

MINUTES NO. 2010-06-RG
OF A
REGULAR MEETING
OF THE CITY COUNCIL OF
THE CITY OF MADISON, ALABAMA
MARCH 22, 2010

The Madison City Council met in regular session on Monday, March 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 6:02 p.m. by Council President Bill Holtzclaw.

Pastor Josh Harris of Wall Highway Baptist Church provided the invocation followed by the Pledge of Allegiance led by Council President Holtzclaw.

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 Bill Holtzclaw	Present

Also in attendance were: City Clerk-Treasurer Melanie A. Williard, Assistant City Clerk-Treasurer Stacy Gilley, City Engineer Gary Chynoweth, Public Works Director Dana Stahl, Police Chief Larry Muncey, Planner Johnny Blizzard, HR Director Terri Towry, Building Director Cody Phillips, Director of Finance Lillie Causey, Fire Chief Cobb, Revenue Officer Cameron Grounds, Lieutenant Jim Cooke, Sergeant Steve Wilkerson, Major Lee Weaver, Assistant Recreation Director Mike Cassell, and City Attorney Kelly Butler.

Public attendance registered: Art McKinney, Dave Sheppard, James Rogers, Cary Hilton, Kristen Kulavich, Jesse Robinson, Robert Robinson, Sheila Peoples, Florence Wiley, Gail Gunn, Rick Gunn, Darrell Neal, Charlie Brown, Mark Parsons, Kathy Biddlecombe, Amy Fufori, Sarah Sledge, Frank Riddick, Bea Horton, Don Spencer, Jr. Ed Collins, Elbert R. Balch, Greg Bacon, Lanita Carter, Jake McCarthy, Jr. Terence Cusack, Tim Morris, Opie Balch, Joe Gehrdes, Joan Dawson, Paula Steigerwald, Kathy Gilder, Jim Griffith, Larry Stickle, Pattie Steward, Stacy Steward, Doug Agee, Pat Farr, Craig Farr, John Allen, Thomas Scovill, Connie Spears, Don Webster, Tim Albright, Clay Broussard, W.C. Fuller, Mike Callahan, and Alison Calahan.

AMENDMENTS TO AGENDA

ADDITIONS:

CONSENT AGENDA

APPROVAL OF PAYMENT TO OSBORN & ASSOCIATES FOR WORK COMPLETED ON THE FOLLOWING PROJECT (TO BE PAID FROM CAPITAL IMPROVEMENT BUDGET):

Senior Center Addition \$2,387.88
Police Department Addition \$1,419.16

DELETIONS:

CONSENT AGENDA:

APPROVAL OF PAYMENT TO APAC-MIDSOUTH, INC. FOR WORK COMPLETED ON THE HUGHES ROAD/HIGHWAY 72 INTERSECTION PROJECT (TO BE PAID FROM CAPITAL IMPROVEMENT BUDGET) \$71,791.81

APPROVAL OF MINUTES

MINUTES NO. 2010-05-RG, MARCH 8, 2010

Council Member Jennings moved to approve Minutes No. 2010-05-RG, March 8, 2010. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

PRESENTATIONS AND AWARDS

TRAVELLER – WIRELESS PROJECT UPDATE

Clay Brusar, Sales Director for Traveller, appeared before Council to give an update on the Wireless Project. Thus far, they have set up a connection from their Network Operations Center in Huntsville to Rainbow Mountain. They have also installed equipment at City Hall which is about to become operational. They have also established connections at the Senior Center, Palmer Park, Dublin, and the Fire Stations.

PRESENTATION OF CERTIFICATES TO BOB JONES HIGH SCHOOL CHEERLEADERS

Mayor Finley along with Coach Tara Murphy presented certificates to the Bob Jones High School Cheerleaders who won their 5th National Championship on February 14, 2010 at the Universal Cheerleading Association (UCA) National Competition in Orlando, Florida. Names are as follows:

Brooklynn Bradley	Cassie Curry
Meredith Goode	Caroline Goode
Molly Stephan	Alex Makris
Anna Burcham	Marcy Smith
Karlie Carter	Taylor Wetzel
Haley Carpenter	Kaitlyn Williams
Rachael Cheatham	Caitlin Griffith

KRISTEN KULAVICH, SUSTAINABILITY COMMITTEE, UPDATE ON CHILDREN'S LIVING LIBRARY

Kristen Kulavich of the Sustainability Committee provided an update about the Children's Living Library located at the Madison Public Library. This Library will be the first of its kind in Alabama. It will feature a life size Scrabble board, mini-amphitheater for story time, boat dock with ship, and more. The garden will consist of elements of storybooks and other things that are integrated into environmental sustainable lessons.

