



MINUTES NO. 2016-16-RG

OF A

REGULAR MEETING

OF THE CITY COUNCIL OF

THE CITY OF MADISON, ALABAMA

AUGUST 29, 2016

The Madison City Council met in regular session on Monday, August 29, 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 Angelia Waite with Restoration Church provided the invocation followed by the Pledge of Allegiance led by Council President 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: Finance Director Roger Bellomy, Court Magistrate Beth Bellomy, Court Clerk Cheri Martin, City Clerk-Treasurer Melanie A. Williard, Interim Building Director Dustin Riddle, IT Director Jason Colee, IT Support Technician Toby Jenkins, Public Works Director Kent Smith, Civil Engineer Greg Bates, Deputy Fire Chief of Operations Brandy Williams, Deputy Fire Chief Cary

Sadler, City Attorney Kelly Butler, Assistant City Attorney Megan Zingarelli, Revenue Officer Cameron Grounds, Planning Director Mary Beth Broeren, Police Captain Steve Wilkerson, and Human Resources Director Terri Towry

Public Attendance registered: Angela D. Gary, Bob Wagner, Jonathan McGee, Kenny Watts, Maura Wroblewski, Torie Cooper, Tom Scovill, Terri Johnson, Former Madison City Commissioner Bebe Oetjen, Susan Pierce, Cyndi Bedsole, Opie Balch, Council Member Elect-Greg Shaw, Kat Norman, Pam Sparks, Former Madison City Council Member Tim Cowles, Harold Lenz, Dorothy Lenz, Alex Riley, Angelia Waite, Brad Johnson, Brad Scharf, Clifton Miller, James Ross, Wesley Grigsby, Elbert Balch, Val Davis, John Hitt, Jackie Reed, Kelly Williams, Elizabeth Grooves, James McKee, Mayor Elect-Paul Finely, Tim Holtcamp, Buck Clemons, John Seifert, Karen Denzine, Jon Howell, Tina Tarsitano, Vickie Morris, Rob Van Peursen, David Hergenroeder, Bobby DeNeefe, Jennifer Tesseneer, Colleen C. Murch, Michael Murch, Chris Tarsitano, Terri Krings, Amy Blakely, Laurie Messer, Michele Cheathan, Jewel Krings, Christina Tarsitano, Roger von Jouanne, Eden Rinehart and four illegible signatures

APPROVAL OF AGENDA

No amendments

APPROVAL OF MINUTES

MINUTES NO. 2016-15-RG; AUGUST 8, 2016

Council Member Ondocsin moved to approve Minutes No. 2016-15-RG. 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 carried.

PRESENTATIONS AND AWARDS

None requested at time of agenda preparation.

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. BRAD JOHNSON; RECREATION CAMPUS PROJECT

Mr. Johnson, 215 Mill Walk Court, spoke to Council about the recreation project, namely the swimming pool, which he fully supports.

At the request of Council President Holcombe, City Attorney Kelly Butler explained why Council is bringing this issue up for a vote tonight.

MR. TIM HOLT CAMP; RECREATION CAMPUS PROJECT

Mr. Holtcamp, 213 Jackie's Terrace and a member of the Madison Board of Education, voiced his support of the proposed pool.

MRS. BEBE OETJEN; 1) RECREATION CAMPUS PROJECT AND 2) CONSENT AGENDA ITEMS

Mrs. Oetjen, 109 Radisson Lane, voiced her displeasure with the way this administration has handled the proposed recreation campus project. She also inquired about several items on this evening's consent agenda.

MR. ALEX RILEY; MADISON UP ORGANIZATION – FENCING AT WEST MADISON SCHOOL AREA

Mr. Riley stated that the Madison UP organization plans on holding a block party to raise funds for the repair of the fencing in the area of West Madison School up to Angela Drive.

MR. BUCK CLEMONS; RECREATION CAMPUS PROJECT

Mr. Clemons, 210 Pennsylvania Avenue, made four recommendations for the proposed recreation campus project.

MR. TOM SCOVILL; RECREATION CAMPUS PROJECT

Mr. Scovill, 530 Highland Drive, urged Council not to vote on this issue until the new administration takes office.

MRS. JACKIE REED; RECREATION CAMPUS PROJECT

Mrs. Reed, a resident of Huntsville, urged Council to listen to their constituents and not be influenced by "the big ole money boys" or "make deals behind closed doors" as she believes is happening in Huntsville.

MRS. KATHRYN NORMAN; RECREATION CAMPUS PROJECT

Mrs. Norman, 1107 Princeton Drive, recommended that Council proceed with the pool portion of the project.

