



**Agenda**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**OF THE CITY OF MADISON, ALABAMA**  
**6:00 PM**  
**Council Chambers**  
**June 12, 2023**

**AGENDA NO. 2023-11-RG**

*City Council meetings are broadcast live on local Wow! Channel 42 and online streaming (visit <https://www.madisonal.gov/709/view-city-council-meeting>) for access. Members of the public who would like to weigh in on a Council matter but do not want to attend may contact the City Clerk Department or the Mayor's Office (contact information on City website [www.madisonal.gov](http://www.madisonal.gov)) or text the word "comment" to 938-200-8560*

1. CALL TO ORDER

2. INVOCATION

A. Pastor Vince Stiffler, CrossPointe Church

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL OF ELECTED GOVERNING OFFICIALS

5. AMENDMENTS TO AGENDA

6. APPROVAL OF MINUTES

A. Minutes No. 2023-05-WS, dated May 17, 2023

B. Minutes No. 2023-10-RG, dated May 22, 2023

7. PRESENTATIONS AND AWARDS

8. PUBLIC COMMENTS-PERTAINING TO AGENDA

*Public comments pertaining to agenda-related items are limited to 3 minutes per speaker. Anyone who would like to sign up prior to the Council meeting may contact the City Clerk at [cityclerk@madisonal.gov](mailto:cityclerk@madisonal.gov). Anyone who would like to submit a presentation to the City Council must email it to the City Clerk by noon on the Friday prior to the meeting. Anyone who cannot attend the meeting in person and would like to email written comments must do so by noon of the Council meeting date, and address comments to [citycouncil@madisonal.gov](mailto:citycouncil@madisonal.gov)*

9. CONSENT AGENDA AND FINANCE COMMITTEE REPORT

A. Regular and periodic bills to be paid

B. **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)

- C. **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)
- D. **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)
- E. **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
- F. **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
- G. **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
- H. Acceptance of the following 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

10. PRESENTATIONS OF REPORTS

**MAYOR PAUL FINLEY**

**COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI**

**COUNCIL DISTRICT NO. 2 CONNIE SPEARS**

**COUNCIL DISTRICT NO. 3 TEDDY POWELL**

**COUNCIL DISTRICT NO. 4 GREG SHAW**

A. **Resolution No. 2023-174-R:** Adopting the amended annual operating budget for FY 23

**COUNCIL DISTRICT NO. 5 RANAE BARTLETT**

**COUNCIL DISTRICT NO. 6 KAREN DENZINE**

**COUNCIL DISTRICT NO. 7 JOHN SEIFERT**

11. BOARD/COMMITTEE APPOINTMENTS

12. PUBLIC HEARINGS

*Public comments during Public Hearings are limited to 5 minutes per speaker. Anyone who would like to sign up prior to the Council meeting may contact the City Clerk at cityclerk@madisonal.gov. Anyone who would like to submit a presentation to the City Council must email it to the City Clerk no later than noon on the Friday prior to the meeting. Anyone would cannot attend the meeting in person and would like to email written comments must do so by noon of the Council meeting date and address comments to citycouncil@madisonal.gov.*

13. DEPARTMENT REPORTS

**ENGINEERING**

A. **Proposed Ordinance No. 2023-155:** Authorizing acceptance and improvements of a right-of-way from UAH Foundation to extend Jetplex Lane (First Reading 05/22/2023)

- B. **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)
- C. **Resolution No. 2023-200-R:** Authorizing condemnation proceedings for acquisition of right-of-way and temporary construction easement for construction of Madison Branch Boulevard Roundabout
- D. **Resolution No. 2023-199-R:** Authorization of Permissive Use Agreement with Madison Utilities to place pedestrian trail upon Oakland Springs Greenway easement

**HUMAN RESOURCES**

- A. **Resolution No. 2023-184-R:** Approving changes to the Job Classification Plan

**LEGAL**

- A. **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)
- B. **Proposed Ordinance No. 2023-188:** Amending City Code Section 2-42(4) Order of Agenda Items (First Reading 05/22/2023)

**PLANNING**

- A. **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)

**RECREATION**

- A. **Resolution No. 2023-194-R:** Authorizing a transportation agreement with Madison Street Festival, Inc. for the 2023 Madison Street Festival

14. ADDITIONAL PUBLIC COMMENTS

*Public comments are limited to 3 minutes per speaker. Anyone who would like to sign up prior to the Council meeting may contact the City Clerk at [cityclerk@madisonal.gov](mailto:cityclerk@madisonal.gov). Anyone who would like to submit a presentation to the City Council must email it to the City Clerk by noon on the Friday prior to the meeting. Anyone who cannot attend the meeting in person and would like to email written comments must do so by noon of the Council meeting date, and address comments to [citycouncil@madisonal.gov](mailto:citycouncil@madisonal.gov)*

15. MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

16. ADJOURNMENT

**Agenda Note: It should be noted that there are times when circumstances arise that require items be added to or deleted from the agenda at time of the Council meeting. Also all attached documents are to be considered a draft until approved by Council.**

**All attendees are advised that Council meetings are televised and that their statements and actions are therefore viewed by more than just those attending the meetings.**



**MINUTES NO. 2023-05-WS  
PUBLIC WORK SESSION OF THE CITY COUNCIL  
OF THE CITY OF MADISON, ALABAMA  
May 17, 2023**

The Madison City Council met for a public work session on Wednesday, May 17, 2023, at 6:30 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 6:30 p.m. by Council President Ranae Bartlett.

**The following Council Members were in attendance:**

Council District No. 1 Maura Wroblewski	Present
Council District No. 2 Connie Spears	Present
Council District No. 3 Teddy Powell	Present.
Council District No. 4 Greg Shaw	Arrived at 7:34 P.M.
Council District No. 5 Ranae Bartlett	Present
Council District No. 6 Karen Denzine	Present
Council District No. 7 John Seifert	Absent

City Officials in attendance were: City Clerk-Treasurer Lisa D. Thomas, Deputy City Clerk-Treasurer Kerri Sulyma, City Attorney Brian Kilgore, City Administrator Steve Smith, Fire Chief David Bailey, Police Chief Johnny Gandy, Director of Development Services Mary Beth Broeren, Information Technology Director Chris White, Information Technology Support Technician Garrett Gillott, Finance Director Roger Bellomy, Deputy Court Clerk Dorothy Bellomy, and Parks & Recreation Director Kory Alfred

**REDISTRICTING UPDATE**

Director of Development Services Mary Beth Broeren provided an update on redistricting's next steps. The city will be redistricting to maintain 7 equitable districts. Below is a timeline of the steps:

May 22<sup>nd</sup>

- Ask council for contract approval to re-engage Slaughter and Associates
- Contract price will be the same as 2021
- On the previous contract the city spent about \$5,800.00.

Month of June

- Preparation of Plan

July 17<sup>th</sup>

- Public meeting regarding Plan

August 14<sup>th</sup>

- Public hearing on Plan

By August 30<sup>th</sup>

- Preparation of Legal Descriptions

September 11<sup>th</sup>

- Council adoption of plan

Council member Wroblewski asked Director of Development Services Mary Beth Broeren if she could send the redistricting information to council again. Director of Development Services Mary Beth Broeren replied she would. Council President Bartlett asked if we still had the website with information regarding redistricting. Director of Development Services Mary Beth Broeren responded that Communications Specialist Samantha Magnuson might have set that up before and that once they have the public outreach piece ready, they can do that again so that the public is aware of the meetings. Council President Bartlett asked Director of Development Services Mary Beth Broeren if the public hearing would be held during the regular council meeting. Director of Development Services Mary Beth Broeren responded yes it would be. Council President Bartlett asked if July 17<sup>th</sup> would be the first time the consultants would reveal their recommended redistricting map. Director of Development Services Mary Beth Broeren replied that it would be.

Director of Development Services Mary Beth Broeren added that redistricting is one of their specialties for the firm Slaughter and Associates.

Mayor Finley explained that when they are looking into the equitable districts, Slaughter and Associates also factors in growth areas so they can find a balance for areas that can grow and areas that can't grow.

Director of Development Services Mary Beth Broeren advised that the public meeting on July 17<sup>th</sup> would not have to be attended by council, they would still take a head count to see if there is a quorum, but the meeting is intended for the public.

**MID-YEAR BUDGET AMENDMENT**

Mayor Finley provided council with updated projections on the General Fund (Fund #10), Debt Service Fund (Fund #71), and Municipal Capital Fund (Fund #76) after transfers totaling \$12,453,000 to a New Capital Fund 38.

Revenue totals were also updated on the franchise fees and interest income mid-year conservatively for a total of \$725,000. Mayor Finley explained that when the Finance Committee put the finances out for bid, they were able to get better rates which increased our interest income.

Mayor Finley provided the breakdown of the New Capital Fund 38 which has already been approved by council:

Community Center	\$3,395,000
Sunshine Oaks – Phase I	\$550,000
Hexagon Building & Courts	\$4,988,000
Wayfinding Project	\$750,000
Hardiman Roundabout	\$1,510,000
Royal Drive Extension	<u>\$1,260,000</u>
 Total	 \$12,453,000

Mayor Finley added the following updates to the following projects:

### **Community Center**

- 30% has been completed
- Ahead of schedule
- Working on the inside of the building
- Completion August 2024

Council Member Spears asked how it affects Madison Visionary Partners (MVP) fundraising if the city has it fully funded in our budget from city money and will it deter their fundraising efforts. Mayor Finley responded that he does not think it will affect their fundraising efforts.

### **Hexagon Building & Courts**

- Purchase of the 23a building completed
- Outdoor Pickleball Courts
- Pickleball, Softball, and Soccer lighting
- Ballpark fencing needs replacement
- Dog Park fencing brought
- Rental contract between Hexagon and City of Madison for fitness facilities use for employees

### **Wayfinding Project**

- Almost ready to be bid out

### **Sunshine Oaks – Phase I**

- Outdoor playground
- Bathroom
- Improved gravel parking
- Existing barn revamp
- Disc golf course
- 2 additional pavilions
- Dog park fencing

Council Member Spears asked about security in the form of cameras since there will be facilities at the property. Mayor Finley responded that they could look into adding it since they are currently looking into security for Palmer and Dublin Park.

### **Hardiman Roundabout**

- Already approved
- School build is being moved up by a year
- Helps with east/west traffic flow

Council Member Wroblewski asked if the school is scheduled to open in 2025 or 2026. Mayor Finley responded that the original date was 2027 but that they are looking to be open in 2025.

