THE CITY OF
MADISON ALABAMA
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MINUTES NO. 2023-11-RG
REGULAR CITY COUNCIL MEETING
OF MADISON, ALABAMA
June 12, 2023

The meeting was broadcast live on Wow! Channel 42 and online streaming at www.madisonal.gov/viewmeetings. Anyone who did not want to attend the meeting in person, but wanted to participate in Public Comments or Hearings were encouraged to contact the City Clerk or Mayor's Office via telephone or email to submit comments or questions, or text the word "Comment" to 938-200-8560

The Madison City Council met in regular session on Monday, June 12, 2023, 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 Ranae Bartlett.

Pastor Vince Stiffler, with The Cross Pointe Church provided the invocation followed by the Pledge of Allegiance led by Council President Ranae Bartlett.

ELECTED GOVERNING OFFICIALS IN ATTENDANCE

Mayor Paul Finley	Present
Council District No. 1 Maura Wroblewski	Present
Council District No. 2 Connie Spears	Present
Council District No. 3 Teddy Powell	Arrived at 6:13
Council District No. 4 Greg Shaw	Present
Council District No. 5 Ranae Bartlett	Present
Council District No. 6 Karen Denzine	Present
Council District No. 7 John Seifert	Present

City Officials in attendance were: City Clerk-Treasurer Lisa D. Thomas, Deputy City Clerk-Treasurer Kerri Sulyma, City Attorney Brian Kilgore, City Engineer Michael Johnson, Director of Information Technology Chris White, Information Technology Support Technician Garrett Gillott, Police Chief Johnny Gandy, Director of Human Resources Megan Zingarelli, Director of Development Services Mary Beth Broeren, Director of Public Works Kent Smith, and Director of Parks & Recreation Kory Alfred

Public Attendance registered: Margi Daly, Bruce Puffer, Jennifer Coe, Grant Carodine

AMENDMENTS TO AGENDA

City Attorney Brian Kilgore requested the following amendment to **Proposed Ordinance No. 2023-164:** Amending the Grounds Regulations for cleaning, restoring and removal of headstones from the City of Madison Municipal Cemeteries (First Reading), to be moved to another agenda.

Council President Bartlett confirmed that it would be deferred to another agenda. With no other amendments, Council President Bartlett approved the amendment to the agenda.

APPROVAL OF MINUTES

MINUTES NO. 2023-05-WS, DATED MAY 17, 2023

Council Member Seifert moved to approve Minutes No. 2023-05-WS. Council Member Spears seconded. The vote was taken and recorded as follows:

Council Member Connie Spears	Aye
Council Member John Seifert	Aye
Council Member Ranae Bartlett	Aye
Council Member Maura Wroblewski	Aye
Council Member Teddy Powell	Absent at time of vote
Council Member Greg Shaw	Aye
Council Member Karen Denzine	Aye

Motion carried.

MINUTES NO. 2023-09-RG DATED MAY 22, 2023

Council Member Spears moved to approve Minutes No. 2023-09-RG. Council Member Seifert seconded. The vote was taken and recorded as follows:

Council Member Connie Spears	Aye
Council Member John Seifert	Aye
Council Member Ranae Bartlett	Aye
Council Member Maura Wroblewski	Aye
Council Member Teddy Powell	Absent at time of vote
Council Member Greg Shaw	Aye
Council Member Karen Denzine	Aye

Motion carried.

PRESENTATIONS AND AWARDS

None

PUBLIC COMMENTS-AGENDA RELATED

*Public Comments pertaining to agenda-related items were limited to three minutes per speaker. Anyone who wanted to sign up prior to the Council meeting were able to contact the City Clerk at cityclerk@madisonal.gov or text the word "**Comment**" to 938-200-8560. Anyone who wanted to submit a presentation to the City Council were able to email it to the City Clerk by noon last Friday. Those who could not attend the meeting in person and wanted to email their written comments were advised to do so no later than noon this date via email to citycouncil@madisonal.gov.*

JENNIFER COE (DISTRICT 5)

