

MINUTES NO. 2010-23-RG

OF A

REGULAR MEETING

OF THE CITY COUNCIL OF

THE CITY OF MADISON, ALABAMA

NOVEMBER 22, 2010

The Madison City Council met in regular session on Monday, November 22, 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 6:01 p.m. by Council President Overcash.

Pastor Barry Dunn of Master's Way United Methodist Church provided the invocation followed by the Pledge of Allegiance led by Council Member Jennings.

ROLL CALL OF ELECTED GOVERNING OFFICIALS

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	Absent
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Larry Vannoy	Present
Council District No. 7	VACANT

Also in attendance were: City Clerk-Treasurer Melanie A. Williard, Police Chief Larry Muncey, Revenue Officer Cameron Grounds, Assistant City Clerk-Treasurer Stacy A. Gilley, Fire Chief Cobb, Recreation Director Kory Alfred, Director of Finance Lillie Causey, Building Director Cody Phillips, Mayoral Aide Taylor Edge, City Engineer Gary Chynoweth, Planner Director Amy Fufori, and City Attorney Kelly Butler.

Public attendance registered: Amanda K. Holland, Roy Johnson, Adele Hoffman, Connie Spears, Ed Collins, Jeanne Steadman, Derick Rains, Tim Knox, Frank H. Riddick, Richard White, Charlie Brown, Jim Brown, Lizzie Palmer, Don Palmer, Larry Anderson, Forrest Arvin, Billy Warner, J.L. Turner, Tim Morris, W.C. Fuller, Andrea Williams, and Taron Thorpe.

AMMENDMENTS TO AGENDA:

ADDITIONS:

LEGAL

FIRST READINGS:

Proposed Ordinance No. 2010-355 an ordinance amending Ordinance No. 2009-222 and repealing certain provisions thereof

APPROVAL OF MINUTES

MINUTES NO. 2010-22-RG, NOVEMBER 8, 2010

Council Member Haraway moved to approve Minutes No. 2010-22-RG. Council Member Holcombe 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	Abstain
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council District 7	Vacant

Motion carried

PRESENTATION AND AWARDS

ANDREA WILLIAMS, MADISON ARTS COUNCIL

Andrea Williams of the Madison Arts Council thanked the City of Madison for their past support. She gave a short presentation and highlighted some changes such as reorganization of the Council and the formulation of special committees to carry out special projects.

PUBLIC COMMENTS

(Will be limited to 5 minutes if on the agenda and 3 minutes otherwise)

None

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating	\$2,345,915.73
Gasoline Tax and Petroleum Inspection Fees	\$121,735.61
Senior Center Donations	\$449.00
Series 2006 Bond Checking	\$344,661.07
Subdivision Cash Bond Account	\$2,500.00
Library Building Fund	\$425.37
Approval of payment to Moon Construction for work completed On Police Department Addition project (to be paid from Capital Improvement budget)	\$70,178.78
Approval of payment to Osborn & Associations for work completed On Police Department Addition project (to be paid from Capital Improvement budget)	\$6,051.86

Resolution No. 2010-327-R authorizing the disposal of certain city property formerly used by the Police Department

Resolution No. 2010-333-R declaring certain city property formerly used by Former Council Member Bill Holtzclaw as surplus and authorizing that said property be given to Mr. Holtzclaw

Resolution No. 2010-334-R authorizing a travel advance for April Macon, Cody Locke and Karen Hobson to attend Communication Training Officer Certification Workshop (to be paid from departmental budget)

(1) April Macon	\$160.00
(2) Cody Locke	\$160.00
(3) Karen Hobson	\$160.00

Resolution No. 2010-341-R authorizing the purchase of Microsoft Select Agreement from State Bid No. T-040 for the period from November 1, 2010 to October 31, 2011

Resolution No. 2010-342-R authorizing the purchase of fax machines from State Bid No. T-132 for the period from October 1, 2007 to September 30, 2011

Resolution No. 2010-343-R authorizing the purchase of automobile filters from State Bid No. T-192 for the period from October 7, 2010 to December 31, 2011

Resolution No. 2010-344-R authorizing the purchase of trucks from State Bid No. T-193A for the period from September 3, 2010 to August 31, 2011

Resolution No. 2010-345-R authorizing the purchase of a Rugged Laptop, Homeland Defense from State Bid No. T-506 for the period from October 13, 2010 to October 14, 2011

