

MINUTES NO. 2011-15-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
JUNE 28, 2011

The Madison City Council met in regular session on Tuesday, June 28, 2011, 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 Overcash.

Pastor John Dee with CrossPointe Church provided the invocation followed by the Pledge of Allegiance led by Council President Overcash.

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	Absent
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 Ronica Ondocsin	Present

Also in attendance were: Executive Assistant to Mayor Nansi Clark, Revenue Officer Cameron Grounds, Fire Chief Ralph Cobb, City Engineer Gary Chynoweth, Parks & Recreation Director Kory Alfred, Finance Director Lillie Causey, Building Director Cody Phillips, City Attorney Kelly Butler, Planning Director Amy Furfori, Human Resources Director Terri Towry, Police Chief Larry Muncey, City Clerk-Treasurer Melanie A. Williard and Assistant City Clerk-Treasurer Stacy Gilley

Public Attendance registered: Joe Gehrdes with the Huntsville-Madison County Builders Association, Jennifer Few with Madison Weekly News, Ricky Pounders General Manager of Madison Utilities, Jon Howell with HEMSI, Stiles Clarke, Val Sapra, Ed Collins, Felecia McInnish with Madison Chamber of Commerce, Matthew Balch, Frank Riddick, Scott Beck, Kristen Kulavich, Brandon Tucker, Micah Bullard and W.C. Fuller

AMENDMENTS TO AGENDA

The following item was removed from this evening's agenda:

- Resolution No. 2011-155-R; authorizing an agreement with Dr. Leslie R. Taylor for court-ordered counseling sessions

APPROVAL OF MINUTES

MINUTES NO. 2011-14-RG; JUNE 13, 2011

Council Member Jennings moved to approve Minutes No. 2011-14-RG. 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	Abstain
Council Member Ronica Ondocsin	Aye

Motion carried.

PRESENTATIONS AND AWARDS

None

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. MATTHEW BALCH; ADDRESS COUNCIL REGARDING IN-HOUSE FAMILY COUNSELING BY COURT DEPARTMENT

As this item was removed from the agenda, Mr. Balch will reserve his comments until it is once again on the agenda.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council Member Vannoy moved to approve the Consent Agenda and Finance Committee Report as follows:

General Operating Account	\$712,959.48
Special Operating Account	\$16,174.91
Gasoline Tax & Petroleum Inspection Fees	\$41,250.68
Series 2006 Bond Checking	\$54,062.56
Library Building Fund	\$5,707.82

Resolution No. 2011-136-R; authorizing the purchase of pipe from North Alabama Cooperative Purchase Association RFP-5-2011

Resolution No. 2011-137-R; authorizing the purchase of vehicles from North Alabama Cooperative Purchase Association Bid-12-2010

Resolution No. 2011-138-R; authorizing the purchase of printers from State Bid No. T-020

Resolution No. 2011-139-R; Authorizing the purchase of soft body armor from State Bid No. T-037

Resolution No. 2011-140-R; authorizing the purchase of active shooter training kits from State Bid No. T-041

Resolution No. 2011-141-R; authorizing the purchase of office supplies from State Bid No. T-108

Resolution No. 2011-142-R; authorizing the purchase of reflective sheeting from State Bid No. T-114

Resolution No. 2011-143-R; authorizing the purchase of worker protection materials from State Bid No. T-171

Resolution No. 2011-144-R; authorizing the purchase of ammunition from State Bid No. T-208

Resolution No. 2011-145-R; authorizing the purchase of projectors from State Bid No. T-216

Resolution No. 2011-146-R; authorizing the purchase of toner cartridges, aftermarket from State Bid No. T-490

Resolution No. 2011-147-R; authorizing the purchase of sign truck bodies from State Bid No. T-911

Acceptance of reimbursement from City of Albertville in the amount of \$8,742.14 for assistance during 2010 tornado event

Approval to close Police Block Grant account due to inactivity and lack of need since 2006

Resolution No. 2011-148-R; declaring certain city property formerly used by the City Clerk's office (IBM Printer 4234) as surplus and authorizing that it be sold through auction on GovDeals

Acceptance of donations to the Senior Center as follows:

- Jimmie Davies (to be used for bingo prizes, trips, parties, arts & crafts supplies and emergencies for staff or seniors) \$1,020.00
- Chinnasami Krishnasami (to be used for bingo prizes) \$200.00
- E'Clair Cook (to be used for bingo prizes) \$20.00

Acceptance of donation in the amount of \$10 from Marie Gremillion for use for the animal shelter

Resolution No. 2011-153-R; approving a recycling pricing and service agreement with the ARC of Madison County

Acceptance of donation of 42" Sanyo television from Tory & Dana Trulock for use at Dublin Park

Approval of payment to JW Kennedy for construction staking for Mill Creek Elementary soccer field project (to be paid from department budget) \$2,520.00