Also, all areas of the garden are made from sustainable items. Funds for the upkeep of the garden will come from Madison Run Through the Roses 10K and Celebration this year. A description of the elements is on the City of Madison's website along with a sponsor sheet.

HUNTSVILLE BOTANICAL GARDEN, PRESENTATION REGARDING ANNUAL APPROPRIATION

Paula Steigerwalt, CEO of the Huntsville Botanical Garden appeared before Council and gave a short presentation. Current member is approximately seven thousand household of which approximately twenty percent are City of Madison residents. Approximately fifteen percent of their volunteer base is also City of Madison residents.

She stated that a major fund raiser is the Galaxy of Lights; 127,000 people came to this event last year. She expressed appreciation for the support that Council has given.

PRESENTATION OF PLAQUE FOR 2009 POLICE OFFICER OF THE YEAR

Each month Madison City Police Department selects a Police Officer of the Month who represents the Department's values and mission statement. Chief Muncey, along with Major Lee Weaver, presented a plaque to Officer Lamar Anderson who was selected as the 2009 Police Officer of the Year for his outstanding work and professionalism. This award was selected by the entire department.

PUBLIC COMMENTS

Council President Holtzclaw asked City Engineer Gary Chynoweth to discuss the issue regarding Slaughter Road/Highway 72 Intersection project and it's affect on Nale Drive in the hopes that it would answer some questions the City of Madison residents might have. Mr. Chynoweth stated that there is a proposed shopping development on the northeast corner of Jeff Road and Highway 72. As support for this project Huntsville has planned a five lane project of Jeff Road from Highway 72 up to Capshaw Road. There will be multiple turn lanes onto 72. The City of Huntsville does not intend to shut down the road during construction.

Mr. Chynoweth stated that there have been requests over the years for traffic calming devices in this area. From 2006 until 2010 there have been five speed surveys in the area and none of them have qualified for traffic calming. Construction will tentatively start this summer.

CRAIG FARR, 154 NALE DRIVE, ADDRESS COUNCIL REGARDING SLAUGHTER ROAD/HIGHWAY 72 INTERSECTION PROJECT AND IT'S AFFECT ON NALE DRIVE

Mr. Farr gave his time to Mr. Cusack.

TOM SCOVILL, ADDRESS COUNCIL REGARDING THE CITY OF MADISON BOARD OF EDUCATION

Tom Scovill of 530 Highland Drive approached Council and reiterated his opinion that the City of Madison should have an elected school board. Mr. Scovill also stated that he does not believe that Council should reappoint the incumbent Board Member for the upcoming term.

Mr. Scovill also stated that the issue regarding the new subdivisions in Triana and their affect on the school system has not been addressed.

TERRY CUSACK, 317 RAINBOW DRIVE, ADDRESS COUNCIL REGARDING SLAUGHTER ROAD/HIGHWAY 72 INTERSECTION PROJECT

Terry Cusack of 317 Rainbow Drive appeared before Council with concerns about this intersection project. He stated that he felt the way it was worded in an advertisement

by the City of Huntsville was confusing to most people. Another problem continues to be speeding and running of stop signs. He expressed appreciation for police presence.

JACK MCCARTHY, 266 NALE DRIVE, ADDRESS CARTER/NALE/RAINBOW DRIVE REROUTING OF SLAUGHTER ROAD TRAFFIC

Jack McCarthy of 266 Nale Drive came before Council to express concern about speeding. There are a lot of children in that area and speeding is a huge problem; therefore, he would like another speed study. He thanked Council Overcash for his involvement in this issue.

ART MCKINNEY, 162 NALE DRIVE, DISCUSS EFFECTS OF CONSTRUCTION TRAFFIC FROM US 72/SLAUGHTER ROAD INTERSECTION PROJECT ON THE RAINBOW MOUNTAIN HEIGHTS NEIGHBORHOOD

Art McKinney of 162 Nale Drive came before Council reiterating the speeding problem. He expressed that anything that could be done to minimize the traffic would be appreciated. Mr. McKinney also had concerns about crime in the neighborhood and was urged by Council President Holtzclaw to engage with the Police Department to help facilitate an active neighborhood watch program.

