



MINUTES NO. 2013-13-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF MADISON, ALABAMA
JULY 8, 2013

The Madison City Council met in regular session on Monday, July 8, 2013 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 Angela Dollar of Restoration Church provided the invocation followed by the Pledge of Allegiance led by Council President Overcash.

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 Troy Trulock	Present
Council District No. 1 Tim Holcombe	Present
Council District No. 2 Steve Smith	Present
Council District No. 3 D.J. Klein	Present
Council District No. 4 Mike Potter	Present
Council District No. 5 Tommy Overcash	Present
Council District No. 6 Gerald Clark	Present
Council District No. 7 Ronica Ondocsin	Present

Also in attendance were: Planning Director Amy Bell, City Clerk Treasurer Melanie A. Williard, Public Works Director Steve Abbott, Revenue Director Cameron Grounds, Fire Marshall/Deputy Chief Cary Sadler, IT Director Jason Colee, Recreation Director Kory Alfred, Engineering Director Gary Chynoweth, Police Chief Larry Muncey, Finance Director Roger Bellomy, Magistrate Beth Bellomy, Building Director Jimmy Morgan, Human Resources Director Terri Towry, City Attorney Kelly Butler, and Assistant City Clerk-Treasurer Lisa Bullock.

Public attendance registered: Howell Lee (HMCBA), Mary Fletcher, Elizabeth Wharry, Nicole Barnett, Sarah Sledge, Don Webster, Susie Masotti (MCC), Laura Pope, and Tina Clark

APPROVAL OF MINUTES

MINUTES NO. 2013-12-RG, JUNE 24, 2013

Council Member Holcombe moved to approve Minutes No. 2013-12-RG. Council Member Clark seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

PRESENTATION AND AWARDS

BETH RIDGEWAY, UPDATE ON MADISON ARTS COUNCIL

Beth Ridgeway, President of the Madison Arts Council highlighted the activities of the Arts Council including the Gazebo Concerts and Madison Derby Days. They currently have 50 members.

PUBLIC COMMENTS

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

Elizabeth Wharry of Briar Ridge Court appeared before Council asking why non-Madison residents are allowed to use Dublin pool as she was under the impression that you had to be a resident of Madison to use the pool. She stated that there are a large amount of children coming from Huntsville to use the pool and the lifeguards seem to have no control over them. She also feels that the children from Huntsville should use City of Huntsville swimming pools. Mayor Trulock informed Ms. Wharry that you do not have to be a Madison resident to use the facilities at Dublin, and that any person is free to use the pool as long as they pay the required fee. Mayor Trulock asked Recreation Director Kory Alfred to look into this issue as it could pose a safety issue if not enough lifeguards are on duty.

Susie Masotti of the Madison Chamber of Commerce informed Council of some upcoming events including a Business after Hours event this Thursday July 11th at Iberia Bank, and a monthly luncheon on Thursday the 25th regarding legislative measures that affect businesses statewide.

Lastly, the Business Expo will be held on Saturday July 27th. She announced that there will also be shredding at this event and that people can bring up to one hundred pounds of shredding per person. A portion of the proceeds from the shredding will go to the YMCA.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council Member Holcombe moved to approve the consent agenda as follows.

General Operating Account	\$1,154,689.67
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Special General Fund	\$4,774.68
Gasoline Tax and Petrolatum Inspection Fees	\$105,433.81
Street Repair and Maintenance	\$395.30
Series 2006 Bond Checking	\$23,300.00
Subdivision Cash Bond	\$2,500.00
Library Building Fund	\$5,433.87
Water Distribution & Storage Projects	\$14.90
Fire CPR	\$196.38

Approval of payment to Reed Contracting Services for materials supplied for repairs to Madison Utilities trench failures (to be paid from Madison Utilities forbearance funds) \$2,229.61

Approval of payment to Vulcan Materials for materials supplied for repairs to Madison Utilities trench failures (to be paid from Madison Utilities forbearance funds) \$976.92

