

MINUTES NO. 2013-04-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
FEBRUARY 25, 2013

The Madison City Council met in regular session on Monday, February 25, 2013, 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 Tommy Overcash.

Pastor Brenda Tolliver with Cornerstone Church provided the invocation followed by the Pledge of Allegiance led by Council President 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 Troy Trulock	Present
Council District No. 1 Tim Holcombe	Present
Council District No. 2 Steve Smith	Present
Council District No. 3 DJ Klein	Absent
Council District No. 4 Mike Potter	Present
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Gerald Clark	Present
Council District No. 7 Ronica Ondocsin	Present

Also in attendance were: Revenue Officer Cameron Grounds, Public Works Director Steve Abbott, Human Resources Director Terri Towry, IT Director Jason Colee, Parks & Recreation Director Kory Alfred, Building Director Jimmy Morgan, Planning Director Amy Bell, City Attorney Kelly Butler, Police Chief Larry Muncey, Fire Chief Ralph Cobb, City Engineer Gary Chynoweth, Finance Director Roger Bellomy, City Clerk-Treasurer Melanie A. Williard and Assistant City Clerk-Treasurer Lisa Bullock

Public Attendance registered: Brian Davis, Ed Collins, George Sledel, Susan Markham, Sarah Sledge, Mary Wood, Muriel Lynne Bartholomew, Maggie Allen, Clark & Jean Lemley, David Hergenroeder, Terri Krings, Leigh B. Thigpen, Don Palmer, David Butler, Clifton Miller, Susie Masotti (MCC), Helen Townsend, Kenny Watts, John T. Wright, Dee Voelkel, Val Davis, Stephanie Walker and two illegible signatures

AMENDMENTS TO AGENDA

The following amendments have been requested to this evening's agenda:

- Removal of Resolution No. 2013-40-R; adopting an amended travel policy for the City of Madison under Council Member Holcombe's line of business

- Addition of Resolution No. 2013-57-R to the Planning Department line of business

Council voiced no objections to these changes.

APPROVAL OF MINUTES

MINUTES NO. 2013-03-RG, FEBRUARY 11, 2013

Council Member Potter moved to approve Minutes No. 2013-03-RG. Council Member Ondocsin seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

PRESENTATIONS AND AWARDS

PRESENTATION BY MENTAL HEALTH CENTER OF MADISON COUNTY REGARDING FY 2013 FUNDING

Mr. Brian Davis, Executive Director of the Mental Health Center of Madison County, appeared before Council outlining the services of the Mental Health Center and to request an appropriation in the amount of \$20,000.

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.

MS. SUSIE MASOTTI: MADISON CHAMBER OF COMMERCE

Ms. Masotti distributed the Chamber's new business directory to Council. She also introduced to Council Ms. Leigh Thigpen, the Chamber's newest Marketing, Events and Communications Coordinator.

MS. SARAH SLEDGE: MADISON PUBLIC LIBRARY

On behalf of the public library, Branch Manager Sarah Sledge thanked the City for their support of the Library in the new Capital Improvement Plan to be voted on later in the meeting this evening.

MR. DAVID HERGENROEDER: SUPPORT OF LIBRARY UPGRADES

Mr. Hergenroeder voiced his support of the library upgrades.

MRS. TERRI KRINGS: 50-METER POOL AND DUBLIN POOL UPGRADE

Mrs. Krings reminded Council that at their last regular meeting there were eight individuals who expressed a need for a 50-meter pool; four of which expressed a need for

an upgrade to the Dublin Pool. Mrs. Krings, on behalf of a group of families, asked Council what they would like them to do in terms of making their desires a reality. Mayor Trulock suggested that a representative of the group meet with Parks & Recreation Director Kory Alfred to discuss ideas and present options to Council along with estimated costs. Council Member Steve Smith, liaison to the Parks & Recreation Department, will also be involved in the meetings.

MR. LARRY STICKLES: ANNUAL APPROPRIATIONS AND HR POLICIES

Mr. Stickles requested that Council present a list of total annual appropriations per calendar year. He stated that these appropriations are gifts of taxpayer’s money with no strings attached.

Mr. Stickles also stated that he believes the sick leave policy allows employees to carry over a large amount of sick leave. He believes there should be a cap on sick leave.