Kathy Biddlecombe of 272 Rainbow Drive appeared before Council stating according to the last speed survey that was done they were 20 to 30 cars short for speed humps to be installed. She asked Council to review the rules for speed humps and was advised by Council President Holtzclaw that the speed control ordinance is currently being reviewed by Council Member Holcombe. This proposed ordinance will be discussed at the Work Session on April 7, 2010.

Greg Bacon of 252 Nale Drive came before Council to emphasize that several children live in a particularly dangerous area because of a blind curve.

ED COLLINS, HOMEOWNERS ASSOCIATION LEGISLATION

Ed Collins of 303 Crownridge Drive came before Council stating that a meeting has been scheduled between the Builders Association and the Realtors. Mr. Collins believes the Homeowners Alliance (HOA) should have a voice at this meeting and urged Council to support a resolution to support HOA consumer rights.

Don Spencer, Jr. of 11369 Morris Drive appeared before Council in opposition of an elected school board.

Larry Stickles of 161 Amsterdam Place came to Council requesting an update on 18 Short Street. He also had questions about the demolition of condemned properties that are on the agenda.

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

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

General Operating Account	\$496,258.93
Gasoline Tax and Petroleum Inspection Fees	\$30,419.74
Series 2006 Bond Account	\$73,489.11
Library Building Fund	\$4,173.60

Approval for the payment to the following vendors for services/materials Supplied for the Mill Road Improvement project (to be paid from Capital Improvement budget):

Lowe's	\$341.60
Jenkins Brick	\$246.75

Reed Contracting	\$567.32
United Rentals	\$214.15
Approval for payment to Alabama Concrete Company for materials For Balch Road Extension project (to be paid from Capital Improvement Budget)	\$164.25
Approval of payment to Madison Utilities for work completed on Gillespie Road and Hughes Road Project (to be paid from Capital Improvement budget)	\$20,552.82
Approval of payment to PBS Services, Inc. for services provided on The Homestead Drainage project (to be paid from Capital Improvement Budget)	\$22.75
Approval of payment to Service Steel, Inc. for materials provided for Leathertree Park bridge project (to be paid from Council Special Project budget)	\$2,495.00
Approval of payment to Vulcan Materials for materials provided for Police Department expansion (to be paid from Capital Improvement Budget)	\$998.84
<u>Resolution No. 2010-66-R</u> authorizing the purchase of tires from State Bid No.T106 for the period from March 1, 2008 to April 30, 2010	
<u>Resolution No. 2010-67-R</u> authorizing the purchase of office supplies from State Bid No. T108 for the period from March 1, 2007 to February 28, 2011	
<u>Resolution No. 2010-68-R</u> authorizing the purchase of reflective sheeting from State Bid No. T114 for the period from March 12, 2008 to March 11, 2011	
<u>Resolution No. 2010-69-R</u> authorizing the purchase of dry cell batteries/flashlights from State Bid No. T213 for period from July 1, 2009 to June 30, 2010	
<u>Resolution No. 2010-72-R</u> authorizing a travel advance in the amount of \$200 for Don Koch to attend the National Animal Control Association training class in Nashville (to be paid from departmental training budget)	
<u>Resolution No. 2010-74-R</u> declaring certain city property formerly used by the Police Department as surplus and of negligible value and authorizing its disposal	
Approval of payment to SJ & L Construction for work completed on the Eastview Sidewalk project (to be paid from Capital Improvement budget)	\$59,583.05
Approval of payment to Osborn & Associates for work completed on the following project (to be paid from capital improvement budget);	
Senior Center Addition	\$2,387.88
Police Department Addition	\$1,419.16

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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY

DESIGNATION OF VOTING DELEGATES FOR ALABAMA LEAGUE OF MUNICIPALITIES ANNUAL CONVENTION

Mayor Finley announced that the Alabama League of Municipalities Annual Convention will be held May 15th through the 18th in Mobile, Alabama. He asked if any of Council were planning to attend and if so they would be the delegate; however, none of the Council Members are attending this convention.

