

MINUTES NO. 2011-11-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
APRIL 25, 2011

The Madison City Council met in regular session on Monday, April 25, 2011, 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.

Elder Mike Nevin with CrossPointe Church provided the invocation followed by the Pledge of Allegiance led by Council President Tommy Overcash.

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	Present
Council District No. 3 Jerry Jennings	Present
Council District No. 4 Tim Cowles	Present
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Larry Vannoy	Present
Council District No. 7 Ronica Ondocsin	Present

Also in attendance were: Revenue Officer Cameron Grounds, Finance Director Lillie Causey, City Attorney Kelly Butler, Public Works Director Dana Stahl, Planning Director Amy Furfori, Building Director Cody Phillips, Fire Chief Ralph Cobb, Police Major Lee Weaver, Human Resources Director Terri Towry, City Clerk-Treasurer Melanie A. Williard, Assistant City Clerk-Treasurer Stacy Gilley

Public Attendance registered: John Fellows, Tom Scovill, Peter Grogan, Gary A. Jones, David Hergenroeder, Bebe Oetjen, Gordon Brown, Larry M. Stickles, Cary Hilton, Drew Woolley, Elsie Brown, Charlie Brown, Joyce Lee, Jon Howell, John S. Chapman, Cindie M. Chapman, John Cunningham, James Burton II, Pat Nash, Stan and Sharon Souvenir, Dorinda White, Melanie Barkley, Nelson Brown, Jennifer Few, Teri Stokes, Patrick Dowdy, Jennifer Malone, Joe Gehrdes with Huntsville/Madison County Builders Association, Frank Riddick, Daphne P Jah, Opie Balch, Amanda Holland, Sharon M. Willis, Ed Collins, Charles Payne, Paula Schopp, David Berry, Ranae Bartlett, Ray White, Analda Anglin, Dennis Overhalser, Sally Bruer, Jerry Robinson, Terri Johnson, Bill Brinkley, Quimby Rains, Emily Cook, Marry Benzek, Will Hoang, Christina Gilbert, Brenda Thornton, Joel Thornton, Kevin McAbee, Anna McAbee, Ronda Little, David Little, Julia Fellows, Bill Holtzclaw, Phil Schmidt, Ron Kurowsky, Carol Kurowsky, Maria Kilgore, Laurie Messer, W.C. Fuller, John Jones, Elbert Balch, Brenda Armstrong, Aaron Armstrong, Kathy Biddlecombe, Don Palmer, Lisa Vannoy, Adam Vannoy and three illegible signatures

AGENDA AMENDMENTS

The following additions to this evening's agenda were announced:

- Presentations and Awards: Madison Chamber of Commerce
- Public Comments: Mr. John Fellows with Madison Swim Association
- Consent Agenda: Payment to Madison Utilities

Council voiced no objections to these amendments.

APPROVAL OF MINUTES

MINUTES NO. 2011-10-RG; APRIL 11, 2011

Council Member Jennings moved to approve Minutes No. 2011-10-RG. Council Member Haraway seconded. The vote taken was recorded as follows:

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

PRESENTATIONS AND AWARDS

MADISON CHAMBER OF COMMERCE; ACCEPTANCE OF \$10,000 TO BE DEPOSITED INTO THE MAYOR'S SCHOLARSHIP FUND

Mayor Finley requested that Council accept \$10,000 from the Chamber of Commerce to be deposited into the Mayor's Scholarship Fund. This is from the Connect 2011 program that the Chamber held last January.

Council Member Holcombe moved to accept the donation from the Madison Chamber of Commerce for the Mayor's Scholarship fund. Council Member Cowles seconded. The vote taken was recorded as follows:

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

Motion passed.

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.

MR. THOMAS SCOVILL OF 530 HIGHLAND DRIVE; ADDRESS COUNCIL REGARDING VIOLATION OF CITY CODE IN REGARDS TO PARKING ON LAWNS AND DISCUSS PROPOSED TAX INCREASE

Mr. Scovill reminded Council that he has brought up the issue of residents violating the Madison City Code in regards to the parking of automobiles on front yards. He mentioned that he has noticed many violators of the Code on Highland Drive alone.

