

MINUTES NO. 2015-13-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
JUNE 22, 2015

The Madison City Council met in regular session on Monday, June 22, 2015, 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 Tommy Overcash.

Pastor Travis Campbell with Cornerstone Word of Life 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 Troy Trulock	Present
Council District No. 1 Tim Holcombe	Present
Council District No. 2 Steve Smith	Present
Council District No. 3 DJ 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: Information Technology Director Jason Colee, Parks & Recreation Director Kory Alfred, City Contract Attorney Megan Zingarelli, Planning Director Amy Sturdivant, Building Director Jimmy Morgan, Finance Director Roger Bellomy, City Engineer Gary Chynoweth, Fire Chief Ralph Cobb, City Attorney Kelly Butler, Acting Public Works Director Kent Smith, Police Chief Larry Muncey, City Clerk-Treasurer Melanie A. Williard and Assistant City Clerk-Treasurer Lisa Bullock

Public Attendance registered: Jared Cassidy, Sherry Bruckner with Madison Chamber of Commerce, Pastor Travis Campbell, Ricky Robinson, Nick Seller, Jonathan McGee, Howell Lee with the Huntsville-Madison County Builders Association, Vernon Paulett, Max Paulett, Nichole ___ with Boy Scout Troop 204, Keith Shields, Madison County Commissioner Steve Haraway and Daniel Kasambre with Madison Chamber/YMCA and one illegible signature

AMENDMENTS TO AGENDA

Council Member Smith requested that the following item be added to the Consent Agenda:

- Approval of payment to Providence Associates in the amount of \$5,050

Council voiced no objections.

APPROVAL OF MINUTES

MINUTES NO. 2015-12-RG; JUNE 8, 2015

Council Member Ondocsin moved to approve Minutes No. 2015-12-RG. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
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.

None

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating Account	\$999,758.86
Special General Operating Accounts	\$32,586.58
½ Cent Reserve	\$115.34
½ Cent Capital Replacement	\$10,821.67
½ Cent Infrastructure	\$57.67
Gasoline Tax & Petroleum Inspection Fees	\$33,265.05
Library Building Fund	\$52,371.42
Series 2013 Bond Checking	\$13,040.00
Water Distribution & Storage	\$78,102.69
○ <u>Resolution No. 2015-159-R</u> ; declaring certain city property formerly used by the Police Department (3 cameras) as surplus and of negligible value and authorizing their disposal	
○ Approval of payment to CDG – Invoice #15 in the amount of \$1,225 for professional services through May 27, 2015 on Madison – Downtown Streetscape, Phase III to be paid from 2013 bond account	
○ <u>Resolution No. 2015-160-R</u> ; approval of travel advance in the amount of \$260.50 for Stacy Thomas to attend Mental Health Crisis Intervention Team Training in Memphis, TN to be paid from departmental budget	
○ Approval of payment to Madison Utilities Forbearance invoices, to be paid from Madison Utilities Forbearance funds:	
• Reed Contracting Services	\$1,517.97
• Vulcan Materials	\$992.27

- Approval of payment in the amount of \$4,925 to Barge, Waggoner, Sumner & Cannon, Inc. for boundary and topo services rendered through May 29, 2015 on Madison Multi-Use Complex, to be paid from 2013-A bond account
- Approval of payment in the amount of \$9,070.16 to Barge, Waggoner, Sumner & Cannon, Inc. for civil services rendered through May 29, 2015 on Madison Multi-Use Complex to be paid from 2013-A bond account
- Approval of payment in the amount of \$375,375.56 to North Alabama Gas District for reimbursement of expenses incurred for County Line Road widening per Resolutions 2013-310-R and 2015-45-R to be paid from 2013-A bond account
- Approval of payment in the amount of \$10,203.90 to S & ME for Streamwalking 4.5 miles and screening 8 flowing outfalls to be paid from departmental funds
- Approval of payment in the amount of \$300 to OMI, Inc. for NPDES Inspections related to detention pond modifications to be paid from 2013-A bond account
- Approval of payment in the amount of \$32,525.15 to Littlejohn for CE & I Services related to County Line Road, Phase II to be paid from 2013-A bond account
- Approval of payment in the amount of \$2,481.84 to Littlejohn for CE & I services related to Wall Triana Bridge Replacement to be paid from 2013-A bond account
- Approval of payment to Volkert & Associates for professional services related to construction management for Recreation campus project invoice 2015013, Payment #1 \$67,000 invoiced to date April 2015 through May 2015 to be paid from 2013 bond account
- Approval of payment to Providence Associates in the amount of \$5,050 for professional services related to the Library project