Ms. Coe appeared before Council and Mayor Finley to voice her concerns on the following agenda items:

- Resolution No. 2023-200-R, clarification on why condemnation proceedings are being used
- Resolution No. 2023-192-R, professional services agreement with SOHM
- Proposed Ordinance No. 2023-188, concerned as to why the public comment section has been removed or rearranged in the agenda

MARGI DALY (DISTRICT 6)

Ms. Daly appeared before Council and Mayor Finley to voice her concerns on the following agenda items:

- Proposed Ordinance No. 2023-188, would like to know if public comments is being eliminated or was there a mistake on the agenda
- Resolution No. 2023-192-R, concerns about taking someone's property instead of paying fair market value
- Resolution No. 2023-200-R, Objection to taking someone property
- Resolution No. 2023-189-R, Software renewal contracts
- Resolution No. 2023-199-R: Flood plains for walking trails
- Objection to hiring another lobbyist

CONSENT AGENDA AND FINANCE COMMITTEE REPORT

Council member Shaw shared the Finance Committee reviewed all the periodic bills to be paid and found them all in order.

Council Member Shaw moved to approve the Consent Agenda and Finance Committee report as follows:

General Operating Account	$3,116,972.42
Special General Operating Accounts	$1,018.12
ADEM Storm Drainage	$7,832.51
1/2 Cent Capital Replacement	$66,745.30
1/2 Cent Infrastructure	$85.00
Gasoline Tax & Petroleum Inspection fees	$64,800.12
CIP Bond Accounts	$859,897.95
Library Building Fund	$12,036.36
Water Distribution and Storage	$1,060.00
Fire CPR	$334.50

Regular and periodic bills to be paid

Resolution No. 2023-183-R: Authorizing a quote for a one-year maintenance renewal for network performance monitoring services from SolarWinds in the amount of $1,717 (to be paid from Information Technology Department budget)

Resolution No. 2023-189-R: Authorizing the renewal of Civil 3D software license subscriptions from Autodesk, Inc. for four (4) single-user workstations in the amount of $9,640.00 (to be paid from Engineering Department budget)

Resolution No. 2023-191-R: Authorization the renewal of a software licensing agreement for one year with Carahsoft Technology Corporation for engineering design software in the amount of $3,309.00 (to be paid from Engineering Department budget)

Resolution No. 2023-193-R: Approving the disposal or destruction of certain Municipal Court Department records in accordance with the Alabama Unified Judicial Records Retention Schedule

Resolution No. 2023-195-R: Acceptance of AMIC Settlement Claim No. 059428MG in the amount of $4,337.00 for damage caused by rodents chewing through wires in a Mini Excavator

Resolution No. 2023-197-R: Providing for the disposition of personal property of negligible value (one 50 kW Kohler Generator) via online auction through Govdeals website pursuant to Section 16-108 of the Code of Ordinances of the City of Madison

Acceptance of donations to be deposited into the Senior Center Donation account: J.B. Hammer in the amount of $20, M.C. Flurer in the amount of $25, and Valley Internal Medicine & Pediatrics in the amount of $100

Council Member Spears seconded. The roll call vote to approve the Consent Agenda was taken and recorded as follows:

Council Member Greg Shaw	Aye
Council Member Connie Spears	Aye
Council Member Ranae Bartlett	Aye
Council Member Maura Wroblewski	Aye
Council Member Teddy Powell	Absent at time of vote
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried.

