

**MINUTES NO. 2010-07-RG**  
**OF A**  
**REGULAR MEETING**  
**OF THE CITY COUNCIL OF**  
**THE CITY OF MADISON, ALABAMA**  
**APRIL 12, 2010**

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The Madison City Council met in regular session on Monday, April 12, 2010, 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 Bill Holtzclaw.

Pastor Don Perez with Wall Highway Baptist Church provided the evening's invocation. The Pledge of Allegiance was led by Council President Holtzclaw.

**ELECTED GOVERNING OFFICIALS IN ATTENDANCE**

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 Tim Holcombe	Present
Council District No. 2 Steve Haraway	Absent
Council District No. 3 Jerry Jennings	Present
Council District No. 4 Tim Cowles	Absent
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Larry Vannoy	Present
Council District No. 7 Bill Holtzclaw	Present

Also in attendance were: Amy Furfori with the economic development firm of Houseal, Lavigne Associates, Building Director Cody Phillips, City Attorney Kelly Butler, Human Resources Director Terri Towry, Police Chief Larry Muncey, Revenue Officer Cameron Grounds, Finance Director Lillie Causey, Fire Chief Ralph Cobb, City Clerk-Treasurer Melanie A. Williard and Recording Secretary Kristen N. Bruseth

Public Attendance registered: Ed Collins, Joe Gehrdes with the Huntsville/Madison County Builders Association, Cary Hilton, Betty Hughes with Hughes Properties, Chris Newlin, Thomas Scovill, Connie Spears, Elbert Balch, Opie Balch, Summer Williams, Larry M. Stickles, Mary Long, Martin Wang, Frank H. Riddick, Mary Fletcher, Christian Besch, Luke Wilson, Sherri Wilson, Don Webster, Jennifer Few, Robert Hall, Tim Morris, Harold Long, Charles Nelson, K. Hinson with Oakwood University, Towanda Moore and W.C. Fuller

**AMENDMENTS TO AGENDA**

Council President Holtzclaw announced the following amendments to this evening's agenda:

- o Res. 2010-95-R; authorizing the Mayor to enter into an agreement with Land Design Solutions, Inc. for the provision of construction administration services for Phase I, Bradford Creek greenway to be added to the Engineering Department line of business
- o removal of first reading of amendment to animal control ordinance under Legal Department line of business

Council voiced no objections to these amendments.

**VOTE TO APPROVE LIVE BROADCASTING OF CITY COUNCIL MEETINGS**

Council Member Overcash moved to approve the live broadcasting of City Council meetings held in Council Chambers. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**APPROVAL OF MINUTES**

**MINUTES NO. 2010-06-RG; MARCH 22, 2010**

Council Member Holcombe moved to approve Minutes No. 2010-06-RG. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**MINUTES NO. 2010-02-WS; APRIL 7, 2010**

Council Member Jennings moved to approve Minutes No. 2010-02-WS. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**PRESENTATIONS AND AWARDS**

**PRESENTATION OF PROCLAMATION DECLARING THE MONTH OF APRIL AS "DONATE LIFE MONTH"**

Ms. Bree Hollender, Hospital and Community Liaison with the Alabama Organ Center, introduced Pastor John Lavender, Todd Brown's uncle. Todd was a student at Discovery Middle School whose young life came to a tragic end this past February. Pastor Lavender, along with Todd's mother Towanda Moore, stressed the importance of becoming an organ donor. Two local pastors who needed kidney replacements were recipients of Todd's kidneys. Pastor James Doggett, one of the recipients, was in attendance this evening. He spoke on the blessing he received from the Brown family when they made the difficult and important decision to donate Todd's organs.

Mayor Finley read aloud a Proclamation declaring the month of April as "Donate Life Month" in the City and encouraged residents to designate their donation decision and share the decision to donate with their family members.