Approval of payment to the following vendors for work completed on Mill Creek Greenway Phase 1: (to be paid from capital improvement budget)

(1) Turfgrass America	\$1,168.20
(2) Wilson Lumber	\$41.85
(3) PBS Services	\$87.50
(4) Robin Rents	\$350.00
(5) HD Supply Waterworks	\$73.14
(6) Alabama Concrete	\$755.50

Approval of payment to the following vendors for work completed on Gillespie/Hughes Intersection (to be paid from capital improvement budget)

(1) Vulcan Materials	\$320.50
(2) Lowe's	\$41.92
(3) PBS Services	\$87.50
(4) HD Supply Waterworks	\$78.42
(5) Alabama Concrete	\$498.00
(6) United Rentals	\$235.73

Payment to Wilmer & Lee for legal services related to Gillespie Road extension (to be paid from capital improvement budget) \$15.00

Payment to Chuck Weber, Arborist for services provided in relation to Mail Street Improvements (to be paid from capital improvement budget) \$2,089.00

Payment to McElroy Land Surveying for work completed in relation to Main Street improvements (to be paid from capital improvement budget) \$2,600.00

Payment to OMI, Inc. for construction materials testing in relation to the Bradford Creek Greenway Phase 1 (to be paid from capital improvement budget) \$2,663.50

Payment to Land Design Solutions, Inc. for construction administration services related to the Bradford Creek Greenway Phase 1 (to be paid from capital improvement budget) \$9,666.00

Payment to Florence & Hutcheson for construction engineering and inspection services related to Wall Triana and Hwy. 72 (to be paid from capital improvement budget) \$19,283.10

Payment to McElroy Land Surveying for work completed on Plaza/Hughes traffic signal (to be paid from capital improvement budget) \$135.00

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 District 7	Vacant

Motion carried

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

ACCEPTANCE OF \$650.00 FROM DALE STRONG ON BEHALF THE BOB JONES HIGH SCHOOL SCIENCE PROGRAM

Council Member Haraway moved to approve \$650.00 from Dale Strong on behalf of the Bob Jones High School Science Program. 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 District 7	Vacant

Motion carried

RESOLUTION NO. 2010-339-R APPROVING AN AGREEMENT WITH THE MADISON ARTS COUNCIL FOR THEIR ANNUAL APPROPRIATION

Council Member Jennings moved to approve Resolution No. 2010-339-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 District 7 Vacant	Vacant

Motion carried

Mayor Finley congratulated the Beautification and Tree Board and the Recreation Department for their work on the Arbor Day project.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

Council Member Holcombe announced that he has received some e-mail concerning smoking at the new dog park. The city ordinance does not cover smoking in public parks. He suggested that the City of Madison consider whether or not we will allow smoking in the dog park.

COUNCIL DISTRICT NO. 2 STEVE HARAWAY

No business to report.

COUNCIL DISTRICT NO. 3 JERRY JENNINGS

No business to report.

COUNCIL DISTRICT NO. 4 TIM COWLES

Council Member Cowles stated that he has been receiving complaints about large ceramic markers at the intersection of Wall Triana and Madison Boulevard causing damage to vehicles. He asked that they be made more visible to motorists. City Engineer Gary Chynoweth stated that the markers are there to restrict movement and motorists who cross them are doing so illegally.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

Council President Overcash requested that Council reschedule the second meeting in December at the next Council Meeting.

COUNCIL DISTRICT NO. 6 LARRY VANNOY

No business to report.

COUNCIL DISTRICT NO. 7

Vacant

BOARD/COMMITTEE APPOINTMENTS

NOMINATIONS FOR THE BEAUTIFICATION AND TREE BOARD (PLACES 14 AND 15)

Council President Overcash opened the floor for nominations for Places 14 and 15 of the Beautification and Tree Board.

Council Member Jennings moved to nominate Lisa Thomas to Place 14 of the Beautification and Tree Board.

Council Member Holcombe moved to nominate Amy Robison to Place 15 of the Beautification and Tree Board. The vote taken was recorded as follows:

Council Member Vannoy moved to close the nominations for the Beautification and Tree Board. 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 District 7	Vacant

The vote taken for Lisa Thomas 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 District 7	Vacant

Motion carried

By acclamation, Lisa Thomas was appointed to Place 14 of the Beautification and Tree Board.

