

MINUTES NO. 2010-02-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
JANUARY 25, 2010

The Madison City Council met in regular session on Monday, January 25, 2010 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 6:02 p.m. by Council President Bill Holtzclaw.

Minister E. R. Brannan of Madison Church of Christ provided the invocation followed by the Pledge of Allegiance by Council President Holtzclaw.

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 Paul Finley	Present
Council District No. 1 Tim Holcombe	Present
Council District No. 2 Steve Haraway	Present
Council District No. 3 Jerry Jennings	Present
Council District No. 4 Tim Cowles	Present
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Larry Vannoy	Present
Council District No. 7 Bill Holtzclaw	Present

Also in attendance were: City Clerk-Treasurer Melanie A. Williard, City Engineer Gary Chynoweth, Accounting/Payroll Assistant Gayle Milam, Public Works Director Dana Stahl, Police Chief Larry Muncey, Planner Johnny Blizzard, HR Director Terri Towry, Building Director Cody Phillips, Mayoral Aide Taylor Edge, Director of Finance Lillie Causey, Fire Chief Cobb, Economic Development Liaison Amy Fufori, and City Attorney Kelly Butler.

Public Attendance registered: Anne Davidson, John Fellows, Richard Erickson, Kyle Mayfield, Jarrod Parker, Jacob Walker, Zach Nash, Austin Rodarte, Isaiah Nicholson, Preston Rodarte, Jerry Gleason, Quincy Rains, Kathy Rains, Beth Agee, Cary Hilton, Mike Gentle, Clay Baker, Cindy Swedsboe, Ed Collins, Sharon M. Willis, Terri Johnson, Cameron Handyside, Pat Estes, Mary Fletcher, E.R. Brannan, Bob Knapp, Rodney Richards, Brent Kulavich, Bruce Tucker, Lydia Davenport, Bob Lee, Walt Anderson, Ray White, Woody Landers, Wendy Rice, Robin Hodges, Harold Powell, Frank H. Riddick, Philip Lindeman, John & Patti Kolek, Larry Anderson, Jacklyn Zoller, Elsie Brown, Charlie Brown, Jay Palenapa, Thomas Scovill, Scott A. Bartow, Dee L. Voelkel, Anthony Russell, W.C. Fuller, Debbie Fulmore, Jason Cuneo, Sonja Shiflett, Christian Shiflett, Kate Gray, Connie Spears, John Jones, Jon Howell, Bea Horton, Camille Wright, Bobby Jackson, Lisa McMurray, Jennifer Few, Cory Wooten, Sally Bruer, Steve Beourque, Brandi Harper, Melanie Barkley, Opie Balch, M.H. Balch, Don Palmer, Desiree Palmer, Jason Canale, Shannon Enfinger, Joe Helms, Kim Chalmers, Joan Dawson, William Dawson and several illegible signatures.

APPROVAL OF MINUTES

MINUTES NO. 2010-01-RG, JANUARY 11, 2010

Council Member Jennings moved to approve Minutes No. 2010-01-RG as amended. Council Member Cowles seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

PRESENTATIONS AND AWARDS

PROCLAMATION DESIGNATING NATIONAL RADON ACTION MONTH

Mayor Finley presented to Walter Rodgers of the Alabama Cooperative Extension System the Proclamation designating January 2010 as National Radon Action Month. Mr. Rodgers thanked Mayor Finley and Council for inviting him and provided pamphlets with information about radon and how to test for it. Both long-term and short-term test kits are available at the Madison County Extension Office for a small fee. This information will also be on the City's website.

OFFICIAL SIGNING OF AGREEMENT WITH PATRIOT ACADEMY

Principal Wendy Ricci, along with teachers Robin Hodges, Randy Harper, Stephanie Cook, Stephen Burke and several students of the Patriot Academy were in attendance to witness the signing of the agreement between the City and Patriot Academy to build a bridge across the ditch in Leathertree Subdivision.