In regards to taxes, Mr. Scovill mentioned that he read that all four candidates for the Madison City Board of Education Place No. 3 position are advocates of the proposed tax increase. Mr. Scovill spoke on one candidate in particular; Mrs. Ranae Bartlett. He stated that

Ms. Bartlett campaigned last year for a special referendum on the 8-mill property tax increase. She emailed the Principal of Rainbow Elementary asking that her email be forwarded to all of the teachers and stated that the reason that the City Council asked for a special election ballot is that only those who are informed on the issue and motivated to show up at the polls will be voting on this tax initiative. Mr. Scovill states that this raises several issues. The Resolution before Council this evening calls for a special referendum but he's not sure they mean it to exclude the possibility of holding it during a primary election or the general election. Mr. Scovill wondered if it was not the intent of Council to avoid uninformed voters then where did Mrs. Bartlett get that idea. If she is making it up, is that the sort of person the City wants on the Board of Education; someone with such an elitist attitude? Mr. Scovill believes the City missed something in its vetting process and believes a "do-over" is necessary in selecting finalists for the Board of Education position.

MR. CARY HILTON; 112 OLD PROVENCE PLACE, ALABAMA AMENDMENT 3 – MADISON SCHOOL TAXES AMENDMENT

Mr. Hilton appeared before Council and discussed Amendment 3 which went before the voters in 2008 which called for equalizing property taxes between the residents who live in Limestone County and the Madison residents who reside in Limestone County. At that time, Limestone County residents were paying 10 ½ mills less in taxes. One of the provisions was to provide for the manner of conducting elections with respect to this tax. Mr. Hilton stated that the way the provision was written caused him a great deal of concern because it gave the City power if they didn't like the outcome of the election under certain conditions then a re-election could be called but only if the election failed at the municipal level, not if it passed. If the vote passed at the State level and failed at the municipal level that third provision allowed the City the authority to come back and do a re-vote every 12 months. Mr. Hilton wonders why that provision would have been necessary and hopes that this administration steers away from one-sided provisions in an Amendment at the State level. If the issue is about equalization, Limestone County residents did see an increase in property taxes by 10 ½ mills but now those same residents are paying 60 mills and the Madison residents in Madison County are paying 57.5 mills. He believes that the City Council's duty is to look at it as not just a school tax perspective but look at the whole tax picture and maybe there's a chance in future amendments to take care of the imbalance that was created by Amendment 3. In closing he believes it was a bad precedent and would like to leave it with them for consideration in future provisions and proposed legislation.

MR. JOHN FELLOWS; MADISON SWIM ASSOCIATION – YMCA POOL CONCERNS

John Fellows, a member of the Madison Swim Association Board and past member of the Hogan Family YMCA Capital Campaign and Building Committee appeared before Council to encourage their continued support for the Hogan Family YMCA as originally purposed. The Swim Association Board and its members are concerned with the tenure of Mayor Finley's recent update to the Council questioning the Heart of the Valley's intent to initiate and complete Phase Two of the project. Mr. Fellows asked for a commitment from the YMCA to fulfill its promise to build the 50-meter pool.

Council President Overcash informed Mr. Fellows that the City has asked the YMCA to solidify their position and sometime in the near future come back and update them on what the plan is.

The following individuals spoke in support of Mr. Fellows comments:

- Dave Berry
- Matt Benzek
- Stephanie Rodgers
- Brenda Armstrong
- Laurie Messer
- Lamar Stephens
- Lt. Col. Kevin Messer

Council Member Vannoy stated that he would like to see a Resolution at the next Council Meeting to reemphasize the City's expectation of the YMCA to meet its commitments they made to the City in supporting the pool.

MRS. SUE HELMS; POSITION ON BOARD OF EDUCATION

Mrs. Helms thanked Council for allowing her to serve on the Board of Education for the past eighteen years and hopes that everyone will remember her as someone who was an advocate and champion for the children of Madison and Madison County.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating Account \$750,076.52

Gasoline Tax & Petroleum Inspection Fees \$32,699.10
Series 2006 Bond Checking \$212,947.36

Library Building Fund \$5,052.36

Approval of payment to BWSC for professional services rendered for the Madison Soccer Field lighting project (to be paid from departmental budget) \$862.12

Approval of payment to S & G Waldrop Electric Inc. for work completed on the Madison Soccer field lighting project (to be paid from departmental budget) \$4,537.00

Acceptance of donation in the amount of \$20.00 from Tama Pearson for the 911 Hero Program

Resolution No. 2011-90-R; declaring certain city property formerly used by the Revenue and Police Departments as surplus and of negligible value and authorizing the disposal of said property