Council President Overcash informed Mr. Stickles that annual appropriations are listed on the budget which is posted to the website every year. He also recommended that Mr. Stickles contact HR Director Terri Towry regarding the sick leave policy of the City. She can explain to him the federal guidelines the City must follow.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating Account	\$625,755.86
Gasoline Tax & Petroleum Inspection Fees	\$35,567.73
Series 2006 Bond Checking	\$166,964.18
Street Repair and Maintenance	\$211.22
Water Distribution & Storage Projects	\$2,000.00
Library Building Fund	\$1,272.21
Fire CPR	\$112.22
• Approval of payment to Reed Contracting for hot mix for road repairs to Waters Edge and Arrowhead Trail following work by Madison Utilities (to be paid from Madison Utilities street repair & maintenance funds)	\$211.22
• Approval of payment to Land Design Solutions for construction administration services for the Bradford Creek Greenway (to be paid from Capital Improvement Project (CIP) budget)	\$1,557.00
• Approval of payment to JW Kennedy Land Surveying for surveying services on Power’s property in relation to Bradford Creek Greenway (to be paid from CIP budget)	\$920.00

- Approval of payment to Florence & Hutcheson for engineering services completed on the ATRIP Project 45-01-08 Old Madison Pike (to be paid from CIP budget) \$3,495.00
- Approval of payment to Florence & Hutcheson for engineering services completed on the ATRIP Project 45-01-05 Wall Triana Bridge replacement (to be paid from CIP budget) \$1,000.00
- Approval of payment to Florence & Hutcheson for engineering services completed on the ATRIP Project 45-01-09 County Line Road Improvements (to be paid from CIP budget) \$11,910.00
- Approval of payment to Florence & Hutcheson for engineering services completed on Highway 72 improvements ADEM permit (to be paid from Planning Department budget) \$2,000.00
- Resolution No. 2013-42-R authorizing the purchase of shredders from State Bid No. T-006 for the period ending 07/31/2013
- Resolution No. 2013-43-R authorizing the purchase of printers and scanners from State Bid No. T-020 for the period ending 12/16/2013
- Resolution No. 2013-44-R authorizing the purchase of mosquito control from State Bid No. T-100 for the period ending 10/26/2014
- Resolution No. 2013-45-R authorizing the purchase of traffic control equipment from State Bid No. T-133 for the period ending 01/30/2013
- Resolution No. 2013-46-R authorizing the purchase of herbicides from State Bid No. T-154 for the period ending 10/30/2013
- Resolution No. 2013-47-R authorizing the purchase of traffic marking materials from State Bid No. T-155 for the period ending 12/10/2013
- Resolution No. 2013-48-R authorizing the purchase of heavy equipment rental from State Bid No. T-158 for the period ending 01/20/2014
- Resolution No. 2013-49-R authorizing the purchase of metal filing cabinets from State Bid No. T-199 for the period ending 01/02/2014
- Resolution No. 2013-50-R authorizing the purchase of furniture from State Bid No. T-390 for the period ending 11/30/2013
- Resolution No. 2013-51-R authorizing the purchase of fingerprint scanning equipment from State Bid No. T-710 for the period ending 01/31/2014
- Resolution No. 2013-52-R authorizing the purchase of heavy equipment parts, accessories, supplies and related services (Caterpillar) from National IPA Contract No. 120377 for the period ending 05/01/2013

- Resolution No. 2013-41-R declaring certain city property formerly used by the Court Department as surplus and of negligible value and authorizing its disposal

Council Member Ondocsin 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 Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

PRESENTATION OF REPORTS

MAYOR TROY TRULOCK

RESOLUTION NO. 2013-22-R; APPROVING THE ANNUAL APPROPRIATION AGREEMENT BETWEEN THE CITY OF MADISON AND THE MENTAL HEALTH CENTER OF MADISON COUNTY

Council Member Holcombe moved to approve Resolution No. 2013-22-R. Council Member Potter seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2013-35-R; APPROVING THE ANNUAL APPROPRIATION AGREEMENT BETWEEN THE CITY OF MADISON AND THE MADISON ARTS COUNCIL

Council Member Holcombe moved to approve Resolution No. 2013-35-R. Council Member Potter seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

BOND TRIP UPDATE

Mayor Trulock deferred the update until later in the meeting.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

PROPOSED ORDINANCE NO. 2013-39; AMENDING THE FY 2013 GENERAL FUND OPERATING BUDGET

Council Member Holcombe moved to adopt Ordinance No. 2013-39. Council Member Ondocsin seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2013-40-R; ADOPTING AN AMENDED TRAVEL POLICY FOR THE CITY OF MADISON

This item was removed from the agenda in order to allow for further revisions.