RESOLUTION NO. 2010-65-R APPROVING AGREEMENT WITH HUNTSVILLE BOTANICAL GARDEN FOR THEIR ANNUAL APPROPRIATION

Council Member Jennings moved to approve Resolution No. 2010-65-R. Council Member Overcash 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

COUNCIL DISTRICT NO. 1 TIM HOLCOMBE

Council Member Holcombe announced that the Chamber of Commerce Luncheon is Thursday, March 25th at 11:30 a.m. at the Holiday Inn on Madison Boulevard. Also, on Friday March 26th the kick off for the Leathertree Park Patriot Academy Bridge Project will be at 11:00 a.m. Lastly, A Taste of Madison is being held on Tuesday, April 27th from 5:00 p.m. to 8:00 p.m. at the Holiday Inn on Madison Boulevard.

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

Absent

COUNCIL DISTRICT NO. 5 TOMMY OVERCASH

No business to report.

COUNCIL DISTRICT NO. 6 LARRY VANNOY

Council Member Vannoy requested authorization to complete a sidewalk that was not completed in Wellington Subdivision requested that funds in the amount of \$700 be taken from Council Special Projects budget. Following discussion, Council Member Vannoy will approach the Wellington Homeowners Association regarding the association paying a portion of the cost of the project. Legal is to determine if the City has the right-of-way for this project.

COUNCIL DISTRICT NO. 7 BILL HOLTZCLAW

Council Member Holtzclaw stated that there will be a work session on April 7, 2010. Topics to be discussed include the traffic calming device regulations, Limestone

Improvement Districts, televising City Council Meetings, small capital projects and any other business Council deems necessary.

Council Member Holtzclaw announced that they have received communication from representatives of the state concerning school construction bonds. Congress has allowed school construction bonds to be treated similar to the Build America Bond which puts us closer to a lower or perhaps a zero percent interest rate. Our Board of Education is meeting with the State Financial Advisors and they are leaning forward with our bond issue.

He also announced that he has received a formal response from Alabama State Senator Mike Ball. Senate Bill 442 or BRAC Bill that is currently in the system; this bill attempts to utilize future income tax from new families moving into the area to fund school construction. If this bill passes, it will build schools at no cost to the City; however, we have to show a revenue stream to pay operations and maintenance. Council now needs to determine if they still want to do an ad Valorem referendum for the public to vote on an 8 Mil property tax to replace the sales tax. Council Member Holtzclaw recommended that Council request that the Legislature take no action on the City's request for an ad valorem referendum during the current legislative session. It was the consensus of the Council that a request be made to the City's legislative representatives that no action be taken on the City's request for approval of a special ad valorem referendum.

PUBLIC HEARINGS

REQUEST FROM SUD'S BAR & GRILL, LLC (DBA: SUD'S BAR & GRILL) FOR AN ON-PREMISE BEER/WINE/LIQUOR LICENSE FOR THEIR LOCATION AT 9076 MADISON BOULEVARD, SUITES J & K

Revenue Officer Cameron Grounds informed the Council that all paperwork has been signed off on and is in order.

Council President Holtzclaw opened the public hearing for comments regarding the request from Sud's Bar & Grill. There being none, he then closed the public hearing and entertained a motion from Council.

Council Member Jennings moved to approve the request for an on-premise beer/wine/liquor license Sud's Bar & Grill, LLC (DBA: Sud's Bar & Grill) for their location at 9076 Madison Boulevard, Suites J & K. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

REQUEST FROM WALGREEN CO. (DBA: WALGREEN'S STORE #02363) FOR AN OFF-PREMISE BEER/WINE LICENSE FOR THEIR LOCATION AT 7813 HIGHWAY 72 WEST

Revenue Officer Cameron Grounds informed Council that all paperwork has been signed off on and is in order.

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

Council Member Jennings moved to approve the request for an off-premise beer/wine license from Walgreen Co. (DBA: Walgreen's Store #02363) for their location

at 7813 Highway 72 West. Council Member Haraway seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Abstain
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

PROPOSED ORDINANCE NO. 2010-36 REZONING CERTAIN PROPERTY LOCATED AT 105 CORRINE DRIVE FROM AG TO R-1A AS REQUESTED BY MICKEY AND LINDA LITTLE (FIRST READING 02/08/2010)

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

Council Member Haraway moved to approve Ordinance No. 2010-36 rezoning certain property located at 105 Corrine Drive from AG to R-1A as requested by Mickey and Linda Little. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

DEPARTMENT REPORTS

PLANNING

PROPOSED ORDINANCE NO. 2010-63 VACATING PORTION OF UTILITY & DRAINAGE EASEMENT ON LOT 21 BLOCK 1, STONECREST PHASE 2, IN ORDER TO CONSTRUCT SINGLE FAMILY HOME AS REQUESTED BY GERALD MARTIN ON BEHALF OF BRELAND HOMES (FIRST READING - SUSPENSION OF RULES REQUESTED)

Following discussion, Council requested that the developer be asked to come to the next Council meeting to discuss this request. This was considered as the first reading with no action taken by Council.