### **Special Projects**

- Planning-Comp Plan (\$270,000)
- Phase 2 – Street Lighting (\$500,000)

- Areas of concern from the public
- Other thoroughfares that need lighting

Council Member Wroblewski asked if there could be lighting added on Balch Road from Mill Road to Huntsville-Browns Ferry Road as there is no lighting currently. Mayor Finley responded that he would have City Administrator Steve Smith add it to the list so they could look into it. Council Member Spears also added that Huntsville-Brown Ferry Road near the community center has no lighting as well. Mayor Finley responded to Council Member Spears that the area on Huntsville-Browns Ferry Road near the community center is also on the list.

- Dublin Field 5 lights-council to vote soon

Mayor Finley shared about additional capital in the following forms:

### **Police**

- 2 vehicles

### **Recreation**

- 1 vehicle

### **IT**

- 1 vehicle

### **Building**

- 1 vehicle

### **Public Works**

- Dump Truck
- 2 Ford F-450
- Aerial Lift Truck
- Milling and repaving city hall parking lot
- Seal coating and striping city hall parking lot
- Hydraulic Thumb
- Security lighting, backside of Public Works
- Cemetery storage building (Constructed in March)
- Street light storage building (Constructed in March)
- Electricity to street light storage building
- ATV for cemetery maintenance
- Ford F-250 (purchased in March)

Mayor Finley explained that the lead time on some of these vehicles is longer and that having this set aside now might mean that it carries over, but Public Works needs these to get their work done.

### **Engineering**

- Bradley Street Improvement
- Mill Road Ditch Improvement
- Hughes Road/Old Madison Pike Intersection
- Balch/Gooch Intersection
- Balch/Browns Ferry Roundabout

- Royal Drive Phase I
- Portal Lane Ditch Improvements
- Mill Road Sidewalk Study

Council Member Wroblewski asked if there could be a chance of adding an additional roundabout at the dead end of Balch and Mill Road. Director of Development Services Mary Beth Broeren responded that when they did the transportation plan in 2018 it was not warranted over other areas but that it is not to say that it won't be warranted in the future.

### **Royal Drive Phase I Extension**

- Traffic light at County Line Road will be a safety feature
- Phase II would come at later date to complete the connection

Council Member Spears asked about the intersection at County Line Road lining up with the concrete plant on the Limestone County side of County Line Road. Director of Development Services Mary Beth Broeren clarified that it lines up with SCS Exhibits & Cabinets and they will likely realign their driveway to take advantage of the new light.

### **Capital Improvement Projects (Under Design)**

Mayor Finley shared the percentage of progress on a variety of projects that are under design and explained that it would be posted on the website as well.

### **Safety and Efficiency**

Mayor Finley explained that currently there is \$245,000 in a special account and that mid-year they will add \$20,000 for a total of \$265,000 to improve safety and efficiency in following 5 areas:

- City Hall Access Improvements-\$50,000
- HR/City Clerk Revamp-\$100,000
- Records Room Addition-\$25,000
- Palmer Park Comms System-\$50,000
- Dublin Park Comms System-\$40,000

Parks & Recreation Director Kory Alfred provided information about previous incidents that have raised safety issues due to the lack of being able to communicate to all the fields when dangerous weather approaches. A Comms System would alert all attendees in a timely manner.

### **Staffing Additions**

- ERP Support Specialist
- EMS Captain-Training
- Director of Facilities
- Economic Development

### **I-565 Flyover Status**

Mayor Finley advised that the flyovers are currently 20% completed. Council Member Spears asked when they are supposed to be completed. Mayor Finley responded that by November of 2024 they should be completed.



Mayor Finley completed his presentation of the Mid-Year budget by opening the floor for questions and letting council know that the full budget would be sent out to them from finance and that approval would be asked of them on the first council meeting of June.

Council Member Denzine asked about the addition of additional police cars besides the 2 due to older vehicles and since vehicles are so hard to come by, should we budget additional funds to have ready. Mayor Finley responded that the money is there. Council Member Powell added that the 2 vehicles are in addition to 6 that they already have budgeted for. Police Chief Johnny Gandy explained that the 2 additional vehicles that they asked for is to replace 2 detective vehicles that are very old and have blown engines. It would cost more for the engine than to replace them. Mayor Finley added that next year there will be more funds available to police as other departments such as Public Works and others will be well off. Council Member Denzine asked Police Chief Johnny Gandy about cars that need to be retired and if they would be able to replace them. Police Chief Johnny Gandy responded that they will be good this year because they have officers who are retiring and others that will leave and those vehicles will cover officers coming out of the academy. Vehicles that end up being taken offline can wait till next year's budget and that in the future as they grow, they will need more but he can wait till the regular operational budget for that.

Council President Bartlett asked Police Chief Johnny Gandy if he would be able to provide enough staffing to meet the school superintendent requirement of having a Student Resource Officer (SRO) at each school with the new middle school coming online. Police Chief Johnny Gandy responded that right now he cannot and that he has been speaking with the superintendent on how they are going to be able to staff it. Mayor Finley added that the schools might be able to help with the funding because part of the funds that were added for safety could be utilized for SRO's. Police Chief Johnny Gandy added that he has 8 officers in Field Training or in the academy, but that it will take a year to get them on shift. Police Chief Johnny Gandy informed Council President Bartlett that he will be able to cover the new Journey Middle School and some of the losses at the SRO position, but that he does not have enough for new additions.

Council Member Denzine asked Mayor Finley for additional details regarding the Hardiman roundabout. Mayor Finley explained that they are working with the developer and the schools to have the roundabout and the connection through to Seger's Road completed before the school opens. Council Member Denzine asked if they are going to need extra money to cover it. Mayor Finley said they have money for the design in the budget and he is certain that it will be done before the school opens. Mayor Finley also added that it is not in this budget because there is no solid game plan yet.

Mayor Finley advised council that they might want to sit down with City Engineer Michael Johnson or Deputy City Engineer Michelle Dunson to go over the projects that they are managing.

Council President Bartlett asked Mayor Finley if the amount listed for the Hexagon Project of \$4,988,000 include the purchase of the property which was just over \$4,000,000 and if the funds came from the America Rescue Plan Act (ARPA) fund and not the General Fund. Finance Director Roger Bellomy and Council Member Powell clarified that only \$988,000 came from ARPA and that the rest came from General Fund.

Council President Bartlett asked Finance Director Roger Bellomy if MVP is successful in finding a naming rights sponsor or something else, what is going to happen to the excess money that is placed in Fund 38. Finance Director Roger Bellomy responded that it would be placed back in the General Fund. Council President Bartlett asked if the resolution that will be presented to them would have that included. Finance Director Roger Bellomy responded that from his understanding the amount they are moving over to Fund 38 is not going to be enough to cover all the community center. Mayor Finley added that the funds will get them to 2 years

and that they will have 1 year left to finish. Council Member Wroblewski added that the community center was estimated at \$10,000,000. Council Member Powell and Mayor Finley clarified that \$1,500,000 from the sale of the library is going into the community center.

Council President Bartlett asked if there were any other questions regarding Mid-Year Budget and with none, thanked Finance Director Roger Bellomy and others for their work on it.

### **PUBLIC COMMENTS TRIAL PERIOD RESOLUTION DISCUSSION**

Council President Bartlett asked for councils' opinion on the public comments trial period.

Council Member Powell shared that he is happy with the way it went during the trial period. It allows the public more time and the meetings have been more productive and have allowed council to get things done faster. Council Members Spears shared that she likes that it allows additional time for the public to comment in three ways, agenda items, public hearings, and general comments. Council Member Powell added that it also allows the department heads to leave, since most have been here all day already. Council Member Wroblewski also agreed with Council Member Powell and Spears that it allows the public to have the opportunity to comment in three different ways.

Council Member Denzine disagreed and would like the public comments back at the beginning of the meeting only because she feels the public's voice should be heard first. She understands that they have the option to talk at three different times, but she feels that since they were the ones who put them in their seats, council should hear all their comments first.

Council Member Spears shared with Council Member Denzine that with the new format they would have additional time in each of the areas. Council Member Denzine responded that she is fine with separating it, but that it all needs to happen at the beginning of the meeting as she feels less people came and talked when the general comments were placed at the end.

Council Member Wroblewski added that she noticed people's questions were answered as the meeting progressed and they still had time to add more comments at the end. Council Member Wroblewski added that they should get Council Member Shaw and Seifert's opinion as well. Council President Bartlett responded that Council Member Shaw had shared with her that he clocked it at fifty-one minutes of public comments because they had multiple opportunities to speak.

Council President Bartlett asked City Attorney Brian Kilgore about amending the ordinance to permanently change it. City Attorney explained they could amend the code to make it permanent or they could do another resolution to extend it. Council President Bartlett asked if they would need a first reading at the May 22<sup>nd</sup> meeting. City Attorney Brian Kilgore said they could suspend the rules at the first reading they choose to. Council Member Spears added that she would prefer not to suspend the rules as she would like to hear public comments on it before they vote on it. Council President Bartlett added that she senses most are wanting to amend the ordinance with the new change and they will go ahead with a first reading on the May 22<sup>nd</sup> meeting to allow for comments before they vote in June.

### **ANIMAL CONTROL APPROPRIATION**

Council Member Wroblewski went over the following numbers of animals that Madison Animal Rescue Foundation (MARF) picks up and made a request that instead of appropriating the full \$15,000 to MARF, they should appropriate it to the Police budget, where they will allot a per animal picked up appropriation. Council Member Wroblewski added that she has talked with Police Chief Johnny Gandy, and he is able to answer questions. Council Member

Wroblewski added that she feels it allows Police to manage the appropriation better because currently MARF is not picking up all animals and they end up using other rescues that are not getting compensated.

Year	Animals Picked Up (MARF)	Actual Animals Picked Up	Appropriation Amount	\$ Amount per Animal
2019	220	105	\$15,000	\$142.86
2020	220	97	\$15,000	\$154.64
2021	220	75	\$15,000	\$200.00
2022	220	52	\$15,000	\$288.46

Council Member Powell asked where the above numbers came from. Council Member Wroblewski responded that the number came from Madison Animal Control and was sent to her by Police Chief Johnny Gandy. Council Member Powell asked Police Chief Johnny Gandy if Council Member Wroblewski came to him about it or vice versa. Police Chief Johnny Gandy responded that Council Member Wroblewski came to him about it. Council Member Wroblewski added that she is just trying to be proactive.

Council President Bartlett asked Mayor Finley if he wanted to weigh in on the discussion. Mayor Finley and other council members discussed various ways that it could cost the city more than \$15,000 if they went other routes besides using MARF. The discussion was completed with Council Member Spears asking if Mayor Finley could gather more information to reach a good decision. Mayor Finley agreed he would do some research. Council President Bartlett thanked Council Member Wroblewski for bringing it to their attention and thanked everyone for the discussion and looks forward to more information from the Mayor.