Resolution No. 2011-91-R; declaring certain city property formerly used by miscellaneous city departments as surplus and authorizing it be sold through GovDeals

Resolution No. 2011-92-R; approving the disposal of certain Human Resource Department records as approved by the State Department of Archives

Approval of payment to the following vendors for work completed on the Police Department Addition project (to be paid from Capital Improvement budget):

United Rentals \$2,592.42
Roto Rooter \$2,475.00
JW Kennedy \$210.00

Approval of payment to Florence & Hutcheson for engineering services related to Wall Triana Bridge replacement project (to be paid from Capital Improvement budget) \$2,050.00

Approval of payment to the following vendors for work completed in relation to Gillespie Road/Hughes Road intersection improvement project (to be paid from Capital Improvement budget):

PBS Services \$89.50
Bobcat of Huntsville \$1,750.00
Limestone Farmers Coop \$323.91
Turfgrass America \$2,693.70
Alabama Concrete \$252.50

Approval of payment to the following vendors for work completed in relation

to the Main Street improvement project (to be paid from Capital Improvement budget):

Sherman Dixie	\$171.00
Eagle Wholesale	\$2,145.25

Approval of payment to the Birmingham News Company for publication of Bid MED-09-11, Highway 72 Roadway improvement project (to be paid from Capital Improvement budget) \$242.00

Approval of payment to Reed Contracting for work completed on Wall Triana Improvement project (Madison Boulevard to Cleghorn) (to be paid from Capital Improvement budget) \$29,573.97

Approval of payment to Building Construction Associates, Inc. for work completed on Dublin Park Restroom/Concession Stand project (to be paid from departmental budget) \$25,460.00

Approval of payment to Madison Utilities for work completed on downtown revitalization project \$10,000.00

Council Member Cowles 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	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

ACCEPTANCE OF ALLOCATION IN THE AMOUNT OF \$5,000 FROM REPRESENTATIVE MAC MCCUTCHEON TO BE USED FOR REPAIRS TO DUBLIN PARK GYMNASIUM FLOOR

Council Member Haraway moved to accept an allocation in the amount of \$5,000 from Representative Mac McCutcheon to be used for repairs to Dublin Park gymnasium floor. Council Member Vannoy seconded. The vote taken was recorded as follows:

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

Motion passed.

"CLEAN UP MADISON DAY"

The entire community is invited to come together to clean up the streets and keep our quality of life and the presentation of our city impeccable. Clean Up Madison Day is in partnership with the Horizon Elementary Eco-kids and will be held on May 21st from 8:00 AM – 12:00 PM. The cleanup day is being supported by the Madison Beautification Board, Madison Chamber of Commerce, Madison City Schools, local apartment complexes, Madison HOA Network, City civic organizations, churches, and local volunteers. All participants will meet at Horizon Elementary at 8:00 AM where cleaning supplies, maps and specific instructions will be

provided. At 12:00 PM all collected trash will be consolidated back at Horizon Elementary and be hauled away compliments of Allied Waste. Childcare will be provided for children aged infant to age 11 at Horizon Elementary by Rocket City Sitters.

RAPE AGRESSION DEFENSE (RAD) COURSE PARTICIPANT

Mayor Finley read an email from a resident who participated in last week's RAD class sponsored by the Police Department learning valuable self-defense technics. She hopes the class will continue and thanked the City and the Police Department for this community service.

PRESENTATION OF TEN-YEAR SERVICE PIN

Mayor Finley presented Human Resources Director Terri Towry with her ten-year service pin.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

LANDSCAPING IN FRONT OF CITY HALL

Council Member Holcombe commented on how beautiful the landscaping in front of City Hall looks and thanked the Public Works Department and the Beautification/Tree Board for their efforts.

COUNCIL DISTRICT NO. 2 STEVE HARAWAY

No business to report

COUNCIL DISTRICT NO. 3 JERRY JENNINGS

No business to report

COUNCIL DISTRICT NO. 4 TIM COWLES

No business to report

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report

COUNCIL DISTRICT NO. 6 LARRY VANNOY

ANNUAL EASTER EGG HUNT HELD AT DUBLIN PARK

Council Member Vannoy thanked the Parks & Recreation Department for another successful Easter Egg Hunt last Friday.