The vote taken for Amy Robison 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 District 7	Vacant

Motion carried.

By acclamation, Amy Robison was appointed to Place 15 of the Beautification and Tree Board.

NOMINATIONS FOR THE INDUSTRIAL DEVELOPMENT BOARD (PLACES 4 AND 5)

Council President Overcash opened the floor for nominations for Places 4 and 5 of the Industrial Development Board.

Council Member Jennings moved to nominate David Cochran for Place 4 of the Industrial Development Board.

Council Member Jennings move to nominate Richard Knox for Place 5 of the Industrial Development Board.

Council Member Holcombe moved to close the nominations for the Industrial Development Board. 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 District 7	Vacant

Motion carried.

The vote taken for David Cochran 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 District 7	Vacant

Motion carried.

By acclimation, David Cochran was appointed to Place 4 of the Industrial Development Board.

The vote taken for Richard Knox 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 District 7	Vacant

Motion carried.

By acclimation, Richard Knox was appointed to Place 5 of the Industrial Development Board.

NOMINATIONS FOR THE MADISON STATION HISTORIC PRESERVATION COMMITTEE (PLACES 4 AND 7)

Council President Overcash opened the floor for nominations for Places 4 and 7 of the Madison Station Historic Preservation Committee.

Council Member Cowles moved to nominate Larry Anderson for Place 4 of the Madison Station Historic Preservation Committee.

Council Member Vannoy moved to nominate Colleen Murch for Place 4 of the Madison Station Historic Preservation Committee.

Council Member Cowles moved to close the nominations for Place 4. The vote taken was recorded as follows:

The vote taken for Larry Anderson was recorded as follows:

Council Member Tim Holcombe	Did not vote
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Did not vote
Council District 7	Vacant

Mr. Anderson received the majority vote, by acclimation Larry Anderson was appointed to Place 4 of the Madison Station Historic Preservation Committee and a vote was not taken on the second nomination.

Council Member Jennings moved to nominate Jeanne Steadman for Place 7 of the Madison Station Historic Preservation Committee.

Council Member Cowles moved to close the nominations for Place 7 of the Madison Station Historic Preservation Committee. 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 District 7	Vacant

The vote taken for Jeanne Steadman 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 District 7	Vacant

By acclamation, Jeanne Steadman was appointed to Place 7 of the Madison Station Historic Preservation Committee.

NOMINATIONS FOR THE WATER & WASTEWATER BOARD OF THE CITY OF MADISON (PLACE 4)

Council President Overcash opened the floor for nominations for Place 4 of the Water & Wastewater Board.

Council Member Vannoy moved to nominate Steve Haraway for Place 4 on the Water & Wastewater Board.

Council Member Jennings moved to nominate Roy Johnson for Place 4 of the Water & Wastewater Board.

Council Member Cowles moved to close the nominations for Place 4 of the Water & Wastewater Board. 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 District 7	Vacant

The vote taken for Steve Haraway was recorded as follows:

Council Member Tim Holcombe	Did not vote
Council Member Steve Haraway	Did not vote
Council Member Jerry Jennings	Did not vote
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council District 7	Vacant

Mr. Haraway received the majority vote, by acclamation Steve Haraway was appointed to Place 4 of the Water & Wastewater Board and a vote was not taken on the second nomination.

NOMINATIONS FOR THE WELL HEAD PROTECTION COMMITTEE (PLACES 7 AND 8)

Council President Overcash opened the floor for nominations to Places 7 and 8 of the Well Head Protection Committee.

Since there was only one available application, only Place 7 was filled.

Council Member Vannoy moved to nominate Charles Campbell to Place 7 of the Well Head Protection Committee.

Council Member Vannoy moved to close the nominations for Place 7 of the Well Head Protection Committee. 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 District 7	Vacant

Motion carried.

By acclamation, Charles Campbell was appointed to Place 7 of the Well Head Protection Committee.