Council President Bartlett advised everyone that the tentatively scheduled work session for June is on the 21<sup>st</sup> and the only item on the agenda is the mural guidelines from Director of Development Services Mary Beth Broeren.

**ADJOURNMENT**

Having no further business to discuss, the work session adjourned at 7:43 p.m.

Minutes No. 2023-05-WS, dated May 17<sup>th</sup>, 2023, read, approved and adopted this 12<sup>th</sup> 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

\_\_\_\_\_  
Council Member John Seifert  
District Seven

Concur:

\_\_\_\_\_  
Paul Finley, Mayor  
Attest:

\_\_\_\_\_  
Lisa D. Thomas  
City Clerk-Treasurer

\_\_\_\_\_  
Mari Bretz  
Recording Secretary



**MINUTES NO. 2023-10-RG  
REGULAR CITY COUNCIL MEETING  
OF MADISON, ALABAMA  
May 22, 2023**

*The meeting was broadcast live on Wow! Channel 42 and online streaming at [www.madisonal.gov/viewmeetings](http://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, May 22, 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 Troy L. Gardner, with The Fellowship of Faith 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	Absent
Council District No. 4 Greg Shaw	Absent
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, Police Captain Mike Allen, Police Sargent Lamar Anderson, City Engineer Michael Johnson, Deputy City Engineer Michelle Dunson, Communication Specialist Samantha Magnuson, Police Sargent Michael Dixon, Director of Information Technology Chris White, Information Technology Support Technician Toby Jenkins, Police Chief Johnny Gandy, Fire Battalion Chief Dustin Spires, 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: Jan Irvine, Rebekah Faris, Ashley Singleton, Joseph Prinzing, Jared Hill, Jessica Hissam, Chris Hissam, Andrea Hill, Steve Hill, Jeanne Simpson, Peter Simpson, Margi Daly, Alex Vaughn, Dee Voelkel, Ethan Carter, John Cole, Richard Andrews, Candi Andrews, Bruce Puffer, Troy Garner, Mark Kather, Bernadette Mayer, Paul R Pfahler, Deidre Hopkin, Esther Ramirez, Jennifer Coe, Tyler Strutheit, Alex Luttrell, Deanne Johnson, Kris Gundersen, Dane Walther, Rhonda Pendleton, Tiffany Knox, Grant Carodine,

William Riggle, Stacy Riggle, Matthew Riggle, Donnie Spencer, Brian A. Robinson, and Angela Gary

**AMENDMENTS TO AGENDA**

City Attorney Brian Kilgore had the following updates and/or changes listed below:

**Resolution No. 2023-165-R**; under consent agenda, the attachment was updated from \$100 deductible to \$1000 deductible on the proof of loss. The amount the city is getting paid from the insurance does not change.

**Resolution No. 2023-186-R**; under IT department reports, the attachment had an incorrect billing address which has since been corrected since the agenda was published.

**Ordinance No. 2023-134**; under Legal department reports, asked to remove and will be submitted on June 12<sup>th</sup>.

With no more amendments to the agenda Council President Bartlett approved the agenda.

**APPROVAL OF MINUTES**

**MINUTES NO. 2023-04-WS DATED May 8, 2023**

Council Member Spears moved to approve Minutes No. 2023-04-WS. Council Member Seifert seconded. The vote was taken and recorded as follows:

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

Motion carried.

**MINUTES NO. 2023-09-RG DATED May 8, 2023**

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

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

Motion carried.

**MINUTES NO. 2023-01-SP DATED May 16, 2023**

Council Member Wroblewski moved to approve Minutes No. 2023-01-SP. Council Member Spears seconded. The vote was taken and recorded as follows:

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

Motion carried.

**PRESENTATIONS AND AWARDS**

**PROCLAMATION RECOGNIZING "NATIONAL PUBLIC WORKS WEEK" FROM MAY 22 - MAY 26, 2023 IN THE CITY OF MADISON**

Mayor Finley presented Director of Public Works Kent Smith with a proclamation designating the week of May 22 – 26, 2023 as “National Public Works Week” in the City of Madison, Alabama.

**PRESENTATION BY MRS. DEBBIE OVERCASH OF THE MADISON ROTARY CLUB FOR FIREFIGHTER, POLICE OFFICER, AND TWO CITY EMPLOYEES OF THE YEAR**

Debbie Overcash of the Rotary Club along with Mayor Paul Finley, Council President Ranae Bartlett, Madison Rotary President Melissa Gibson, Director of Human Resources Megan, Fire Battalion Chief Dustin Spires, Police Chief Johnny Gandy, Police Captain Mike Allen, and Director of Human Resources Zingarelli presented the awards as follows:

Cole Edwards	Firefighter of the Year
Michael Dixon	Police Officer of the Year
Michelle Dunson	Employee of the Year

A round of applause and standing ovation was given to each employee.

**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](mailto: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](mailto:citycouncil@madisonal.gov).*

**JENNIFER COE (DISTRICT 5)**

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

- Objection to Proposed Ordinance No. 2023-188; Amending City Code Section 2-42(4) Order of Agenda Items

**BERNADETTE MAYER (DISTRICT 5)**

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

- Resolution No. 2023-125-R, disapproval as employees should have a choice of where they can go
- HR should do better for employees
- Engineering department proposed ordinance misspellings
- Resolution No. 2023-185-R, incomplete wants to know who is signing documents
- Proposed Ordinance No. 2203-134, request that agreement should be 5 years and not 10
- Proposed Ordinance No. 2023-188, concern about the time

**MARGI DALY (DISTRICT 6)**

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

- Resolution No. 2023-125-R, disapproval as employees should have a choice of where they can go and believed that this was already included in the original Hexagon proposal
- Resolution No. 2023-158-R, would like to know expected public input meeting dates
- Resolution No. 2023-178-R, length of contract, bid process
- Resolution No. 2023-179-R, property acquirement
- Resolution No. 2023-185-R, request for actual printed names on all contracts and franchise agreements, planning never signed off
- Resolution No. 2023-173-R, feels that it is an incomplete resolution
- Appointments to boards should only be during term of council
- Resolution No. 2023-187-R, contradiction with ordinance 94-132 regarding park closing at dusk, would need to rescind
- Time limit on public comments

**TIFFANY KNOX (DISTRICT 1)**

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

- Proposed Ordinance No. 2023-188, would like to keep comments at the beginning of the meeting only and provided scenarios to support her point

**CONSENT AGENDA AND FINANCE COMMITTEE REPORT**



Council member Spears shared the Finance Committee reviewed all the periodic bills to be paid and found them all in order. Council Member Spears thanked those for the donations made to the Senior Center, Fire Department and the Dublin Park meeting rooms.

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

General Operating Account	\$1,982,711.51
Special General Operating Accounts	\$4,574.67
ADEM Storm Drainage	\$654.56
1/2 Cent Capital Replacement	\$124,566.20
Gasoline Tax & Petroleum Inspection fees	\$44,122.01
Street Repair and Maintenance	\$509.22
CIP Bond Accounts	\$50,346.91
Library Building Fund	\$7,269.26
Venue Maintenance	\$43,080.13

Regular and periodic bills to be paid

Approval of payment to S&ME, Inc. in the amount of \$3,282.06 for Invoice No. 1180340 for Project No. 18-022 (Hughes Road Widening Project) (to be paid from 2020-A Bond account)

Approval to Authorize the Parks & Recreation Department to solicit bids for Hexagon Athletic Field lighting installation

**Resolution No. 2023-165-R:** Acceptance of AMIC Settlement Claim No: 059515 in the amount of \$4,369.00 for wind loss to the K-9 and Animal Control Building (Final Payment. Claim is now closed)

**Resolution No. 2023-172-R:** Authorizing the purchase of bullet-resistant vests from the Buy Board National Purchasing Cooperative (to be paid from the Police Department budget)

**Resolution No. 2023-177-R:** Declaring the Police badge and duty weapon used by Officer Troy Vickers as surplus and authorizing that they be given to him upon his retirement on June 1, 2023

Acceptance of donations from J. and S. Crenshaw in the amount of \$50 in memory of Geral "Deanie" Bucy, and M.C. Flurer in the amount of \$25.00 (to be deposited into Senior Center Donation account)

Acceptance of donation from Senator Tom Butler in the amount of \$5,000 for Fire Department expenses and equipment (to be deposited into Fire Donation account)

Acceptance of donation of two (2) Samsung 75" televisions from Madison Baseball Association for Dublin Park meeting rooms valued at \$1,482.38.

Acceptance of checks from Chambers Bottling Company, LLC in the amounts of \$39.00, and \$27.92 (to be deposited into Fire Department Donation account)

Council Member Wroblewski seconded. Council Member Wroblewski congratulated Police Officer Troy Vickers on his retirement and thanked him for his years of service to the community. The roll call vote to approve the Consent Agenda was taken and recorded as follows:

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

Motion carried.

**PRESENTATION OF REPORTS**

**MAYOR PAUL FINLEY:**

**RESOLUTION NO. 2023-125-R: APPROVING AN AGREEMENT FOR CITY EMPLOYEES TO USE THE HEXAGON WELLNESS CENTER IN THE AMOUNT OF \$24,000 ANNUALLY (TO BE PAID FROM GENERAL SERVICES)**

Council Member Spears moved to approve Resolution No. 2023-125-R. Council Member Seifert seconded. Mayor Finley explained that the current gym that the Police and the Fire department were using is unusable and that from an employee retention standpoint this is an added benefit to employees. It will start on June 1<sup>st</sup>. Council Member Seifert asked Mayor Finley what will be done with the old gym property and building. Mayor Finley responded that they do not need it and that it would need to be torn down and then the city would most likely bring it to council for their decision. Council Member Denzine added that she appreciated the addition of the gym for the Fire department as she had seen the previous gym’s condition. The vote was taken and recorded as follows:

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

Motion carried.

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

- Congratulated graduating seniors at James Clemens and Bob Jones High School
- Congratulated Huntsville for being the number two city in the nation by US News & World
- Congratulated Christy Finley on her retirement as Huntsville City Schools Superintendent
- Mid-year budget update

Council Member Wroblewski asked Mayor Finley if the mid-year budget will be emailed to council members. Council Member Spears stated that the finance committee meeting had been canceled due to people being out of town and that may be why it has not been sent to council members.

**COUNCIL DISTRICT NO. 1 MAURA WROBLEWSKI**

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

- Expressed concerns of the Armory location and suggested a more industrial location
- Suggested council limiting operational hours of the Armory during school hours

**COUNCIL DISTRICT NO. 2 CONNIE SPEARS**

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

- Congratulated all graduates from Madison City Schools
- Scholarships offered to Madison students were over \$100,000.

