MINUTES NO. 2016-05-RG

OF A REGULAR MEETING OF

THE CITY COUNCIL OF

THE CITY OF MADISON, ALABAMA

MARCH 14, 2016

The Madison City Council met in regular session on Monday, March 14, 2016 at 6:00 pm in the Council Chambers of the Madison Municipal Complex, Madison, Alabama.

Noting that a quorum was present the meeting was called to order at 6:03 p.m. by Council President Holcombe.

Police Chief Muncey provided the invocation followed by the pledge of allegiance led by Council President Holcombe.

ROLL CALL OF ELECTED GOVERNING OFFICIALS

Roll Call of Elected Governing Officials was conducted by City Clerk-Treasure 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	Absent
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	Absent

Also in attendance were: City Clerk Treasurer Melanie Williard, Assistant City Clerk Treasurer Lisa Bullock, Police Chief Larry Muncey, Public Works Director Kent Smith, City Attorney Kelly Butler, Fire Chief Ralph Cobb, Recreation Director Kory Alfred, IT Director Jason Colee, Assistant City Attorney Megan Zingeralli, Planning Director Mary Beth Broeren, Revenue Director Cameron

Grounds, Dr. Terri Johnson (BOE), David Hergenroeder (BOE), Building Director Jimmy Morgan, and Engineering Director Gary Chynoweth.

Public Attendance Registered: Hanu Karlapalem, Opie Balch, Elbert Balch, William Clemons, Amanda Cosper Turner, Melissa Spencer Owen, Pam Sparks, Arthur S. Kirkindall, Vickie Wallace Morris, Jeff Blankenship, Gerald Claunch, Jon Howell, Jeff Birdwell, Terri Gilbert, Sherry Paxson, Mike Paxson Cyndi Bedsole, Keith Bedsole, D. Brian Landrum, Tracy L. Landrum, John & Peggy Richards, Charles T. Erwin, Nina Ricks, Christopher Barnes, John Allen, Jonathan McGee, James Ross, Matt Furin, Tammy Hudson, Jewel Smith, Gayle Stinnet, Brenda Parker, Judy Spencer, Spencer Smith Marty Alfred, Jackie Reed, and several illegible signatures.

APPROVAL OF MINUTES

MINUTES NO. 2016-04-RG, FEBRUARY 22, 2016

Council Member Potter moved to approve Minutes No. 2016-04-RG. 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	Absent
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	Absent

Motion carried

MINUTES NO. 2016-02-WS, FEBRUARY 17, 2016

Council Member Smith moved to approve Minutes No. 2016-02-WS. 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	Absent
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	Absent

Motion carried

PRESENTATION AND AWARDS

None

PUBLIC COMMENTS

Prior to public comments, Council President Holcombe informed the public that comments about the cemetery issue would be taken first. After that, Council Member Holcombe stated that he will read a prepared statement regarding the recent Trump Rally, and will then open the floor for comments. Finally, the floor will be opened to any other comments or concerns from the public.

TROY GARNER, FELLOWSHIP OF FAITH CHURCH, ADDRESS COUNCIL REGARDING SIGN FOR THE CHURCH

Mr. Garner was not in attendance this evening.

Council President Holcombe offered a statement about the cemetery issue. He stated that the Madison Municipal Cemeteries Committee was formed in 2013 in order to address concerns and make improvements to our City cemeteries. The Cemetery Committee meets at City Hall on the third Tuesday of each month and the meetings are open to the public. Due to the efforts of the committee, repairs and improvements were made to the City Cemeteries including sidewalks, parking, and new gates.

A new cemetery ordinance was passed in February 2015 and posted on signs in the City cemeteries as well as being featured on local news stations. He urged citizens to respectfully state their concerns to Mayor and City Council regarding this issue.

VICKIE MORRIS, ADDRESS COUNCIL REGARDING CITY CEMETERY

Vickie Morris, 26397 Children Lane, Athens appeared before Council with concerns that the cemeteries are being desecrated by the removal of personal property on gravesites. She asked for a moratorium in order to look more closely at the laws surrounding this issue.

JEFF BLANKENSHIP, ADDRESS COUNCIL REGARDING CITY CEMETERY

Jeff Blankenship, 131 Beaver Run Drive, urged Mayor and City Council to do a better job of informing the public about the change other than just the bare minimum that the law requires.