MR. LEIF SANDSTROM; RECREATION CAMPUS PROJECT

Mr. Sandstrom, 111 Ben Franklin Circle, voiced his support of the recreation campus project.

DR. TERRI JOHNSON; RECREATION CAMPUS PROJECT

Dr. Johnson, 110 Willena Drive and a member of the Madison Board of Education, stated that she believes the campus is needed in the City and that it would be a good use of public funds.

MR. DAVID WILLIAMS; RECREATION CAMPUS PROJECT

Mr. Williams, 103 Old Vinings Way, with the Madison Swim Association, voiced his support of the recreation center.

MRS. VAL DAVIS; RECREATION CAMPUS PROJECT

Mrs. Davis, 135 Lansdowne Drive, stated that the City is in need of an additional pool and urged them to approve the resolution tonight.

MRS. SUSAN PIERCE; RECREATION CAMPUS PROJECT

Mrs. Pierce, 123 Montrose Drive, voiced her concerns on how the City plans to pay for the proposed recreation campus project.

MR. TIM COWLES; RECREATION CAMPUS PROJECT

Mr. Cowles, 138 Mill Creek Crossing, voiced his support of the pool portion of the campus at this time.

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	\$833,902.68
Special General Operating Accounts	\$34,738.77
ADEM Storm Drainage	\$1,911.23
½ Cent Capital Replacement	\$144,185.00
½ Cent Infrastructure	\$38,451.90
Gasoline Tax and Petroleum Inspection Fees	\$40,830.46
Street Repair and Maintenance	\$5,519.64

2013 and 2015 Bond Checking	\$122,723.76
Library Building Fund	\$55,553.51
Water Distribution and Storage	\$522,646.88

- Approval of payment for Invoice #001 in the amount of \$2,146.25 to CDG Engineering for redesign and bid services for CIP #13-020 Downtown Streetscape, Phase III to be paid from 2015 Bond account
- Approval of payment in the amount of \$5,000 to CityVision, Inc. for *Excursions* Guest Directory – Edition 6
- Acceptance of two (2) 2017 Ford Fusions with a total value of \$16,918 each from Madison County Commissioner Steve Haraway to be used by the Police Department
- Approval of payment for Invoice #2848 in the amount of \$70,592.95 to Holzheimer Bolek & Meehan – architectural and engineering services for Madison Public Library Facility to be paid from 2015 Bond account
- Approval of payment for Invoice #30878 in the amount of \$564.84 to Reed Contracting Services for materials supplied to repair trench failures to be paid from Madison Utilities Forbearance funds
- Resolution No. 2016-212-R; approving a travel advance in the amount of \$214.50 each for Linda Heller and Richard Welch to attend 2016 ALEA-CJIS Conference in Orange Beach to be paid from departmental budget
- Approval of payment in the amount of \$130,101.09 to Wiregrass Construction Company, Inc. for 2015-008-ITB Mose Chapel Road improvements to be paid from 2013-A Bond account
- Land Purchase – library approval of payment to Judith D. Freudenberger in the amount of \$50,000 earnest money payable from 2015-A Bond proceeds
- Resolution No. 2016-215-R; declaring certain city property (ice machine) previously used by the Fire Department as surplus and of negligible value and authorizing its disposal
- Approval of payment for Invoice No. 50201895 in the amount of \$1,308.04 to Vulcan Materials for materials supplied to repair trench failures to be paid from Madison Utilities Forbearance fund

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

RECREATION CAMPUS PROJECT

Mayor Trulock stated that if the City were to fund the entire project, it would cost \$40,000,000.00. This would include purchasing the land, building the infrastructure (drainage and sewer), paving the parking lot, etc. The Madison Board of Education is already on-board with the project to assume some of the cost, thereby bringing the City's portion down to \$23,000,000.00. He added that if the City were to move forward with this project now, it would not affect the AA bond rating, per Standard & Poor's.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

RECREATION CAMPUS PROJECT

Council President Holcombe stated that he feels a solid third-party agreement needs to be in place before the City moves forward on this project.

COUNCIL DISTRICT NO. 2 STEVE SMITH

RESOLUTION NO. 2016-214-R; AUTHORIZATION TO COMPLETE RECREATION CAMPUS PROJECT

Council Member Smith commented on several misconceptions he has heard in the past few months regarding this project. He added that this Council knows more about the project than the incoming administration will and as such it should be this administration that votes on it. If Council does approve this resolution tonight, it would give the new administration nearly two years to look for and approve a third-party agreement.

Council Member Klein stated that although he would love for this project to go forward, he doesn't feel Council has enough information to make a decision based off of the economic impact information they received this morning.

