



MINUTES NO. 2018-18-RG
OF A REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF MADISON, ALABAMA
SEPTEMBER 10, 2018

The Madison City Council met in regular session on September 10, 2018 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.

Pastor Julius Richardson of Restoration Church provided the invocation followed by the Pledge of Allegiance led by Council President Overcash.

ROLL CALL OF ELECTED GOVERNING OFFICIALS

Roll Call of Elected Governing Officials was conducted by City Clerk Melanie A. Williard and recorded as follows:

Mayor Paul Finley	Present
Council District No. 1 Maura Wroblewski	Present
Council District No. 2 Steve Smith	Present
Council District No. 3 Teddy Powell	Present
Council District No. 4 Greg Shaw	Present
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Gerald Clark	Present
Council District No. 7 John Seifert	Present

Also in attendance were: City Clerk Treasurer Melanie A. Williard, City Attorney Megan Zingarelli, Police Chief David Jernigan, City Administrator Marc Jacobson, Deputy City Clerk Treasurer Lisa Thomas, Finance Director Roger Bellomy, Human Resource Director Terri Towry, Public Works Director Kent Smith, IT Director Jason Colee, Engineering Director Gary Chynoweth, Fire Chief David Bailey, Director of Development Services Mary Beth Broeren, and Recreation Director Kory Alfred.

Public Attendance Registered: BeBe Oetjen, Larry Vannoy, David Silverail, Pam Honeycutt, Mitzi Adams, Kendyl Hollingsworth, And One Illegible Signature.

AMENDMENTS TO AGENDA

The following items were removed from the agenda:

RESOLUTION NO. 284-R AWARDING BID FOR BALL PARK AND MULTI-USE VENUE CONSTRUCTION TO HOAR CONSTRUCTION, LLC (TO BE PAID FROM SERIES 2018-A GO TAXABLE WARRANT FUND)

PROPOSED ORDINANCE NO 2018-286 AUTHORIZING FIRST AMENDMENT TO LEASE, LICENSE, AND MANAGEMENT AGREEMENT WITH BALLCORPS, LLC (FIRST READING)

The following item was added to the Consent Agenda:

APPROVAL OF PAYMENT LIBRARY PARKING (TO BE PAID FROM 2015-A BOND)

APPROVAL OF MINUTES

MINUTES NO. 2018-17-RG, AUGUST 27, 2018

Council Member Smith moved to approve Minutes No. 2018-17-RG. Council Member Seifert seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Abstain
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

MINUTES NO. 2018-09-WS, AUGUST 22, 2018

Council Member Smith moved to approve Minutes No. 2018-09-WS. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye

Motion carried.

PRESENTATION AND AWARDS

RALPH NELSON, MANAGING PARTNER OF BALLCORPS, BASEBALL UPDATE

Mr. Nelson appeared before Council with a breakdown of the voting process involved in naming the new baseball team. When voting was completed, the name *Rocket City Trash Pandas* was chosen by the community. He also stated that we had the largest community participation in minor league history for naming a team.

HUNTER GOFFINETT, PRESENTATION REGARDING HIS EAGLE SCOUT PROJECT PROPOSED AT THE VETERAN'S MEMORIAL ON THE VILLAGE GREEN

Mr. Goffinett, with Troop 201, went over the purpose and goal of his project. This project is expected to be completed by December 2018. This project will benefit American Legion Post 229, by giving them an official area for flag retiring ceremonies. He gave a brief presentation of the layout and design of the project and asked for Council approval. Mayor Finley advised that he will work with Mr. Goffinett on this project.

PUBLIC COMMENTS

Gray Rivera, 139 Belle Ridge Drive, spoke to Council regarding amendments he feels should be made to the contract with BallCorps.

