

**MINUTES NO. 2016-04-RG**

**OF A**

**REGULAR MEETING**

**OF THE CITY COUNCIL OF**

**THE CITY OF MADISON, ALABAMA**

**FEBRUARY 22, 2016**

The Madison City Council met in regular session on Monday, February 22, 2016, 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 Holcombe.

Pastor Ryan Epps with CrossPointe Church provided the invocation followed by the Pledge of Allegiance led by Council President Tim Holcombe.

**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	Present
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: City Engineer Gary Chynoweth, Public Works Director Kent Smith, Fire Chief Ralph Cobb, Information Technology Director Jason Colee, Assistant City Attorney Megan

Zingarelli, Planning Director Mary Beth Broeren, Police Chief Larry Muncey, and City Clerk-Treasurer Melanie A. Williard

Public Attendance registered: Brian Davis, Sherry Bruckner with Madison Chamber of Commerce, Howell Lee with Huntsville-Madison County Builders' Association, Rebecca Lee, Karen Lawler, Jonathan McGee, Jared Cassidy, Jackie Reed, Karen Denzine, Kathy Gilder, Sarah Sledge, David Hergenroeder and Larry Robey

**APPROVAL OF MINUTES**

**MINUTES NO. 2016-03-RG, FEBRUARY 8, 2016**

Council Member Clark moved to approve Minutes No. 2016-03-RG. Council Member Ondocsin seconded. The roll call vote taken was recorded as follows:

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

Motion carried.

**PRESENTATIONS AND AWARDS**

**PRESENTATION OF PROCLAMATION BY MAYOR DESIGNATING THE WEEK OF FEBRUARY 22-28, 2016 AS "ARBOR WEEK 2016"**

Mayor Trulock read a proclamation declaring February 22 – 28, 2016 as "Arbor Week 2016" in the City of Madison and presented it to the President of the Beautification-Tree Board.

**PRESENTATION OF CERTIFICATES TO ARBOR DAY POSTER CONTEST WINNERS (5<sup>TH</sup> GRADE STUDENTS): CONTEST SPONSORED BY MADISON BEAUTIFICATION AND TREE BOARD**

Mayor Trulock and Beautification and Tree Board member Marsha Harris presented Certificates of Recognition to 5<sup>th</sup> Grade students from Columbia, Heritage, Madison and St. John's who participated in the Arbor Day poster contest this year. This year's 1<sup>st</sup> Place winners from each school were submitted to the State for judging. A round of applause was given to all the winners.

**MR. BRIAN DAVIS, CEO WELLSTONE; PRESENTATION IN CONNECTION WITH THEIR ANNUAL APPROPRIATION**

Mr. Brian Davis distributed to Council information on services provided by Wellstone over the past year and reported on several ways this year's appropriation from the City would be used. He thanked Council for their continued support.

**DR. LAWRENCE ROBEY; PRESENTATION IN CONNECTION WITH MADISON COUNTY HEALTH DEPARTMENT ANNUAL APPROPRIATION**

Dr. Robey thanked Council for their support this year in approving the annual appropriation to the County Health Department. He outlined services provided to residents of Madison and informed Council of the Health Department's proposed use of these funds.

**PRESENTATION BY KATHY GILDER WITH THE HUNTSVILLE BOTANICAL GARDEN IN CONNECTION WITH THEIR ANNUAL APPROPRIATION**

Ms. Gilder updated Council on the partnership of the Huntsville Botanical Garden with the City of Madison and School system and reported on the use of this year's annual appropriation.

**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.*

**MRS. JACKIE REED; HUNTSVILLE RESIDENT**

Ms. Reed commented favorably on the roadway reflectors on Madison's portion of Brownsferry Road; and the lack of easily visible reflectors on the City of Huntsville's portion. She also commented on the closing of Sci-Quest in Huntsville.

**CONSENT AGENDA AND FINANCE COMMITTEE REPORT**

Council Member Smith moved to approve the Consent Agenda and Finance Committee Report. Council Member Ondocsin seconded.