Council Member Potter commented that he does have a lot of faith in this project and believes it is something that is desperately needed in the City. He feels that this project would be the gateway to revitalizing the southern portion of the City. He added that he wished Mayor Trulock would have voiced his sentiments on this project some time ago, rather than just tonight. He congratulated him for the comments he made regarding why he believes this project is a good deal

for the City. The reason the City is being forced into making a decision at this time is because the Mayor approved the bid process to begin in January, unbeknownst to Council. The bids were opened in March which then set the clock on the project. The winning bid, Lee Builders, has been gracious enough to extend the bid for several months but has now asked the City to make a decision, one way or the other, this week. Council Member Potter wishes the Council did not have to make the decision now and gather input from the next administration.

Mayor Trulock stated that if Council so desires, the Resolution can be tabled this evening and Council can schedule a conference call this Wednesday with the people who prepared the economic impact study and then Friday a public input meeting can be held.

Council President Holcombe stated that Council needs to make a decision tonight, either approve it or not because the bid will expire tomorrow. City Attorney Butler added that Council would not be able to make a change to the bottom line of the bid if it were to be approved tonight and then hold a conference call and public input meeting this week. Council President Holcombe agreed with Council Member Klein in that a lot of necessary data to make an informed decision tonight is still missing, including a third-party agreement. If the resolution is not approved tonight, the project is not dead. The next administration can revise the project, plans are complete, and the bid can be put out again.

Council Overcash reiterated what Council President Holcombe just stated; if the resolution does not pass tonight, the project is not dead. Lee Builders has extended the bid offer as much as they can and are now asking the City to make a decision as it is impacting their opportunity to bid on other projects due to the timeline of the project. He doesn't agree with the sentiment that if the City does not approve the resolution tonight, the project is dead nor does he agree that the School Board would be out. He believes this project would be good for the City.

Council Member Clark spoke on his years on the swim team and how successful the program was. He added that he is quite emotional that the swimming pool got wrapped up into this recreation campus. He is for the pool but is against economic development without direction.

Council Member Ondocsin stated that she believes in this project and agrees that it would be great for the City but always said she would vote for it based on the economics of the project and without a third-party agreement she is hesitant to go forward this evening. She believes the best thing to do at this point is to put out a Request for Proposal and see what kind of third-party the City could get. She does believe that the time has come to make a decision tonight.

Council Member Smith moved to approve Resolution No. 2016-214-R. Council Member Potter seconded. The roll call vote taken was recorded as follows:

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

Motion failed.

COUNCIL DISTRICT NO. 3 DJ KLEIN

No business to report

COUNCIL DISTRICT NO. 4 MIKE POTTER

No business to report

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

Council Member Overcash thanked City Clerk-Treasurer Melanie A. Williard and her staff for their work on the recent 2016 General Municipal Election held August 23rd.

COUNCIL DISTRICT NO. 6 GERALD CLARK

Council Member Clark reported on topics he was presented with from citizens while he was campaigning; notably the tax situation in Limestone County, the lack of communication between the Mayor and Council which he assumes will change with the next administration, roadwork, empty retail and the level of retail throughout the City.

He added that he did hear from a lot of residents that the newsletters put out by Council Member Potter will be greatly missed. Council Member Clark stated that he will attempt to fill the void as best he can.

In terms of the vote on the Recreation Campus project, he stated that there is an emotional side and a money side to the project and he believes they got mixed up together. The pool should never have been lumped in with the recreation campus.

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

Council Member Ondocsin disagreed with Council Member Clark in saying that the pool should be separate from the recreation campus. She believes the plan the City has now is fine and just needs to be refined.

REDSTONE FEDERAL CREDIT UNION DONATION TO MADISON LIBRARY

Earlier this week, Redstone Federal Credit Union donated approximately \$900,000 for the new Madison library. Council Member Ondocsin thanked RFCU President and CEO Mr. Joe Newberry for this generous donation.

PERSONNEL GRIEVANCE HEARING

Council Member Ondocsin reminded Council that several meetings ago they tasked Mayor Trulock with a few action items in relation to Police Chief Larry Muncey. She asked Mayor Trulock

what the status is on this issue. He stated that at this point it is a sensitive personnel matter and a legal issue related to the City so at this time there is no change in his decision to have him remain on paid administrative leave.