Council Member Klein seconded the motion to approve the Consent Agenda and Finance Committee Report. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

PRESENTATION OF REPORTS

MAYOR TROY TRULOCK

SKATE PARK GRANDE OPENING

A ribbon cutting and official grand opening of Insanity Skate Park was held Saturday, June 13th along with the first annual Taste the Spirit of Madison event held at the skate park and sponsored by the Madison Chamber of Commerce. Both events were well attended.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

No business to report

COUNCIL DISTRICT NO. 2 STEVE SMITH

No business to report

COUNCIL DISTRICT NO. 3 DJ KLEIN

No business to report

COUNCIL DISTRICT NO. 4 MIKE POTTER

No business to report

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report

COUNCIL DISTRICT NO. 6 GERALD CLARK

No business to report

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

No business to report

BOARD/COMMITTEE APPOINTMENTS

ANNOUNCEMENT OF APPOINTMENT TO REDEVELOPMENT AUTHORITY

Council Member Steve Smith announced that the City is currently seeking qualified individuals to serve on the newly created Madison Redevelopment Authority. Applicants must be a qualified elector of the City of Madison with experience in commercial brokerage

or development, financial services, or small business ownership is preferred. Council will make appointments at their next regular meeting on July 13.

PUBLIC HEARINGS

REQUEST FOR AN OFF-PREMISE LIQUOR LICENSE FROM SHREE GANESHA, INC. DOING BUSINESS AS EXPRESS FOOD MART FOR THEIR LOCATION AT 3721-A SULLIVAN STREET

Revenue Officer Cameron Grounds informed Council that all of the paperwork is in order and the Police, Fire and Building Departments have all signed off on it. Council President Overcash opened the public hearing for comments regarding this request. There being none, he closed the public hearing and entertained a motion.

Council Member Potter moved to consent to the issuance of an off-premise liquor license from the ABC Board for Shree Ganesha, Inc. doing business as "Express Food Mart" for their location at 3721-A Sullivan Street. Council Member Ondocsin seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

REQUEST FOR AN OFF-PREMISE BEER AND WINE LICENSE FROM CHOKSI, INC. DOING BUSINESS AS PAPA JACKS #8 FOR THEIR LOCATION AT 101 KYSER BOULEVARD

Revenue Officer Cameron Grounds informed Council that all of the paperwork is in order and the Police, Fire and Building Departments have all signed off on it. Council President Overcash opened the public hearing for comments regarding this request. There being none, he then closed the public hearing and entertained a motion.

Council Member Potter moved to consent to the issuance of an off-premise beer and wine license from the ABC Board for Choksi, Inc. doing business as "Papa Jacks #8" for their location at 101 Kyser Blvd. Council Member Klein seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye

Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

PROPOSED ORDINANCE NO. 2015-126; REZONING CERTAIN PROPERTY LOCATED SOUTH OF PALMER ROAD AND EAST OF PALMER PARK FROM M-2 TO R-4 AS REQUESTED BY DUBLIN FARMS, LLC (FIRST READING MAY 11, 2015)

Planning Director Amy Sturdivant informed Council that this request involves approximately 25 acres of property just east of Palmer Park and includes Bradford Creek and its floodway. The Planning Commission has reviewed this request and does recommend approval. The surrounding zoning is manufacturing, however, staff did look at this in great detail making sure that all criteria for rezoning was met, looking at the Growth Plan and the Recreation Plan and agreed that this request does make sense when you look at property that is so close to the Park and greenway. She added that much of this property is undevelopable because it is in the floodway and would be more likely to be treated more park-like by a residential development than it would be by any manufacturing development. In terms of a buffer between R-4 zoning and manufacturing, there is a requirement for residential and manufacturing transition and in this case it would be the responsibility of any new manufacturing to ensure proper buffering, however, there are landscape requirements for R-4 as well.