**COUNCIL DISTRICT NO. 3 TEDDY POWELL**

Absent

**COUNCIL DISTRICT NO. 4 GREG SHAW**

Absent

**COUNCIL DISTRICT NO. 5 RANAE BARTLETT**

**RESOLUTION NO. 2023-171-R: AUTHORIZING VIDEO RECORDING AND ARCHIVING OF THE MAY 17, 2023, CITY COUNCIL WORK SESSION**

Council Member Spears moved to approve Resolution No. 2023-171-R. Council Member Wroblewski seconded. The vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Connie Spears	Aye
Council Member Teddy Powell	Absent
Council Member Greg Shaw	Absent

Council Member Ranae Bartlett	Aye
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried.

### **COUNCIL DISTRICT NO. 6 KAREN DENZINE**

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

- Thanked everyone that participated in the election
- Congratulated all graduates from Madison City Schools
- Attended Wellstone celebration and pointed out the highlights of the Mental Health Crisis Center
- Reminded everyone of the Police Citizen Advisory Committee Meeting on Tuesday, May 23<sup>rd</sup> at 6:00 P.M. at the Madison Public Library on the following topics:
  - Animal Control
  - The Alert Process
- Thanked the community for all their support for her family
- Shared concerns on the location of the Armory

### **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**

#### **REAPPOINTMENT OF TOMMY OVERCASH TO THE NORTH ALABAMA GAS BOARD WITH A TERM EXPIRATION OF JULY 1, 2029**

Council Member Spears nominated Tommy Overcash for reappointment. There being no further nominations, Mr. Overcash was appointed by acclamation.

#### **APPOINTMENT TO PLACE NO. 5 OF THE WATER AND WASTEWATER BOARD OF THE CITY OF MADISON WITH A TERM EXPIRATION OF SEPTEMBER 1, 2024**

Council Member Spears nominated Julian Al Sullivan for appointment to Place No. 5. There being no other nominations Julian Al Sullivan was appointed to Place No. 5 to complete the term of the previous board member by acclamation.

### **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 Wroblewski motioned to suspend the rules. Council Member Spears seconded. City Attorney Brian Kilgore stated to Council Members and Mayor Finley that he was not 100% sure that all the prerequisites that they needed were to move forward. City Attorney Brian Kilgore asked City Engineer Michael Johnson to inform Council Members and Mayor Finley as to whether they were ready to suspend the rules in to adopt the ordinance at this time. City Engineer Michael Johnson advised that they are still waiting for final acceptance from Madison Utilities and that it will be brought up at their next meeting on June 5<sup>th</sup>. Council President Bartlett asked City Engineer Michael Johnson if he then only wanted a first reading on the ordinance instead of a suspension of rules. City Engineer Michael Johnson responded yes to only a first reading. Council Member Wroblewski withdrew her motion.

This is only a first reading

**RESOLUTION NO. 2023-173-R: AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH ARMSTRONG & SASSO APPRAISAL COMPANY, LLC FOR LAND APPRAISAL ON PROJECT 20-008 (BROWNS FERRY ROAD BOX CULVERT REPLACEMENT) IN AN AMOUNT NOT TO EXCEED \$5,000 (TO BE PAID FROM ENGINEERING DEPARTMENT BUDGET)**

Council Member Spears moved to approve Ordinance No. 2023-173-R. Council Member Seifert seconded. Council Member Spears asked City Engineer Michael Johnson to explain where the box culvert is located. City Engineer Michael Johnson stated that this is the very narrow bridge crossing just north and west of Mose Chapel Road and can be a danger to people towing trailers and such. The vote was taken and recorded as follows:

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

Motion carried.

**RESOLUTION NO. 2023-179-R: AUTHORIZING THE ACQUISITION OF PROPERTY AND EASEMENTS NECESSARY FOR CONSTRUCTION OF THE MADISON BRANCH BOULEVARD ROUNDABOUT IN THE AMOUNT OF \$49,842.00 (TO BE PAID FROM ENGINEERING DEPARTMENT BUDGET**

Council Member Seifert moved to approve Ordinance No. 2023-179-R. Council Member Spears seconded. Mayor Finley asked City Engineer how the process to obtain the property was done since the public had asked questions. City Engineer Michael Johnson responded that an appraisal company completed an appraisal, then offers were sent for negotiation. Council Member Seifert asked City Engineer Michael Johnson if the presented amount was accounted for in the budget. City Engineer Michael Johnson responded that yes it was and that this is not the full amount, but a little more than half of the total amount. City Engineer Michael Johnson added that overall, it is within the original budget that was approved. City Attorney Brian Kilgore added that there’s another tract of land that they are in the process of negotiating a purchase for. The vote was taken and recorded as follows:

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

Motion carried.

**RESOLUTION NO. 2023-185-R: ACCEPTING INTO PUBLIC USE AND MAINTENANCE THE SUBDIVISION IMPROVEMENTS FOR THE HEIGHTS AT TOWN MADISON, PHASE 5**

Council Member Seifert moved to approve Resolution No. 2023-185-R. Council Member Spears 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 Maura Wroblewski	Aye
Council Member Connie Spears	Aye
Council Member Teddy Powell	Absent
Council Member Greg Shaw	Absent
Council Member Ranae Bartlett	Aye
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried.

**FIRE & RESCUE**

**PROPOSED ORDINANCE NO. 2023-153: AMENDING THE CITY’S FIRE CODE, AS ADOPTED IN CHAPTER 8 OF THE CITY OF MADISON CODE OF ORDINANCES (FIRST READING 5/8/2023)**

Council Member Wroblewski moved to approve Ordinance No. 2023-153. Council Member Denzine seconded. The vote was taken and recorded as follows:

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

Motion carried.

**INFORMATION TECHNOLOGY**

**RESOLUTION NO. 2023-178-R: AUTHORIZING AN AGREEMENT WITH COMCAST ENTERPRISE FOR FIBER TO EIGHT MUNICIPAL LOCATIONS (TO BE PAID FROM IT DEPARTMENT BUDGET)**

Council Member Wroblewski moved to approve Resolution No. 2023-178-R. Council Member Seifert seconded. The vote was taken and recorded as follows:

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

Motion carried.

**RESOLUTION NO. 2023-186-R: AUTHORIZING AN AGREEMENT WITH NINJAONE FOR IT SUPPORT SOFTWARE IN THE AMOUNT OF \$10,800 ANNUALLY (TO BE PAID FROM IT DEPARTMENT BUDGET)**

Council Member Seifert moved to approve Resolution No. 2023-186-R. Council Member Spears seconded. The vote was taken and recorded as follows:

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

Motion carried.

**LEGAL**

**RESOLUTION NO. 2023-163-R: ACCEPTANCE OF DEDICATION OF TRACT OF PROPERTY ALONG KYSER BOULEVARD FROM SMART LIVING, LLC FOR CITY RIGHT-OF-WAY.**

Council Member Spears moved to approve Resolution No. 2023-163-R. Council Member Wroblewski seconded. The vote was taken and recorded as follows:

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

Motion carried.

**RESOLUTION NO. 2023-175-R: AUTHORIZING THE ACCEPTANCE OF AN EASEMENT FOR A PORTION OF WISE STREET.**

Council Member Spears moved to approve Resolution No. 2023-175-R. Council Member Wroblewski seconded. The vote was taken and recorded as follows:

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

Motion carried.

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

This is a first reading only

**PLANNING**

**PROPOSED ORDINANCE NO. 2023-157: VACATION OF A PORTION OF A UTILITY AND DRAINAGE EASEMENT LOCATED WITHIN BELLWOODS SUBDIVISION (FIRST READING 5/8/2023)**

Council Member Spears moved to approve Ordinance No. 2023-157. Council Member Seifert seconded. The vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Connie Spears	Aye



Council Member Teddy Powell	Absent
Council Member Greg Shaw	Absent
Council Member Ranae Bartlett	Aye
Council Member Karen Denzine	Aye
Council Member John Seifert	Aye

Motion carried.

**RESOLUTION NO. 2023-158-R: AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH SLAUGHTER & ASSOCIATES, PLLC, FOR THE REDISTRICTING OF ELECTION DISTRICTS IN THE AMOUNT OF \$15,000 (TO BE PAID FROM DEPARTMENTAL BUDGET 10-070-000-1917-00)**

Council Member Wroblewski moved to approve Resolution No. 2023-158-R. Council Member Spears seconded. Mayor Finley shared that based on the outcome of the Special Election, City of Madison will redistrict again with seven districts. Mayor Finley also added that the last time redistricting was completed Slaughter and Associates used 2010 census data and the redistricting was completed in 2011. Mayor Finley explained that if approved tonight Slaughter and Associates would begin preparing a plan during the rest of May and all of June and could have their first tentative date for the first public meeting on July 17, depending on the progress of completing the tasks that need to be completed including getting the public’s feedback. Mayor Finley said a public hearing is scheduled for August 14th and on August 30th to prepare the legal descriptions with hopes of bringing it to Council for adoption on September 11th. Mayor Finley expressed his appreciation for Slaughter and Associates’ ability to detect growth like 2011. Council President Bartlett added that there was a discussion along with a presentation regarding redistricting in the May 16<sup>th</sup> work session that is now archived if anyone wants to view it. The vote was taken and recorded as follows:

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

Motion carried.

**RECREATION**

**RESOLUTION NO. 2023-187-R: AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH HOGAN'S MECHANICAL SERVICES (HMS) FOR THE INSTALLATION OF A LIGHTING SYSTEM AT DUBLIN PARK, FIELD 5 IN THE AMOUNT OF \$71,500 (TO BE PAID FROM RECREATION DEPARTMENT BUDGET**

Council Member Seifert moved to approve Resolution No. 2023-187-R. Council Member Wroblewski seconded. Council Member Seifert asked Director of Parks and Recreation Kory Alfred if he could address some of the public comments about the ordinances and lighting. Director of Parks and Recreation Kory Alfred explained the dawn to

dusk lighting and hours of operation at Dublin Park and Palmer Park. Council member Seifert asked if it would be the same directional lights the city currently operating at Dublin Park. Director of Recreation Kory Alfred responded that there is no overflow lighting and that they are energy efficient as their power bill has gone down significantly. The vote was taken and recorded as follows:

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

Motion carried.