PRESENTATION OF REPORTS

MAYOR PAUL FINLEY:

Mayor Finley reported on the following activities, events, and newsworthy items:

- Thanked American Legion Post 229 for the Memorial Day downtown program and the public for coming out to the event
- Armory Petition

- SRO's presence at Midtown Elementary School will be full-time when school restarts in the fall
- Increase of patrol around the new Armory store during school hours

COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI

Council Member Wroblewski reported on the following activities, events, and newsworthy items:

- Shout out to Public Works for completing the Will Halsey Intersection
- Reminded the public that Public Works is hiring
- Madison Arts Alliance has rebranded with the name "Sound of Summer"
- Attended the first concert of the 'Sounds of Summer' along with Council President Bartlett and Council Member Denzine
- Thanked Director of Development Services Mary Beth Broeren and her team for the Home Place Park Amphitheatre
- Reminded the public about the upcoming "Sounds of Summer" concert dates on Thursday nights, more information can be found at madisonartsalliance.org
- Infrastructure improvements

COUNCIL DISTRICT NO. 2 CONNIE SPEARS

Council Member Spears reported on the following activities, events, and newsworthy items:

- Continuation of neighborhood repaving program
- Madison Utilities repairing failing sewer trenches

COUNCIL DISTRICT NO. 3 TEDDY POWELL

Council Member Powell reported on the following activities, events, and newsworthy items:

No business to report

COUNCIL DISTRICT NO. 4 GREG SHAW

RESOLUTION NO. 2023-174-R: ADOPTING THE AMENDED ANNUAL OPERATING BUDGET FOR FY 23

Council Member Shaw moved to approve Resolution No. 2023-174-R. Council Member Powell seconded. Council Member Wroblewski had several questions and concerns and stated that she has reached out to Director of Developmental Services Mary Beth Broeren regarding the mid-year budget. Council Member Wroblewski's main concern is the fee for the purchase of signs. Council Member Wroblewski advised to the Council that its more of a want than a need and there are more important projects that need more attention at this time. Council Member Wroblewski shared that infrastructure needs to be the number one need at this time. Council Member Denzine shared her concern with the Hexagon's Pickleball Courts and asked if the $385,000 dollars was in addition to the allotted amount already going to the project. Mayor Finley replied that it's included in that total number. Council Member Denzine also added that if the lights and courts were already converted and completed why is it still a million dollars. Mayor Finley responded that it all hasn't been completed yet and is still in the process

of completion. Mayor Finley advised that lights have been purchased but installation is still being priced out and the pickleball courts haven't been converted yet. Council Member Seifert asked Mayor Finley if that price includes all obligations as well as future disbursements and Mayor Finley advised that it was the total price. Council Member Denzine asked for reaffirmation on why the additional funds are needed.

Council Member Denzine's second question related to the multipurpose venue capital maintenance fund. Council Member Denzine asked, "I looked at the numbers that we approved for the 2023 initial budget and then I looked at what was in today's (budget), and there's an additional $3 million dollars that have been transferred in and there's no indication of where that money is coming from. It is just all of a sudden in this fund. So, if somebody could please explain to me where that $3 million is coming from and why it's being put into the multipurpose fund at this point? I would appreciate that." Director of Finance Roger Bellomy replied, "Three million dollars is coming from Fund 71, the General Obligation Bond Debt Service Fund. It has excess funds. I transferred it into the Multiuse venue to cover major league baseball's requirements." Council Member Denzine then asked, "Is this to pay for everything we had discussed with Mary Beth previously?" Director of Finance Roger Bellomy spoke of the payments going to pay for the renovations, so MLB doesn't pull the team. Mayor Finley added, "What Roger's doing is making sure that there's money in there. What Mary Beth's doing is trying to minimize the amount of money that we spend. Major League Baseball came in last month. They did their full audit. We're still waiting. It's a point system based on where you are deficient or efficient."

Council Member Shaw clarified that all checks written still must come through the Council for approval. Mayor Finley stated that if vote is approved tonight the unassigned amount would still be 22 million dollars for about a 53% fund balance until Council approved the appropriation to spend that money.

Council Member Powell thanked the Finance Committee and Director of Finance Roger Bellomy for working so hard on the budget. He also reminded the Council that the budget has been passed and through the year the budget is an estimate and if there are excess funds, projects can be done. Council Member Powell stated that as the city grows improvements should be made in means of parks and recreation. Mayor Finley clarified to Council Member Wroblewski that the wayfinding fee for the signage is the highest number in bid and still must be viewed by the Council and at that point can be voted against. Council Member Shaw reminded Council Member Wroblewski that the wayfinding signs will help citizens and out of town visitors find their way through Madison.

