



MINUTES NO. 2019-08-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
APRIL 22, 2019

The Madison City Council met in regular session on Monday, April 22, 2019, 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 Steve Smith.

Youth Pastor Joseph Fowler with CrossPointe Church provided the invocation followed by the Pledge of Allegiance led by Council President Smith.

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: Public Works Director Kent Smith, Human Resources Director Terri Towry, Information Technology Director Jason Colee, Director of Development Services Mary Beth Broeren, Finance Director Roger Bellomy, Parks & Recreation Director Kory Alfred, Fire Chief David Bailey, City Attorney Megan Zingarelli, Court Clerk Cheri Martin, Police Chief David Jernigan, Communications Specialist Samantha Magnuson, City Clerk-Treasurer Melanie A. Williard and Deputy City Clerk-Treasurer Lisa D. Thomas,

Public Attendance registered: Michael Sheehy, BeBe Oetjen, Jim Offenbecher, Mona Offenbecher, Patricia Kennedy, Gary A. Jones, Betty Jones, Carol Rolfsen, Jim Rolfsen, Jon Howell, Sarah Sledge, Jessica Vaughn, Alan Vaughn, Ranae Bartlett, Tammy Steinberg, Connie Oakley, Don Palmer, Loseria Hill, Joanna White, John Roberts, Judi Harris, David Bier, Daniel Rogers and Yan Rogers

AMENDMENTS TO REVISED AGENDA

The "Presentation of City Coin" under **PRESENTATION AND AWARDS** has been removed from the agenda this evening. Also, Council President Smith announced to all those in attendance that Resolution No. 2019-95-R (approving development agreement between the City and Breland Homes, LLC for property located at the western terminus of Kyser Boulevard) under the Planning Department will be continued to the May 28th meeting. Additionally, the first version of this evening's agenda, of which some members of the public may have in their possession this evening, listed Resolution No. 2019-98-R (awarding bid for Wall-Triana multi-use path to SJ&L Contractor, LLC) under the Engineering Department. It was removed from the agenda and is no longer listed on this evening's revised agenda. He did welcome any comments from the public on both issues if that is why they are in attendance this evening.

APPROVAL OF MINUTES

MINUTES NO. 2019-07-RG, APRIL 8, 2019

Council Member Shaw moved to approve Minutes No. 2019-07-RG, dated April 8, 2019. 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. 2019-03-WS, APRIL 17, 2019

Council Member Seifert moved to approve Minutes No. 2019-03-WS, dated April 17, 2019. 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.

PRESENTATIONS AND AWARDS

PRESENTATION OF PROCLAMATION BY MAYOR FINLEY DESIGNATING MAY 2, 2019, AS NATIONAL DAY OF PRAYER IN THE CITY OF MADISON

Mayor Finley read portions of a proclamation declaring May 2, 2019, as National Day of Prayer in the City of Madison.

PRESENTATION OF CITY COIN

This item was removed from the agenda.

PUBLIC COMMENTS

Public Comments are limited to five minutes 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.

MIKE SHEEHY; IMPLICATIONS OF DEVIATING FROM GROWTH PLAN

Mr. Sheehy spoke to Council regarding the proposed agreement between the City and Breland Homes, LLC relating to the development of the property located at the western terminus of Kyser Boulevard.

PATRICIA KENNEDY; PROPOSED KYSER DEVELOPMENT

Mrs. Kennedy asked Council if the proposed agreement will be presented to Council at the May meeting in the same form or will it be revised and if revised will a legal notice be published again? Mayor Finley informed her that the City does have the ability to adjust the proposed agreement if needed. Attorney Zingarelli advised that the agreement could come back in the same form or there could be changes, however it would not be required to be readvertised unless the amount of the incentive payment contained in the agreement was to change.

DON PALMER; PROPOSED KYSER DEVELOPMENT

Mr. Palmer stated that he believes the City should be taking residential property and converting it to commercial property in order to bring in additional revenues rather than impacting an already overburdened school system.