PUBLIC COMMENTS

MR. CAMERON HANDYSIDE, EDGEWATER OWNERS ASSOCIATION

Mr. Cameron Handyside, President of the Edgewater Homeowners Association came before Council expressing appreciation to the City of Madison for all their assistance in refurbishing Edgewater Drive. This was collaboration with the City of Huntsville. He presented a plaque to the City on behalf of the Edgewater neighborhood.

LARRY ANDERSON REGARDING TRAFFIC CALMING DEVICES ON CHURCH STREET

Larry Anderson of 100 Bluebelle Drive appeared before Council to discuss the issue of the traffic calming devices located on Church Street. Mr. Anderson is the owner of a business in Downtown Madison and says that the traffic calming devices discourage people from visiting the downtown area thereby hurting businesses. Council President Holtzclaw recommended that this be placed on the February 8, 2010 Council Agenda and decide if the traffic calming devices need to be removed.

MARY FLETCHER REGARDING AUTUMN LANE PARKING ISSUE

Mary Fletcher of 335 Autumn Lane in Madison came before Council concerning cars parking in the curve of the street posing a danger to other motorists.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council Member Vannoy moved to approve the Consent Agenda as follows:

General Operating Account	\$1,042,404.27
Gasoline Tax and Petroleum Inspection Fees	\$5,835.41

Series 2006 Bond Account	\$131,951.71
Library Building Fund	\$5,298.21
Approval of payment to Chappell Distributing Inc. for ADA playground project at Palmer Park (to be paid from Departmental budget)	\$9,332.00
Approval of payment to Huntsville/Madison County Public Library for reimbursement of expenses for security system for Madison Public Library (to be paid from Capital Improvement budget)	\$13,720.00
Approval of payment to Reed Contracting Services for work Completed on the Eastview Drive Extension project (to be paid from Capital Improvement budget)	\$55,050.25
Approval of payment to Hicks Land Surveying for work completed On the Eastview Drive Extension project (to be paid from Capital Improvement budget)	\$800.00
<u>Resolution No. 2010-18-R</u> authorizing a travel advance in the amount of \$120 each for Don Koch and Joseph Higgins to attend Chemical Immobilization of Animals training (funding from department budget)	
<u>Resolution No. 2010-16-R</u> authorizing the disposal of certain Planning Department records as approved by the State Department of Archives	
Approval of payment to United Rentals for service rendered for the Balch Road Extension project (to be paid from Capital Improvement Budget)	\$23.46
Approval of payment to the following vendors for services Rendered for the Homestead Drainage project (to be paid From Capital Improvement budget):	
PBS Services	\$68.70
Robin Rents	\$734.54
United Rentals	\$2,500.72
New Market Sod Farm	\$165.00
Lowe's	\$129.51

Council Member Cowles seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

Mayor Finley announced that the Connect 2010 event is posted to the City's website.

He also announced that \$5,300 has been received from EMA as reimbursement for assistance given during Hurricane Gustov.

Lastly, Mayor read a thank you letter from Family Alpha, one of the soldier families helped during the Holiday Cheer Brigade.

REAPPOINTMENT OF SHRAIL HEINRICH TO THE MADISON BEAUTIFICATION-TREE BOARD FOR A ONE YEAR TERM AT HER REQUEST

Council Member Holcombe moved to reappoint Shrail Heinrich to the Madison Beautification-Tree Board. Council Member Cowles seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

Council Member Holcombe commended Kate Gray, Taylor Edge and others who planned the Connect 2010 State of the City event that was held at the Davidson Center on Friday January 22, 2010.

COUNCIL DISTRICT NO. 2 STEVE HARAWAY

No business to report.