**RESOLUTION NO. 2023-167-R: AUTHORIZING AN AGREEMENT WITH PYRO SHOWS FOR INDEPENDENCE DAY CELEBRATION FIREWORKS SHOW IN AN AMOUNT NOT TO EXCEED \$14,999 (TO BE PAID FROM RECREATION BUDGET)**

Council Member Powell moved to approve Resolution No. 2023-167-R. Council Member Spears seconded. The vote was taken and recorded as follows:

Council Member Maura Wroblewski	Aye
Council Member Connie Spears	Aye
Council Member Teddy Powell	Absent
Council Member Greg Shaw	Absent
Council Member Ranae Bartlett	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](mailto: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](mailto:citycouncil@madisonal.gov).*

Mayor Finley opened the public comments by providing information regarding Rocket City Armory's classification as a retail service business and that it is allowed in the city's commercial zones B1, B2, and B3. Mayor Finley shared that Rocket City Armory is not open yet, but their site plan was approved in September 2021 and that the area it sits on is zoned for B2 since 1989. Mayor Finley provided the public some additional context with regards to zoning such as Last Resorts Guns opening in 2013 and located on County Line Road about a mile from James Clemens High School which opened in 2012; Walmart sells ammunition and is located close to the soon to open Journey Middle School; Rainbow Elementary is across the street from Academy Sports. Mayor Finley explained that with any

zoning if it meets the criteria the city is required to accept it unless it is determined a nuisance such as Three Springs. Mayor Finley described the incident that happened in Three Springs in 2017 and explained if the city would have taken their business license at that time, the city would have been sued. Mayor Finley added that in September of 2017 they updated the nuisance laws and that was how they were able to take their business license after the second incident happened at Three Springs. Mayor Finley briefly went over the criteria and explained that Rocket City Armory has met them. Mayor Finley stated that he knows that there won't be an agreement on gun control, but that there can be discussions and share opinions, as the city won't legislate evil after the shooting incident that happened at a Madison school in 2010. Mayor Finley added that since that incident they have worked diligently with the school board on safety from the call to protect line and having more funding for School Resource Officers and equipment to keep schools safe. Mayor Finley closed by saying that if the business meets the criteria for zoning, then as the city they don't have a lot of leeway with what we do.

Council Member Wroblewski asked if the city can limit their operating hours. Mayor Finley responded that he did not know the answer to that, but that typically you can't limit legislating hours for any business because how do you know which one to stop at and that council is welcome to discuss it, but typically you can't tell a business when they can and cannot open.

Council President Bartlett added that they can discuss it further and bring it up with Planning, but that at this time she wanted to open public comments.

#### **JARED HILL (DISTRICT 6)**

Mr. Hill appeared before Council and Mayor Finley to voice his concerns on the following items:

- Background to his business Rocket City Armory
- Addition of tax revenue to the city
- Safety and security of his business
- Policies and procedures for his business

#### **ALEX VAUGHN (DISTRICT 7)**

Mr. Vaughn appeared before Council and Mayor Finley to voice his concerns on the proximity of the Rocket City Armory to Midtown Elementary

#### **JOSEPH PRINZINGER (COUNTY RESIDENT)**

Mr. Prinsinger appeared before Council and Mayor Finley to voice his support for the location of Rocket City Armory and that it should not be moved.

#### **REBEKAH FARIS (DISTRICT 6)**

Ms. Faris appeared before Council and Mayor Finley to voice her concerns on the proximity of the Rocket City Armory to Midtown Elementary.

#### **ASHLEY SINGLETON (DISTRICT 7)**

Ms. Singleton appeared before Council and Mayor Finley to voice her concerns on the proximity of the Rocket City Armory to Midtown Elementary.

**TYLER STUTHEIT (DISTRICT 1)**

Mr. Stutheit appeared before Council and Mayor Finley to voice his concerns on the proximity of the Rocket City Armory to Midtown Elementary.

**ASHLEY DENNIS (DISTRICT 7)**

Ms. Dennis appeared before Council and Mayor Finley to voice her support on the location of the Rocket City Armory to Midtown Elementary.

**KRIS GUNDERSEN (DISTRICT 6)**

Mr. Gundersen appeared before Council and Mayor Finley to voice his concerns on the location of the Rocket City Armory to Midtown Elementary.

**JENNIFER COE (DISTRICT 5)**

Ms. Coe appeared before Council and Mayor Finley to voice her concerns on the location of the Rocket City Armory to schools and zoning.

**BERNADETTE MAYER (DISTRICT 5)**

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

- Hexagon Wellness Center
- Rocket City Armory location
- Planning Committee appointee

**MARGI DALY (DISTRICT 6)**

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

- Finance Committee meeting transparency
- Zoning changes
- Ordinances and resolution changes
- Easement on Portal and Hughes Road
- Streetlighting concerns

**EMMA (DISTRICT 6)**

Ms. Emma appeared before Council and Mayor Finley to voice her concerns on the location of the Rocket City Armory to schools and on zoning laws.

**ANGELA GARY (DISTRICT 5)**

Ms. Gary appeared before Council and Mayor Finley to voice her support for the Rocket City Armory.

**LT. COL. RETIRED JOHN COLE (DISTRICT 4)**

Mr. Cole appeared before Council and Mayor Finley to voice his concern on the following items:

- Rocket City Armory support for its location
- Concerns if city made a mistake and would reimburse Rocket City Armory if made to move

**MADDIE LAMBERTSON (DISTRICT 6)**

Ms. Lambertson appeared before Council and Mayor Finley to voice her support for the location of the Rocket City Armory to a school.

**SARAH PARKER (DISTRICT 2)**

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

- Lockdown concern at Midtown due to Kroger, should be discussed with School Board
- Support for the Rocket City Armory
- City-Manager election

**EILEEN PHILLIPS (DISTRICT 1)**

Ms. Phillips appeared before Council and Mayor Finley to voice her concern on the location of the Rocket City Armory to a school.

**WILLIAM RIGGLE (DISTRICT 6)**

Mr. Riggle appeared before Council and Mayor Finley to voice his support on the location of the Rocket City Armory.

**STACEY RIGGLE (DISTRICT 6)**

Ms. Riggle appeared before Council and Mayor Finley to voice her support on the location of the Rocket City Armory.

**RICK RICCHIO (DISTRICT 7)**

Mr. Ricchio appeared before Council and Mayor Finley to voice his concern on the location of the Rocket City Armory and that council should follow what has been put in place and if the zoning and/or ordinances need to be changed, then they should pursue it.

**DANIEL HOPKINS (DISTRICT 1)**

Mr. Hopkins appeared before Council and Mayor Finley to voice his concern about the location of the Rocket City Armory to the school.

**BRIAN ROBINSON (DISTRICT 2)**

Mr. Robinson appeared before Council and Mayor Finley to voice his support for the location of the Rocket City Armory and for the owner, Jared Hill.

**MARK KATHER (DISTRICT 4)**

Mr. Kather appeared before Council and Mayor Finley to voice his support on the location of the Rocket City Armory.

**CRYSTAL FRANCOIS (DISTRICT 7)**

Ms. Francois appeared before Council and Mayor Finley to voice her concern on the location of the Rocket City Armory to the school.

**GRANT CARODINE (DISTRICT 4)**

Mr. Carodine appeared before Council and Mayor Finley to voice his concern on the

- Rocket City Armory

Mr. Carodine also spoke in favor of the following:

- Proposed public comment rearrangement

**SARA A (DISTRICT 7)**

Ms. Sara appeared before Council and Mayor Finley to voice her concern on the location of the Rocket City Armory.

Council President Bartlett closed public comment and thanked the public for staying and thanked the Council and Mayor Finley.

Mayor Finley thanked the public for their comments and respecting the process except for one person. Mayor Finley also thanked Council President Bartlett for how she managed the public comments, as it is only fair to let everyone only have 3 minutes and unfortunately there are times when someone needs to be cut off. Mayor Finley advised the public that he has time set aside every two weeks for the public to come speak and that all that someone needs to do is call the mayor's office and take one of the thirty-minute slots. Mayor Finley closed by saying that any business license that is issued they make sure that they meet what is needed and he assured the public that the Police and Student Resource Officers understand how people feel about the safety of the city.

**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 8:21 p.m.

Minutes No. 2023-10-RG, dated May 22, 2023, read, approved and adopted this 12<sup>th</sup> 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

\_\_\_\_\_  
Council Member John Seifert  
District Seven

Concur:

\_\_\_\_\_  
Paul Finley, Mayor

Attest:

\_\_\_\_\_  
Lisa D. Thomas  
City Clerk-Treasurer

\_\_\_\_\_  
Mari Bretz  
Recording Secretary



**RESOLUTION NO. 2023-183-R**

**A RESOLUTION AUTHORIZING MAYOR TO ACCEPT QUOTATION FROM  
SOLARWINDS, INC.**

**BE IT HEREBY RESOLVED** by the City Council of the City of Madison, Alabama, that the Mayor is authorized and directed to accept on behalf of the City a one-year subscription for services from Solarwinds, for network performance monitoring services, said document to be substantially similar in purpose, intent, and composition to that certain document attached hereto identified as “Quote” dated **June 18, 2023**, and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same; and

**BE IT FURTHER RESOLVED** that, except for the extension or cancellation of the relationship established by such acceptance and execution, the Mayor or his designee shall be hereby authorized for the entire term of the Agreement to execute any and all documentation necessary to enforce and comply with the terms thereof, subject to the budgetary restrictions set forth by the Council in its duly-adopted budget for the then-current fiscal year; and

**BE IT FURTHER RESOLVED** that, upon request and notification from the appropriate department that the services precedent to payment have been satisfied, the Finance Director is hereby authorized to forward payment to Solarwinds, in the amount(s) and manner authorized by the quotation accepted by passage of this resolution.

**READ, PASSED, AND ADOPTED** at a regularly scheduled meeting of the City Council of the City of Madison, Alabama, on this 12<sup>th</sup> day of June, 2023

\_\_\_\_\_  
*Ranae Bartlett, Council President*  
City of Madison, Alabama

ATTEST:

\_\_\_\_\_  
*Lisa D. Thomas, City Clerk-Treasurer*  
City of Madison, Alabama

APPROVED this \_\_\_\_ day of June, 2023.