BeBe Oetjen, 109 Radisson, addressed Council with her concerns about the baseball team name. She feels that the word "trash" should not be associated with the City of Madison. She also mentioned the number of signs that are at Applebee's at the intersection of Hughes and Browns Ferry Road and urged Council to enforce the sign ordinance and have them taken down. Mayor Finley informed her that the signs were removed last week. Lastly, she asked on behalf of the Senior Center why there are no benches on the walkway of Hughes Road.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council Member Smith moved to approve the consent agenda and Finance Committee report as amended as follows:

General Operating Account	\$1,096,868.22
Special General Operating Accounts	\$7,985.57
ADEM Storm Drainage	\$400.00

Gasoline Tax and Petroleum Inspection Fees	\$39,223.63
TVA Tax	\$3,408.40
Street Repair and Maintenance	\$719.28
CIP Bond Accounts	\$54,060.00
Library Building Fund	\$5,655.40

Approval of payment in the amount of \$1,400.00 to Tracy Brewer for the inspection of the bridge over Moore's Branch, Project 17-019. (to be paid from 2013-A Bond Account)

Approval of Payment for Invoice #66358 on PO# 2018-1213 in the amount of \$228,460.38 to Populous Group for construction documents, bidding and construction services phase - Resolution 2018-160-R Multi-Use Venue Stadium CIP Project # 18-012 {to be paid from 2018-A GO Taxable Bond }

Approval of payment for Invoice #2 on PO #2018-1214 in the amount of \$78,224.68 To Turner Construction for construction documents, bidding and construction services phase - Resolution 2018-161-R Multi-Use Venue Stadium CIP Project # 18-012 {to be paid from 2018-A GO Taxable Bond}

Approval of payment to 4 Site for Invoice 7866 on PO 2018-1212 for \$600.00 for professional services related to preparation of a certified plat for the land at the Library Project (to be paid from 2015 Bond Account)

Approval of Payment for Invoice #180086-06 on PO #2018-805 in the amount of \$35,000.00 to Turner Construction Company for pre-construction services phase - Resolution 2018-77-R Multi-Use Venue {to be paid from 2018-A GO Taxable Bond}

Resolution No. 2018-282-R approving the disposal of certain Court Department records in accordance with Alabama Unified Judicial Records Retention Schedule

Resolution No. 2018-283-R declaring certain property currently being used by the Municipal Court Department as surplus and of negligible value and authorizing its disposal

Resolution No. 2018-289-R declaring certain property currently being used by the Municipal Court Department as surplus and authorizing that it be sold through auction on GovDeals

Resolution No. 2018-290-R approving travel advance in the amount of \$521.00 each for Michael Dixon to Attend Lateral APOST Academy in Montgomery {to be paid from Departmental Budget}

Approval of payment to OMI, Inc., Invoice # 18740 in the amount of \$4,973.00 for GEO study on Palmer Road property (Project - 18-026 - Public Works Facility). {To be paid from 2018-C GO Warrants}

Approval of payment to 4 Site for Invoice 7905 for \$1,192.50.00 for construction staking for the substation site work for the Kyser Boulevard improvements Project #18-007 (to be paid from 2015-A Bond Checking)

Approval of payment in the amount of \$215,000.00 to Madison Utilities for new development fee - commercial (tap fee) for Multi-Use Venue {to be paid from 2018 Venue Bond}

N. DONATIONS:

Acceptance of 2018 Ford Explorer from Madison County Commissioner Steve Haraway To Be Used By The Madison Police Department {Value Of Vehicle \$26,648}

Acceptance of Donation in the amount Of \$5,952 from Madison County Sheriff Blake Dorning To Be Used For The Continuation Of Online Police Training Academy With Policeone.Com {To Be Deposited Into Police Donation Account}

Acceptance of 2008 Tahoe from Madison County Commission Chairman Dale Strong for Use By The Building Department {Approximate Value \$12,000}

Approval of payment in the amount of \$172,485.24 for property located near new Madison Library {to be paid from 2015-A Bond Account}

Council Member Shaw seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

Mayor Finley announced that there will be 4 new traffic lights online in approximately 4 weeks.

Mayor Finley also advised that he attended an economic development summit last week in Florence, AL. This summit included the entire North Alabama area. The purpose of this meeting was to ensure that all the jobs coming to this area will be supported properly.

Mayor Finley advised the work continues to develop a growth policy.

James Clemens homecoming will be held on Thursday, September 13 starting at 5:30 PM. The parade route begins on County Line Road from Heritage Elementary School to James Clemons. County Line Road will be closed for the duration of this event.

Lastly, he announced Fire Station 2 will hold a 9/11 Ceremony beginning at 9:00 AM. The public is welcome to attend.

COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI

Council Member Wroblewski announced that on Wednesday, September 12 there will be a public meeting regarding the proposed Wall Triana Multi Use Path project. The meeting will be held at City Hall and will begin at 5:30 PM. The public is invited to attend.

Also, on October 9 there will be an Opioid Forum at James Clemens High School. Panelists will include MPD Task members, a local pharmacist, and families that have been impacted by opioid abuse.

She urged interested citizens to apply for the vacancy on the Madison City Disability Advisory Board, Place 9.

COUNCIL DISTRICT NO. 2 STEVE SMITH

No business to report.

COUNCIL DISTRICT NO. 3 TEDDY POWELL

No business to report.

COUNCIL DISTRICT NO. 4 GREG SHAW

No business to report.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

Council Member Overcash expressed his thanks to City Administrator Marc Jacobson for helping to coordinate the Wounded Warrior Softball Team event. He, along with several Department Heads and the Mayor were able to play in the game held at Madison Academy. This event raised funds for the Wounded Warriors.

COUNCIL DISTRICT NO. 6 GERALD CLARK

Council Member Clark advised that he attended a ribbon cutting in Downtown Madison improvements. He also attended a Committee 100 luncheon. Also, there are Beautification Board vacancies and he urged interested citizens to apply.

COUNCIL DISTRICT NO. 7 JOHN SEIFERT

Council Member Seifert stated that there is one vacancy on the Recreation Advisory Board and urged individuals who are interested in recreation to apply for this position.

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

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

RESOLUTION NO. 2018-287-R PUBLIC HEARING TO CONSIDER ASSESSMENT OF WEED LIENS (1006 PRINCETON DRIVE, 323 PENSION ROW ROAD)

Council Member Wroblewski moved to approve Resolution No. 2018-287-R. Council Member Clark seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

DEPARTMENT REPORTS

ENGINEERING

RESOLUTION NO. 2018-277-R TO AUTHORIZE ANNUAL RENEWAL OF SOFTWARE LICENSE SUBSCRIPTION WITH BENTLEY SYSTEMS, INC. (\$5,999 TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Shaw moved to approve Resolution No. 2018-277-R. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-278-R TO AUTHORIZE AGREEMENT AND PAYMENT FOR AUTO DESK CIVIL 3D MAINTENANCE AGREEMENT (\$2,155.00 FOR ANNUAL SUBSCRIPTION TO BE PAID FROM DEPARTMENTAL FUNDING)

Council Member Shaw moved to approve Resolution No. 2018-278-R. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-292-R APPROVING AGREEMENT WITH 4SITE, INC. IN THE AMOUNT OF \$8,900.00 FOR THE ENGINEERING DESIGN OF SHORT STREET IMPROVEMENTS {TO BE PAID FROM THE 2015-A GO BOND ACCOUNT}

Council Member Powell moved to approve Resolution No. 2018-292-R. Council Member Shaw seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

PUBLIC WORKS

RESOLUTION NO. 2018-291-R AUTHORIZING AGREEMENT WITH LAWNSCAPES, LLC FOR WALL TRIANA/I-565 INTERCHANGE MOWING SERVICES (\$14,800 TO BE PAID FROM FUND # 20 – GAS TAX FUND)

Council Member Seifert moved to approve Resolution No. 2018-291-R. Council Member Shaw seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

POLICE

RESOLUTION NO. 2018-285-R AUTHORIZING K-9 RETIREMENT AGREEMENT

Council Member Wroblewski moved to approve Resolution No. 2018-285-R. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

PLANNING

PROPOSED ORDINANCE 2018-202 VACATING A PORTION OF A UTILITY AND DRAINAGE EASEMENT ON PROPERTY ON NELDABROOK WAY {FIRST READING}

Since this was a first reading, no action was taken on Proposed Ordinance No. 2018-202.