COUNCIL DISTRICT NO. 2 STEVE SMITH

No business to report

COUNCIL DISTRICT NO. 3 DJ KLEIN

Absent

COUNCIL DISTRICT NO. 4 MIKE POTTER

No business to report

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report

COUNCIL DISTRICT NO. 6 GERALD CLARK

No business to report

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

PROPOSED ORDINANCE NO. 2013-36; AMENDING SECTION 5, ALCOHOL AND SUBSTANCE USE OF THE PERSONNEL POLICIES AND PROCEDURES (FIRST READING)

This was considered a first reading only.

PROPOSED ORDINANCE NO. 2013-37; AMENDING SECTION 12, ATTENDANCE AND LEAVE OF THE PERSONNEL POLICIES AND PROCEDURES (FIRST READING)

This was considered a first reading only.

FORMER FIRE STATION NO. 2 UPDATE

Council Member Ondocsin stated that the City has received the appraisal for this property. The City will accept sealed bids for the sale of this property through March 22, 2013.

BOARD/COMMITTEE APPOINTMENTS

APPOINTMENT TO PLACE 3 ON THE RECREATION ADVISORY BOARD

Council Member Smith moved to recommend Mr. Patrick Streeter for appointment to the Recreation Advisory Board. Council Member Potter seconded. There being no further nominations Council President Overcash closed the nominations and entertained a motion to accept Mr. Streeter by acclamation. Council Member Potter moved to appoint Mr. Streeter. Council Member Smith seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

Mr. Streeter will serve in Place No. 3 with a term expiration of October 13, 2015.

PUBLIC HEARINGS

None

DEPARTMENTAL REPORTS

RECREATION DEPARTMENT

RESOLUTION NO. 2013-38-R; AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MADISON FARMERS MARKET, INC FOR USE OF CERTAIN CITY PROPERTY

Council Member Smith moved to approve Resolution No. 2013-38-R. Council Member Clark seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2013-34-R; AUTHORIZING PAYMENT FOR THE EMERGENCY PURCHASE OF TREE REMOVAL SERVICES IN DUBLIN PARK

Council Member Potter moved to approve Resolution No. 2013-34-R. Council Member Smith seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

PLANNING DEPARTMENT

RESOLUTION NO. 2013-32-R; ACCEPTING INTO PUBLIC USE AND MAINTENANCE THE SUBDIVISION IMPROVEMENTS FOR WATERFORD, PHASE VI

Council Member Holcombe asked Planning Director Amy Bell if the concrete drainage ditch will also be accepted into the City's maintenance program. She informed him that it is included in the subdivision improvements for acceptance and future maintenance by the City.

Council Member Holcombe moved to approve Resolution No. 2013-32-R. Council Member Potter seconded.

Madison resident Ed Collins stated that he believes there are many issues involved in this acceptance request that will come in to play for years to come if Council is to approve this Resolution tonight. He recommended that they defer action on this item until all parties affected by this acceptance have met to discuss further any issues that might create a problem in the future. The vote taken was recorded as follows:

Council Member Tim Holcombe	
Council Member Steve Smith	
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	
Council Member Gerald Clark	
Council Member Ronica Ondocsin	

Motion carried.

See further discussion and additional voting action on this item immediately following.

RESOLUTION NO. 2013-33-R; ACCEPTING INTO PUBLIC USE AND MAINTENANCE THE SUBDIVISION IMPROVEMENTS FOR PALMER PRESERVE

Council Member Potter moved to approve Resolution No. 2013-33-R. Council Member Smith seconded.

At this point in the meeting, it was announced that City Clerk-Treasurer Melanie Williard was unable to hear the vote for the previous motion. Although there were no exceptions or abstentions Council President Overcash wanted to verify that everyone did vote in the affirmative. At the urging of City Attorney Butler Council revisited the vote to approve Resolution No. 2013-32-R.