**CHRIS NEWLIN, EXECUTIVE DIRECTOR; NATIONAL CHILDREN'S ADVOCACY CENTER, PRESENTATION REGARDING ANNUAL APPROPRIATION**

Executive Director Chris Newlin thanked Council for their financial support over the past several years. With their support, the National Children's Advocacy Center has been able to provide free services not only to the children of Madison who have been sexually abused and treated at their center but also for the Center to go into the local schools and provide prevention education and training over the last ten years.

**PRESENTATION OF CERTIFICATES TO BOB JONES HIGH SCHOOL BOYS' BASKETBALL TEAM**

Mayor Finley and Coach Danny Petty presented Certificates of Recognition to the following individuals for their hard work, dedication and outstanding teamwork as a member of the Bob Jones High School Boys Basketball Team which won the 6A Alabama High School Athletic Association State Championship on February 27, 2010 at the Birmingham Jefferson Civic Center:

**Players**

Will Gibson	Jeffery Moss	Cade Johnson	Evan Graves
Tyler Davis	Armond Baldwin	Kevan Phillips	Levi Randolph
Marquis Lindsey	Kyle Dennis	Garius Nabors	
Vaughn McCrary	Reggie Ragland	Nick Wynn	Jose' Long

Coach Petty and Assistant Coaches Dru Emerson, Graham Aderholt and Dexter Williams also received Certificates of Recognition.

**TINA WATTS; BOEING CORPORATION REGARDING RECENT DONATION TO MADISON CITY SCHOOLS**

Mayor Finley read aloud a Certificate of Recognition presented to the Boeing Corporation's Charitable Trust. Boeing was recognized for its part in helping fund the Madison City School System's HIPPY program with a donation of \$25,000 this year. The previous two years Boeing donated \$20,000 to the Madison City Schools.

The HIPPY (Home Instruction for Parents of Preschool Youngsters) curriculum guides parents in creating opportunities for their children to learn the basic skills and knowledge necessary for early school success.

**ACCEPTANCE OF A PAINTING OF DOWNTOWN MADISON BY TERESA REID FROM FRANCES GATES MOORE**

Ms. Moore was not in attendance.

**PUBLIC COMMENTS**

**BROWNIE TROOP NO. 10139, ADDRESS COUNCIL NEED FOR ADDITIONAL TURN LANE AT HIGHWAY 72/NANCE ROAD INTERSECTION**

This will be moved to a future Council Meeting, at the request of Brownie Troop No. 10139.

**MRS KRISTEN KULAVICH; UPDATE ON RUN THROUGH THE ROSES EVENT**

Mrs. Kulavich reported that approximately 250 individuals have registered for the first annual 10K Run Through the Roses race which will take place on May 1, 2010 beginning at 7am. The race route has been certified and will be eligible for state records for the registered runners. There will be a celebration the evening of the race featuring live music and an auction with proceeds going towards a children's living library garden at the Madison Public Library.

**DAWN & DOUGLAS CHANNER; 116 BLACKWOOD DRIVE: ALABAMA CONCERNED HOMEOWNERS ALLIANCE**

Mr. & Mrs. Channer appeared before Council urging them to draft a Resolution supporting legislation to enact state consumer protection laws governing Homeowner Associations.

Council President Holtzclaw informed the Channer's that he would contact Council Member Haraway who is acting as council liaison in this issue in order to get a better understanding of this and perhaps get all three organizations (Alabama Concerned Homeowner's Alliance, Huntsville/Madison County Homebuilder's Association and the Realtor's Group) together to discuss it further before he can stand behind a resolution supporting legislation.

**CARY HILTON; 1120 PROVENCE PLACE**

Mr. Hilton spoke in support of Mr. and Mrs. Channer's efforts to have legislation drafted.

**THOMAS SCOVILL; 530 HIGHLAND DRIVE: SENATE BILL 442**

Mr. Scovill voiced his concerns with the State Legislature's efforts in passing Bill 442, also known as the "BRAC Bill". He believes it is poorly written and does not sound like equal protection.