General Operating Account	\$717,885.41
Special General Operating Accounts	\$1,331.28
ADEM Storm Drainage	\$25,806.91
½ Cent Capital Replacement	\$1,450.23
Street Repair and Maintenance	\$84.37
2013 and 2015 Bond Checking	\$936,375.14
Library Building Fund	\$2,498.42
Water Distribution and Storage	\$2,000.00

Gasoline Tax & Petroleum Inspection Fees

\$37,532.50

- Approval of \$1,175 payment to Providence Associates for professional services for Library Project No. 13-025 to be paid from 2013-A Bond proceeds
- Resolution No. 2016-38-R; authorizing a travel advance in the amount of \$168.50 for Tanner Wilkerson to attend PATC Homicide Investigation course to be paid from departmental budget
- Approval of \$33,500 payment to Volkert (Payment #10) for professional design services on Natatorium and Recreation Campus, Invoice #01001005 – services through January 31, 2016, to be paid from 2013 Bond Account
- Acceptance of \$100 donation to the Fire Department from Veda Smith, to be deposited into the Fire Department Donation Account
- Approval of \$13,000 payment to Toccoa Erosion Control for hydro seeding slopes and swales at The Pines Detention Pond modifications, to be paid from 2013-A Bond Account
- Approval of \$150 payment to OMI, Inc. for NPDES inspection services conducted at The Pines Detention Pond modifications, to be paid from 2013-A Bond Account
- Approval of \$300 payment to OMI, Inc. for NPDES inspection services performed on January 25, 2016 at Mose Chapel road improvements and January 26, 2016 at Rickwood Village, to be paid from 2013-A Bond Account
- Approval of \$14,366 payment to Barge, Waggoner, Sumner & Cannon, Inc. for professional services rendered through January 29, 2016 in relation to the Garner St. extension and drainage improvements, to be paid from 2015 Bond Account
- Approval of \$32,849.53 payment to Littlejohn, an S&ME Company, for CE&I services rendered through January 30, 2016 on County Line Road, Phase II, to be paid from the 2013-A Bond Account
- Approval of \$75,971.05 payment to Barge, Waggoner, Summer & Cannon, Inc for professional services related to engineering site-work for Multi-Use Rec Facility Project, Invoice No. 143923, Payment #4, invoice date February 8, 2016, to be paid from 2013 Bond Account
- Approval of \$4,407.85 payment to Holzheimer Bolek & Meehan for architectural and engineering services for Madison Public Library Facility, to be paid from 2015 Bond Account
- Resolution No. 2016-36-R; repealing Resolution No. 2016-28-R and donating vehicle to Madison City Schools

The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
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. 2016-34-R; APPROVING ANNUAL APPROPRIATION AGREEMENT WITH WELLSTONE BEHAVIOURAL HEALTH ("WELLSTONE") FY 16 APPROPRIATION IN THE AMOUNT OF \$20,000 TO BE PAID FROM GENERAL FUND**

Council Member Potter moved to approve Resolution No. 2016-34-R. Council Member Overcash seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

**RESOLUTION NO. 2016-35-R; APPROVING ANNUAL APPROPRIATION AGREEMENT WITH MADISON COUNTY HEALTH DEPARTMENT FY 16 APPROPRIATION IN THE AMOUNT OF \$20,000 TO BE PAID FROM GENERAL FUND**

Council Member Ondocsin moved to approve Resolution No. 2016-35-R. Council Member Clark seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

**RESOLUTION NO. 2016-37-R; APPROVING ANNUAL APPROPRIATION AGREEMENT WITH HUNTSVILLE BOTANICAL GARDEN FY 16 APPROPRIATION IN THE AMOUNT OF \$15,000 TO BE PAID FROM GENERAL FUND**

Council Member Potter moved to approve Resolution No. 2016-37-R. Council Member Overcash seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

**COUNCIL DISTRICT NO. 1 TIM HOLCOMBE**

**UPDATE ON BOARD VACANCIES**

Council President Holcombe announced that in addition to several board openings on the Beautification-Tree Board, Wellhead Protection and the Historical Commission there is an upcoming expiration on the Board of Education. He urged all interested residents to submit an application for consideration to any of these boards to the City Clerk-Treasurer Department.

**COUNCIL DISTRICT NO. 2 STEVE SMITH**

No business to report

**COUNCIL DISTRICT NO. 3 DJ KLEIN**

Council Member Klein stated that this Wednesday, 4:30 PM – 6:00 PM at Main Street Café, the Phase III Downtown Redevelopment designs will be available for public viewing and comments.