Resolution No. 2011-154-R; declaring certain city property formerly used by the Police Department as surplus and of negligible value and authorizing for its disposal

Approval of payment to Parton Contracting, Inc. for hauling of spoil Material related to Mill/Telluride/Whisperwood drainage project (to be paid from Capital Improvement budget) \$2,500.00

Approval of payment to Wilmer & Lee for Professional Services related to the Gillespie Road extension project (to be paid from Capital Improvement budget) \$30.00

Payment to the following vendors for the Police expansion project (to be paid from Capital Improvement budget):

- United Rental \$3,123.68
- ABC Cutting Contractors \$150.00
- Vulcan Materials \$4,518.08
- Construction Materials 63.00
- Sherman Industries \$34.00

- Ram Tool \$70.00
- Alabama Concrete \$484.00

Approval of payment to Reed Contracting for services related to the Wall-Triana Improvement from Madison Boulevard to Cleghorn (to be paid from Capital Improvement budget) \$39,077.76

Approval of payment to Alabama Concrete for detention pond modifications related to the two year storms (to be paid from Capital Improvement budget) \$738.00

Payment to the following vendors in relation to Main Street improvements (to be paid from Capital Improvement budget):

- United Rentals \$1,644.63
- Sherman Dixie \$226.24
- Wilson Lumber \$271.02
- Alabama Concrete \$611.00
- Ram Tool \$236.10

Approval of payment to Huntsville Times for advertising costs related to the U.S. Highway 72 roadway improvements project (to be paid from Capital Improvement budget) \$395.48

Approval of payment to Florence & Hutcheson for engineering services related to the U.S. Highway 72 roadway improvements project (to be paid from Capital Improvement budget) \$20,947.50

Approval of payment to Brooks and Son Construction, Inc. for services related to Joe Phillips sidewalk (to be paid from Capital Improvement budget) \$40,000.00

Council Member Cowles seconded the motion to approve the Consent Agenda and Finance Committee Report. 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 Ronica Ondocsin	Aye

Motion carried.

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

Absent

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

Council Member Holcombe thanked the Madison Chamber of Commerce for the North Alabama Culinary Food Festival held this past Monday.

COUNCIL DISTRICT NO. 2 STEVE HARAWAY

APPROVAL OF EXPENDITURE OF MADISON CITY DISABILITY ADVOCACY BOARD FUNDS IN THE AMOUNT OF \$1,000 TO BE USED FOR DUBLIN PARK CONCESSION STAND PROJECT

Council Member Haraway moved to approve the expenditure. 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 Ronica Ondocsin	Aye

Motion passed.

Council Member Haraway reminded all those in attendance that on July 4th there will be a ribbon cutting at 2pm for the Dublin Park concession stand.

COUNCIL DISTRICT NO. 3 JERRY JENNINGS

Council Member Jennings reported on the recent "Art Stroll" held at the Senior Center. He also added, as a side note, that recent Bob Jones High School graduate Cooper Palik has offered to be a summer intern at the Senior Center.

COUNCIL DISTRICT NO. 4 TIM COWLES

No business to report.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report.

COUNCIL DISTRICT NO. 6 LARRY VANNOY

PROPOSED ORDINANCE NO. 2011-156; ADOPTING THE REVISED ANNUAL OPERATING BUDGET FOR THE CITY OF MADISON FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2011 (FIRST READING)

Council Member Cowles moved to suspend the rules for immediate consideration of Proposed Ordinance No. 20110156. 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 Ronica Ondocsin	Aye

Motion passed.

Upon suspension of the rules, Council Member Vannoy moved to adopt Ordinance No. 2011-156. 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 Ronica Ondocsin	Aye

Motion passed.

DUBLIN CIRCLE SINKHOLE

Council Member Vannoy moved to approve Resolution No. 2011-158-R; authorizing the Mayor to negotiate and execute a contract with GEO Solutions in an amount not to exceed \$32,395 to be paid from Municipal Capital Improvement Fund. 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 Ronica Ondocsin	Aye

Motion passed.

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

DOWNTOWN IMPROVEMENTS – ELEVATION DRAWINGS/RENDERING

Council Member Ondocsin moved to authorize the expenditure of funds, not to exceed \$1,000, on drawings and/or renderings for the downtown improvements to be performed by Rachel Wills. 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 Member Ronica Ondocsin	Aye

Motion passed.

TOURISM AD

Council Member Ondocsin moved to authorize the expenditure of \$600 from Council Special Projects budget line item to be used towards tourism advertisement pages. 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 Member Ronica Ondocsin	Aye

Motion passed.

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

REQUEST FROM DOLGENCORP, LLC (DBA DOLLAR GENERAL STORE #7037) FOR OFF-PREMISE BEER/WINE LICENSE FOR THEIR LOCATION AT 7950 HIGHWAY 72 WEST, SUITE D

Council President Overcash opened the public hearing for comments from the public. There being no public comments he then closed the public hearing and entertained a motion from Council.