COUNCIL DISTRICT NO. 3 JERRY JENNINGS

RESOLUTION NO. 2010-13-R APPROVING AN AGREEMENT WITH THE NALTF FOR THE ANNUAL BUDGETARY APPROPRIATION

Council Member Jennings moved to approve Resolution No. 2010-13-R. Council Member Overcash seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

COUNCIL DISTRICT NO. 4 TIM COWLES

Council Member Cowles referred to the persistent drainage problem on Whisperwood Lane. City Engineer Gary Chynoweth has recommended that this project be moved to a Capital Improvement Project in order to expedite a solution. In the meantime Public Works Director Dana Stahl will look at measures that will reduce the amount of water flow to Whisperwood.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

RESOLUTION NO. 2010-19-R AMENDING THE JOB CLASSIFICATION PLAN FOR THE CITY OF MADISON

Council Member Overcash moved to approve Resolution No. 2010-19-R. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

COUNCIL DISTRICT NO. 6 LARRY VANNOY

No business to report.

COUNCIL DISTRICT NO. 7 BILL HOLTZCLAW

No business to report

PUBLIC HEARINGS

PROPOSAL TO REQUEST LEGISLATIVE AUTHORIZATION TO CONDUCT A SPECIAL ELECTION LIMITED TO RESIDENTS OF THE CITY OF MADISON TO INCREASE THE CITY'S CURRENT AD VALOREM TAX BY AN ADDITIONAL 8 (EIGHT) MILLS TO PROVIDE FUNDS TO REPLACE REVENUE FROM A ONE-HALF CENT (1/2¢) SALES TAX LEVIED BY THE CITY TO FUND THE CONSTRUCTION COSTS OF THE NEW SCHOOL

Council President Holtzclaw opened the floor for public comments. Comments were as follows:

Dr. Dee Fowler, Superintendent of Madison City Schools gave a short presentation explaining why we are asking for a property tax increase.

Rebecca McGee of 268 Old Overton Drive appeared before Council with questions about how this would affect the Limestone County residents of the City of Madison.

Bob Lee of 114 Wood Creek Drive appeared before Council to oppose the property tax.

Cary Hilton of 1120 Provence Place presented Council with a list of questions regarding property tax.

Tom Scovill of 530 Highland Drive and Matthew Balch of 121 Liza Lane came before Council to ask that Council delay voting until we have more information.

Wynn Dobbs, President and Chief Executive Officer of Decatur Transit in Decatur, AL which owns a business in the City of Madison appeared before Council noting that commercial enterprises pay a higher assessment rate than residential homeowners.

John Cunningham of 145 Kensington Drive who is also a business owner echoed Mr. Dobb's comments.

Charlie Brown of 170 Stoneway Trail came before Council saying that he welcomes the opportunity to vote on the matter of property taxes.

Emily Cook of 115 Jackies Terrace approached Council with questions about interest on the school construction bond and clarification on the matter of initiating the voting process.

Ed Collins of 303 Crownridge Drive came before Council asking about a back-up plan.

Catherine Summer of 530 Highland Drive asked Council if the City of Triana would be taxed at the same millage and the City of Madison.

Karen Dempsey of 106 Bellingrath appeared before Council posing a question about millage.

Scott Bartow, a resident of Madison, asked Council not to support raising property tax.

Tony _____ of 118 Brookdale Drive appeared before Council in support of raising property tax.

Don Palmer of 168 Joe Phillips Road appeared before Council suggesting that Madison stop residential growth and concentrate on the economic base.

Having no further comments, Council President Holtzclaw then closed the Public Hearing and entertained a motion from Council on Resolution No. 2010-11-R.