**COUNCIL DISTRICT NO. 4 MIKE POTTER**

No business to report

**COUNCIL DISTRICT NO. 5 TOMMY OVERCASH**

**GOOGLE FIBER ANNOUNCEMENT**

Council Member Overcash stated that with the recent news of Google Fiber coming to Huntsville, it will eventually come to Madison and as such the City needs to be pro-active in its support of the technology.

**UBER PROCESS**

The Legal Department is reviewing how the City of Huntsville is currently handling the new Uber market and is currently drafting an Ordinance to present to Council at a future date.

**TEMPORARY STORAGE CONTAINERS**

There have been several complaints regarding PODS in the City. Unfortunately, there are no regulations regarding this temporary storage situation. He suggested that the City start small in terms of regulations and build from it if necessary. He's asked Building Director Jimmy Morgan to meet with the Legal Department to begin working on this.

**COUNCIL DISTRICT NO. 6 GERALD CLARK**

Council Member Clark encouraged all residents interested in serving their community to submit applications for a position on city boards and committees.

**COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN**

**LIMESTONE COUNTY SCHOOL TAX ISSUE**

Council Member Ondocsin, along with Council Member Overcash, met with School Superintendent Dee Fowler and several Board of Education members recently regarding the ongoing issue of property tax monies from Limestone County residents living within the city limits of Madison not being sent to Madison City Schools but Limestone County schools. Council Member Overcash stated that a Resolution is forthcoming in support of the Madison City School system. A presentation is on the Madison City School's website and Facebook page regarding this issue.

**BOARD/COMMITTEE APPOINTMENTS**

None

**PUBLIC HEARINGS**

**PROPOSED ORDINANCE NO. 2016-09; REZONING CERTAIN PROPERTY OWNED BY MADISON COMMONS, LLC LOCATED ON HUGHES ROAD, NORTH OF BRADFORD FARMS DRIVE, SOUTH OF ROEMA DRIVE FROM PUD (PLANNED UNIT DEVELOPMENT) DISTRICT TO B2 (COMMUNITY BUSINESS) DISTRICT (FIRST READING JANUARY 11, 2016)**

Council President Holcombe opened the public hearing for any comments regarding this request. There being none, he then closed the public hearing and entertained a motion from Council.

Council Member Potter moved to adopt Ordinance No. 2016-09. Council Member Ondocsin seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

**PROPOSED ORDINANCE NO. 2016-11; REZONING CERTAIN PROPERTY OWNED BY MARY MARGARET LONG, SHARON CARMICHAEL AND DARRELL CARMICHAEL LOCATED EAST OF HUGHES ROAD, NORTH OF PORTAL LANE, SOUTH OF CARTER DRIVE FROM B-1 (NEIGHBORHOOD BUSINESS) DISTRICT TO B-2 (COMMUNITY BUSINESS) DISTRICT (FIRST READING JANUARY 11, 2016)**

Council President Holcombe opened the public hearing for any comments regarding this request. There being none, he then closed the public hearing and entertained a motion from Council.

Council Member Potter moved to adopt Ordinance No. 2016-11. Council Member Clark seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

**DEPARTMENTAL REPORTS**

**PLANNING DEPARTMENT**

**UPDATE ON LIBRARY PROJECT**

Planning Director Mary Beth Broeren stated that the schematic design has been completed and land acquisition is currently underway. Design development is scheduled to be completed by May which will be followed by the construction document phase. In the Capital Improvement Project, roughly \$8.5 million has been budgeted for this project. Current estimated preliminary costs, based on schematic design, are a little over \$10 million. Mrs. Broeren stated that the Huntsville-Madison County Library System is willing to close the funding gap through private donations, a capital fundraising campaign and, if necessary, borrowing the necessary funds which would then be reimbursed by pledges they receive over time. She anticipates presenting a Memorandum of Agreement to Council by the end of March, at the earliest, with the Library System for this funding gap.

