



MINUTES NO. 2018-25-RG

OF A

REGULAR MEETING

OF THE CITY COUNCIL OF

THE CITY OF MADISON, ALABAMA

DECEMBER 10, 2018

The Madison City Council met in regular session on Monday, December 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 Smith.

Pastor Lewis Martin, Madison Church of the Nazarene provided the invocation followed by the Pledge of Allegiance led by members of Cub Scout Pack 204.

ELECTED GOVERNING OFFICIALS IN ATTENDANCE

The 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 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

City Officials in attendance were: City Clerk-Treasurer Melanie A. Williard, Deputy City Clerk-Treasurer Lisa Thomas, Building Director Dustin Riddle, Parks & Recreation Director Kory Alfred, Human Resources Director Terri Towry, City Attorney Megan Zingarelli, Parks & Recreation Events Coordinator Gayle Milam, Deputy Fire Chief Brandy Williams, City Engineer Gary Chynoweth, Information Technology Director Jason Colee, Media Communications Specialist Samantha Magnusson, Public Works Director Kent Smith, City Administrator Marc Jacobson, Police Chief David Jernigan, Board of Education members Tim Holtcamp and Connie Spears

Public Attendance registered: Tom McKinney with the American Legion, BeBe Oetjen, Tina Stanley, Michael Sheehy, Damian Williams, Melody Crane with The Riley Center, Larry and Lisa Vannoy, Thomas J. Scovill, Ashley Blackwell, Kendyl Hollingsworth, Karen Denzine, David Hergenroeder, Jeremy Jess, Pam Sparks with Madison Chamber of Commerce, Colin Hammond, Carey Walker, and three illegible signatures

APPROVAL OF MINUTES

MINUTES NO. 2018-23-RG, NOVEMBER 13, 2018

Council Member Shaw moved to approve Minutes No. 2018-23-RG, dated November 13, 2018.
Council Member Powell seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

MINUTES NO. 2018-24-RG, NOVEMBER 26, 2018

Council Member Shaw moved to approve Minutes No. 2018-24-RG, dated November 26, 2018.
Council Member Seifert seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Abstain
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

PRESENTATIONS AND AWARDS

AMERICAN LEGION POST 229; PRESENTATION OF 2018 POLICE OFFICER OF THE YEAR AND 2018 FIREFIGHTER OF THE YEAR

American Legionnaire Tom McKinney from Post 229 presented a plaque and \$50 gift card each to Police Officer of the Year Jeremy McKinney and Firefighter of the Year Captain Richard Ennis. A standing ovation was given to the recipients.

FIRE DEPARTMENT PROMOTIONAL/BADGE PINNING CEREMONY

Deputy Fire Chief Brandy Williams announced the following Fire Department employee promotions:

- Richard Ennis promoted from Driver to Captain
- Eddie Richardson promoted from Driver to Captain
- Dustin Spires promoted from Captain to Battalion Chief
- Zach Turner promoted from Firefighter to Driver
- Dale Dowdy promoted from Firefighter to Driver

A round of applause was given.

PRESENTATION OF CHRISTMAS TREE AWARDS

Parks & Recreation Event Coordinator Gayle Milam announced this year's Christmas Tree awards:

Honorable Mention	Riley Center
2 nd Honorable Mention	Posh Mommy & Baby Too
Most Whimsical	Eva Bank
Most Sophisticated	Parks & Recreation Department
Most Creative	Main Street Café Public Works Department
Most Creative Business	Opie Balch
Mayor's Choice	OrangeTheory Fitness
People's Choice	Gunners Family

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 TOM SCOVILL; ADDRESS COUNCIL REGARDING TAXES

Mr. Scovill 530 Highland Drive, appeared before Council to voice his displeasure regarding the 22% tax rate difference between the Madison and Triana communities.

MRS. BEBE OETJEN; CONES AT SENIOR CENTER

Mrs. Oetjen commented on the parking cones at the Senior Center. Mayor Finley will check on this and make sure the cones are not impeding the parking of the Seniors utilizing the Center for activities.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council Member Shaw moved to approve the Consent Agenda and Finance Committee Report.
Council Member Powell seconded.