\_\_\_\_\_  
*Paul Finley, Mayor*  
City of Madison, Alabama



# Quote

Solarwinds  
PO BOX 730720  
Dallas TX 75373  
United States  
(512) 682-9300  
Tax ID 73-1559348  
DUNS# 095981176

Page 1 of 1  
Date 6/18/2023  
Quote # QN1631597  
Expires 6/15/2023  
Currency USD

**Bill To**  
Accounts Payable  
City of Madison  
100 Hughes Road  
Madison AL 35758  
United States

**Quote To Address**  
I.T. Department  
City of Madison  
100 Hughes Road  
Madison AL 35758  
United States

Customer ID	End Customer
SW2168483	SW2168483 City of Madison, AL

SKU #	Description	Qty	Unit Rate	Amount	Start Date	End Date
840034	SolarWinds Network Performance Monitor SL250 (up to 250 elements)- Annual Maintenance Renewal	1	\$1,717.00	\$1,717.00	6/18/2023	6/18/2024

<b>Subtotal</b>	\$1,717.00
<b>Tax Total</b>	\$0.00
<b>Total</b>	\$1,717.00

\* Pricing above may not include local taxes, for which the customer is responsible.\*

Keep your maintenance up-to-date to access Tech Support, FREE product updates/ version upgrades (including all major and minor version releases), customer only product training, and exclusive access to product pre-releases.

1. If you previously ordered through an Authorized SolarWinds Partner and would like to order through that partner again, please forward this quote to them for processing.

2. Email your company Purchase Order to renewals@solarwinds.com -or- fax your order to one of the following: US 512.857.0125, Outside the US +353 21 238 0232.

3. Please use the link below to pay now via credit card. \*No login required.\*

<https://ecomm.solarwinds.com/quote?quoteInternalId=154410206&@rts=239078&eb=t&form=d>

\*\*Contact SolarWinds at renewals@solarwinds.com with any questions or concerns and we will be happy to assist with your maintenance renewal.

**Accepted:**

**ATTEST:**

\_\_\_\_\_  
Mayor Paul Finley Date

\_\_\_\_\_  
Lisa D. Thomas Date  
City Clerk-Treasurer

**RESOLUTION NO. 2023-189-R**

**AUTHORIZING SOFTWARE LICENSE SUBSCRIPTION RENEWAL WITH AUTODESK, INC.  
FOR FOUR SINGLE-USER WORKSTATIONS OF CIVIL 3D**

**BE IT HEREBY RESOLVED** by the City Council of the City of Madison, Alabama, that the Mayor is authorized and directed to accept on behalf of the City an agreement for software license subscription services with Autodesk, Inc. said document to be substantially similar in purpose, intent, and composition to that certain document attached hereto and identified as "Autodesk Quotation", and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same; and

**BE IT FURTHER RESOLVED**, that, except for the extension or cancellation of the relationship established by such acceptance and execution, the Mayor or his designee shall be hereby authorized for the entire term of the agreement (July 25, 2023 through July 24, 2024) to execute any and all documentation necessary to enforce and comply with the terms thereof, subject to the budgetary restrictions set forth by the Council in its duly-adopted budget for the then-current fiscal year; and

**BE IT FURTHER RESOLVED**, that, upon request and notification from the Engineering Department that the services precedent to payment have been satisfied, the Finance Director is hereby authorized to forward payment to Autodesk, Inc., in the amount(s) and manner authorized by the proposal accepted by passage of this resolution.

**READ, PASSED, AND ADOPTED** at a regularly scheduled meeting of the City Council of the City of Madison, Alabama, on this the 12<sup>th</sup> day of June, 2023.

\_\_\_\_\_  
**Ranae Bartlett, Council President**  
**City of Madison, Alabama**

**ATTEST:**

\_\_\_\_\_  
**Lisa D. Thomas, City Clerk-Treasurer**  
**City of Madison, Alabama**

**APPROVED** this \_\_\_\_\_ day of June 2023.

\_\_\_\_\_  
**Paul Finley, Mayor**  
**City of Madison, Alabama**



## QUOTATION

Quote Number: 00283615  
 Created Date: 05/09/2023 13:58:37  
 Quote Expiration Date: 06/06/23  
 Company: City of Madison  
 Account CSN: 5108512285

Payment Terms: N30  
 VAT/GST Code or Number:

### CUSTOMER CONTACT:

Contact Name: Eduard Morgan  
 Contact Email: eduard.morgan@madisonal.gov  
 Contact Phone: +12567744414

### AUTODESK CONTACT:

Contact Name: Ray Bourne  
 Contact Email: ray.bourne@autodesk.com  
 Contact Phone:

### BILL TO:

City of Madison  
 100 Hughes Rd  
 Madison, AL  
 35758-1110  
 United States  
 Contact Name: Eduard Morgan  
 Contact Email: eduard.morgan@madisonal.gov

### SHIP TO:

City of Madison  
 100 Hughes Rd  
 Madison, AL  
 35758-1110  
 United States  
 Contact Name: Eduard Morgan  
 Email: eduard.morgan@madisonal.gov

### QUOTE PRODUCT DETAILS:

Product Line	Qty	ListPrice*	NetPrice*
<b>Civil 3D</b> <b>Product SKU Name : 23711-006845-L846 Civil 3D Commercial Product Subscription Renewal Single-user Annual Non - Specific Worldwide Windows</b> <b>Product Type:</b> Subscription <b>License Type:</b> Renewal <b>Term:</b> Annual Sr # : 566-92244471   Agreement # : 110002713996   Subscription   Start Date : July 25 2023   End Date : July 24 2024   Advanced Support   Reseller : Autodesk-Digital Direct - 5149864738   Standalone	2	USD 2,410.00	USD 4,820.00
<b>Civil 3D</b> <b>Product SKU Name : 23711-006845-L846 Civil 3D Commercial Product Subscription Renewal Single-user Annual Non - Specific Worldwide Windows</b> <b>Product Type:</b> Subscription <b>License Type:</b> Renewal <b>Term:</b> Annual Sr # : 573-19958888   Agreement # : 110002713996   Subscription   Start Date : July 25 2023   End Date : July 24 2024   Advanced Support   Reseller : Autodesk-Digital Direct - 5149864738   Standalone	2	USD 2,410.00	USD 4,820.00

**TOTAL : USD 9,640.00**

Autodesk, Inc.  
 The Landmark @ One Market Street, Suite 400  
 94105 - San Francisco, CA, USA

Autodesk, Inc. Confidential

Quote with terms and conditions  
 Legal Form Rev 06/12 Page 1 of 2



Phone: +1-415-507-5000, Fax: +1-415-507-5100  
Tax number 94-2819853

**PLEASE SIGN HERE:**

**City of Madison, Alabama**

Customer / Company Name

Purchase Order Number

Signature

Order Date

**Paul Finley**

Name

**Mayor**

Title

**TERMS & CONDITIONS:**

- \*PLEASE NOTE THAT THE ABOVE QUOTED PRICES ARE EXCLUSIVE OF ALL/ANY APPLICABLE SHIPPING OR DELIVERY COSTS, TAX, LEVY OR SIMILAR GOVERNMENTAL CHARGE WHICH SHALL BE ADDITIONALLY PAYABLE BY CUSTOMER SUBJECT TO AND IN ACCORDANCE WITH THE TERMS AND CONDITIONS located at: <http://www.autodesk.com/company/legal-notices-trademarks/autodesk-quote-and-order>
- By submitting this order for the Products, Subscriptions and/or services specified in this Quote, Customer confirms that Customer has reviewed and accepted the Autodesk Order Direct Terms and Conditions located at <http://www.autodesk.com/company/legal-notices-trademarks/autodesk-quote-and-order> and the other special terms and conditions specified above (if any). Execution of this Quote constitutes a binding order and commitment by Customer to pay Autodesk and no other terms and conditions contained in any optional purchase order submitted by Customer shall bind the parties. Customer agrees to provide a PO to Autodesk at the time of order placement. If Customer cannot provide a purchase order for this order it is because the company does not issue purchase orders as a customary practice, or for this type of purchase. In the event the Products, Subscriptions and/or services indicate on the Quote that they are auto-renewing or recurring, additional terms and conditions specific to the auto-renewal and the ability to cancel the auto-renewal appear in the Autodesk Order Direct Terms and Conditions located at <http://www.autodesk.com/company/legal-notices-trademarks/autodesk-quote-and-order>
- SIGNATORY ABOVE CERTIFIES AS FOLLOWS: Any address changes submitted by the undersigned on this order form ("Request") are submitted on the basis of updating the registration information only, and warrants that such Request has not been submitted on the basis of a transfer of Autodesk Product licenses to any third party, or outside the original territory of purchase. The undersigned acknowledges that in the event that information supporting this Request is subsequently discovered to have been intentionally false or misleading, Autodesk reserves the right to terminate any/ all affected related contracts, licenses or other entitlements. Where the undersigned is signing on behalf of a company, the undersigned represents, acknowledges and warrants that they are authorized to execute this Request Form on behalf of that company and to bind that company to the representations, warranties and acknowledgements contained here.
- Credit/Debit Card Payment Limits: Up to a combined maximum total of \$100,000.00 or equivalent in local currency.

**RESOLUTION NO. 2023-191-R**

**A RESOLUTION RATIFYING AGREEMENT TO RENEW SOFTWARE LICENSING AGREEMENT WITH CARAHSOFT TECHNOLOGY CORPORATION**

**BE IT HEREBY RESOLVED** by the City Council of the City of Madison, Alabama, that it hereby ratifies the Mayor’s acceptance of a subscription agreement with Carahsoft Technology Corporation, for renewal of engineering design software, consistent with the terms of the attached hereto “Price Quotation” dated May 23, 2023; and

**BE IT FURTHER RESOLVED** that, except for the extension or cancellation of the relationship established by such acceptance, the Mayor or his designee shall be hereby authorized for the entire term of the renewal to execute any and all documentation necessary to enforce and comply with the terms thereof, subject to the budgetary restrictions set forth by the Council in its duly-adopted budget for the then-current fiscal year; and

**BE IT FURTHER RESOLVED** that, upon request and notification from the appropriate department that the services precedent to payment have been satisfied, the Finance Director is hereby authorized to forward payment to Carahsoft Technology Corporation in the amount(s) and manner authorized by the agreement accepted by passage of this resolution.

**READ, PASSED, AND ADOPTED** at a regularly scheduled meeting of the City Council of the City of Madison, Alabama, on this 12th day of June 2023.