Acceptance of donation in the amount of \$534.00 from Faith Lutheran Church *Paws for a Cause* fundraiser for Police Department K-9 Unit (to be deposited into Police Dept. Donation account)

Resolution No. 2013-213-R declaring certain city property formerly used by the Fire Department as surplus and authorizing that said equipment be used for trade-in value on new equipment

Approval of payment to Reed Contracting for work completed on Bid No. MED-01-13, US 72 Median and Roadway Improvements, Phase II (to be paid from 2006 Capital Improvement budget) \$546,319.51

Approval of payment to Garrett and Associates Appraisals, Inc. for Downtown property appraisals (to be paid from Engineering Department budget) \$3,500.00

Approval of payment to J.W. Kennedy Land Surveying for mortgage survey at 174 Hughes Road (to be paid from Engineering Department budget) \$840.00

Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

PRESENTATION OF REPORTS

MAYOR TROY TRULOCK

Mayor Trulock publicly recognized Reed Contracting Services for the quality of work on Eastview Drive and the timely manner in which it was done.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

Council Member Holcombe advised that a Council work session was needed in order to discuss CIP projects. A work session was scheduled for July 17th at 5:30PM.

COUNCIL DISTRICT NO. 2 STEVE SMITH

No business to report.

COUNCIL DISTRICT NO. 3 D. J. KLEIN

No business to report.

COUNCIL DISTRICT NO. 4 MIKE POTTER

Council Member Potter commended the Police Department, Public Works, Engineering, and the Fire Department for their efforts in keeping the roads safe during the July 4th flooding event.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report.

COUNCIL DISTRICT NO. 6 GERALD CLARK

Council Member Clark gave an update on Hughes Plaza. He met with Mrs. Thornton after the last Council meeting and she gave him a list of issues that has been forwarded to the appropriate departments. The City Departments investigated the issues brought by Mrs. Thornton and found that everything is in compliance.

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

Council Member Ondocsin noted that Madison is in the August issue of Family Circle as one of the ten best towns for families.

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

REQUEST FROM VARDAN LLC (D.B.A. RADISSON HOTEL) FOR AN ON-PREMISE BEER-WINE-LIQUOR LICENSE FOR THEIR LOCATION AT 8721 MADISON BOULEVARD

Revenue Officer Cameron Grounds advised Council that all paperwork is in order for this request.

Council President Overcash opened the public hearing for comments regarding this request. There being none he then closed the floor and entertained a motion from Council.

Council Member Holcombe moved to consent to the issuance of an on-premise beer-wine-liquor license to Vardan, LLC (D.B.A. Radisson Hotel) for their location at 8721 Madison Boulevard. Council Member Klein seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

REQUEST FROM SOON KI JEONG (D.B.A. EXPRESS FOOD MART NO. 1) FOR AN OFF-PREMISE BEER-WINE-LIQUOR LICENSE FOR THEIR LOCATION AT 3721 SULLIVAN STREET, SUITE A

Revenue Officer Cameron Grounds advised Council that work is still in progress on this building so approval can be given for the issuance of the ABC license but local license approval should be contingent upon sign off by Building & Fire.

Council President Overcash opened the public hearing for comments regarding this request. There being none the public hearing was closed.

Council Member Klein moved to consent to the issuance of an off-premise beer-wine-liquor license to Soon Ki Jeong (D.B.A. Express Food Mart No. 1) for their location at 3721 Sullivan Street, Suite A with their local license contingent upon Fire and Building Department approval. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Abstain
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

REQUEST FROM RECETA MEXICANA LLC (D.B.A. BUENA VISTA MEXICAN RESTAURANT) FOR AN ON-PREMISE BEER-WINE-LIQUOR LICENSE FOR THEIR LOCATION AT 8217 HIGHWAY 72 WEST

Revenue Officer Cameron Grounds advised Council that work is still in progress on this building so approval can be given for the issuance of the ABC license but local license approval should be contingent upon sign off by Building & Fire.

Council President Overcash opened the public hearing for comments regarding this request. There being none he then closed the floor and entertained a motion from Council.