General Operating Account	\$1,111,584.13
Special General Operating Accounts	\$559.15
ADEM Storm Drainage	\$18,874.31
½ Cent Capital Replacement	\$8,988.72
Gasoline Tax and Petroleum Inspection Fees	\$27,147.56
CIP Bond Accounts	\$1,174,870.33
Library Building Fund	\$68,072.14
State Forfeiture	\$72.98
Water Distribution & Storage	\$76,861.00
Fire CPR	\$442.00
TVA Tax	\$4,243.52

- Resolution No. 2018-343-R; designating Synovus as depository for city funds and further designating authorized signatures on city bank accounts
- Resolution No. 2018-382-R; approving travel advance in the amount of \$76.50 each for John Patrick Hamilton and Joshua Garlen to attend TASER Instructor Course to be paid from departmental budget
- Approval of payment for Invoice No. 5 on PO No. 2018-1214 in the amount of \$90,724.53 to Turner Construction for construction documents, bidding and construction services phase (Resolution No. 2018-161-R, multi-use venue stadium project No. 18-012) to be paid from 2018-A GO Taxable Bond account

- Approval of payment for Invoice No. 66840 on PO No. 2018-1213 in the amount of \$68,092.25 Populous Group for construction administration construction services phase (Resolution No. 2018-161-R, multi-use venue stadium project No. 18-012) to be paid from 2018-A GO Taxable Bond account
- Approval of payment in the amount of \$450 to OMI, Inc. for Invoice No. 19024 for NPDES Inspection services for Palmer Park rejuvenation – Phase 1 to be paid from 2015-A Bond account
- Resolution No. 2018-383-R; declaring certain city property from the former Madison Library located at 130 Plaza Boulevard and authorizing that it be sold through online auction on GovDeals website
- Resolution No. 2018-374-R; declaring certain city property (2 chairs) currently in use by the Finance Department as surplus and of negligible value and authorizing for the disposal of said property
- Resolution No. 2018-380-R; declaring surplus Police Department surveillance equipment as surplus and authorizing disposal or sale through online auction on Govdeals website
- Approval of payment of Invoice No. 891788 in the amount of \$23,045.96 to S&ME, Inc. for professional services rendered through November 3, 2018, Project No. 18-022 – widening Hughes Road from Plaza Blvd. to Millsford, to be paid from 2018-C G.O. Warrant
- Resolution No. 2018-384-R; authorizing the purchase of vehicles from NACPA Bid No. 18-02

APPROPRIATIONS & DONATIONS:

- Accepting appropriation from Senator Orr in the amount of \$10,000 to support the HomePlace Park project to be deposited into 2018 C GO Bond account

The roll call vote to approve the Consent Agenda was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY:

MISCELLANEOUS ANNOUNCEMENTS

No business to report

COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI

Council Member Wroblewski also reported on the following activity, event and newsworthy item:

- Thanked administration at Mill Creek Elementary School for "Amazing Shakes" competition

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

No business to report

COUNCIL DISTRICT NO. 6 GERALD CLARK

No business to report

COUNCIL DISTRICT NO. 7 JOHN SEIFERT

No business to report

COUNCIL DISTRICT NO. 2 STEVE SMITH

No business to report

PUBLIC HEARINGS

None

BOARD/COMMITTEE APPOINTMENTS

MADISON STATION HISTORIC COMMISSION APPOINTMENT PLACE NO. 2

Council Member Clark nominated Mr. Dennis Vaughn for reappointment to Place No. 2 of the Madison Station Historic Preservation Commission. Having no further nominations, Mr. Vaughn was reappointed by acclamation.

Mr. Vaughn's new term will expire October 27, 2021.

DEPARTMENTAL REPORTS

POLICE DEPARTMENT

RESOLUTION NO. 2018-376-R; AUTHORIZING PURCHASE OF AND SERVICE AGREEMENT FOR TASERS WITH AXON ENTERPRISE, INC. TO BE PAID FROM DEPARTMENTAL BUDGET

Council Member Shaw moved to approve Resolution No. 2018-376-R. Council Member Wroblewski seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

RESOLUTION NO. 2018-379-R; AUTHORIZING TRADE-IN AND PURCHASE OF VEHICLE FROM IMPORT AUTO SALES AND PARTS WITH A TOTAL COST OF \$450 AFTER TRADE-IN – TO BE PAID FROM STATE ASSET FORFEITURE ACCOUNT

Council Member Wroblewski moved to approve Resolution No. 2018-379-R. Council Member Powell seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