The following people appeared before Council and voiced their concerns about the recent enforcement of the cemetery ordinance:

Brian Landrum, 108 Spring Water Drive
Amanda Cosper Turner, 204 Foy Road
Melissa Spencer Owens, 154 Lewis Lane
Tammy Hudson, 202 Bumble Bee, Harvest, AL

Gayle Stinnett, 802 Eastview Drive
Chris Barnes, 206 Travis Road, Huntsville, AL
Linda Tate Dowd, a resident of Madison
Cindy Bedsole, 221 Mainsail Way
Gerald Klaunch, 26397 Children Lane

Council President Holcombe read a prepared statement regarding the Trump Rally and opened the floor for comments regarding the rally.

The following people spoke against the Trump Rally:

Sandy Kirkindall, of 105 Cambridge Trail
John Cameron, a resident of Madison
Nia Catherine Ricks, 19 Cain Street

The following people spoke in favor of the Trump Rally:

Jackie Reed, a resident of Huntsville
Adair Seiman, 120 Hunington Drive
Jeff Blankenship, 131 Beaver Run Drive
Charles Irwin, 139 Bluebelle Drive
Amanda Cosper Turner, 204 Foy Road
James Ross, 207 Bellingham Drive

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council Member Smith moved to approve the consent agenda as follows:

General Operating Account	$1,246,817.24
ADEM Storm Drainage	$3,447.65
½ Cent Capital Replacement	$68,047.00
Gasoline Tax and Petroleum Inspection Fees	$74,981.43
2013 and 2015 Bond Checking	$199,405.29
Library Building Fund	$54,045.71
Water Distribution and Storage	$2,589,320.13

Approval of payment for invoice #14790.05, in the amount of $231,246.06 to Nola Van Peursem Architects, PC - professional/architectural services for Recreation Facility & Natatorium (to be paid from 2013 Bond account) 20% portion

Resolution No. 2016-49-R authorizing a travel advance in the amount of $214.50 each for Danny Pettus and Chris Townsend to attend PPCT instructor certification course

Resolution No. 2016-43-R declaring certain property formerly used by Court Department as surplus and of negligible value and authorizing its disposal

Approval of payment to Jerry Codispoti - invoice # 014 on project: Madison Alabama Fieldhouse, Madison Recreation Campus (project # 13-023) consulting fee for the month of March 2016. ($5,000 to be paid from 2013-A Bond checking)

Approval of payment in the amount of $1,530.00 for annual maintenance of Terramodel software covering the period of 6/1/16 to 5/31/17 to be paid from departmental funds

Approval of payment in the amount of $900.00 to OMI, Inc. for NPDES inspections completed on 2/3/16, 2/17/16, and 2/24/16 at Rickwood Village and Mose Chapel Rd. improvements (to be paid from 2013-A Bond account)

Approval of payment in the amount.of $450.00 to OMI, Inc. for NPDES inspections completed on 2/3/16, 2/17/16, and 2/24/16 at Lot 2 of the Pines, Phase V, Portal Lane (to be paid from 2013-A Bond account)

Resolution No. 2016-57-R declaring certain City property as surplus and authorizing that it be sold through auction on GovDeals

Approval of payment in the amount of $246.03 to Reed Contracting Services for asphalt supplied for trench failure repairs (to be paid from Madison Utilities Forbearance funds)

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	Absent
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	Absent

Motion carried.

PRESENTATION OF REPORTS

MAYOR TROY TRULOCK

Mayor Trulock read a prepared statement regarding the Trump Rally. He stated that it was a safe and successful event and was reported on local and national news stations.

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

RESOLUTION NO. 2016-53-R IN SUPPORT OF EQUITABLE DISTRIBUTION OF LIMESTONE COUNTY TAXES TO MADISON CITY SCHOOLS

Council Member Potter moved to approve Resolution No. 2016-53-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	Absent
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	Absent

Motion carried.

Council President Holcombe announced that the next meeting of the Madison Municipal Cemeteries Committee will be on March 29th.

COUNCIL DISTRICT NO. 2 STEVE SMITH

Council Member Smith apologized to the families who have loved ones interred in the cemeteries and expressed regret that more wasn't done to get the word out about the new cemetery ordinance.