**CONSENT AGENDA AND FINANCE COMMITTEE REPORT**

Council Member Jennings moved to approve the Consent Agenda and Finance Committee Report as follows:

General Operating Account	\$888,510.80
Gasoline Tax and Petroleum Inspection Fees	\$79,802.01
Series 2006 Bond Checking	\$24,142.29
Library Building Fund	\$41,833.97
Federal Forfeiture	\$185.00
Water Distribution & Storage Projects	\$2,069.49
Municipal Government Capital Improvement	\$2,387.88

- o Resolution No. 2010-92-R; declaring certain city property as surplus and authorizing its disposal through auction on GovDeals
- o Resolution No. 2010-93-R; declaring certain city property as surplus and of negligible value and authorizing its disposal
- o Approval of payment to the following vendors for materials supplied for Mill Road Improvement Project (to be paid from Capital Improvement budget):
  - Alabama Concrete \$283.25
  - Eagle Wholesale \$210.00
  - Lowes \$633.84
  - Hanson Pipe & Precast \$399.48
  - Construction Materials \$960.00
- o Approval of payment to the following vendors for materials supplied for Balch Road Extension project (to be paid from Capital Improvement budget):
  - Limestone Farmers Cooperative \$650.00
  - Turfgrass America \$126.00

- Fastenal \$26.21
- Lowes \$68.56
- Approval of final payment to Madison Utilities for work completed on Gillespie Road/Hughes Road project (to be paid from Capital Improvement budget) \$646.18
- Approval of payment to APAC-Midsouth, Inc. for work completed on Highway 72/Hughes Road intersection project (to be paid from Capital Improvement budget) \$67,794.11
- Approval of payment to Reed Contracting Services for work completed on Eastview Drive extension project (to be paid from Capital Improvement budget) \$38,445.94
- Approval of payment to Milam Logging for services rendered in connection with Mill/Telluride/Whisperwood Drainage project (to be paid from Capital Improvement budget) \$23,000.00
- Approval of payment to Jenkins Brick & Tile Co. for materials supplied in connection with detention pond modification project (to be paid from Capital Improvement budget) \$252.00
- Approval of payment to SJ&L General Contractor, LLC for work completed on the Eastview Drive Sidewalk project (to be paid from Capital Improvement budget) \$59,583.05
- Approval of payment to ALDOT for City's share of funds for construction costs for Highway 72/Wall Triana project (to be paid from Capital Improvement budget) \$221,751.19
- Acceptance of donation to the Fire Department in the amount of \$100 from Sara Yocom (to be deposited into Fire Department Donation Account)
- Approval of payment to Premier Structures for work completed on city roofing projects \$44,186.52
- Resolution No. 2010-99-R; acceptance of settlement from Alabama Municipal Insurance Corporation for truck damaged in accident
- Approval of payment No. 1 to Moon Construction Services, Inc. for work completed on the Police Station Addition project (to be paid from Capital Improvement budget) \$61,816.93
- Approval of payment No. 2 to Moon Construction Services, Inc. for work completed on the Police Station Addition project (to be paid from Capital Improvement budget) \$53,471.70

Council Member Vannoy seconded the motion to approve the Consent Agenda and Finance Committee Report. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

#### **PRESENTATION OF REPORTS**

#### **MAYOR PAUL FINLEY**

**RESOLUTION NO. 2010-98-R; APPROVING AN AGREEMENT WITH NATIONAL CHILDREN'S ADVOCACY CENTER FOR THEIR ANNUAL APPROPRIATION**

Council Member Jennings moved to approve Resolution No. 2010-98-R. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**PRESENTATION OF FIVE-YEAR SERVICE AWARD PIN**

Mayor Finley presented a five-year service award pin to City Engineer Gary Chynoweth. A round of applause was given.

**PROPOSED RFP FOR MADISON MASTER PLAN**

Council Member Jennings moved to authorize the Mayor to issue a Request for Proposal for professional consulting services for the development of a city development master plan. Council Member Holcombe seconded.

Madison resident W.C. Fuller stated that he believes this plan should be prepared in-house rather than retaining the services of a private business and asked that the City not approve this.