PROPOSED ORDINANCE NO. 2010-76 VACATION EASEMENT TO COMBINE LOTS FOR CONSTRUCTION OF WHITWORTH FARMS CLUBHOUSE AS REQUESTED BY DILTINA DEVELOPMENT (FIRST READING - SUSPENSION OF RULES REQUESTED)

Council Member Haraway moved to suspend the rules for immediate consideration of Proposed Ordinance No. 2010-76. 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	Absent
Council Member Tommy Overcash	Aye

Council Member Larry Vannoy Aye
Council Member Bill Holtzclaw Aye

Motion carried

Council Member Haraway moved to approve Ordinance No. 2010-76. 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 Absent
Council Member Tommy Overcash Aye
Council Member Larry Vannoy Aye
Council Member Bill Holtzclaw Aye

Motion carried

ENGINEERING

APPROVAL OF CHANGE ORDER NO. 2 ON CONTRACT WITH MCDONALD BROTHERS CONSTRUCTION FOR BID NO. MED-03-10 FOR EMERSON ROAD EXTENSION PROJECT INCREASING THE CONTRACT IN THE AMOUNT OF \$20,871.52 DUE TO UNSUITABLE SOILS (TO BE PAID FROM CAPITAL IMPROVEMENT BUDGET)

Council Member Vannoy moved to approve Change Order No. 2 on contract with McDonald Brothers. 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 Absent
Council Member Tommy Overcash Aye
Council Member Larry Vannoy Aye
Council Member Bill Holtzclaw Aye

Motion carried

APPROVAL OF CHANGE ORDER NO. 3 ON CONTRACT WITH MCDONALD BROTHERS CONSTRUCTION FOR BID NO. MED-03-10 FOR EMERSON ROAD EXTENSION PROJECT INCREASING THE CONTRACT IN THE AMOUNT OF \$3,548.00 52 (FURNISHING AND INSTALLING 2" PVC ELECTRIC STREET LIGHT CONDUIT AND INSTALLATION OF STREET LIGHT BOXES) (TO BE PAID FROM CAPITAL IMPROVEMENT BUDGET)

Council Member Vannoy moved to approve Change Order No. 3 on contract with McDonald Brothers. 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 Absent
Council Member Tommy Overcash Aye
Council Member Larry Vannoy Aye
Council Member Bill Holtzclaw Aye

Motion carried

APPROVAL OF CHANGE ORDER NO. 1 ON CONTRACT WITH M & D LAND DEVELOPMENT FOR BID NO. MED-21-09 FOR BROWNSFERRY ROAD DRAINAGE PROJECT INCREASING THE CONTRACT IN THE AMOUNT OF

**\$31,771.58 DUE TO CHANGES NECESSARY FOR UNDERGROUND UTILITIES
(TO BE PAID FROM CAPITAL IMPROVEMENT BUDGET)**

Council Member Vannoy moved to approve Change Order No. 1 on contract with M&D Land Development. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

**APPROVAL OF REQUEST FOR THE INSTALLATION OF 61 STREET LIGHTS
ALONG MILL ROAD FROM COUNTY LINE ROAD TO HUGHES ROAD
(\$26,224.00 TO BE PAID FROM GASOLINE TAX ACCOUNT)**

Council Member Holcombe moved to approve request for installation of 61 street lights along Mill Road from County Line Road to Hughes Road to be paid from Gasoline Tax Account. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

**RESOLUTION NO. 2010-81-R AUTHORIZING MAYOR TO TERMINATE
AGREEMENT WITH CIVIL SOLUTIONS**

Council Member Jennings moved to approve Resolution No. 2010-81-R authorizing the Mayor to terminate the agreement with Civil Solutions for the Bradford Creek Greenway Phase 2 project. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