Council Member Jennings moved to consent to the issuance of an off-premise beer/wine license for Dolgencorp, LLC doing business as Dollar General Store #7037. 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 Ronica Ondocsin	Aye

Motion passed.

PROPOSED ORDINANCE NO. 2011-125; REZONING CERTAIN PROPERTY CONTAINING 17.30 ACRES LOCATED EAST OF COUNTY LINE ROAD AND SOUTH OF PALMER ROAD FROM M-1 TO MU (FIRST READING 05/23/2011)

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

After much discussion, Council Member Cowles moved to adopt proposed Ordinance No. 2011-125.

Council Member Cowles withdrew his previous motion and moved to postpone action on Proposed Ordinance No. 2011-125 until the next regular meeting to allow for further discussion with the developer on other proposed uses within the Mixed use. 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 Member Ronica Ondocsin	Aye

Motion passed.

DEPARTMENTAL REPORTS

ENGINEERING DEPARTMENT

RESOLUTION NO. 2011-135-R; ACKNOWLEDGING DEDICATION OF TEMPORARY CONSTRUCTION EASEMENT BY JOHN A JURENKO FOR THE BRADFORD CREEK GREENWAY PROJECT

Council Member Haraway moved to approve Resolution No. 2011-135-R. Council Member Cowles seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Absent
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 Ronica Ondocsin	Aye

Motion passed.

UPDATE ON GOOCH ROAD IMPROVEMENT PROJECT

City Engineer Gary Chynoweth updated Council on the project thus far.

FIRE DEPARTMENT

RESOLUTION NO. 2011-152-R; AWARDING BID NO. MFD-03-11 FOR CONSTRUCTION OF FIRE STATION NO. 2 IN THE LUMP SUM AMOUNT OF \$2,196,936 TO LEE BUILDERS (TO BE PAID FROM CAPITAL IMPROVEMENT)

Council Member Haraway moved to approve Resolution No. 2011-152-R. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Nay
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Nay
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

FINANCE

RESOLUTION NO. 2011-157-R; AWARDING BID NO. COM-11-11 TO REMOVE AND REPLACE LED AREA LIGHTS FOR THE MADISON PUBLIC LIBRARY PARKING LOT AND MADISON PUBLIC WORKS DEPARTMENT PARKING LOT TO MADISON ELECTRIC, INC (TO BE PAID FROM ENERGY GRANT)

Council Member Vannoy moved to approve Resolution No. 2011-157-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 Ronica Ondocsin	Aye

Motion passed.

LEGAL

LEGAL ACTION ITEMS

RESOLUTION NO. 2011-149-R; AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MADISON AND ALABAMA DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF DEBRIS REMOVAL IN CONNECTION WITH TORNADO EVENT

Council Member Jennings moved to approve Resolution No. 2011-149-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 Ronica Ondocsin	Aye

Motion passed.

RESOLUTION NO. 2011-150-R; AUTHORIZING A WATER AND SEWER INFRASTRUCTURE RELOCATION AND FOREBEARANCE AGREEMENT WITH MADISON UTILITIES

Council Member Haraway moved to approve Resolution No. 2011-150-R. 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 Member Ronica Ondocsin	Aye

Motion passed.

RESOLUTION NO. 2011-151-R; AUTHORIZING A SHELTER AGREEMENT WITH THE AMERICAN RED CROSS

Council Member Jennings moved to approve Resolution No. 2011-151-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 Member Ronica Ondocsin	Aye

Motion passed.

RESOLUTION NO. 2011-155-R; AUTHORIZING AN AGREEMENT WITH DR. LESLIE R. TAYLOR FOR COURT-ORDERED COUNSELING SERVICES

This item was removed from the agenda.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

Having no further business to discuss, Council Member Jennings moved to adjourn the meeting. 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 Ronica Ondocsin	Aye

Motion carried.

The meeting was adjourned at 7:44 p.m.

Signatures on following page.

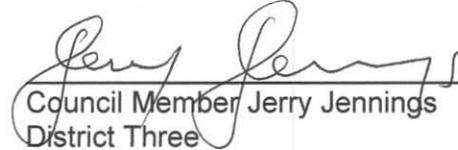
Minutes No. 2011-15-RG, dated June 28, 2011, read, approved and adopted this 11th day of July 2011.



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

ABSENT

Council Member Larry Vannoy
District Six



Council Member Ronica Ondocsin
District Seven

Concur:

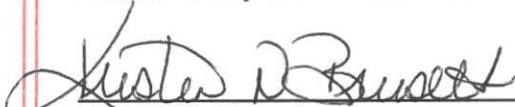


Paul Finley
Mayor

Attest:



Stacy A. Gilley
Assistant City Clerk-Treasurer



Kristen N. Bruseth
Recording Secretary