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

No business to report

BOARD/COMMITTEE APPOINTMENTS

APPOINTMENT TO THE MADISON CITY BOARD OF EDUCATION PLACE NO. 3

Council Member Holcombe nominated Mrs. Ranae Bartlett. There being no other nominations, the vote taken was recorded as follows:

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

Motion passed.

A round of applause was given.

APPOINTMENT TO THE INDUSTRIAL DEVELOPMENT BOARD PLACE NO. 3 FILLING UNEXPIRED TERM OF BOYDE EDMISTON WITH A TERM EXPIRATION OF NOVEMBER 22, 2012

Council Member Jennings nominated Mr. Taron Thorpe. There being no other nominations, the vote taken was recorded as follows:

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

Motion passed.

PUBLIC HEARINGS

PUBLIC HEARING WITH RESPECT TO THE PROPOSED SIX (6) MILL AD VALOREM TAX INCREASE FOR SCHOOL PURPOSES

Council President Overcash stated that the subject of this public hearing is to determine whether or not there is sufficient public interest to go forward and request the State Legislature to allow the City of Madison to hold an election for the purposes of determining whether or not the current ½ cent sales tax increase should be replaced with a six-mill ad valorem property tax increase.

The following individuals approached Council with their opinions on the subject:

- Joyce Lee; would like to see the residents of Madison vote on the issue and not the entire State
- Gordon Brown; does not believe that the 1/2 cent sales tax increase that went into effect fifteen months ago will be able to continue to support the City's schools to our current standards and urged the Council to go forward with this proposed property tax increase
- Cary Hilton; asked if new housing development has been taken into consideration on revenue which will come in. He added that he is for the increase but not the way the City went about the previous special election via Amendment 3, as stated in his earlier comments this evening under "Public Comments".
- Amanda Holland; as a mother of three young children, she would like to see predictable revenue versus sales tax increase which is unpredictable
- David Hergenroeder; feels it is important to give voters a chance to decide and believes there is in fact interest in the community
- John Cunningham; the population and the value of homes have both been increasing over the years and he doesn't believe that now is the time to be raising the rates for a prosperous city that is projected to keep growing like it is and doesn't believe the City should be asking for more money
- Thomas Scovill; hasn't seen anything in the communications from the School Board in their Resolution asking for the rate increase for any reason other than stability. He has not heard them say that they need more money. He believes that with Council's latest appointment to the School Board it is now more elite, which concerns him. He believes the referendum should be held during the general election when people will come out and vote, if they are going to do it.
- Neal Southerland; he and his wife are in support of an increase in property taxes for this purpose
- Gary Jones; life-long resident of Madison and has yet to see improvements to the Wall-Triana area which makes him wonder if there are problems with fiscal responsibilities

city-wide. He hasn't seen a lot of improvements in his neighborhood with the taxes he has been paying and wonders what the City would do with more taxes.

- Brenda Thornton; is against the proposed property tax due to her limited social security income
- Carol Kurowsky; is also on limited income but believes that the increase in property tax is necessary
- Bebe Oetjen; agrees that the residents should vote on this issue although she would rather it be a sales tax increase
- Charlie Brown; wants the ability to vote on this issue
- Larry Stickles; vigorously opposed to the proposed tax increase and welcomes the ability to take the issue to the citizens for a vote
- Don Palmer; doesn't see a lot of revenue coming in to the city and would like to see a committee of citizens to help encourage retail development. He would like to see this on a ballot
- Lt. Col Kevin Messer; believes the issue should go to a vote
- Pete Grogan; for a vote but highly recommends that the Council set the vote for a time when they will get the maximum participation as well as plenty of discussion prior to the election so that the voters can make an informed decision
- Ed Collins; in favor of a vote but objects to public databases being utilized to assist in vote
- Pat Nash; Pro-education and in favor of a vote but not necessarily the way the City has set it up in regards to adding a tax at the same time as repealing a tax
- Cary Hilton; asked who will draft the amendment that will be sent to Montgomery. City Attorney Butler informed him that the Bill has already been drafted by the City's Bond Counsel. Board of Education Attorney Woody Sanderson further explained the Bill process.
- John Fellows; in favor of asking the Legislature for a local vote
- Rhonda Little; would like to see the citizens vote on this issue and further believes that there is not a revenue problem but rather a spending problem in the city. She added that she doesn't believe the schools need as much for education as they say they do
- Stan Souvenir; asked if all residents of the city, including those residents who live in Limestone County would be able to vote on the issue. City Attorney Butler stated that every registered voter of the City of Madison regardless of what county they reside in will be allowed to vote. He also expressed concern in not knowing what the wording of the Bill will be and asked that the wording be published in an open forum.
- Ed Collins; asked Council if they have discussed the option of repealing the current ½-cent sales tax and fixing it so that those monies could be used for operational expenses.
- Joyce Lee; asked for clarification on what issues Madison City residents who live in Limestone County could vote on

Council President Overcash closed the floor for any further comments and introduced School Superintendent Dr. Dee Fowler who in turn introduced those members of the Board of Education present this evening. Dr. Fowler spoke in favor of, and the necessity of, an increase of property tax for the school system.