**PROPOSED ORDINANCE NO. 2010-84 ACCEPTING PROPERTY FROM
WALDEN HOMEOWNERS ASSOCIATION FOR GILLESPIE ROAD EXTENSION
PROJECT (FIRST READING)**

First reading: no action taken

FINANCE

**RESOLUTION NO. 2010-70-R AWARDED BID NO. MRD-07-10 FOR THE
CONSTRUCTION OF SENIOR CENTER ADDITION PROJECT #09-004 TO**

**PEARCE CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$236,949
(TO BE PAID FROM CAPITAL IMPROVEMENT BUDGET)**

Council Member Jennings moved to approve Resolution No. 2010-70-R awarding Bid No. MRD-07-10. Council Member Overcash 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

**RESOLUTION NO. 2010-71-R AWARDING BID NO. MRD-07-10A FOR THE
CONSTRUCTION OF PARK LOT FOR ADDITIONAL RECREATIONAL
ACTIVITIES TO PARALLAX BUILDING SYSTEMS, INC. IN THE AMOUNT OF
\$71,087 (TO BE PAID FROM CAPITAL IMPROVEMENT BUDGET)**

Council Member Jennings moved to approve Resolution No. 2010-71-R awarding Bid No. MRD-07-10A. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

**RESOLUTION NO. 2010-82-R AWARDING BID NO. MRD-12-10 FOR THE
PURCHASE OF THREE (3) FOUR-WHEELER ATV'S TO SPORTS
TRANSPORTATION IN THE AMOUNT OF \$36,000 (FUNDING FROM
DEPARTMENT BUDGET)**

Council Member Vannoy moved to approve Resolution No. 2010-82-R awarding Bid No. MRD-12-10. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

**RESOLUTION NO. 2010-78-R AWARDING BID NO. MBD-11-10A FOR THE
DEMOLITION OF 31 STONE STREET TO JOE AARON FLEMING
CONSTRUCTION IN THE AMOUNT OF \$3,125**

Council Member Vannoy moved to approve Resolution No. 2010-78-R awarding Bid No. MBD-11-10A. Council Member Jennings seconded. The vote taken was recorded as follows:

Council Member Tim Holcombe	Aye
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Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

RESOLUTION NO. 2010-79-R AWARDING BID NO. MBD-11-10B FOR THE DEMOLITION OF 108 STEWART STREET TO JOE AARON FLEMING CONSTRUCTION IN THE AMOUNT OF \$3,875

Council Member Haraway moved to approve Resolution No. 2010-79-R awarding Bid No. MBD-11-10B. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

RESOLUTION NO. 2010-80-R AWARDING BID NO. MBD-11-10C FOR THE DEMOLITION OF 196 DUSTY TRAIL TO MCDONALD BROTHERS CONSTRUCTION, INC. IN THE AMOUNT OF \$4,280

Council Member Overcash moved to approve Resolution No. 2010-80-R awarding Bid No. MBD-11-10C. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

POLICE

RESOLUTION NO. 2010-73-R AUTHORIZING THE SUBMISSION OF A TARGET GRANT APPLICATION IN THE AMOUNT OF \$2,000 (NO MATCHING FUNDS REQUIRED)

Council Member Haraway moved to approve Resolution No. 2010-73-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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

APPROVAL FOR DEPARTMENTAL USE OF RECOVERED VEHICLE GPS SYSTEMS WHERE THE OWNERS CANNOT BE IDENTIFIED

Council Member Haraway moved to approve departmental use of recovered GPS systems. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

RESOLUTION NO. 2010-77-R AUTHORIZING THE MAYOR TO TERMINATE AGREEMENT WITH MADISON ANIMAL RESCUE FOUNDATION FOR RENOVATIONS TO ANIMAL CONTROL FACILITY

Council Member Haraway moved to approve Resolution No. 2010-77-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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

RESOLUTION NO. 2010-86-R DECLARING CERTAIN CITY PROPERTY AS SURPLUS AND AUTHORIZING THAT IT BE GIVEN TO LIEUTENANT TIM ALBRIGHT AND LIEUTENANT DANNY MOORE UPON THEIR RETIREMENT FROM THE POLICE DEPARTMENT

Council Member Haraway moved to approve Resolution No. 2010-86-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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