BEBE OETJEN;

Mrs. Oetjen addressed Council and advised that she had questions regarding several agenda items and asked if she should give the questions now or when those items are addressed by Council. She was advised that she could ask her questions at the time the items are addressed by Council.

BETTY ALLEN JONES ; WALL-TRIANA MULTI-USE PATH

Mrs. Jones appeared before Council to speak about the multi-use path that was removed from the original version of tonight's agenda. She asked that Council consider how valuable this proposed sidewalk would be to residents on Wall-Triana and the surrounding neighborhoods.

GARY JONES; MULTI-USE PATH

Mr. Jones appeared before Council in support of the multi-use path which was removed from the original version of tonight's agenda and asked that they approve it in a timely manner and serve "all of Madison's residents and not just a chosen few".

JIM OFFENBECHER; PROPOSED KYSER DEVELOPMENT

Mr. Offenbecher expanded on comments he made to Council at the last regular meeting regarding this proposed development.

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	\$1,206,758.85
Special General Operating Accounts	\$10,001.15
ADEM Storm Drainage	\$7,685.00
½ Cent Capital Replacement	\$8,503.00
Gasoline Tax and Petroleum Inspection Fees	\$49,318.70
TVA Tax	\$10,400.00
CIP Bond Accounts	\$247,750.12
Library Building Fund	\$6,537.09
State Forfeiture	\$649.49
Street Repair and Maintenance	\$410.61
Water Distribution & Storage	\$673,737.50

- Authorization for payment of Invoice No. 2014 to 5R Design in the amount of \$17,212.50 for architectural services provided for the new public works facility (Project

No. 18-026) to be paid from 2018-C GO Bond Issue – account number 39-030-000-2955-15

- Resolution No. 2019-104-R; declaring certain city property currently being used by the Municipal Court Department (2 file cabinets) and the City Clerk-Treasurer Department (one broken printer) as surplus and of negligible value and authorizing its disposal
- Resolution No. 2019-105-R; approving travel advance for Tanner Wilkerson in the amount of \$260.50 to attend sex crime investigations training, to be paid from departmental budget
- Authorization for payment of Invoice No. 8375 to 4Site in the amount of \$445 for Civil Services completed to date on Short Street widening in relation to Project No. 18-007 – Kyser Boulevard improvements, to be paid from 2015-A Bond account
- Authorization for payment of Invoice No. 0009061970 to Alabama Media Group in the amount of \$207.20 for advertisement of Bid 2019-005-ITB, Project No. 18-025 – Wall Triana Multi-Use path, to be paid from 2018-C GO Warrant
- Authorization for payment of Invoice No. 19122 to Croy Engineering in the amount of \$36,000 for professional services to date on Project No. 18-023 – Sullivan Street widening (Madison Boulevard to Kyser Boulevard), to be paid from 2018-C GO Warrant
- Authorization for payment of Invoice No. 6 on Purchase Order No. 2019-155 to Hoar Construction in the amount of \$1,804,082.99 for construction of Multi-Use Venue Stadium – Resolution No. 2018-284-R, CIP Project No. 18-012), to be paid from 2018-A GO Taxable Bond
- Authorization for payment of Invoice No. 50585148 on Purchase Order No. 2019-0889 to Vulcan Materials in the amount of \$239.84 for gravel for Palmer Park rejuvenation – Phase I, to be paid from 2015-A Bond account
- Resolution No. 2019-112-R; authorizing the opening of the 2019 Gas Tax account with Synovus Bank and designating authorized signatures on said 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:

Mayor Finley reported on the following activities, events and newsworthy items:

- Attended Wal-Mart's renovation ribbon-cutting on Friday, April 19
- Traveled with members of the Madison Chamber of Commerce to Montgomery last week

COUNCIL DISTRICT NO. 7 JOHN SEIFERT

Council Member Seifert reported on the following activities, events and newsworthy items:

- Parks & Recreation has opened up four pickle ball courts at Dublin Park

COUNCIL DISTRICT NO. 6 GERALD CLARK

Council Member Clark publicly thanked Madison resident Marjorie Daly for being instrumental in having the fountain at Dublin Park replaced.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

RESOLUTION NO. 2019-111-R; APPROVING CHANGES TO THE JOB CLASSIFICATION PLAN

Council Member Overcash moved to approve Resolution No. 2019-111-R. 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.