He was very proud that we were able to host the Trump Rally and complimented Police, Fire, and Public Works Department for a smooth event.

COUNCIL DISTRICT NO. 3 D J KLEIN

Absent

COUNCIL DISTRICT NO. 4 MIKE POTTER

Council Member Potter explained that the City gets 2.5 cents into the General Fund from the 9 ½ cent sales tax; therefore, overtime expenses for the various departments was not recouped the afternoon of the Trump event as some have said.

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

Council Member Overcash stated that the rules for the cemetery have been in place for many years now, just not enforced. He apologized that the changes were not done gradually in order to smooth the transition.

Also, he announced that the Historic Society, along with the Chamber of Commerce is working on the Trains on Main event to generate interest to Downtown Madison. The Madison Street Festival will have vendor sign up beginning on April 15th. Lastly, a group of downtown merchants will be undertaking a food truck event starting the first of April.

COUNCIL DISTRICT NO. 6 GERALD CLARK

Council Member Clark apologized on behalf of the Cemetery Board and himself, as the liaison to the board, stating that they never intended any hurt or disrespect to any of the families. He added that many improvements have been made since the origination of the Cemetery Board. He noted that the notice of the enforcement of the new cemetery ordinance was posted as required by law and that the new ordinance was very similar to the old ordinance, it was just not enforced as it should have been. He urged citizens to attend the committee meetings with thoughts and suggestions on how to properly maintain our City cemeteries.

COUNCIL DISTRICT NO. 7 RONICA ONDOCSIN

Absent

BOARD/COMMITTEE APPOINTMENTS

APPOINTMENT TO BEAUTIFICATION BOARD, PLACE 14

Council President Holcombe opened the floor for nominations for the Beautification Board, Place 14.

Council Member Clark nominated Frank Wetzel for Place 14 on the Beautification Board. Having no further nominations Council President Holcombe closed the floor for nominations and entertained a motion from Council.

Frank Wetzel was appointed by acclamation to Place 14 of the Beautification Board.

PUBLIC HEARINGS

None

DEPARTMENT REPORTS

ENGINEERING

RESOLUTION NO. 2016-50-R ACCEPTANCE OF BURGREEN VILLAGE, PHASE 1 INTO THE CITY OF MADISON MAINTENANCE PROGRAM

Council Member Potter moved to approve Resolution No. 2016-50-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	Absent
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	Absent

Motion carried.

RESOLUTION NO. 2016-51-R ACCEPTANCE OF BURGREEN FARMS, PHASE 1 INTO THE CITY OF MADISON MAINTENANCE PROGRAM

Council Member Potter moved to approve Resolution No. 2016-51-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	Absent
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	Absent

Motion carried.

RESOLUTION NO. 2016-44-R AUTHORIZING MAYOR TO ACCEPT A QUOTATION AND ENTER INTO AN AGREEMENT WITH ESRI, INC., FOR ANNUAL SOFTWARE SUPPORT FOR THE ENGINEERING DEPARTMENT. TOTAL COST OF $5,000.00 TO BE TAKEN FROM DEPARTMENTAL FUNDS

Council Member Potter moved to approve Resolution No. 2016-44-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	Absent
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	Absent

Motion carried.

RESOLUTION NO. 2016-58-R APPROVING DEVELOPMENT AND TRANSFER AGREEMENT WITH SMART LIVING

Council Member Potter moved to table Resolution No. 2016-58-R for further consideration. Council Member Overcash 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	Absent
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	Absent

Motion tabled.

PLANNING

RESOLUTION NO. 2016-46-R SETTING A PUBLIC HEARING ON PROPOSED ORDINANCE NO. 2016-47 REZONING CERTAIN PROPERTY OWNED BY WILLOWBROOK BAPTIST CHURCH, INC. AND LOCATED SOUTH OF U.S. HIGHWAY 72 W AND WEST OF BALCH ROAD FROM AG, AGRICULTURE TO B3, GENERAL BUSINESS DISTRICT (FIRST PUBLICATION 03/23/2016, SYNOPSIS 03/30/2016, PUBLIC HEARING 04/25/2016)

Council Member Potter moved to approve Resolution No. 2016-46-R. Council Member Overcash 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	Absent
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	Absent

Motion carried.