Council Member Jennings came in to this meeting with the view that since there is a sunset clause for the sales tax increase that there should be a sunset clause for part of the 6 mill ad valorem but after listening to Attorney Sanderson's explanation he realizes it is not possible with the State Constitution. It is his opinion that the City go forward with voting on a Resolution to ask the State Legislature to allow the residents to vote on the issue.

Council Member Cowles stated that he would like to see the residents vote on the issue in a primary or general election rather than a special election. Therefore he would like to strike the portion of the Resolution that calls for having this vote at a special election.

Council Member Haraway asked for clarification that this can be done at any time of the year and does not have to be done in any certain time frame after the State Legislature gives its approval. City Attorney Butler confirmed that there is no time limit.

Council President Overcash stated that a special election would just be set for this issue. Council Member Vannoy added that he'd like to leave the options open tonight. Council Member Holcombe stated that he agrees with the idea of having as many people voting on this issue as possible which would mean having it on the ballot for the next primary or general election. If the City were to include it on the general election ballot in August 2012 and the vote passed, would the two property tax offices have sufficient time to add the 6 mills to the tax notices and collect the fees.

City Attorney Butler explained that the municipal ad valorem taxes are collected in advance however the county and state ad valorem taxes are collected in arrears. She reminded everyone that the issue this evening is whether or not this should go to Montgomery.

Council Member Jennings moved to approve Resolution No. 2011-99-R. Council Member Vannoy seconded. Council Member Cowles stated that he'd feel better voting for this Resolution if the wording "special election" were replaced with "primary, municipal or general election". Council Member Cowles moved to amend Resolution No. 2011-99-R by striking "special election" and replacing it with "Primary, Municipal or General election". Council Member Haraway seconded.

Council Member Vannoy again expressed concern with putting language in the Resolution this evening stating when the election would take place and believes the City should leave its options open and make that decision at a later date.

The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Nay
Council Member Ronica Ondocsin	Aye

Motion passed.

Council Member Jennings moved to approve Resolution No. 2011-99-R as amended with regards to striking "special election" from the resolution. Council Member Vannoy seconded. The vote taken was recorded as follows:

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

Motion passed.

A break in the meeting was held from approximately 8:34 PM - 8:47 PM

DEPARTMENTAL REPORTS

REVENUE DEPARTMENT

PROPOSED ORDINANCE NO. 2011-81; EXEMPTING CERTAIN "COVERED ITEMS" FROM MUNICIPAL SALES AND USE TAX DURING THE FIRST FULL WEEKEND OF AUGUST 2011 (FIRST READING)

This was considered a first reading of proposed Ordinance No. 2011-81.

FIRE DEPARTMENT

RESOLUTION NO. 2011-95-R; AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GEO-SOLUTIONS IN THE AMOUNT OF \$14,385 FOR THE PHASE I ASSESSMENT AND INDEPENDENT TESTING DURING CONSTRUCTION OF FIRE STATION NO. 2 (TO BE PAID FROM CAPITAL IMPROVEMENT BUDGET)

Council Member Holcombe moved to approve Resolution No. 2011-95-R. Council Member Jennings seconded. The vote taken was recorded as follows:

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

Motion passed.

ENGINEERING

RESOLUTION NO. 2011-93-R; AWARDING BID MED-08-11 FOR THE CONSTRUCTION OF COUNTY LINE ROAD SIDEWALK PROJECT (HERITAGE ELEMENTARY TO DOCK MURPHY ROAD) TO REED CONTRACTING IN THE AMOUNT OF \$85,550.73

Council Member Haraway moved to approve Resolution No. 2011-93-R. Council Member Jennings seconded. The vote taken was recorded as follows:

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

Motion passed.