\_\_\_\_\_  
*Ranae Bartlett, Council President*  
City of Madison, Alabama

**ATTEST:**

\_\_\_\_\_  
*Lisa D. Thomas, City Clerk-Treasurer*  
City of Madison, Alabama

**APPROVED** this \_\_\_\_ day of June 2023.

\_\_\_\_\_  
*Paul Finley, Mayor*  
City of Madison, Alabama

GOVERNMENT - PRICE QUOTATION



CARAHSOFT TECHNOLOGY CORP



11493 SUNSET HILLS ROAD | SUITE 100 | RESTON, VIRGINIA 20190
PHONE (703) 871-8500 | FAX (703) 871-8505 | TOLL FREE (888) 66CARAH
WWW.CARAHSOFT.COM | BENTLEY@CARAHSOFT.COM

TO: Alicia Walden
City of Madison - AL
100 Hughes Road Suite 170
MADISON, AL 35758-1110 USA

FROM: Maya Sinno
Carahsoft Technology Corp.
11493 Sunset Hills Road
Suite 100
Reston, Virginia 20190

EMAIL: alicia.walden@madisonal.gov
PHONE: (256) 772-5681

EMAIL: Maya.Sinno@carahsoft.com
PHONE: (571) 662-3061 FAX:

TERMS: FTIN: 52-2189693
Shipping Point: FOB Destination
Remit To: Same as Above
Payment Terms: Net 30 (On Approved Credit)
Cage Code: 1P3C5
DUNS No: 088365767
UEI: DT8KJHZXVJH5
Credit Cards: VISA/MasterCard/AMEX
Sales Tax May Apply

QUOTE NO: 39196473
QUOTE DATE: 05/23/2023
QUOTE EXPIRES: 07/19/2023
RFQ NO:
SHIPPING: ESD
TOTAL PRICE: \$3,309.00

TOTAL QUOTE: \$3,309.00

Table with columns: LINE NO., PART NO., DESCRIPTION, QUOTE PRICE, QTY, EXTENDED PRICE. Includes line items for OpenRoads Designer, Bentley CONNECTIONS Passport, D\* HEC-Pack, and Open Access License. Subtotal and Total Quote are \$3,309.00.

All use of the products and services specified in this quote shall be governed by the Bentley Systems Government Terms and SELECT Agreement (if applicable SELECT Subscription is included) available at the following link and attached with the quote: https://static.carahsoft.com/concrete/files/6316/3234/3411/Bentley\_End\_User\_License\_Agreement.pdf By placing an order against this quote, customer accepts and agrees to be bound by Bentley Systems Government EULA and SELECT Agreement and incorporates these terms by reference.

**RESOLUTION NO. 2023-193-R**

**APPROVING THE DISPOSAL OR DESTRUCTION OF CERTAIN  
MUNICIPAL COURT DEPARTMENT RECORDS**

**WHEREAS**, the Municipal Court Clerk has identified certain City records from the Municipal Court Department, more specifically described on the attached list identified as "Attachment A", that are eligible for destruction under guidelines established by the Administrative Office of Courts and the Alabama Unified Judicial Records Retention Schedule; and

**WHEREAS**, the Municipal Court Director has concurred with the disposal or destruction of these records, and

**WHEREAS**, the City Council desires to authorize the Municipal Court Clerk to destroy the records identified as eligible for destruction under such guidelines pursuant to a Notification of Record Disposal Notice submitted to the Administrative Office of Courts.

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Court Clerk is hereby authorized to proceed with the destruction of records pursuant to the attached notice prepared by Municipal Court Department and in accordance with guidelines established by the Administrative Office of Courts.

**READ, APPROVED, AND ADOPTED this 12<sup>th</sup> day of June, 2023**

\_\_\_\_\_  
*Ranae Bartlett, Council President*  
City of Madison, Alabama

**ATTEST:**

\_\_\_\_\_  
*Lisa Thomas, City Clerk-Treasurer*  
City of Madison, Alabama

**APPROVED this \_\_\_\_\_ day of June 2023.**

\_\_\_\_\_  
*Paul Finley, Mayor*  
City of Madison, Alabama



State of Alabama  
Unified Judicial System  
Form MC-100 Rev 8/2006

## MUNICIPAL COURT RECORDS DISPOSAL LOG

Schedule No. \_\_\_\_\_  
Date \_\_\_\_\_  
Page \_\_\_\_\_ of Page \_\_\_\_\_

- Municipality Madison
- Municipal Court Judge's Office (Name) Thomas Pamher
- Municipal Magistrate's Office (Name) Beverly Jeffers
- Municipal Magistrate's Office (Name) Beth Bellomy
- Other Court Clerk (Name) Amanda Gamlen

ITEM NUMBER	RECORD TITLE/DESCRIPTION	MO/YR THRU MO/YR	NO. OF BOXES PER RECORD of
3	Case Files	2012	5
7	Deposits	2020	1
11A	Traffic Tickets - Non DUI	2017	5
12	UTC Transmittal Forms	2020	1
13	Warrants - 10 year	2023	1

Beverly Jeffers  
Authorized Signature

TOTAL BOXES OF RECORDS DISPOSED 13  
6/5/23  
Date

**RESOLUTION NO. 2023-195-R**

**ACCEPTANCE OF AMIC SETTLEMENT CLAIM NO. 059428MG IN THE AMOUNT OF \$4,337.49 FOR DAMAGE TO CAT MINI EXCAVATOR**

**WHEREAS**, on February 21, 2023, at an unknown hour, which loss upon the best knowledge and belief of insured was caused by rodents chewing through wires.

**WHEREAS** the insurance carrier for the City of Madison, Alabama Municipal Insurance Corporation, has submitted insurance payment to the City of Madison in the amount of \$4,337.49.

**NOW, THEREFORE, BE IT RESOLVED** that this is the final payment on this claim and the claim is now closed. The City of Madison does accept the final settlement offer in the amount of \$4,337.49 from Alabama Municipal Insurance Corporation for said rodent damage of the wires. The City Clerk-Treasurer is hereby authorized to execute any documents to accept said offer of settlement for the property loss associated with the incident.

**READ, PASSED, AND ADOPTED** this 12<sup>th</sup> day of June 2023

\_\_\_\_\_  
**Ranae Bartlett, Council President**  
**City of Madison, Alabama**

**ATTEST:**

\_\_\_\_\_  
**Lisa D. Thomas, City Clerk-Treasurer**  
**City of Madison, Alabama**

**APPROVED** this \_\_\_\_day of June 2023

\_\_\_\_\_  
**Paul Finley, Mayor**  
**City of Madison, Alabama**

### SWORN STATEMENT IN PROOF OF LOSS (AUTOMOBILE)

0094347281233  
POLICY NUMBER  
October 1, 2022  
EFFECTIVE DATE

\$1,000.00  
DEDUCTIBLE  
\_\_\_\_\_  
AGENT

059428MG  
ADJUSTER FILE NUMBER  
059428MG  
HOME OFFICE CLAIM NO.

To: **Alabama Municipal Insurance Corporation:**

By your policy of insurance above described, you insured: The City of Madison (hereinafter called insured) according to the terms and conditions contained therein, including the written portion thereof and all endorsements, transfers and assignments attached thereto, on automobile described as follows:

YEAR	MAKE	MODEL	VEHICLE ID NO.
	PW 324	CAT Mini Excavator	#GG804254

**DATE OF LOSS CAUSE** A loss occurred on the 21st day of February, 2023, about the hour of unknown o'clock A.M., which loss upon the best knowledge and belief of insured was caused by rodents chewing through wires.

**LOCATION OWNERSHIP** When your policy was issued to the insured, insured was the sole and unconditional owner of the automobile described. No encumbrance of said property existed nor has since been made nor has there been any change in the title, use, location or possession of said automobile except as follows: \_\_\_\_\_

**VALUE**  
(If a total loss)  
**WHOLE LOSS** THE ACTUAL LOSS AND DAMAGE to above described automobile was ..... \$4,337.49  
**DEDUCTIBLE AMOUNT** The deductible provision applicable to this loss ..... (\$1,000.00)

**SALVAGE** ..... ( )

**CLAIMED** AMOUNT CLAIMED UNDER THIS POLICY by the insured and accepted in full settlement .... \$3,337.49

**IN THE EVENT OF THEFT** In the event of claim for loss by theft of the above-described vehicle or its equipment, the claimant does hereby transfer, assign and set over to the insurer; all rights, title and interest in the described property and vehicle for which claim is made and also agrees to assist the insurer or proper authorities in any way possible to recover said vehicle or equipment and to return said property to the said insurance company.

**SUBROGATION** The insured hereby covenants that no release has been or will be given to or settlement or compromise made with any third party who may be liable in damages to the insured; and the insured in consideration of the payment made under this policy hereby assigns and transfers to the said company to the extent of the payment herein made each and all claims and demands against any other party, person, persons, partnership or corporation, arising from or connected with such loss and damage, and the said company is hereby authorized and empowered to sue, compromise or settle in my name or otherwise to the extent of the money paid as aforesaid.

**STATEMENTS OF INSURED** The said loss did not originate by any act, design or procurement on the part of the Insured of this affiant; nothing has been done by or with the privity or consent of insured or this affiant, to violate the conditions of this policy, Or render it void; no attempt to deceive the said insurer, as to the extent of said loss, has in any manner been made, and no material fact is withheld that the said insurer should be advised of. Any further information that may be required will be furnished on demand and considered a part of this proof.

The furnishing of this blank or the preparation of proofs by a representative of the above insurance company is not a waiver of any of its rights.

\*Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or who knowingly presents false information in an application for insurance is guilty of a crime and may be subject to restitution fines or confinement in prison, or any combination thereof.

Date: 5/26/23

SIGNATURE Paul Finley

Witness: Jan Johnson

Subscribed and sworn to before me this 26<sup>th</sup> day of May, 2023

NOTARY PUBLIC  
Lisa Ritz  
COMM EXP 12/20/2026  
ALABAMA STATE AT LARGE

**RESOLUTION NO. 2023-197-R**

**WHEREAS**, the City of Madison owns personal property (formerly used by the Building Department) for which the City has no continuing need, such property consisting of the following:

Quantity	Description
1	50kw Kohler Generator

;and

**WHEREAS**, it is the desire of the City Council of the City of Madison to declare said personal property to be surplus property and to direct the sale of said property.

**NOW, THEREFORE, BE IT RESOLVED** that the City Clerk be and hereby is directed to advertise a date for a sale at which said property may be offered for public sale through GOVDEALS. The property is to be sold as is, with no warranties of any kind whatsoever. To the extent necessary, the Clerk is further directed and empowered to execute appropriate endorsement of any certificates of title on such property upon receipt of payment of the purchase amount from the purchaser of said property. To the extent necessary, the Clerk is further directed and empowered to execute any other documents as necessary to affect this transfer of ownership of said property.