LEGAL

RESOLUTION NO. 2016-48-R AUTHORIZATION TO ENTER INTO CLINICAL AFFILIATION AGREEMENT WITH CALHOUN

Council Member Overcash moved to approve Resolution No. 2016-48-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	Absent
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	Absent

Motion carried.

RESOLUTION NO. 2016-54-R AUTHORIZE MAYOR TO EXECUTE LICENSE AGREEMENT FOR TRAINS ON MAIN WITH CHAMBER OF COMMERCE

Council Member Clark moved to approve Resolution No. 2016-54-R. Council Member Overcash 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	Absent
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	Absent

Motion carried.

RESOLUTION NO. 2016-56-R CONSENT TO REFINANCING OF SPENCER TRACE APARTMENTS BY MEDS

Council Member Overcash moved to approve Resolution No. 2016-56-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	Absent
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	Absent

Motion carried.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

Having no further business, Council Member Potter moved to adjourn. 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	Absent
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	Absent

Motion carried.

The meeting was adjourned at 8:35 PM.

Signatures on the following page:

Minutes No. 2016-05-RG, dated March 14, 2016 read, approved and adopted this 28th day of March, 2016.

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

Council Member Ronica Ondocsin
District Seven

Concur:

Troy Trulock
Mayor

Attest:

Melanie A. Williard
City Clerk-Treasurer

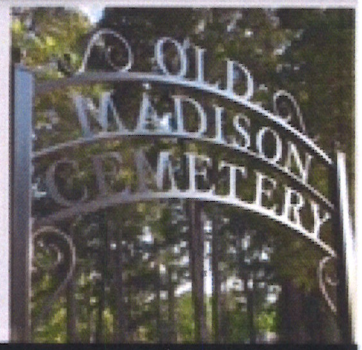
Lisa Berry
Recording Secretary

Attachment for
Minutes No. 2016-05-RG
March 14, 2016

Susie Ann Rodman Lewter

Birth: Jul. 11, 1931
Madison County
Alabama, USA
Death: Feb. 13, 2016
Madison County
Alabama, USA

Susie Ann Lewter, 84, of Madison passed away Saturday at her residence.
Visitation will be Tuesday from 12:00 p.m. until 2:00 p.m. at Berryhill Funeral Home followed by a greavside service at 2:30 p.m. at Madison City Cemetery with Mike Hovis officiating, Berryhill Funeral Home directing.
courtesy of www.berryhillfh.com