**ENGINEERING DEPARTMENT**

**RESOLUTION NO. 2016-41-R; AUTHORIZING PAYMENT NOT TO EXCEED \$250,000 TO THE MADISON COUNTY COMMISSION FOR STORM DRAINAGE IMPROVEMENTS AS APPROVED ON SEPTEMBER 29, 2015 PER RESOLUTION NO. 2015-267-R, TO BE PAID FROM 2015-A BOND ACCOUNT**

Council Member Potter moved to approve Resolution No. 2016-41-R. Council Member Overcash seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

**RESOLUTION NO. 2016-40-R; AUTHORIZING THE ENGINEERING DEPARTMENT TO SUBMIT A GRANT APPLICATION AND SUPPORTING DOCUMENTATION TO THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR A ROUNDABOUT AT THE INTERSECTION OF BALCH ROAD AND GILLESPIE ROAD. 100% GRANT PAID BY ALDOT. NO MATCHING FUNDS REQUIRED**

City Engineer Gary Chynoweth informed Council according to the grant application, this project could end up being a 90/10 funding split although the State is advertising it as a 100% funded grant.

Council Member Ondocsin moved to approve Resolution No. 2016-40-R. Council Member Overcash seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

#### **LEGAL DEPARTMENT**

**PROPOSED ORDINANCE NO. 2016-26; DECLARING SURPLUS AND CONVEYING 204 MAIN STREET TO THE CITY OF MADISON REDEVELOPMENT AUTHORITY (FIRST READING FEBRUARY 8, 2016)**

Council Member Klein moved to approve Ordinance No. 2016-26. Council Member Potter seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

**RESOLUTION NO. 2016-32-R; AWARDING CONTRACT FOR RIGHT-OF-WAY MOWING TO COLEMAN LANDSCAPING & LAWN CARE, INC. IN THE AMOUNT OF \$26,375 PER MONTH**

Council Member Smith moved to approve Resolution No. 2016-32-R. Council Member Potter seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

**RESOLUTION NO. 2016-42-R; ACCEPTING DEED AMENDMENT AND ASSENTING TO RECORDATION OF CORRECTIVE DEED**

Council Member Overcash moved to approve Resolution No. 2016-42-R. Council Member Clark seconded. The roll call vote taken was recorded as follows:

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

Motion passed.

**MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS**

**LEGAL REPRESENTATION AT COUNCIL WORK SESSIONS**

Council President Holcombe asked that there be some sort of Legal Department representation at all future Council Work Sessions.

**NEW RESIDENT COMPLIMENTS ON CITY**

Council Member Potter stated that he recently spoke to a resident of the City who relocated here two years ago from Virginia. The resident complimented everything from the friendliness of the residents, the infrastructure, amenities and efficiency.

**ADJOURNMENT**

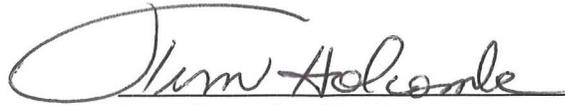
Having no further business to discuss, Council Member Clark moved to adjourn the meeting. Council Member Ondocsin seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
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 7:33 p.m. Signatures on following page.

Minutes No. 2016-04-RG, dated February 22, 2016, read, approved and adopted this 14th day of March 2016.



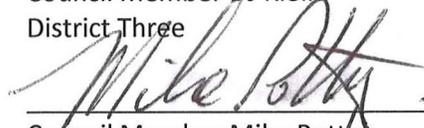
Council Member Tim Holcombe  
District One



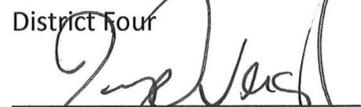
Council Member Steve Smith  
District Two



Council Member DJ Klein  
District Three



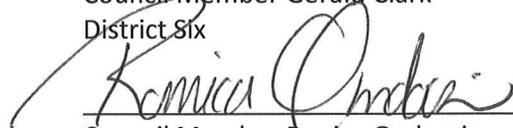
Council Member Mike Potter  
District Four



Council Member Tommy Overcash  
District Five

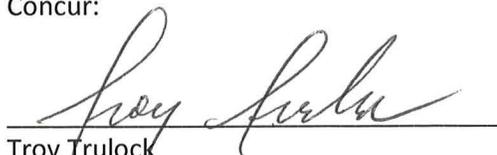


Council Member Gerald Clark  
District Six



Council Member Ronica Ondocsin  
District Seven

Concur:

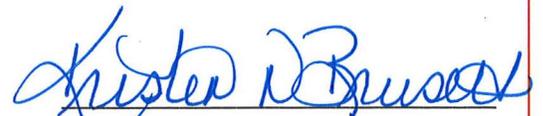


Troy Trulock  
Mayor

Attest:



Melanie A. Williard  
City Clerk-Treasurer



Kristen N. Bruseth  
Recording Secretary