Council Member Seifert stated that the wayfinding signs help him navigate when out of town. Council Member Seifert agreed the wayfinding signs are a lot of money, budgeting for them is a guess. He suggested to put in for them see what the quote is and if price isn't within budget Council could vote no. Council Member Seifert asked Director of Finance Roger Bellomy if the items to be paid for and budgeted for this fiscal year have to be received in the current fiscal year. Council Member Seifert stated that he can guarantee the price will not be the same by September. Council Member Wroblewski agreed. Council Member Spears pointed out as Director of Finance Roger Bellomy suggested a Capital Project Fund, which she agreed with because it takes all the big projects and designates funds for particular projects and the process is also easier to track. Council Member Spears also thanked Director of Finance Roger Bellomy for the funding suggestion. The vote was taken and recorded as follows:

Council Member Greg Shaw	Aye
Council Member Teddy Powell	Aye
Council Member Ranae Bartlett	Aye
Council Member Maura Wroblewski	Aye
Council Member Connie Spears	Aye

Council Member Karen Denzine	Nay
Council Member John Seifert	Aye

Motion carried

COUNCIL DISTRICT NO. 5 RANAE BARTLETT

Council Member President Bartlett reported on the following activities, events, and newsworthy items:

- Arts Alliance and mural designs
- Thanked Council Member Wroblewski for the role of liaison for the Arts Alliance
- Work session scheduled for June 21st at 5:30, part of work session will go into executive session

COUNCIL DISTRICT NO. 6 KAREN DENZINE

Council Member Denzine reported on the following activities, events, and newsworthy items:

- Congratulated the American Legion on a job well done for the Memorial Day celebration
- Judging for the Beautification Board has begun
- Police Citizen Advisory Committee will meet June 27th at the Madison Public Library. The topic of this month's meeting will be "Summer Safety"
- Thanked the Art Alliance for an amazing concert

COUNCIL DISTRICT NO. 7 JOHN SEIFERT

Council Member Seifert reported on the following activities, events, and newsworthy items:

No business to report.

BOARD/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS

Speakers and public hearing applicants who wanted to address agenda items listed under this section of the agenda were instructed to reserve their comments for the public hearing. Before or during the Council Meeting they were asked to sign up for the public hearing at which they wanted to address Council by texting the word "COMMENT" to the City's automated SMS system at 938-200-8560 or by filling out a card available in the vestibule or from the City Clerk. The project initiator, applicant, owner or agent of the business or property that is the subject of the hearing was allowed to speak for 15 minutes. Residents within the noticed area of the subject property, as well as all other members of the public, were allowed to speak for 5 minutes.

None

DEPARTMENTAL REPORTS

ENGINEERING

PROPOSED ORDINANCE NO. 2023-155: AUTHORIZING ACCEPTANCE AND IMPROVEMENTS OF A RIGHT OF WAY FROM UAH FOUNDATION TO EXTEND JETPLEX LANE (FIRST READING-SUSPENSION OF RULES REQUESTED)

Council Member Spears moved to approve Proposed Ordinance No. 2023-155. Council Member Powell seconded. The roll call vote to approve the Consent Agenda was taken and recorded as follows:

Council Member Connie Spears	Aye
Council Member Teddy Powell	Aye
Council Member Ranae Bartlett	Aye
Council Member Maura Wroblewski	Aye
Council Member Greg Shaw	Absent at time of vote
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried

RESOLUTION NO. 2023-192-R: AUTHORIZATION OF AN AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH OHM ADVISORS REGARDING PROJECT NO. 22-039 (MAECILLE DRIVE AND SEGERS ROAD INTERSECTION IMPROVEMENTS) CURRENTLY IDENTIFIED IN THE FY 2023 BUDGET APPROVAL IN THE AMOUNT OF $10,000 (TO BE PAID FROM ENGINEERING DEPARTMENT BUDGET)

Council Member Spears moved to approve Resolution No. 2023-192-R. Council Member Powell seconded.