RECREATION

RESOLUTION NO. 2010-83-R APPROVING AN AGREEMENT WITH SCOREBOARD SALES & SERVICE FOR MAINTENANCE OF ELECTRONIC SCOREBOARDS AT CITY OF MADISON RECREATION FACILITIES

Council Member Jennings moved to approve Resolution No. 2010-83-R. Council Member Overcash 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	Absent

Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

CITY CLERK-TREASURER

RESOLUTION NO. 2010-64-R APPROVING AN AGREEMENT WITH FIRST COMMERCIAL BANK FOR WIRE TRANSFER SERVICES (NO COST TO THE CITY)

Council Member Overcash moved to approve Resolution No. 2010-64-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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

LEGAL

PROPOSED ORDINANCE NO. 2010-53 ASSENTING TO THE ANNEXATION OF 1.72 ACRES OWNED BY RUSSELL LEON HAILEY LOCATED AT 554 GILLESPIE ROAD (FIRST READING 03/08/2010)

Council Member Holcombe moved to approve Ordinance No. 2010-53. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

UPDATE ON BOULTON COURT ISSUE

Attorney Kelly Butler gave an update on the house at 206 Boulton Court which has a sink hole under it. Acting on the demolition notice given in October 2009, Council found the structure unsafe to the point that it constitutes a public nuisance. Council then ordered the structure to be demolished.

Council Member Haraway moved (1) to declare the structure located at 206 Boulton Court unsafe to the extent that it is a public nuisance; (2) to order that the structure be demolished; and (3) to authorize the appropriate officials to take the necessary steps to move forward with the demolition of the property. 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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

RESOLUTION NO. 2010-87-R APPROVING AN AGREEMENT WITH KRISTEN KULAVICH TO PROVIDE SERVICES AS SUSTAINABILITY LIAISON

Council Member Overcash moved to approve Resolution No. 2010-87-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	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Nay

Motion carried

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

Having no further business to discuss Council Member Haraway moved that the meeting be adjourned. Council Member Jennings seconded. The vote was recorded as follows:

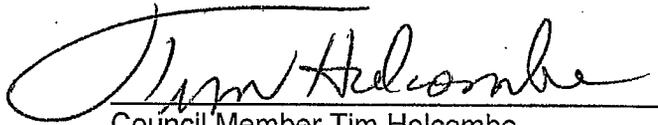
Council Member Tim Holcombe	Aye
Council Member Steve Haraway	Aye
Council Member Jerry Jennings	Aye
Council Member Tim Cowles	Absent
Council Member Tommy Overcash	Aye
Council Member Larry Vannoy	Aye
Council Member Bill Holtzclaw	Aye

Motion carried

The meeting was adjourned at 9:21 p.m.

Signatures on the following page

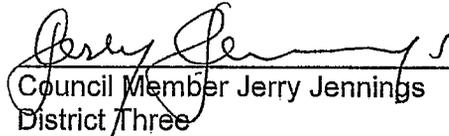
Minutes No. 2010-06-RG, dated March 22, 2010, read, approved and adopted this 12th day of April, 2010.



Council Member Tim Holcombe
District One

Absent

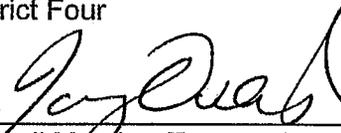
Council Member Steve Haraway
District Two



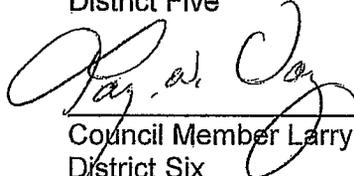
Council Member Jerry Jennings
District Three

Absent

Council Member Tim Cowles
District Four



Council Member Tommy Overcash
District Five

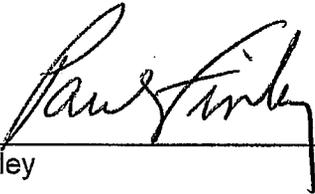


Council Member Larry Vannoy
District Six



Council Member Bill Holtzclaw
District Seven

Concur:

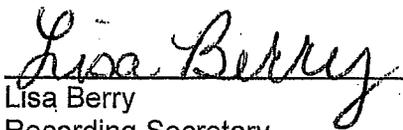


Paul Finley
Mayor

Attest:



Melanie A. Williard
City Clerk-Treasurer



Lisa Berry
Recording Secretary