PLANNING DEPARTMENT

RESOLUTION NO. 2018-372-R; SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2018-373, REZONING CERTAIN PROPERTY OWNED BY RUSSELL S. ORMSTEDT, LOCATED AT 120 ROY DRIVE, ON THE WEST SIDE OF SLAUGHTER ROAD FROM R-1A (LOW-DENSITY RESIDENTIAL) TO B-2 (COMMUNITY BUSINESS DISTRICT) FIRST PUBLICATION DECEMBER 19, 2018, SYNOPSIS DECEMBER 26, 2018 AND PUBLIC HEARING JANUARY 14, 2019

Council Member Shaw moved to approve Resolution No. 2018-372-R. Council Member Powell seconded. . The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

RESOLUTION NO. 2018-381-R; AUTHORIZING AN AGREEMENT WITH AT&T FOR FIBER LINE RELOCATION IN HOMEPLACE PARK IN THE AMOUNT OF \$34,880 TO BE PAID FROM 2015-A BOND CHECKING ACCOUNT

Council Member Shaw moved to approve Resolution No. 2018-381-R. Council Member Wroblewski seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

PARKS & RECREATION DEPARTMENT

RESOLUTION NO. 2018-377-R; AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH OMI, INC., FOR DESIGN SERVICES FOR DUBLIN PARK SOCCER FIELD PARKING IMPROVEMENTS IN THE AMOUNT OF \$13,300 TO BE REIMBURSED IN FULL BY AYSO

Council Member Shaw moved to approve Resolution No. 2018-377-R. Council Member Wroblewski seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

RESOLUTION NO. 2018-378-R; AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH OMI, INC., FOR DUBLIN PARK POOL STORAGE BUILDING DESIGN SERVICES IN THE AMOUNT OF \$18,500 TO BE PAID FROM DEPARTMENTAL BUDGET

Council Member Shaw moved to approve Resolution No. 2018-378-R. Council Member Powell seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

LEGAL DEPARTMENT

RESOLUTION NO. 2018-348-R; AUTHORIZING SETTLEMENT AGREEMENT WITH ALABAMA DEPARTMENT OF REVENUE AND VARIOUS PARTIES REGARDING UNPAID LODGING TAXES

Council Member Shaw moved to approve Resolution No. 2018-348-R. Council Member Powell seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

**PUBLIC HEARING REGARDING DANGEROUS BUILDING LOCATED AT 8000 OLD MADISON PIKE
– CONTINUED FROM NOVEMBER 13, 2018 COUNCIL MEETING**

City Attorney Zingarelli reminded Council that at their November 13th regular meeting they began a public hearing regarding the Building and Fire departments' concerns about the safety of the warehouse located at 8000 Old Madison Pike and that she asked for a continuance in order to gather more information and work on a proposed remediation agreement for the necessary property repairs. She stated that she had presented a draft agreement to the property owner through his attorney. She noted that both Mr. Colin Hammond, the property owner, and Mr. Carey Walker, his attorney were present. She requested that Council approve a further extension until their January 14, 2019 regular meeting.

Council President Smith opened the floor for any public comments regarding this issue. Madison resident Bebe Oetjen appeared before Council in support of declaring this building a nuisance and stated her opinion that the building should be demolished. Mr. Scovill stated "ditto."

Council Member Powell moved to continue this public hearing to the January 14, 2019 council meeting. Council Member Shaw seconded. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Steve Smith	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member John Seifert	Aye

Motion passed.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

Council and all those in attendance were reminded that due to the Christmas Holiday, the next regular meeting of the Madison City Council will be next Monday, December 17th.

ADJOURNMENT

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

The meeting was adjourned at 6:49 p.m. Signatures on following page.

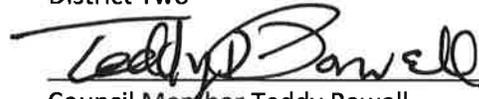
Minutes No. 2018-25-RG, dated December 10, 2018, read, approved and adopted this 17th day of December 2018.



Council Member Maura Wroblewski
District One



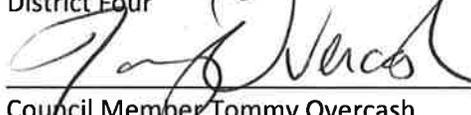
Council Member Steve Smith
District Two



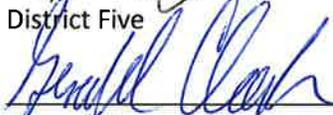
Council Member Teddy Powell
District Three



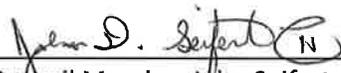
Council Member Greg Shaw
District Four



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



Kristen N. Bruseth
Recording Secretary