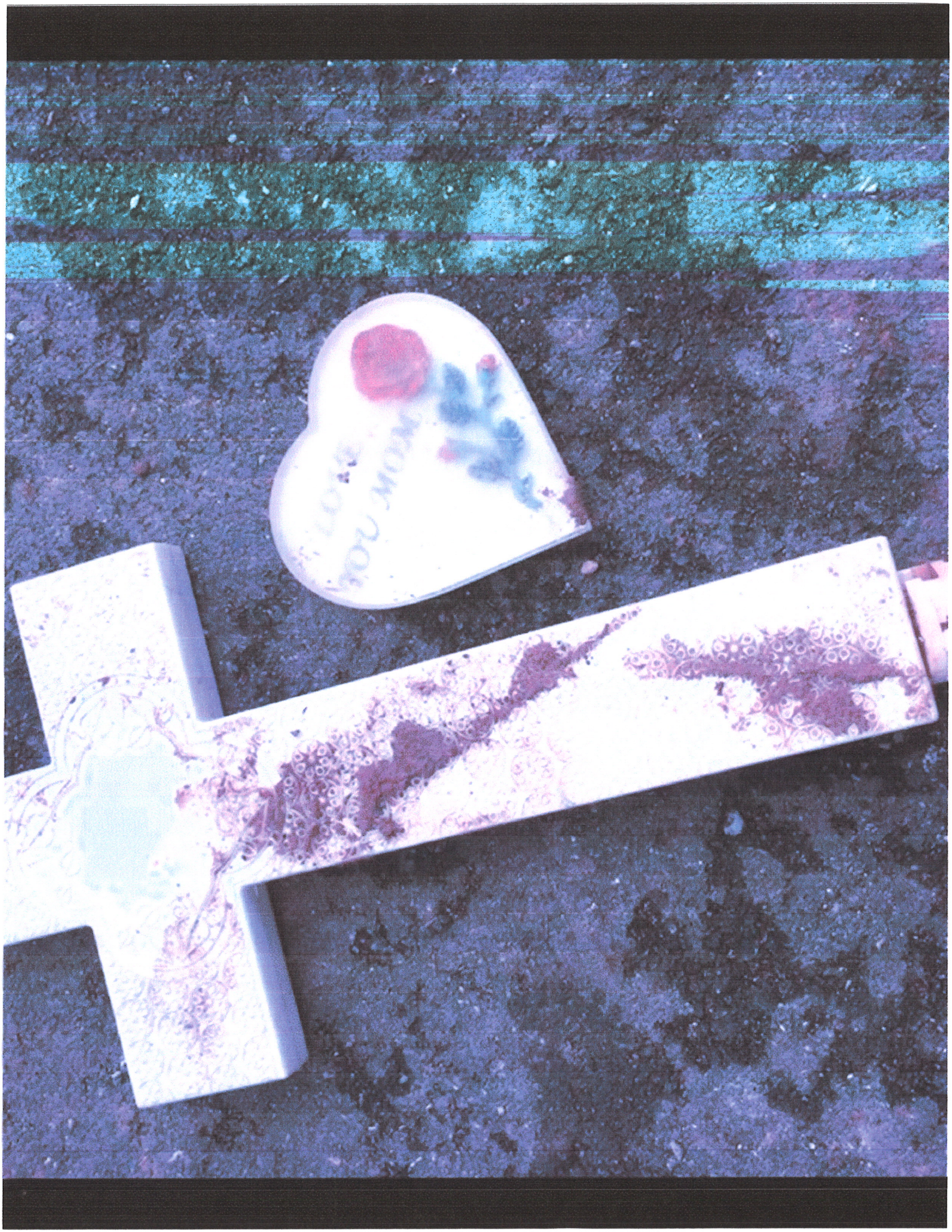


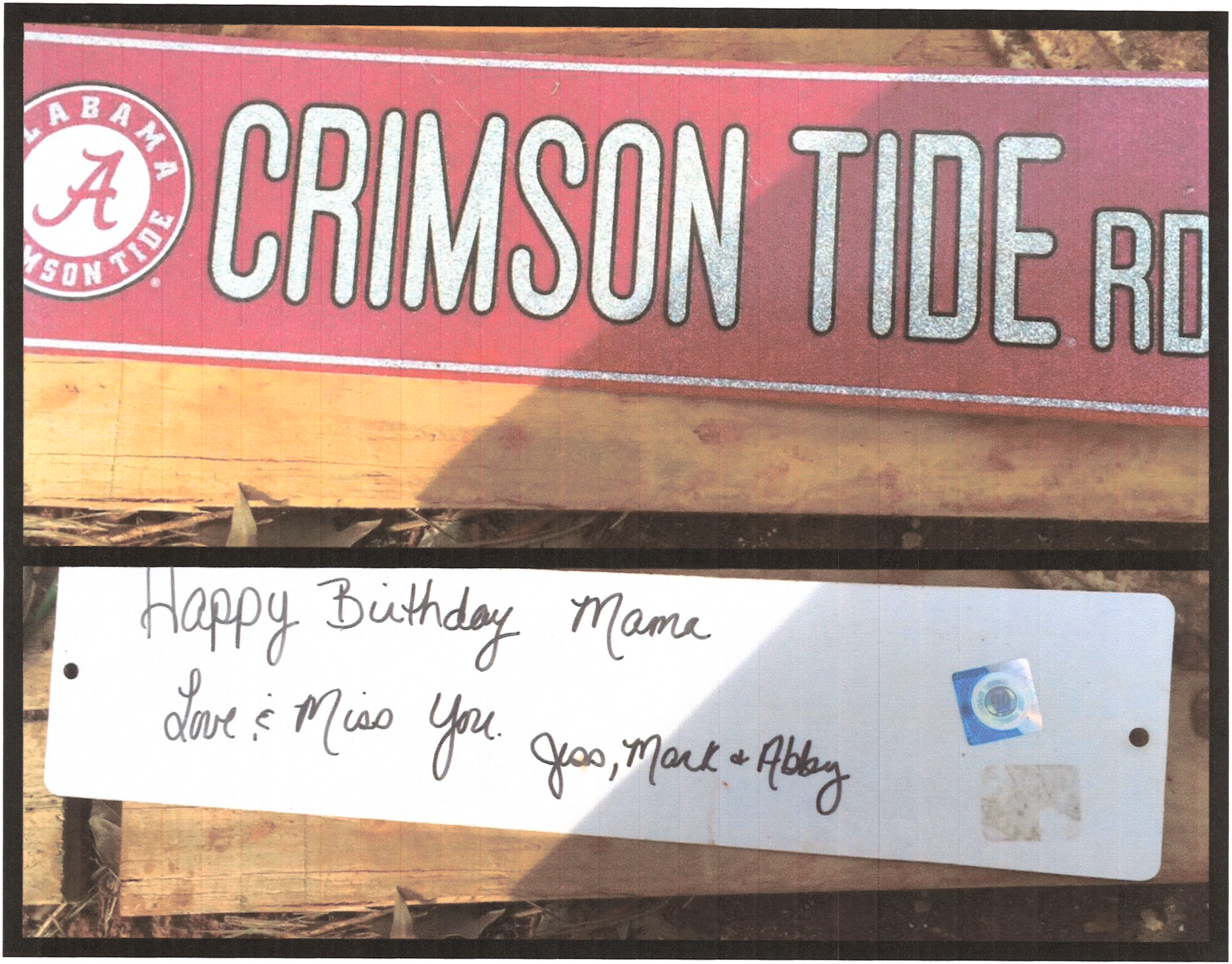
City of Madison ALABAMA

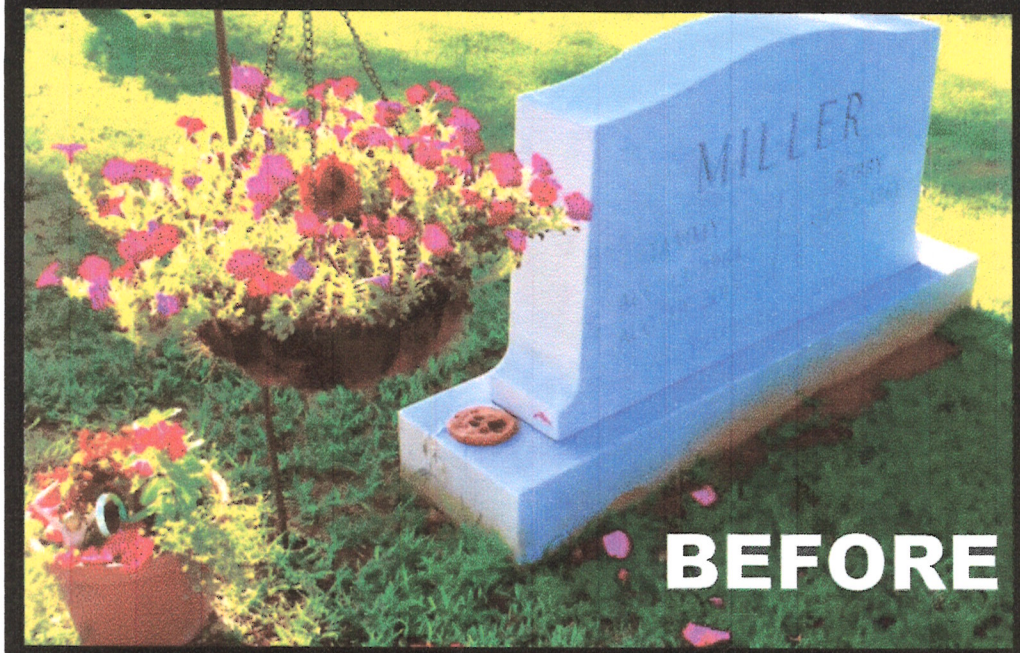
NICHOLS

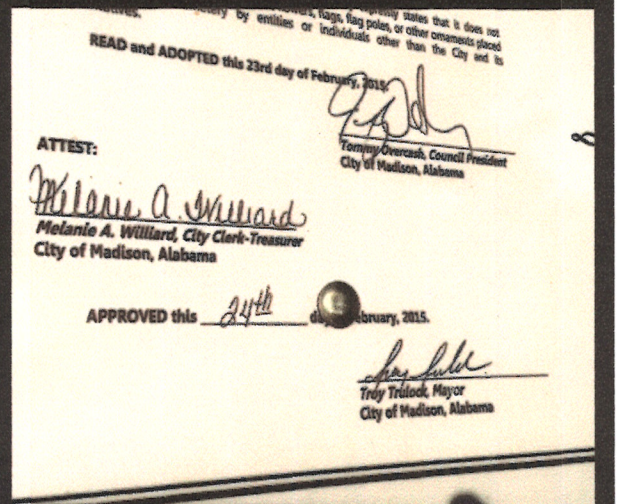
RUBY
APR. 23.
MAY 20
JOE A.
6, 1932

MONTGOMERY
WILLIAMS
NICHOLS
RUBY J.
APR. 23, 1934
MAY 20, 2014
JOE A.
AUG. 6, 1932
TOGETHER FOREVER