The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**RESOLUTION NO. 2010-101-R; AUTHORIZING THE MAYOR TO ENTER INTO NON-BINDING NEGOTIATIONS FOR ECONOMIC DEVELOPMENT OPPORTUNITIES**

Council Member Vannoy moved to approve Resolution No. 2010-101-R. Council Member Overcash seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**COUNCIL DISTRICT NO. 1 TIM HOLCOMBE**

**WONDER WALK; MILL CREEK GREENWAY**

Council Member Holcombe thanked the United Way volunteers for installing the Wonder Walk at the Mill Creek greenway which had its dedication and kick-off celebration this past Saturday, April 10<sup>th</sup>. Council Member Holcombe also thanked the corporate sponsors; EMC and Publix Supermarkets. Wonder Walks are a series of signs that give instruction on simple activities that stimulate the learning process in young children. The ideal age for participation in Wonder Walks is 3 - 5, though some activities are appropriate for older and younger children as well.

**ACCEPTANCE OF DONATION FROM MADISON COUNTY COMMISSIONER DALE STRONG**

Council Member Holcombe moved to accept a \$5,000 donation from Commissioner Dale Strong to be used towards the Palmer Park batting cages and further that the funds be transferred to the Madison Softball Association. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**COUNCIL DISTRICT NO. 2 STEVE HARAWAY**

**REAPPOINTMENT OF WILLIAM WARD TO THE RECREATION ADVISORY BOARD**

In the absence of Council Member Haraway, Council Member Jennings moved to reappoint Mr. William Ward to the Recreation Advisory Board. Council Member Vannoy seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

Mr. Ward will once again be serving in Place No. 3 with a term expiration of October 13, 2012.

**COUNCIL DISTRICT NO. 3 JERRY JENNINGS**

No business to report

**COUNCIL DISTRICT NO. 4 TIM COWLES**

Absent

**COUNCIL DISTRICT NO. 5 TOMMY OVERCASH**

**ACCEPTANCE OF SAFETY RENEWAL CREDIT FROM MUNICIPAL WORKERS COMPENSATION FUND**

Council Member Overcash moved to accept a safety renewal credit from the Municipal Workers Compensation Fund in the amount of \$22,530 and authorize the safety award distribution in the amount of \$38 to eligible city employees. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**COUNCIL DISTRICT NO. 6 LARRY VANNOY**

**DISCUSSION OF FUNDING FOR WATER LINE FOR CEMETERY PROJECT**

Council Member Vannoy moved to authorize the expenditure of \$2,055 from Council Special Projects budget to install a water line to the meter at Madison Cemetery. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**BUDGET SCHEDULE**

Council Member Vannoy distributed a schedule to Council for the six-month budget review.

**PARKING PROBLEM AT CITY HALL**

Police Chief Larry Muncey distributed a conceptual drawing for additional parking spaces on the grassy area just north of the Madison Municipal Complex. Council Member Vannoy moved to allocate \$60,000 for the in-house expansion of the parking lot. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**COUNCIL DISTRICT NO. 7 BILL HOLTZCLAW**

**TELEVISED COUNCIL MEETINGS**

Council President Holtzclaw thanked Mayor Finley's executive assistant Taylor Edge for his vision of televising Council Meetings held in Council Chambers at no cost to the residents.

**JOINT WORK SESSION WITH MADISON BOARD OF EDUCATION AND MADISON CITY COUNCIL**

Council President Holtzclaw reminded the public that the Madison City Council and the Madison Board of Education will hold a joint work session to hear the findings of the preliminary report from the School Security & Communications Task Force. This meeting

is open to the public and will be held at the School System Central Office located at 211 Celtic Drive on Wednesday, April 21, 2010 beginning at 6:00 pm.