ZIERDT ROAD

Council Member Overcash stated that Zierdt Road is being actively worked and hopefully in a couple of weeks traffic will be routed onto the new road.

COUNCIL DISTRICT NO. 4 GREG SHAW

Council Member Shaw reported on the following activities, events and newsworthy items:

- The traffic light at Lena Cain Boulevard will go live this Wednesday

COUNCIL DISTRICT NO. 3 TEDDY POWELL

KYSER BOULEVARD DEVELOPMENT

Council Member Powell stated that he realizes this is on everyone's mind and asks that the public keep in mind that Council is working diligently on this issue being agreeable to both the developer and the school system and keep in mind the many contributions that Breland Homes has made to the City in terms of donations throughout the years and the ad valorem taxes that would be brought in if the development goes forward.

COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI

Council Member Wroblewski reported on the following activities, events and newsworthy items:

- Thanked the Parks & Recreation Department for remodeling the men's and women's restrooms and locker rooms at Dublin Park

COUNCIL DISTRICT NO. 2 STEVE SMITH

Council Member Smith reported on the following activities, events and newsworthy items:

- The deadline for submission of board applications for the School Board was April 15th. Eight applications were received and Council will pick the top four and set up interviews at a future date
- City of Madison was recently named Number 1 best place to live in the State of Alabama, the Number 1 best place to buy a home in the State and the number 1 best place to raise a family in the State.

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

None

DEPARTMENTAL REPORTS

PLANNING DEPARTMENT

PROPOSED ORDINANCE NO. 2019-86; ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY OWNED BY DEWAYNE AND MALGORZATA MOSES LOCATED AT 11132 CARDINAL LANE (FIRST READING)

This was a first reading of proposed Ordinance No. 2019-86.

PROPOSED ORDINANCE NO. 2019-89; ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY OWNED BY RANDALL WILSON LOCATED AT 28762 HARDIMAN ROAD (FIRST READING)

This was a first reading of proposed Ordinance No. 2019-89.

PROPOSED ORDINANCE NO. 2019-92; ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY OWNED BY RALCY AND MIA VELAZCO LOCATED AT 10315 BURGREN ROAD (FIRST READING)

This was a first reading of proposed Ordinance No. 2019-92.

RESOLUTION NO. 2019-95-R; APPROVING DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MADISON, ALABAMA AND BRELAND HOMES, LLC FOR PROPERTY LOCATED AT THE WESTERN TERMINUS OF KYSER BOULEVARD (CONTINUED FROM APRIL 8, 2019 COUNCIL MEETING)

Council Member Shaw moved to continue Resolution No. 2019-95-R until the May 28th Council meeting. 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.

MUNICIPAL COURT DEPARTMENT

RESOLUTION NO. 2019-108-R; AUTHORIZE AGREEMENT WITH TRANSUNION RISK AND ALTERNATIVE DATA SOLUTIONS, INC. (\$175/MONTH TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Shaw moved to approve Resolution No. 2019-108-R. Council Member Clark 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.

POLICE DEPARTMENT

RESOLUTION NO. 2019-107-R; AWARDING BID FOR TOWING SERVICES TO SARINA ENTERPRISE, INC., DBA IMPORT WRECKER SERVICE (TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Shaw moved to approve Resolution No. 2019-107-R. 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	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. 2019-106-R; AWARDING BID FOR RECREATION DEPARTMENT UNIFORMS TO PRINTER'S INK, DBA EXPRESS PRESS IN THE AMOUNT OF \$6,018.66 (TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Seifert moved to approve Resolution No. 2019-106-R. 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.