BOARD/COMMITTEE APPOINTMENTS

APPOINTMENT TO HEMSI BOARD OF DIRECTORS, CITY REPRESENTATIVE POSITION

Council Member Smith moved to nominate Mr. Bob Wagner as the City's representative to the HEMSI Board of Directors. Council Member Ondocsin seconded the nomination. 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	Absent at time of vote
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

PUBLIC HEARINGS

RESOLUTION NO. 2016-216-R; APPROVING A REQUEST FOR AN ON-PREMISE BEER AND WINE LICENSE FROM TED'S MADISON, LLC, DOING BUSINESS AS TED'S BBQ MADISON, FOR THEIR LOCATION AT 8780 MADISON BOULEVARD

Revenue Officer Cameron Grounds stated that all of the paperwork has been signed and he recommends approval.

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 approve Resolution No. 2016-216-R approving a request for an on-premise beer and wine license from Ted's Madison, LLC, doing business as Ted's BBQ Madison for their location at 8780 Madison Boulevard. 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	Absent at time of vote
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

DEPARTMENTAL REPORTS

BUILDING DEPARTMENT

RESOLUTION NO. 2016-213-R; APPROVING ADA TRANSITION PLAN

Council Member Klein moved to approve Resolution No. 2016-213-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.

ENGINEERING

RESOLUTION NO. 2016-204-R; ACCEPTANCE OF GREENBRIER WOODS, PHASE IV-B, INTO THE CITY OF MADISON MAINTENANCE PROGRAM

Council Member Potter moved to approve Resolution No. 2016-204-R. Council Member Klein 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.

PLANNING DEPARTMENT

RESOLUTION NO. 2016-201-R; APPROVING DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MADISON, ALABAMA AND CARD ENTERPRISES, INC.

Council President Holcombe recused himself from this issue and Council President Pro Tempore Overcash took over the meeting.

Council Member Clark moved to adopt Resolution No. 2016-201-R. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Absent at time of vote
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.

RECREATION DEPARTMENT

RESOLUTION NO. 2016-210-R; APPROVING MARS DISPATCH AGREEMENT WITH CITY OF HUNTSVILLE FY 2017

Council Member Klein moved to adopt Resolution No. 2016-210-R. 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.

LEGAL

RESOLUTION NO. 2016-206-R; AUTHORIZING EXECUTION OF COOPERATIVE PURCHASING AGREEMENT WITH THE NATIONAL COOPERATIVE PURCHASING ALLIANCE

Council Member Potter moved to approve Resolution No. 2016-206-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. 2016-205-R; AUTHORIZING EXECUTION OF COOPERATIVE PURCHASING AGREEMENT WITH U.S. COMMUNITIES

Council Member Ondocsin moved to approve Resolution No. 2016-205-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. 2016-209-R; AUTHORIZING EXECUTION OF NWS ADDENDUM FOR BUILDING DEPARTMENT

Council Member Clark moved to approve Resolution No. 2016-209-R. 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.

RESOLUTION NO. 2016-211-R; AUTHORIZE AGREEMENT WITH MADISON UTILITIES FOR WEATHER SIREN RELOCATION

Council Member Smith moved to approve Resolution No. 2016-211-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. 2016-208-R; AUTHORIZING LEASE OF POSTAGE METER WITH PITNEY BOWES

Council Member Ondocsin moved to approve Resolution No. 2016-208-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

None

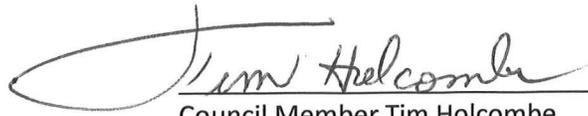
ADJOURNMENT

There being no further business to come before the meeting, Council Member Ondocsin moved to adjourn the meeting. Council Member Clark seconded. Motion carried.

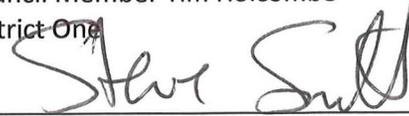
The meeting was adjourned at 7:55 p.m.

Signatures on following page.

Minutes No. 2016-16-RG, dated August 29, 2016, read, approved and adopted this 12th day of September 2016.



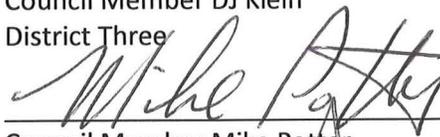
Council Member Tim Holcombe
District One



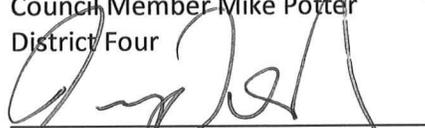
Council Member Steve Smith
District Two

Absent

Council Member DJ Klein
District Three



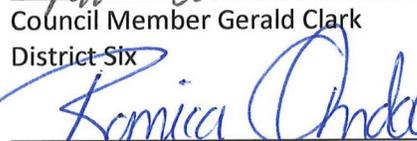
Council Member Mike Potter
District Four



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