Council Member Ondocsin moved to approve the request for an on-premise beer-wine-liquor license to Receta Mexicana LLC (D.B.A. Buena Vista Mexican Restaurant) for their location at 8217 Highway 72 West with issuance of local license contingent upon Fire and Building Department approval. Council Member Holcombe seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

DEPARTMENT REPORTS

PLANNING

RESOLUTION NO. 2013-199-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2013-200 ZONING CERTAIN PROPERTY LOCATED AT 12163 BURGREN ROAD AS R-1A AS REQUESTED BY STEVEN AND SUSAN BUSCH (1ST PUBLICATION 07/13/2013; SYNOPSIS 07/20/2013; PUBLIC HEARING 08/12/2013)

Council Member Holcombe moved to approve Resolution No. 2013-199-R. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2013-201-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2013-202 ZONING CERTAIN PROPERTY LOCATED ON HARDIMAN ROAD AS R-3A AS PETITIONED BY SMART LIVING LLC ON BEHALF OF IAN AND LINDA PANTON (1ST PUBLICATION 07/13/2013; SYNOPSIS 07/20/2013; PUBLIC HEARING 08/12/2013)

Council Member Clark moved to approve Resolution No. 2013-201-R. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye

Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2013-203-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2013-204 REZONING CERTAIN PROPERTY LOCATED ON POWELL ROAD FROM AG TO R-3A AS PETITIONED BY SMART LIVING LLC ON BEHALF OF JAMES POWELL COLE, ET AL. (1ST PUBLICATION 07/13/2013; SYNOPSIS 07/20/2013; PUBLIC HEARING 08/12/2013)

Council Member Potter moved to approve Resolution No. 2013-203-R. Council Member Clark seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2013-205-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2013-206 REZONING CERTAIN PROPERTY LOCATED NORTH OF STILLWATER COVE SUBDIVISION AND WEST OF SEGERS ROAD FROM AG TO R-3A AS REQUESTED BY SMART LIVING, LLC (1ST PUBLICATION 07/13/2013; SYNOPSIS 07/20/2013; PUBLIC HEARING 08/12/2013)

Council Member Klein moved to approve Resolution No. 2013-205-R. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

RECREATION

RESOLUTION NO. 2013-207-R APPROVING A CONTRACT WITH KPS FOR DEVELOPMENT OF A PARKS AND RECREATION MASTER PLAN (\$46,500 TO BE PAID FROM 2013 CAPITAL IMPROVEMENT BUDGET)

Council Member Smith moved to approve Resolution No. 2013-207-R. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye

Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2013-208-R AUTHORIZING THE MAYOR TO EXECUTE PROFESSIONAL SERVICES AGREEMENT WITH P I SPORTS, LLC (\$13,000 TO BE PAID FROM 2013 CAPITAL IMPROVEMENT BUDGET)

Council Member Clark moved to approve Resolution No. 2013-208-R. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

ENGINEERING

RESOLUTION NO. 2013-209-R APPROVING CHANGE ORDER NO. 1 ON THE CONSTRUCTION AGREEMENT WITH S. J. AND L. FOR CONSTRUCTION OF THE BRADFORD CREEK GREENWAY PHASE 1 INCREASING THE CONTRACT IN THE AMOUNT OF \$96,400 (TO BE PAID FROM CAPITAL IMPROVEMENT BUDGET)

Council Member Potter moved to approve Resolution No. 2013-209-R. Council Member Holcombe seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2013-210-R APPROVING THE RENEWAL OF MAINTENANCE AGREEMENT FOR BENTLEY SOFTWARE (\$5,010 TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Ondocsin moved to approve Resolution No. 2013-210-R. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye

Council District No. 6 Gerald Clark Aye
Council District No. 7 Ronica Ondocsin Aye

Motion carried.