RESOLUTION NO. 2011-94-R; AWARDING BID MED-09-11 FOR THE CONSTRUCTION OF U.S. HIGHWAY 72 ROADWAY IMPROVEMENT PROJECT TO REED CONTRACTING IN THE AMOUNT OF \$687,949.92

Council Member Cowles moved to approve Resolution No. 2011-94-R. Council Member Jennings seconded. The vote taken was recorded as follows:

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

Motion passed.

PLANNING DEPARTMENT

PROPOSED ORDINANCE NO. 2011-96; AMENDING ORDINANCE NO. 2011-61 ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY OWNED BY BRIAN & CHRISTY BARNETT LOCATED AT 122 WALLACE CIRCLE (FIRST READING)

Planning Director Amy Furfori informed Council that this Ordinance amends Ordinance 2011-61 which they adopted in March. The reason for the amendment is because the original Ordinance placed this property in the wrong Council District.

Council Member Haraway moved to suspend the rules for immediate consideration of proposed Ordinance No. 2011-96. Council Member Jennings seconded. The vote taken was recorded as follows:

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

Motion passed.

Upon suspension of the rules, Council Member Haraway moved to adopt Ordinance No. 2011-96. Council Member Jennings seconded. The vote taken was recorded as follows:

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

Motion passed.

CITY CLERK-TREASURER DEPARTMENT

RESOLUTION NO. 2011-88-R; LEVYING A 7-MILL GENERAL AD VALOREM TAX, A 5.5 MILL AD VALOREM TAX FOR WATER/SEWER PROJECTS AND GENERAL MUNICIPAL PURPOSES, A ½-MILL LIBRARY TAX, AND AN 11-MILL AD VALOREM TAX FOR GENERAL SCHOOL PURPOSES ON ALL TAXABLE PROPERTY LOCATED IN THE CITY OF MADISON; AND AN ADDITIONAL 10.5 MILLS OF AD VALOREM TAX FOR GENERAL SCHOOL PURPOSES ON ALL TAXABLE PROPERTY LOCATED IN THE PORTION OF THE CITY OF MADISON LOCATED IN LIMESTONE COUNTY, ALABAMA AND TO CERTIFY THE SAME TO THE TAXING AUTHORITIES OF MADISON COUNTY AND LIMESTONE COUNTY

Council Member Vannoy moved to approve Resolution No. 2011-88-R. Council Member Ondocsin seconded. The vote taken was recorded as follows:

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

Motion passed.

PUBLIC WORKS DEPARTMENT

RESOLUTION NO. 2011-98-R; AWARDED BID FOR TRASH COLLECTION SERVICES

Council Member Jennings moved to approve Resolution No. 2011-98-R. Council Member Haraway seconded.

Mayor Finley informed Council that he did talk to Republic Services concerning the few issues Council had with the proposed contract at their last regular meeting. Republic Services can start the service no later than July 15th as long as the City signs the contract no later than May 16th. They will hold the rate firm for the year and are willing to serve the City through the end of the fiscal year September 30, 2012 but asks that the City allow them to address the price of fuel at the one-year anniversary date. They are also willing to add multiple one-year extensions to the contract provided they continue to monitor the fuel usage/prices.

The vote taken was recorded as follows:

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

Motion passed.

LEGAL

FIRST READINGS

PROPOSED ORDINANCE NO. 2011-97; REPEALING A PRIOR VACATION OF EASEMENT AND AUTHORIZING THE WATER AND WASTEWATER BOARD OF THE CITY OF MADISON TO DISPOSE OF ITS INTEREST IN CERTAIN REAL PROPERTY

This was considered a first reading only.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

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	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

The meeting was adjourned at 9:06 p.m.

Signatures on following page.

Minutes No. 2011-11-RG, dated April 25, 2011, read, approved and adopted this 9th day of May 2011.

Absent

Council Member Tim Holcombe
District One

SH

Council Member Steve Haraway
District Two

Jerry Jennings

Council Member Jerry Jennings
District Three

T. Cowles

Council Member Tim Cowles
District Four

Tommy Overcash

Council Member Tommy Overcash
District Five

Larry Vannoy

Council Member Larry Vannoy
District Six

Ronica Ondocsin

Council Member Ronica Ondocsin
District Seven

Concur:

Paul Finley

Paul Finley
Mayor

Attest:

Melanie A. Williard

Melanie A. Williard
City Clerk-Treasurer

Kristen N. Bruseth

Kristen N. Bruseth
Recording Secretary