**BOARD OF EDUCATION APPOINTMENT**

Council Member Overcash moved to reappoint Ray White to the Madison Board of Education. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**PUBLIC HEARINGS**

**REQUEST FROM VIPAWAN, LLC (DBA SURIN IN MADISON) FOR ON-PREMISE BEER/WINE/LIQUOR LICENSE FOR THEIR LOCATION AT 7840 HIGHWAY 72 WEST**

Revenue Officer Cameron Grounds stated that due to a change in the corporate structure of Vipawan, LLC it is necessary for them to apply for another on-premise beer/wine/liquor license for this location. He added that all necessary paperwork is in order for the issuance of this license.

Council President Holtzclaw opened the public hearing for any comments relative to this request. There being none, he then closed the public hearing and entertained a motion from Council. Council Member Overcash moved to consent to the issuance of an on-premise beer/wine/liquor license by the ABC Board. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**DEPARTMENTAL REPORTS**

**FIRE DEPARTMENT**

**RESOLUTION NO. 2010-94-R; APPROVING AN AGREEMENT WITH ENVIRONMENTAL SYSTEMS CORPORATION IN THE AMOUNT OF \$15,800 TO PROVIDE LEED CERTIFICATION, VERIFICATION, DOCUMENTATION AND TRAINING AS PART OF THE FIRE STATION NO. 2 CONSTRUCTION GRANT (TO BE PAID FROM GRANT FUNDING)**

Council Member Jennings moved to approve Resolution No. 2010-94-R. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye

Council Member Bill Holtzclaw

Aye

Motion carried.

**RESOLUTION NO. 2010-97-R; ACCEPTING ASSISTANCE TO FIREFIGHTERS FIRE PREVENTION GRANT EMW-2009-FP-00753 IN THE AMOUNT OF \$9,850 (90% FEDERAL FUNDING – 10% LOCAL MATCHING FUNDING) FOR THE PURCHASE OF INSPECTION SOFTWARE AND HANDHELD COMPUTER/PRINTER (10% LOCAL MATCHING FUNDS TO COME FROM FIRE DEPARTMENT BUDGET)**

Council Member Holcombe moved to approve Resolution No. 2010-97-R. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**RESOLUTION NO. 2010-75-R; APPROVING RENEWAL OF A MESSAGING SERVICE AGREEMENT WITH CONTEXT CONNECT, LLC IN THE AMOUNT OF \$1,380 (TO BE PAID FROM FIRE DEPARTMENT BUDGET)**

Council Member Jennings moved to approve Resolution No. 2010-75-R. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**ENGINEERING DEPARTMENT**

**APPROVAL OF REQUEST TO MOVE GUARDRAILS FROM GILLESPIE ROAD EXTENSION TO MILL ROAD (\$20,000 TO BE PAID FROM GAS TAX FUNDS)**

Council Member Jennings moved to approve the relocation of guardrails from Gillespie Road to Mill Road. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**RESOLUTION NO. 2010-88-R; ACCEPTANCE OF DEDICATION OF STREET RIGHT-OF-WAY BY HERITAGE PLANTATION, INC. FOR HIGH SCHOOL PROJECT**

Council Member Overcash moved to approve Resolution No. 2010-88-R. Council Member Vannoy seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**RESOLUTION NO. 2010-84-R; ACCEPTING PROPERTY FROM WALDEN HOMEOWNERS ASSOCIATION FOR GILLESPIE ROAD EXTENSION PROJECT (FIRST READING 03/22/2010)**

Council Member Overcash moved to approve Resolution No. 2010-84-R. Council Member Vannoy seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Abstain
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**RESOLUTION NO. 2010-95-R; AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH LAND DESIGN SOLUTIONS, INC. FOR THE PROVISION OF CONSTRUCTION ADMINISTRATION SERVICES FOR PHASE I, BRADFORD CREEK GREENWAY**

Council Member Jennings moved to approve Resolution No. 2010-95-R. Council Member Vannoy seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**PLANNING DEPARTMENT**

**PROPOSED ORDINANCE NO. 2010-63; VACATING A PORTION OF UTILITY AND DRAINAGE EASEMENT ON LOT 21 BLOCK 1, STONECREST PHASE 2, IN ORDER TO CONSTRUCT SINGLE-FAMILY HOME AS REQUESTED BY GERALD MARTIN ON BEHALF OF BRELAND HOMES (FIRST READING 03/22/2010)**

Council Member Overcash moved to adopt Ordinance No. 2010-63. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye

Council Member Bill Holtzclaw

Aye

Motion carried.