RESOLUTION NO. 2013-211-R AUTHORIZING THE MAYOR TO EXECUTE WORK AUTHORIZATION SHEET WITH OMI, INC. FOR GEOTECHNICAL ENGINEERING STUDY AND SUBSURFACE EXPLORATION FOR MOSE CHAPEL ROAD IMPROVEMENT PROJECT (\$3,000 TO BE PAID FROM 2013 CAPITAL IMPROVEMENT BUDGET)

Council Member Potter moved to approve Resolution No. 2013-211-R. Council Member Clark seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe Aye
Council District No. 2 Steve Smith Aye
Council District No. 3 D.J. Klein Aye
Council District No. 4 Mike Potter Aye
Council District No. 5 Tommy Overcash Aye
Council District No. 6 Gerald Clark Aye
Council District No. 7 Ronica Ondocsin Aye

Motion carried.

RESOLUTION NO. 2013-212-R AUTHORIZING THE MAYOR TO EXECUTE AGREEMENT WITH ICA ENGINEERING, INC. (FORMERLY FLORENCE AND HUTCHESON) FOR CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR CIP PROJECT NO. 12-006A, PLANNING, RESURFACING AND PAVEMENT MARKING ON CR-3 (COUNTY LINE ROAD) FROM MILL ROAD TO SOUTH SR-2 (US 72) PHASE I IN THE AMOUNT OF \$249,100 (TO BE PAID FROM ATRIP FUNDING & CAPITAL IMPROVEMENT BUDGET)

Council Member Potter moved to approve Resolution No. 2013-212-R. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe Aye
Council District No. 2 Steve Smith Aye
Council District No. 3 D.J. Klein Aye
Council District No. 4 Mike Potter Aye
Council District No. 5 Tommy Overcash Aye
Council District No. 6 Gerald Clark Aye
Council District No. 7 Ronica Ondocsin Aye

Motion carried.

APPROVAL FOR THE ISSUANCE OF PURCHASE REQUISITION TO J.W. KENNEDY FOR BOUNDARY AND TOPOGRAPHIC SURVEY NEEDED FOR CIP PROJECT NO. 13-021, MOSE CHAPEL ROAD IMPROVEMENTS (\$10,070 TO BE PAID FROM 2013 CAPITAL IMPROVEMENT BUDGET)

Council Member Potter moved to approve issuance of purchase requisition to J. W. Kennedy. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council District No. 1 Tim Holcombe Aye
Council District No. 2 Steve Smith Aye

Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

Engineering Director Gary Chynoweth reported that the water line is being relocated on Old Madison Pike and as soon as that's done they will start the storm drainage work along with curb and gutter work.

ADJOURNMENT

Having no further business to discuss Council Member Holcombe moved to adjourn. The vote taken was recorded as follows:

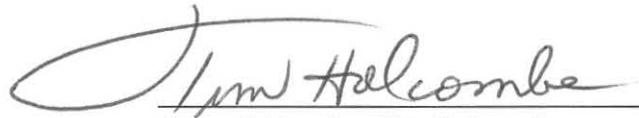
Council District No. 1 Tim Holcombe	Aye
Council District No. 2 Steve Smith	Aye
Council District No. 3 D.J. Klein	Aye
Council District No. 4 Mike Potter	Aye
Council District No. 5 Tommy Overcash	Aye
Council District No. 6 Gerald Clark	Aye
Council District No. 7 Ronica Ondocsin	Aye

Motion carried.

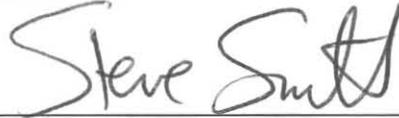
The meeting was adjourned at 7:02PM

Signatures on the following page:

Minutes No. 2013-13-RG, dated July 8, 2013, read, approved and adopted this 22nd day of July, 2013.



Council Member Tim Holcombe
District One



Council Member Steve Smith
District Two



Council Member D.J. Klein
District Three



Council Member Mike Potter
District Four



Council Member Tommy Overcash
District Five



Council Member Gerald Clark
District Six



Ronica Ondocsin
District Seven

Concur:



Troy Trulock
Mayor

Attest:



Melanie A. Williard, City Clerk-Treasurer



Lisa Berry, Recording Secretary