DEPARTMENT REPORTS

ENGINEERING

PROPOSED ORDINANCE NO. 2010-324 RELATING TO FLOOD DAMAGE PREVENTION (FIRST READING 11/08/2010)

Council Member Haraway moved to adopt Ordinance No 2010-324. 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 District 7	Vacant

Motion carried

RESOLUTION NO. 2010-331-R AUTHORIZING THE MAYOR TO SIGN AGREEMENT WITH S & ME FOR JURISDICTIONAL WATERS ASSESSMENT FOR MILL CREEK GREENWAY PHASE II AND ALTERNATE NO. 1 (FUNDING FROM CAPITAL IMPROVEMENT BUDGET)

Council Member Jennings moved to approve Resolution No. 2010-331-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 District 7	Vacant

Motion carried

RESOLUTION NO. 2010-340-R AUTHORIZING THE SUBMISSION OF A SAFE ROUTES TO SCHOOLS GRANT APPLICATION IN THE AMOUNT OF \$194,840 TO THE ALABAMA DEPARTMENT OF TRANSPORTATION (NO MATCHING FUNDS REQUIRED)

Council Member Cowles moved to approve Resolution No. 2010-340-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 District 7	Vacant

Motion carried

RESOLUTION NO. 2010-350-R REQUESTING TO ADD US 72 ROADWAY IMPROVEMENT (BALCH TO HUGHES) TO CIP PROJECT LISTING IN THE AMOUNT OF \$300,000.00

Council Member Jennings moved to approve Resolution No. 2010-350-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 District 7	Vacant

Motion carried

RESOLUTION NO. 2010-351-R APPROVING ENGINEERING SERVICES FOR US 72 ROAD IMPROVEMENTS

Council Member Jennings moved to approve Resolution No. 2010-351-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 District 7	Vacant

Motion carried

REVENUE

PROPOSED ORDINANCE NO. 2010-329 AMENDING CERTAIN SECTIONS OF CHAPTER 7 OF THE CODE OF ORDINANCES FOR THE CITY OF MADISON (FIRST READING 11/08/2010)

Council Member Jennings moved to approve Resolution No. 2010-329-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 District 7	Vacant

Motion carried

RESOLUTION NO. 2010-337-R AGREEMENT REQUESTING THE ALABAMA DEPARTMENT OF REVENUE TO PROVIDE ONLINE FILING SERVICES FOR THE COLLECTION OF CITY OF MADISON SALES, USE, RENTAL AND LODGING TAXES.

Council Member Jennings moved to approve Resolution No. 2010-337-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 District 7	Vacant

Motion carried

RECREATION

RESOLUTION NO. 2010-332-R APPROVING AN AGREEMENT WITH GEOGRAPHIX, INC FOR PROFESSIONAL SERVICES

Council Member Jennings moved to approve Resolution No. 2010-332-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 District 7	Vacant

Motion carried

POLICE

RESOLUTION NO. 2010-353-R REQUESTING APPROVAL OF A CHANGE ORDER FOR EQUIPMENT IN THE POLICE ADDITION IN THE AMOUNT OF \$10,371.47

Council Member Holcombe moved to approve Resolution No. 2010-353-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 District 7	Vacant

Motion carried

REQUESTING AUTHORIZATION TO PURCHASE TWO (2) POLICE VEHICLES AT A TOTAL COST OF \$43,832.00 (TO BE PAID FROM FEDERAL SEIZURE ACCOUNT)

Council Member Holcombe moved to approve purchase of police vehicles with funding from Federal Seizure Account. 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 District 7	Vacant

Motion carried

RESOLUTION NO. 2010-354-R REQUESTING APPROVAL OF A CHANGE ORDER REQUEST TO MOON CONSTRUCTION IN THE AMOUNT OF \$3,663.16 (CAPITAL OUTLAY ACCOUNT)

Council Member Jennings moved to approve Resolution No. 2010-354-R as amended with no two week extension. 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 District 7	Vacant

Motion carried

PLANNING

PROPOSED ORDINANCE NO. 2010-336 VACATION OF EASEMENT REQUEST FROM WOODLAND HOMES TO VACATE 8 SQUARE FEET FROM U&D EASEMENT ON LOT 45 WHITWORTH FARMS PHASE 1 (FIRST READING)

Council Member Haraway moved to suspend the rules for immediate consideration of Proposed Ordinance No. 2010-336. 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 District 7	Vacant

Motion carried

Council Member Haraway moved to approve Ordinance No. 2010-336. Council Member Vannoy 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 District 7	Vacant

Motion carried

PROPOSED ORDINANCE NO. 2010-346 REQUEST FROM JASON & GWEN FEWELL TO VACATE PORTION OF U&D EASEMENT ON LOT 54, BLOCK 2, HIGHLAND LAKES PHASE IV, TO CONSTRUCT RETAINING WALL (FIRST READING)