Council Member Connie Spears	Aye
Council Member Teddy Powell	Aye
Council Member Ranae Bartlett	Aye
Council Member Maura Wroblewski	Aye
Council Member Greg Shaw	Absent at time of vote
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried.

RESOLUTION NO. 2023-200-R: AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISTION OF RIGHT-OF-WAY AND TEMPORARY CONSTRUCTION EASEMENT FOR CONSTRUCTION OF MADISON BRANCH BOULEVARD ROUNDABOUT

Council Member Powell moved to approve Resolution. 2023-200-R. Council Member Seifert seconded. Mayor Finley stated the goal would be to work with the landowners and purchase the property for fair market value. Mayor Finley reassured the process needed to begin in case a condemnation type process is needed. City Attorney Brian Kilgore stated that

he has reached out to voluntarily see if an agreement can be reached in probate. He clarified that the authorization is another way to get fair market value. City Attorney Brian Kilgore stated that there are three experts that determine what the value is. Council Member Spears asked if the property is condemned will the owners still get paid for the property. City Attorney Brian Kilgore reassured Council Member Spears that the process is to fairly compensate the owner for the property.

City Attorney Brian Kilgore stated that at this point an agreement hasn't been made and this is the process to resolve any sort of disagreement and that negotiations were still going on. Council Member Seifert stated that all his years on the council he can't recall a time where someone's property has been taken. He explained that their concern was that homeowners were properly compensated, and things were done on a win-win scenario. City Attorney Brian Kilgore added that there are time constraints and the roundabout preferably needed to be completed in the summer months to begin the infrastructure and get the school built. President Bartlett asked about the property that negotiations were reached on to obtain the right of way. City Attorney Brian Kilgore reassured President Bartlett that property was obtained and closed on Friday. The vote was taken and recorded as follows:

Council Member Teddy Powell	Aye
Council Member John Seifert	Aye
Council Member Ranae Bartlett	Aye
Council Member Maura Wroblewski	Aye
Council Member Connie Spears	Aye
Council Member Greg Shaw	Aye
Council Member Karen Denzine	Aye

Motion carried.

RESOLUTION NO. 2023-199-R: AUTHORIZATION OF PERMISSIVE USE AGREEMENT WITH MADISON UTILITIES TO PLACE PEDESTRAIN TRAIL UPON OAKLAND SPRINGS GREENWAY EASEMENT

Council Member Spears moved to approve Resolution No. 2023-199-R. Council Member Powell seconded. Council Member Seifert asked City Engineer Michael Johnson if all is in order. City Engineer Michael Johnson replied yes. The vote was taken and recorded as follows:

Council Member Connie Spears	Aye
Council Member Teddy Powell	Aye
Council Member Ranae Bartlett	Aye
Council Member Maura Wroblewski	Aye
Council Member Karen Denzine	Aye
Council Member Greg Shaw	Aye
Council Member John Seifert	Aye

Motion carried.

HUMAN RESOURCES

RESOLUTION NO. 2023-184-R: APPROVING CHANGES TO THE JOB CLASSIFICATION PLAN

Council Member Wroblewski moved to approve Resolution No. 2023-184-R. Council Member Shaw seconded. The vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Greg Shaw	Aye
Council Member Ranae Bartlett	Aye
Council Member Connie Spears	Aye
Council Member Teddy Powell	Aye
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried.

LEGAL

PROPOSED ORDINANCE NO. 2023-188: AMENDING CITY CODE SECTION 2-42(4) ORDER OF AGENDA ITEMS (FIRST READING 05/22/2023)

Council Member Wroblewski moved to postpone Ordinance No. 2023-188 until June 26th. Council Member Shaw seconded. Council Member Wroblewski asked City Attorney Brian Kilgore if he could go into detail and explain why the public hearing and board and committee appointments have been eliminated from agenda. City Attorney Brian Kilgore explained that for illustration purposes there is a copy of the section of the code that is being amended. City Attorney Brian Kilgore elaborated that the procedure is actually just being shuffled and the rules do not mention public hearings. City Attorney Brian Kilgore stated that the desire is to move the nonrelated agenda item public comments to the end of the meeting. Council Member Wroblewski asked for reassurance that there were still going to be public hearings as needed. City Attorney Brian Kilgore stated that there are still legal obligations relating to public hearings and will just not be listed in the code.

