEIFERT

Council Member Seifert gave a brief Planning Commission update.

COUNCIL DISTRICT NO. 2 STEVE SMITH

Council President Smith reminded residents that there is a survey on the website concerning the Three Springs facility. In addition, the public is urged to fill out the Census questionnaire if they have not done so already.

BOARD/COMMITTEE APPOINTMENTS

APPOINTMENT TO PLACE 3 AND PLACE 5 ON THE MADISON STATION HISTORIC PRESERVATION COMMISSION

Council Member Powell nominated Larry Anderson to Place 3.

Following discussion, these appointments were delayed until the next Council Meeting.

PUBLIC HEARINGS

PROPOSED ORDINANCE NO. 2020-214 TO AMEND SECTION 4-12 OF THE ZONING ORDINANCE PERTAINING TO WALLS IN THE TRADITIONAL NEIGHBORHOOD DISTRICT (TND) AREA {FIRST 07-27-2020}

Director of Development Services Mary Beth Broeren stated that Planning Commission and staff recommends approval of this request.

Council President Smith opened the public hearing for comments regarding this item. There being none, he then closed the floor and entertained a motion from Council.

Council Member Seifert moved to approve Proposed Ordinance No. 2020-214. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

Council District No. 1 Maura Wroblewski

Absent

| | |
|---------------------------------------|--------|
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

DEPARTMENT REPORTS

BUILDING

RESOLUTION NO. 2020-283-R: AUTHORIZING CHANGE ORDER NO. 2 TO AGREEMENT WITH TIDEWATER LANDSCAPE MANAGEMENT, INC., FOR THE ADDITION OF GROUNDS KEEPING SERVICES AT THE NEW MADISON PUBLIC LIBRARY PARKING ADDITION {\$4,800 PER YEAR TO BE PAID FROM LIBRARY GROUNDS MAINTENANCE FUND}

Council Member Seifert moved to approve Resolution No. 2020-283-R. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

COURT

RESOLUTION NO. 2020-277-R APPROVE AGREEMENT WITH HUNT INSURANCE GROUP, LLC, FOR CATASTROPHIC INMATE MEDICAL INSURANCE (\$8,007.12 FOR ONE YEAR TERM TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Shaw moved to approve Resolution No. 2020-277-R. Council Member Powell seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

ENGINEERING

RESOLUTION NO. 2020-282-R: AUTHORIZE ACQUISITION OF DRAINAGE EASEMENT (DONATION FROM PROPERTY OWNERS)

Council Member Shaw moved to approve Resolution No. 2020-282-R. Council Member Powell seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

PLANNING

RESOLUTION NO. 2020-268-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2020-269 TO AMEND SECTION 4-6A-5, SUBSECTION 4, OF THE ZONING ORDINANCE PERTAINING TO CAR WASHES IN THE B2 DISTRICT {FIRST PUBLICATION 10/7/2020, SYNOPSIS 10/14/2020, PUBLIC HEARING 11/9/2020}

Council Member Shaw moved to approve Resolution No. 2020-268-R. Council Member Powell seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

RESOLUTION NO. 2020-270-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2020-271 RE-ZONING CERTAIN PROPERTY OWNED BY BARNETT FAMILY PARTNERSHIP, LLC AND LOCATED SOUTH OF OXFORD SUBDIVISION, EAST OF DYLAN ROAD TO RC-2 (RESIDENTIAL CLUSTER ZONE DISTRICT NO. 2) FOR 30.1 ACRES AND TO R3 (HIGH DENSITY RESIDENTIAL) FOR 23 ACRES (FIRST PUBLICATION 10-07-2020, SYNOPSIS 10-14-2020, PUBLIC HEARING 11-09-2020)

Council Member Seifert moved to approve Resolution No. 2020-270-R. Council Member Overcash seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

RESOLUTION NO. 2020-272-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2020-273 REZONING CERTAIN PROPERTY OWNED BY JACKIE BURGREN AND LOCATED ON THE NORTH SIDE OF HUNTSVILLE-BROWNS FERRY ROAD, EAST OF HOLLADAY ROAD FROM AG (AGRICULTURE DISTRICT) TO RC-2 (RESIDENTIAL CLUSTER DISTRICT NUMBER 2) (FIRST PUBLICATION 10/7/2020; SYNOPSIS 10/14/2020, PUBLIC HEARING 11/9/2020)

Council Member Seifert moved to approve Resolution No. 2020-272-R. Council Member Overcash seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

RECREATION

RESOLUTION NO. 2020-267-R AUTHORIZING CHANGE ORDER NO. 1 TO AGREEMENT WITH HOGAN'S MECHANICAL SERVICES, LLC, FOR THE PALMER PARK LIGHTING REPLACEMENT PROJECT IN THE AMOUNT OF \$9,600 {TO BE PAID FROM 2015-A BOND ACCOUNT}

Council Member Shaw moved to approve Resolution No. 2020-267-R. Council Member Powell seconded. The roll call vote was taken and recorded as follows:

| | |
|---|--------|
| Council District No. 1 Maura Wroblewski | Absent |
| 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 | Absent |
| Council District No. 7 John Seifert | Aye |

Motion carried.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None.

ADJOURNMENT

Having no further business to discuss Council Member Seifert moved to adjourn. Council Member Powell seconded. The vote was taken and recorded as follows:

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

Motion passed.

The meeting was adjourned at 7:20 pm

Signatures on following page.

Minutes No. 2020-20-RG, dated September 28, 2020, read, approved and adopted this 12th day of October 2020.

ABSTAIN MW

Council Member Maura Wroblewski
District One

Steve Smith

Council Member Steve Smith
District Two

Teddy Powell

Council Member Teddy Powell
District Three

Greg Shaw

Council Member Greg Shaw
District Four

Tommy Overcash

Council Member Tommy Overcash
District Five

Gerald Clark

Council Member Gerald Clark
District Six

John Seifert

Council Member John Seifert
District Seven

Concur:

Paul Finley

Paul Finley
Mayor

Attest:

Melanie A. Williard

Melanie A. Williard
City Clerk-Treasurer

Lisa Berry

Lisa Berry
Recording Secretary