First Reading: no action taken

RESOLUTION NO. 2010-347-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE 2010-348 AMENDING THE ZONING ORDINANCE REZONING PROPERTY OWNED BY PEDCOR INVESTMENTS FROM B-3 TO R-4 (FIRST READING: 11/22, FIRST PUBLICATION: 11/26, SYNOPSIS: 12/3, PUBLIC HEARING: 12/27)

This item was tabled

FIRE

RESOLUTION NO. 2010-349-R AUTHORIZING THE MAYOR TO ENTER INTO AN IN-HOUSE REPAIR CENTER AGREEMENT WITH SCOTT HEALTH AND SAFETY FOR THE REPAIR OF DEPARTMENT SELF-CONTAINED BREATHING APPARATUS.

Council Member Haraway moved to approve Resolution No. 2010-349-R. Council Member Holcombe 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 District 7	Vacant

Motion carried

CITY CLERK-TREASURER

RESOLUTION NO. 2010-338-R ESTABLISHING A BANK ACCOUNT WITH FIRST COMMERCIAL FOR SALES, USE AND LODGING TAX ONLINE PAYMENTS

Council Member Haraway moved to approve Resolution No. 2010-338-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 District 7	Vacant

Motion carried

LEGAL

FIRST READINGS

PROPOSED ORDINANCE NO. 2010-335 REQUEST FOR ANNEXATION FROM JANICE RUTH S. GOODWIN FOR LIMESTONE COUNTY PROPERTY (FIRST READING)

Council Member Haraway moved to suspend the rules for immediate consideration of Proposed Ordinance No. 2010-335. 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 District 7	Vacant

Motion carried

Council Member Haraway moved to adopt Ordinance No. 2010-335. 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 District 7	Vacant

Motion carried

PROPOSED ORDINANCE NO. 2010-355 AMENDING ORDINANCE NO. 2009-222 AND REPEALING CERTAIN PROVISIONS THEREOF (FIRST READING)

This was considered as the first reading no official action was taken.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

The annual holiday parade will be held Saturday, December 11th beginning at 5:30 p.m.

ADJOURNMENT

Council Member Jennings moved that the meeting be adjourned. The vote taken was recorded as follows:

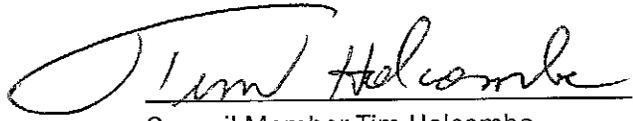
Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Aye
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council District 7	Vacant

Motion carried

The meeting was adjourned at 7:07 p.m.

Signatures on the following page:

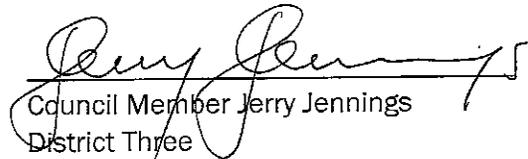
Minutes No. 2010-23-RG, dated November 22, 2010, read, approved and adopted this 13th day of December, 2010.



Council Member Tim Holcombe
District One

Absent

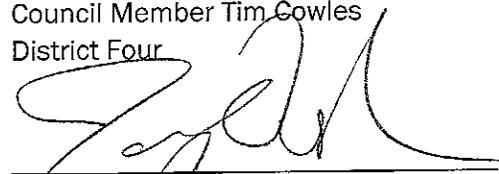
Council Member Steve Haraway
District Two



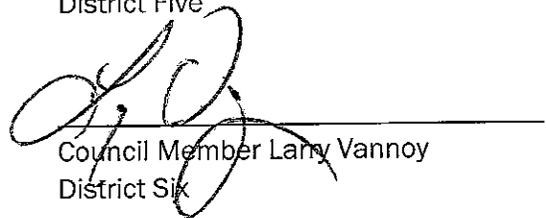
Council Member Jerry Jennings
District Three

Absent

Council Member Tim Cowles
District Four



Council Member Tommy Overcash
District Five



Council Member Larry Vannoy
District Six

Vacant

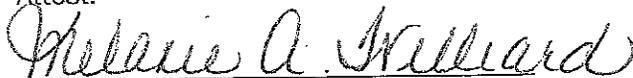
District Seven VACANT

Concur:

Absent

Paul Finley
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer

Lisa Berry
Recording Secretary