Council Member Tim Holcombe	Nay
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

City Attorney Butler requested clarification that Council Member Holcombe changed his first vote from "Aye" to "Nay". Council Member Holcombe stated that he did not vote the first time and is now voting "Nay".

At the request of Council President Overcash, Council Members Potter and Smith removed their motion and second respectively from Resolution No. 2013-33-R in order to allow Council to revisit the vote for Resolution No. 2013-32-R to clarify the matter.

Council President Overcash then entertained a motion to approve Resolution No. 2013-32-R. Council Member Potter moved to approve Resolution No. 2013-32-R. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Nay
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

Council President Overcash then entertained a motion to approve Resolution No. 2013-33-R. Council Member Potter moved to approve Resolution No. 2013-33-R. Council Member Smith seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2013-53-R; APPROVING 2013 CAPITAL IMPROVEMENT PLAN PROJECT LIST

City Planner Bell read aloud Resolution No. 2013-53-R for the benefit of the public reiterating that this Resolution is not approving funding for projects but is simply approving a *list* of projects for the fiscal years 2013 – 2019 which can be amended from time to time as necessary.

Council Member Holcombe moved to approve Resolution No. 2013-53-R. Council Member Potter seconded.

Council Members Smith and Potter stated that the heading of the proposed Resolution before them this evening is a bit misleading in that it states "improvements to be funded". Council Member Potter suggested that the wording be changed slightly to state "improvements to be considered to be funded".

Council Member Holcombe moved to amend Resolution No. 2013-53-R to read "improvements to be funded" in the title of the Resolution. Council Member Potter seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

BOND TRIP UPDATE

Now that the City has an approved Capital Improvement Plan, Mayor Trulock asked Council how they want to proceed with planning for a bond trip to New York. Council President Overcash stated that the Finance Committee will continue to work with the newly approved CIP and work on a financing plan to present to the bond counsel this spring.

RESOLUTION NO. 2013-57-R; AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH INTERGRAPH CORPORATION

Council Member Potter moved to approve Resolution No. 2013-57-R. Council Member Ondocsin seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

POLICE DEPARTMENT

RESOLUTION NO. 2013-31-R; AUTHORIZING THE RETIREMENT OF POLICE DEPARTMENT K9 GUNNY AND THE TRANSFER OF OWNERSHIP FROM THE CITY OF MADISON TO OFFICER JASON BOLDEN

Council Member Holcombe moved to approve Resolution No. 2013-31-R. Council Member Clark seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

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

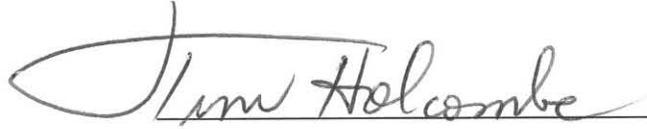
Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Absent
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

The meeting was adjourned at 8:30 p.m.

Signatures on following page.

Minutes No. 2013-04-RG, dated February 25, 2013, read, approved and adopted this 11th day of March 2013.



Council Member Tim Holcombe
District One

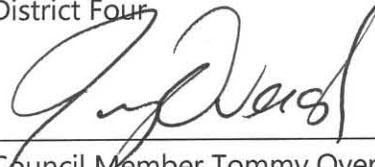


Council Member Steve Smith
District Two

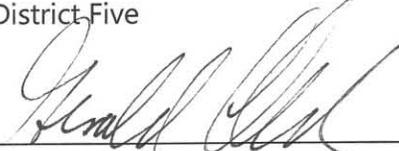
Council Member DJ Klein
District Three



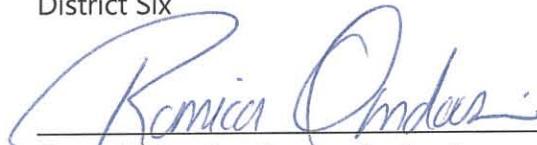
Council Member Mike Potter
District Four



Council Member Tommy Overcash
District Five



Council Member Gerald Clark
District Six



Council Member Ronica Ondocsin
District Seven

Concur:

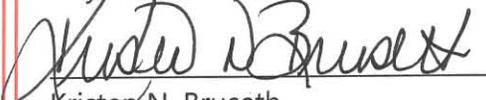


Troy Trulock
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Kristen N. Bruseth
Recording Secretary