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

Council Member Potter moved to adopt Ordinance No. 2015-126. Council Member Clark seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

PROPOSED ORDINANCE NO. 2015-128; REZONING CERTAIN PROPERTY LOCATED SOUTH OF MEADOWGLADE LANE AND WEST OF SUNNYFIELD DRIVE FROM AG AND R-2 TO R-3A AS REQUESTED BY THOMAS K. AND JANET H. SHIELDS (FIRST READING MAY 11, 2015)

Planning Director Amy Sturdivant stated that the Planning Commission held a public hearing on this request and several homeowners expressed concern with drainage and views. The Planning Commission did explain that any development proposal that would come after this point would have to meet all of the city's regulations and not increase any of the discharge. Access to this property would be from Meadowglade Lane which extends south and T's into the property in a stub-out.

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

Council Member Clark moved to adopt Ordinance No. 2015-128. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

PROPOSED ORDINANCE NO. 2015-130; ZONING CERTAIN PROPERTY LOCATED AT LOT 55, LOT 60, LOT 66, AND LOT 67 OF MORRIS ESTATES, ADDITION NO. 4 AS R-1A AS REQUESTED BY WILLIAM AND SHANNON CAROTHERS (FIRST READING MAY 11, 2015)

Planning Director Amy Sturdivant informed Council that this property has not been annexed into the City yet but State Law does allow for potential zoning for unincorporated land and if not annexed within a certain amount of time the zoning does go away. She added that Council will have the annexation of these lots on their next regular meeting.

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

Council Member Potter moved to adopt Ordinance No. 2015-130. Council Member Clark seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye

Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

DEPARTMENTAL REPORTS

PLANNING DEPARTMENT

RESOLUTION NO. 2015-161-R; SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2015-162 REZONING CERTAIN PROPERTY OWNED BY INTERGRAPH AND LOCATED SOUTH OF I-565 AND EAST OF WALL TRIANA FROM M-1, RESTRICTED INDUSTRIAL DISTRICT, M-2, GENERAL INDUSTRIAL DISTRICT, AND B-2 COMMUNITY BUSINESS DISTRICT TO MU, MIXED USE DISTRICT (FIRST PUBLICATION 07/01/2015, SYNOPSIS 07/08/2015, PUBLIC HEARING 07/27/2015)

Council Member Potter moved to adopt Resolution No. 2015-161-R. Council Member Klein seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion passed.

PROPOSED ORDINANCE NO. 2015-156 VACATING TWO UTILITY AND DRAINAGE EASEMENTS LYING WITHIN JOANN COUCH ESTATES AS RECORDED IN THE OFFICE OF PROBATE, MADISON COUNTY ALABAMA (FIRST READING – SUSPENSION OF THE RULES REQUESTED)

Planning Director Amy Sturdivant informed Council that she is requesting a suspension of the rules on this item in order to allow the requestor to proceed with closing on the property. All necessary departments, utilities and agencies have signed off giving their approval.

Council Member Clark moved to suspend the rules for immediate consideration of Proposed Ordinance No. 2015-156. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
-----------------------------	-----

Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

Upon suspension of the rules, Council Member Clark moved to adopt Ordinance No. 2015-156. Council Member Ondocsin seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

DESIGN OF MULTI-USE RECREATION FACILITY

Planning Director Amy Sturdivant asked for a consensus vote from Council to move forward with the design development phase of the Multi-Use Recreation facility. Council President Overcash stated that Council is not being asked to approve the building of the complex tonight; this is simply to allow the design development phase of the project to begin.