ALABAMA
CRIMSON TIDE
CRIMSON TIDE RD
Happy Birthday Mama
Love & Miss You.
Jess, Mark & Abby





...flags, flag poles, or other ornaments placed ...by entities or individuals other than the City and its ...

READ and ADOPTED this 23rd day of February, 2015.

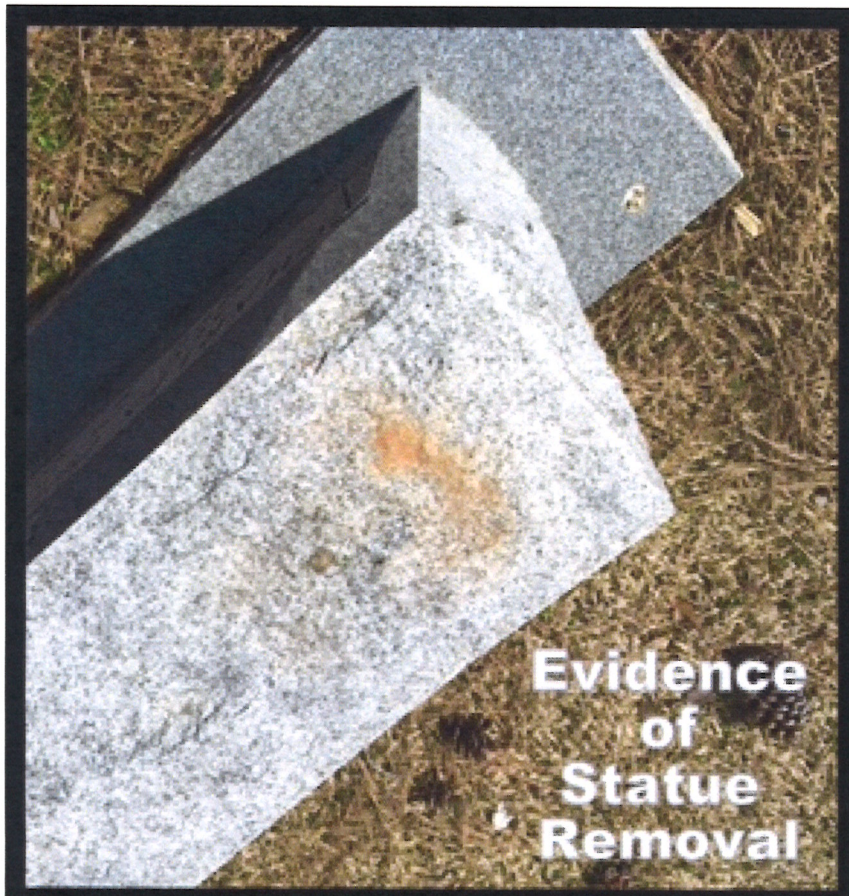
Tommy Overcash, Council President
City of Madison, Alabama

ATTEST:

Melanie A. Willard, City Clerk-Treasurer
City of Madison, Alabama

APPROVED this 24th day of February, 2015.

Troy Trislock, Mayor
City of Madison, Alabama



Evidence of Statue Removal

Attached Statue @ Christmas

Attached Statue on Valentine's Day

After Statue & Other Artifacts Were Removed by City Workers