RESOLUTION NO. 2018-261-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2018-262 RE-ZONING CERTAIN PROPERTY OWNED BY THOMAS JAY AND HYUNG HI WICKER AND LOCATED ON THE EAST SIDE OF HUGHES ROAD, SOUTH OF OLD MADISON PIKE, FROM R1B (LOW DENSITY RESIDENTIAL) TO B1 (NEIGHBORHOOD BUSINESS) {FIRST PUBLICATION 9/19/2018, SYNOPSIS 9/26/2018, PUBLIC HEARING 10/22/2018}

Council Member Smith moved to approve Resolution No. 2018-261-R. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-259-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2018-260 RE-ZONING CERTAIN PROPERTY OWNED BY TUAN N. AND HELEN PHAM AND LOCATED AT 245 HUGHES ROAD (EAST SIDE OF HUGHES ROAD, SOUTH OF OLD MADISON PIKE) FROM R1B (LOW DENSITY RESIDENTIAL) TO B1 (NEIGHBORHOOD BUSINESS) {FIRST PUBLICATION 9/19/2018, SYNOPSIS 9/26/2018, PUBLIC HEARING 10/22/2018}

Council Member Wroblewski moved to approve Resolution No. 2018-259-R. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-280-R AMENDING RESOLUTION 2017-47-R (J.R. WILBURN AND ASSOCIATES, INC. PROFESSIONAL SERVICES AGREEMENT FOR PREPARATION OF A TRANSPORTATION MASTER PLAN) TO ADD \$8,000 TO COVER ADDITIONAL EXPENSES {TO BE PAID FROM DEPARTMENTAL BUDGET}

Council Member Powell moved to approve Resolution No. 2018-280-R. Council Member Wroblewski seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

LEGAL

PROPOSED ORDINANCE NO. 2018-209: AUTHORIZING FRANCHISE AGREEMENT WITH HUNTSVILLE UTILITIES {FIRST READING 08-27-2018}

Council Member Shaw moved to approve Ordinance No. 2018-209. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

PROPOSED ORDINANCE NO. 2018-264: ESTABLISHING REGULATIONS REGARDING PORTABLE STORAGE CONTAINERS {FIRST READING 08-27-2018}

Council Member Shaw moved to approve Proposed Ordinance No. 2018-264. Council Member Powell seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

RESOLUTION NO. 2018-284-R AWARDING BID FOR BALLPARK AND MULTI-USE VENUE CONSTRUCTION TO HOAR CONSTRUCTION, LLC (TO BE PAID FROM SERIES 2018-A GO TAXABLE WARRANT FUND)

This item was removed from the agenda.

PROPOSED ORDINANCE NO. 2018-286: AUTHORIZING FIRST AMENDMENT TO LEASE, LICENSE, AND MANAGEMENT AGREEMENT WITH BALLCORPS, LLC {FIRST READING}

This item was removed from the agenda.

PROPOSED ORDINANCE NO. 2018-288: AMENDING CHAPTER 4, ALCOHOLIC BEVERAGES, OF THE MADISON CITY CODE TO ADD URBAN CENTER ZONING DISTRICT TO LICENSE CATEGORIES {FIRST READING}

Since this was a first reading, no action was taken on Proposed Ordinance No. 2018-288.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

Pam Honeycutt with the Madison Chamber of Commerce announced that there will be a Lip Sync contest at Campus 805 on September 18 beginning at 6:00 PM.

ADJOURNMENT

Having to further business to report Council Member Wroblewski moved to adjourn. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Maura Wroblewski	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 Teddy Powell	Aye
Council District No. 4 Greg Shaw	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 John Seifert	Aye

Motion carried.

The meeting was adjourned at 7:16 PM.

Signatures on following page:

Minutes No. 2018-18-RG, dated September 10, 2018 read, approved and adopted this 24th day of September 2018.



Council Member Maura Wroblewski
District One



Council Member Steve Smith
District Two



Council Member Teddy Powell
District Three



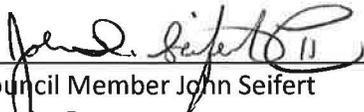
Council Member Greg Shaw
District Four



Council Member Tommy Overcash
District Five

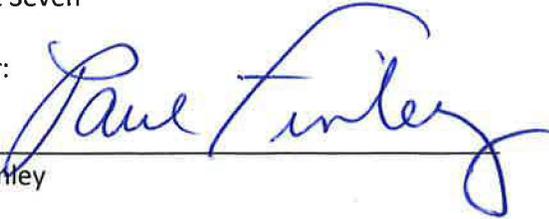


Council Member Gerald Clark
District Six



Council Member John Seifert
District Seven

Concur:



Paul Finley
Mayor

Attest:



Melanie A. Williard, City Clerk-Treasurer



Lisa Berry, Recording Secretary