Council Member Clark stated that he feels the pool structure should be separate from the courts as the money will be coming from different sources both now and in the future and it would simplify the taxing process based on square footage. Council Member Potter replied that by constructing two separate buildings the costs would therefore increase.

The consensus vote was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Nay
Council Member Ronica Ondocsin	Aye

Motion carried.

REVENUE DEPARTMENT

PROPOSED ORDINANCE NO. 2015-144; AMENDING § 10-224 OF THE CODE OF ORDINANCES RELATING TO A PRIVILEGE OR LICENSE TAX ON PERSONS OFFERING LODGING, ETC. (FIRST READING JUNE 8, 2015)

Council Member Holcombe moved to adopt Ordinance No. 2015-144. Council Member Smith seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

ENGINEERING DEPARTMENT

RESOLUTION NO. 2015-152-R; ACCEPTANCE OF BRIGHTON PARK AT ASHBURY, PHASE 3 INTO THE CITY OF MADISON MAINTENANCE PROGRAM

Council Member Potter moved to approve Resolution No. 2015-152-R. Council Member Ondocsin seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

FIRE

RESOLUTION NO. 2015-157-R; AUTHORIZING THE MAYOR TO EXECUTE TECHNICAL SERVICE SUPPORT CONTRACT WITH PHYSIO-CONTROL (TO BE PAID FROM DEPARTMENTAL BUDGET)

Council Member Smith moved to approve Resolution No. 2015-157-R. Council Member Holcombe seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

RESOLUTION NO. 2015-164-R; AWARDING BID FOR EMERGENCY WARNING SIREN SYSTEM TO MCCORD COMMUNICATIONS

Council Member Smith moved to approve Resolution No. 2015-164-R. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Aye
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye
Council Member Gerald Clark	Aye
Council Member Ronica Ondocsin	Aye

Motion carried.

PUBLIC WORKS DEPARTMENT

RESOLUTION NO. 2015-163-R; AUTHORIZING EXTENSION OF CONTRACT WITH REPUBLIC SERVICES

Council Member Klein stated that he is disappointed to see this issue once again. An RFP was prepared and ultimately cancelled a day before the bids were due. He believes there should have been some competition to see who else was out there.

Council Member Clark moved to approve Resolution No. 2015-163-R. Council Member Potter seconded. The roll call vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
Council Member Steve Smith	Aye
Council Member DJ Klein	Nay
Council Member Mike Potter	Aye
Council Member Tommy Overcash	Aye

Council Member Gerald Clark Aye
Council Member Ronica Ondocsin Aye

Motion carried.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

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

Council Member Tim Holcombe Aye
Council Member Steve Smith Aye
Council Member DJ Klein Aye
Council Member Mike Potter Aye
Council Member Tommy Overcash Aye
Council Member Gerald Clark Aye
Council Member Ronica Ondocsin Aye

Motion passed.

The meeting was adjourned at 6:44 p.m.

Signatures on following page.

Minutes No. 2015-13-RG, dated June 22, 2015, read, approved and adopted this 13th day of July 2015.



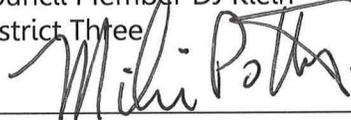
Council Member Tim Holcombe
District One



Council Member Steve Smith
District Two



Council Member DJ Klein
District Three



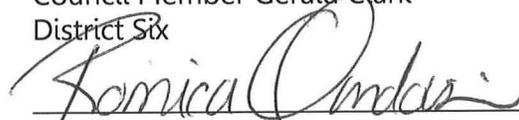
Council Member Mike Potter
District Four



Council Member Tommy Overcash
District Five

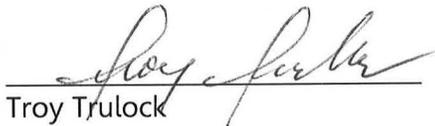


Council Member Gerald Clark
District Six



Council Member Ronica Ondocsin
District Seven

Concur:



Troy Trulock
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Kristen N. Bruseth
Recording Secretary