**FINANCE**

**RESOLUTION NO. 2010-100-R; AWARDING BID NO. COM-14-10 IN THE AMOUNT OF \$60,311.77 TO DELL MARKETING FOR PURCHASE OF MUNICIPAL MANAGEMENT SYSTEM SERVER HARDWARE (TO BE PAID FROM PROJECT BUDGET)**

Council Member Vannoy moved to approve Resolution No. 2010-100-R. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**STATUS OF QUALIFIED SCHOOL CONSTRUCTION BONDS**

Council Member Vannoy asked for a status update of the qualified school construction bond issue. Council President Holtzclaw stated that he has asked for a telephone conference with state officials to take place in the very near future, to be attended by no more than three council members. He then explained the "Jobs Act" and the qualified school construction bond process.

**CITY CLERK-TREASURER**

**RESOLUTION NO. 2010-90-R; APPROVING THE RENEWAL OF AN AGREEMENT WITH FIRST COMMERCIAL BANK FOR USE OF A SAFE DEPOSIT BOX AT NO COST TO THE CITY**

Council Member Jennings moved to approve Resolution No. 2010-90-R. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**RESOLUTION NO. 2010-91-R; APPROVING THE RENEWAL AND UPDATE OF A NIGHT DEPOSITORY AGREEMENT WITH FIRST COMMERCIAL BANK AT NO COST TO THE CITY**

Council Member Jennings moved to approve Resolution No. 2010-91-R. Council Member Holcombe seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

**LEGAL**

**FIRST READINGS**

**PROPOSED ORDINANCE NO. 2010-59 AMENDING ANIMAL CONTROL ORDINANCE**

This item was removed from the agenda.

**MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS**

**POLICE DEPARTMENT ANNUAL PHYSICAL TRAINING EXAMS**

Police Chief Larry Muncey, at the request of Council Member Vannoy, reported on the results of his department's recent PT exams.

**ADJOURNMENT**

Having no further business to discuss, Council Member Jennings moved to adjourn the meeting. The vote taken was recorded as follows:

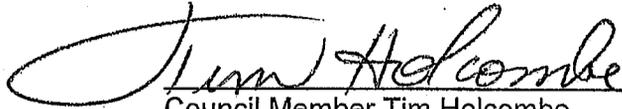
Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Absent
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried.

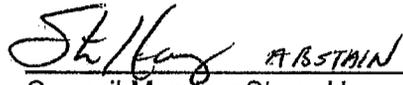
The meeting was adjourned at 7:52 p.m.

Signatures on following page.

Minutes No. 2010-07-RG, dated April 12th, 2010, read, approved and adopted this 26th day of April 2010.



Council Member Tim Holcombe  
District One



Council Member Steve Haraway  
District Two



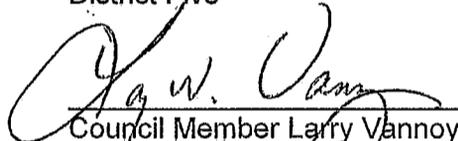
Council Member Jerry Jennings  
District Three



Council Member Tim Cowles  
District Four



Council Member Tommy Overcash  
District Five



Council Member Larry Vannoy  
District Six



Council Member Bill Holtzclaw  
District Seven

Concur:

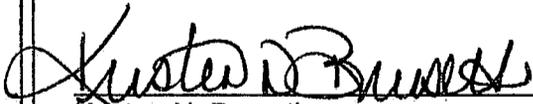


Paul Finley  
Mayor

Attest:



Melanie A. Williard  
City Clerk-Treasurer



Kristen N. Bruseth  
Recording Secretary