DEPARTMENT REPORTS

LEGAL

RESOLUTION NO. 2010-11-R RELATING TO PROPOSED AD VALOREM TAX INCREASE

Council Member Vannoy moved to approve Resolution No. 2010-11-R. Council Member Overcash seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Nay
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

RESOLUTION NO. 2010-12-R RELATING TO SUNSET CLAUSE FOR PROPOSED AD VALOREM TAX INCREASE

Council Member Vannoy moved to approve Resolution No. 2010-12-R. Council Member Cowles seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

FINANCE

RESOLUTION NO. 2010-14-R AWARDED BID NO. MPD-02-10 TO MOON CONSTRUCTION SERVICES, INC. IN THE AMOUNT OF \$1,233,500 FOR CONSTRUCTION OF THE POLICE STATION ADDITION PROJECT #05-073 (FUNDING FROM CAPITAL IMPROVEMENTS BUDGET)

Council Member Holcombe moved to approve Resolution No. 2010-14-R. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye

Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

RESOLUTION NO. 2010-15-R AWARDING BID NO. MPD-05-10 TO SUNTRUST EQUIPMENT FINANCE & LEASING CORP FOR FINANCING THE LEASE/PURCHASE OF ONE (1) TRUCK AND EIGHT (8) VEHICLES FOR MADISON POLICE DEPARTMENT (FUNDING FROM DEPARTMENTAL BUDGET)

Council Member Haraway moved to approve Resolution No. 2010-15-R. Council Member Cowles seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

RECREATION

RESOLUTION NO. 2010-10-R AUTHORIZING MAYOR TO ENTER INTO AGREEMENT WITH CSC WELLNESS, LLC, FOR COMMUNITY HEALTH AND WELLNESS SERVICES (NO CITY FUNDING REQUIRED)

Council Member Jennings moved to approve Resolution No. 2010-10-R. Council Member Overcash seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

ENGINEERING

RESOLUTION NO. 2010-17-R APPROVING A RIGHT-OF-WAY AGREEMENT WITH THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR THE BALCH ROAD WIDENING PROJECT FROM SOUTH OF MADISON CITY LIMITS TO GOOCH LANE (PROJECT DE-AL (81))

Council Member Holcombe moved to approve Resolution No. 2010-17-R. Council Member Haraway seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

CITY CLERK-TREASURER

APPROVAL TO REQUEST THAT THE 10 ½ MILL AND 11 MILL AD VALOREM TAX COLLECTED IN LIMESTONE COUNTY BE SUBMITTED DIRECTLY TO THE SCHOOL SYSTEM

Council Member Jennings moved to approve request for 10 ½ and 11 Mill ad valorem tax be submitted directly to the Madison City School System. Council Member Haraway seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

FIRE

RESOLUTION NO. 2010-20-R AUTHORIZING THE MAYOR TO ENTER INTO A MAINTENANCE SERVICE CONTRACT WITH INTERGRAPH FOR FIRE DEPARTMENT MOBILE DATE TERMINALS (FUNDING FROM DEPARTMENTAL BUDGET)

Council Member Overcash moved to approve Resolution No. 2010-20-R. Council Member Haraway seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

Having no further business to discuss, Council President Holcombe moved to adjourn the meeting. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

The meeting was adjourned at 8:40 p.m.
Signatures on the following page:

Minutes No. 2010-02-RG, dated January 25, 2010, read, approved and adopted this 8th day of February, 2010.



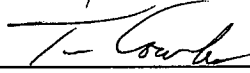
Council Member Tim Holcombe
District One




Council Member Steve Haraway
District Two



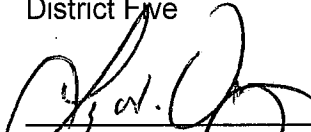
Council Member Jerry Jennings
District Three



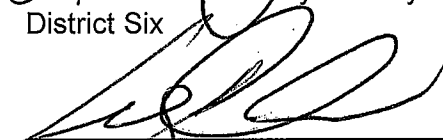
Council Member Tim Cowles
District Four



Council Member Tommy Overcash
District Five



Council Member Larry Vannoy
District Six



Council Member Bill Holtzclaw
District Seven

Concur:

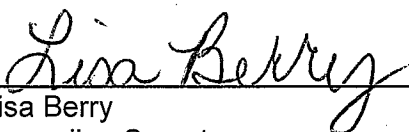


Paul Finley
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Lisa Berry
Recording Secretary