RESOLUTION NO. 2019-99-R; AUTHORIZING FIREWORKS DISPLAY AGREEMENT WITH PYRO SHOWS, INC. IN THE AMOUNT OF \$14,995.00 (TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Seifert moved to approve Resolution No. 2019-99-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.

LEGAL DEPARTMENT

PROPOSED ORDINANCE NO. 2019-110; PROHIBITING TETHERING OF ANIMALS (FIRST READING)

This was a first reading of proposed Ordinance No. 2019-110.

PROPOSED ORDINANCE NO. 2019-113; AUTHORIZING THE WATER AND WASTEWATER BOARD OF THE CITY OF MADISON TO DISPOSE OF A PORTION OF WATER MAIN TO MADISON LANDING, L.P. (FIRST READING – REQUEST SUSPENSION OF RULES)

Council Member Wroblewski moved to suspend the rules for immediate consideration of proposed Ordinance No. 2019-113. 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.

Upon suspension of the rules, Council Member Wroblewski moved to adopt Ordinance No. 2019-113. 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.

ENGINEERING DEPARTMENT

TRAFFIC SIGNAL AT LENA CAIN BOULEVARD

City Engineering Director Gary Chynoweth stated that he is not happy with the performance of the traffic light at County Line and Hardiman Road intersection. There has been trouble with getting it in sync with the Mill Road traffic light and for reasons that are not known at this time both signals have had a high-failure rate. He did add that they feel they are very close to having a fix on the problem.

RESOLUTION NO. 2019-109-R; AUTHORIZING ACCEPTANCE OF DONATION OF WILD HOG SWAMP PROPERTY CONSISTING OF 26.97 ACRES FOR CLEAN WATER PROGRAM

Council Member Shaw moved to approve Resolution No. 2019-109-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.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

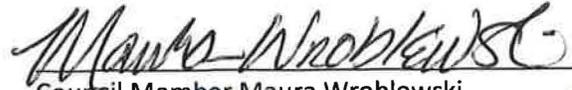
ADJOURNMENT

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

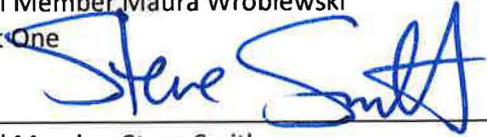
The meeting was adjourned 7:02 p.m.

Signatures on following page.

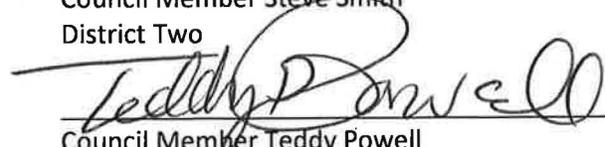
Minutes No. 2019-08-RG, dated April 22, 2019, read, approved and adopted this 13th day of May 2019.



Council Member Maura Wroblewski
District One



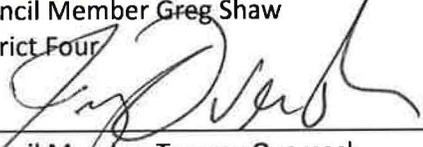
Council Member Steve Smith
District Two



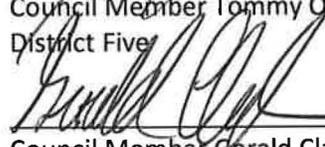
Council Member Teddy Powell
District Three



Council Member Greg Shaw
District Four



Council Member Tommy Overcash
District Five

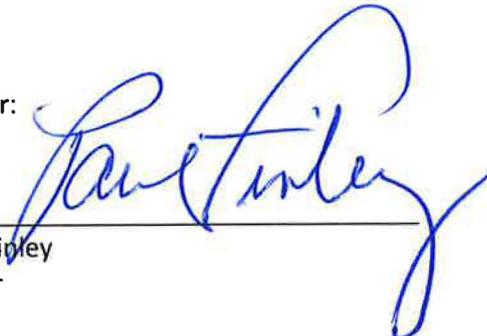


Council Member Gerald Clark
District Six



Council Member John Seifert
District Seven

Concur:



Paul Finley
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Kristen N. Bruseth
Recording Secretary