Council Member Seifert asked if it would be applicable if a public hearing was needed. City Attorney Brian Kilgore shared that the ordinance could be revised. He stated that there still is an obligation to do public hearings regardless and would be up to Council. Council Member Teddy Powell suggested on voting for the ordinance now and revise as needed. President Bartlett asked City Attorney Brian Kilgore to reassure the first reading was the previous version and it's now the proposed version and would it need further amending or another reading and come back to it at a later time. City Attorney Brain Kilgore stated that it would be proper to come back to the proposed amendment on June 26th. The vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Greg Shaw	Aye
Council Member Ranae Bartlett	Aye
Council Member Connie Spears	Aye
Council Member Teddy Powell	Aye
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried.

PLANNING

PROPOSED ORDINANCE NO. 2023-190: VACATION OF A PORTION OF A UTILITY AND DRAINAGE EASEMENT LOCATED AT 103 WILLOW POND DRIVE WITHIN WILLOW CREEK SUBDIVISION (FIRST READING)

This is only a first reading

RECREATION

RESOLUTION NO. 2023-194-R: AUTHORIZING A TRANSPORTATION AGREEMENT WITH MADISON STREET FESTIVAL INC. FOR THE 2023 MADISON STREET FESTIVAL

Council Member Wroblewski moved to approve Resolution No. 2023-194-R. Council Member Spears seconded. Council Member Denzine thanked Director of Parks and Recreation for the Madison Street Festival. Council Member Powell asked Director of Parks and Recreation Kory Alfred if they provided insurance. Director of Parks and Recreation Kory Alfred shared that despite the issues with insurance last year it has been worked out. The vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Connie Spears	Aye
Council Member Ranae Bartlett	Aye
Council Member Teddy Powell	Aye
Council Member Ranae Greg Shaw	Aye
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried.

PUBLIC COMMENTS

*Public Comments were limited to three minutes per speaker. Anyone who wanted to sign up prior to the Council meeting were able to contact the City Clerk at cityclerk@madisonal.gov or text the word "**Comment**" to 938-200-8560. Anyone who wanted to submit a presentation to the City Council were able to email it to the City Clerk by noon last Friday. Those who could not attend the meeting in person and wanted to email their written comments were advised to do so no later than noon this date via email to citycouncil@madisonal.gov.*

MARGI DALY (DISTRICT 6)

Ms. Daly appeared before Council and Mayor Finley to voice her concerns on the following items:

- Mills road hazard
- Impose code enforcement on John Blue Road tall grass
- Streetlighting concerns
- Election signs not being picked up
- Landscaping choices

JENNIFER COE (DISTRICT 5)

Ms. Coe appeared before Council and Mayor Finley to voice her concerns on the following item:

- Rocket City Armory

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

None

ADJOURNMENT

Having no further business to discuss Council Member Wroblewski moved to adjourn. The roll call vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Connie Spears	Aye
Council Member Teddy Powell	Aye
Council Member Greg Shaw	Aye
Council Member Ranae Bartlett	Aye
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried.

The meeting was adjourned at 7:02 p.m.

Minutes No. 2023-11-RG, dated June 12, 2023, read, approved and adopted this 26th day of June 2023.

Council Member Maura Wroblewski
District One

Council Member Connie Spears
District Two

Council Member Teddy Powell
District Three

Council Member Greg Shaw
District Four

Council Member Ranae Bartlett
District Five

Council Member Karen Denzine
District Six

Absent
Council Member John Seifert
District Seven

Concur:

Paul Finley, Mayor

Attest:

Lisa D. Thomas
City Clerk-Treasurer

Kerri Sulyma
Recording Secretary