**READ, APPROVED, and ADOPTED** this 12th day of June 2023.

\_\_\_\_\_  
*Ranae Bartlett, City Council President*  
City of Madison, Alabama

**ATTEST:**

\_\_\_\_\_  
*Lisa D. Thomas, City Clerk-Treasurer*  
City of Madison, Alabama

**APPROVED** this \_\_\_\_\_ day of June 2023.

\_\_\_\_\_  
*Paul Finley, Mayor*  
City of Madison, Alabama

**RESOLUTION NO. 2023-174-R**

**A RESOLUTION TO ADOPT THE AMENDED ANNUAL OPERATING BUDGET FOR THE CITY OF MADISON, ALABAMA, FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2022, AND ENDING ON SEPTEMBER 30, 2023, AND DECLARING THAT THE SAME SHALL CONSTITUTE THE AMENDED ANNUAL OPERATING BUDGET OF THE CITY OF MADISON, ALABAMA, FOR SAID FISCAL YEAR.**

**WHEREAS**, the City Council of the City of Madison adopted its Fiscal Year 2023 Annual Operating Budget on September 26, 2022, by Resolution No. 2022-211-R; and

**WHEREAS**, the Mayor, City Council Finance Committee, and the Finance Department have made a thorough review of said operating budget and have prepared revisions to the annual operating budget to reflect changes in the beginning resources, revenues, other financing sources, expenditures, and other financing uses essential for the City of Madison since the date the operating budget was adopted.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Madison, Alabama, sitting in a regular session as follows:

A. That Sections 1 and 2 of Resolution No. 2022-211-R adopting the Annual Operating Budget of the City of Madison for Fiscal Year 2023 hereby be repealed and in substitution thereof, the following Sections 1 and 2 adopted:

1. That the Fiscal Year 2023 Amended Annual Operating Budget Document provides for the appropriation of total Beginning Resources, Estimated Revenues, and Other Financing Sources as follows:

A. General Fund	\$74,297,297
B. Special Revenue Funds	\$44,701,649
C. Debt Service Fund	\$17,073,674

2. That the Fiscal Year 2023 Amended Annual Operating Budget Document provides for the appropriation of total Expenditures and Other Financing Uses as follows:

A. General Fund	\$74,297,297
B. Special Revenue Funds	\$43,168,213
C. Debt Service Fund	\$17,073,674

B. All other provisions of Resolution No. 2022-211-R shall remain in full force and effect.

**READ, APPROVED AND ADOPTED** this 12<sup>th</sup> day of June 2023.

\_\_\_\_\_  
**Ranae Bartlett, President  
Madison City Council  
City of Madison, Alabama**

**ATTEST:**

\_\_\_\_\_  
**Lisa D. Thomas, City Clerk-Treasurer  
City of Madison, Alabama**

**SIGNED** this \_\_\_\_\_ day of June 2023.

\_\_\_\_\_  
**Paul Finley, Mayor  
City of Madison, Alabama**

**GENERAL FUND  
BUDGET SUMMARY  
REVENUES, OTHER FINANCING SOURCES, EXPENDITURES, OTHER FINANCING USES AND FUND BALANCE  
FY 2023 Mid-Year Budget**

Description	Audited Actuals 9/30/21	Unaudited Actuals 9/30/2022	2023 Adopted Budget	Actuals as of 3/31/23	FY 2023 Mid-Year Budget			
					Department Requested	Mayor Proposed	Finance Comm Proposed	Council Adopted
<b>REVENUES</b>								
Taxes	\$ 33,960,364	\$ 36,405,889	\$ 36,159,573	\$ 21,932,886	\$ 37,748,173	\$ 37,748,173	\$ 37,748,173	\$ -
Licenses and Permits	6,480,495	6,842,028	6,292,250	4,710,077	6,257,752	6,257,752	6,257,752	-
Intergovernmental	258,220	41,985	10,022,600	4,019,284	9,039,580	9,039,580	9,039,580	-
Charges for Services	2,077,587	2,798,524	2,076,650	1,320,966	2,168,165	2,168,165	2,168,165	-
Fines	700,564	700,202	700,000	491,682	900,000	900,000	900,000	-
Investment Earnings	113,465	155,256	112,000	472,849	540,000	540,000	540,000	-
Contributions and Donations	174,646	355,110	-	81,166	81,166	81,166	81,166	-
Other Revenues	705,074	737,065	670,000	475,171	1,094,340	1,094,340	1,094,340	-
<b>TOTAL REVENUES</b>	<b>44,470,415</b>	<b>48,036,059</b>	<b>56,033,073</b>	<b>33,504,081</b>	<b>57,829,176</b>	<b>57,829,176</b>	<b>57,829,176</b>	<b>-</b>
<b>OTHER FINANCING SOURCES</b>								
Transfers In & Sale of Fixed Assets	819,668	4,610,056	6,978,100	537,401	215,625	215,625	215,625	-
<b>TOTAL OTHER FINANCING SOURCES</b>	<b>819,668</b>	<b>4,610,056</b>	<b>6,978,100</b>	<b>537,401</b>	<b>215,625</b>	<b>215,625</b>	<b>215,625</b>	<b>-</b>
<b>TOTAL REVENUES AND OTHER FINANCING SOURCES</b>	<b>45,290,083</b>	<b>52,646,115</b>	<b>63,011,173</b>	<b>34,041,482</b>	<b>58,044,801</b>	<b>58,044,801</b>	<b>58,044,801</b>	<b>-</b>
<b>EXPENDITURES</b>								
010 - General Services	4,777,524	9,445,724	11,821,124	8,275,111	6,841,124	6,841,124	6,861,124	-
020 - Police Department	7,143,889	8,913,129	10,768,281	4,544,372	11,477,355	11,477,355	11,477,355	-
030 - Public Works Department	3,589,253	3,469,944	4,875,424	1,990,595	5,120,026	5,120,026	5,120,026	-
040 - City Clerk Department	376,162	373,520	540,949	156,365	547,178	527,178	527,178	-
050 - Parks & Recreation Department	2,529,287	3,981,365	5,949,125	1,790,937	6,290,116	6,290,116	6,290,116	-
060 - Fire & Rescue Department	6,019,092	6,560,218	7,768,715	3,766,699	7,787,877	7,787,877	7,787,877	-
070 - Planning / Economic Development Department	581,051	653,634	1,115,965	301,259	1,115,965	1,115,965	1,115,965	-
080 - Court Clerk Department	1,143,377	1,181,543	1,584,017	647,217	1,670,017	1,670,017	1,670,017	-
090 - City Council	234,435	198,420	287,060	75,283	287,060	287,060	287,060	-
100 - Finance Department	595,927	620,086	706,654	395,477	716,654	716,654	716,654	-
120 - Human Resources Department	5,184,164	5,665,274	7,147,396	3,020,059	7,330,801	7,330,801	7,330,801	-
130 - Mayor's Office	356,703	371,832	516,610	211,453	536,610	536,610	536,610	-
140 - Revenue Department	281,186	249,772	342,676	143,159	359,676	359,676	359,676	-
150 - Engineering Department	2,111,925	1,856,927	14,614,601	1,067,491	14,672,352	14,672,352	14,672,352	-
160 - Senior Center Division	292,029	380,064	471,986	156,923	478,756	478,756	478,756	-
180 - Information Technology Department	661,517	932,909	1,010,861	574,318	1,091,461	1,106,848	1,106,848	-
190 - Legal Department	472,354	463,268	577,901	304,539	580,901	580,901	580,901	-
200 - Building Services Department	914,707	1,043,182	1,473,981	498,989	1,503,981	1,503,981	1,503,981	-
<b>TOTAL EXPENDITURES</b>	<b>37,264,582</b>	<b>46,360,811</b>	<b>71,573,326</b>	<b>27,920,246</b>	<b>68,407,910</b>	<b>68,403,297</b>	<b>68,423,297</b>	<b>-</b>
<b>OTHER FINANCING USES</b>								
Transfers Out	620,000	677,500	650,000	650,200	5,874,000	5,874,000	5,874,000	-
<b>TOTAL OTHER FINANCING USES</b>	<b>620,000</b>	<b>677,500</b>	<b>650,000</b>	<b>650,200</b>	<b>5,874,000</b>	<b>5,874,000</b>	<b>5,874,000</b>	<b>-</b>

**GENERAL FUND  
BUDGET SUMMARY  
REVENUES, OTHER FINANCING SOURCES, EXPENDITURES, OTHER FINANCING USES AND FUND BALANCE  
FY 2023 Mid-Year Budget**

Description	Audited Actuals 9/30/21	Unaudited Actuals 9/30/2022	2023 Adopted Budget	Actuals as of 3/31/23	FY 2023 Mid-Year Budget			
					Department Requested	Mayor Proposed	Finance Comm Proposed	Council Adopted
TOTAL EXPENDITURES AND OTHER FINANCING USES	37,884,582	47,038,311	72,223,326	28,570,446	74,281,910	74,277,297	74,297,297	-
TOTAL REVENUES AND OTHER FINANCING SOURCES OVER (UNDER) TOTAL EXPENDITURES AND OTHER FINANCING USES	7,405,501	5,607,804	(9,212,153)	5,471,036	(16,237,109)	(16,232,496)	(16,252,496)	-
FUND BALANCE - BEGINNING OCT 1	19,540,770	27,176,618	32,784,422	32,784,422	32,784,422	32,784,422	32,784,422	32,784,422
ASSIGNED - (15% of total revenues - by Ordinance)	6,793,512	7,896,917	9,451,676	5,106,222	8,706,720	8,706,720	8,706,720	-
UNASSIGNED	20,152,759	24,887,505	14,120,593	33,149,236	7,840,593	7,845,206	7,825,206	32,784,422
FUND BALANCE - SEPTEMBER 30	\$ 26,946,271	\$ 32,784,422	\$ 23,572,269	\$ 38,255,458	\$ 16,547,313	\$ 16,551,926	\$ 16,531,926	\$ 32,784,422
<i>Fund Balance as percent of Estimated Revenues and Other Financing Sources</i>	59.50%	62.27%	37.41%	60.71%	28.51%	28.52%	28.48%	#DIV/0!



SPECIAL REVENUE FUNDS  
 FY 2023 Mid-Year Budget  
 SUMMARY

Part 1 of 2

Description	Storm Water User Fee Fund #11	1/2 cent Sales Tax Capital Replacement Fund #12	1/2 cent Sales Tax Neighborhood Repaving Fund #13	Gas Tax Fund #20	TVA Tax Fund #22	FORBEARANCE Street Repair & Maintenance Fund #29	Town Madison Cooperative District #37	General Capital Improvement Fund #38	Library Fund #70
<b>REVENUES</b>									
TVA Tax Proceeds	\$ -	\$ -	\$ -	\$ -	\$ 80,000	\$ -	\$ -	\$ -	\$ -
Motor Fuel (Gas Taxes)	-	-	-	1,870,000	-	-	-	-	-
Property Taxes - 1/2 mil (for library)	-	-	-	-	-	-	-	-	442,860
Property Taxes - 5 1/2 mil (for debt)	-	-	-	-	-	-	-	-	-
Property Taxes - Town Madison Cooperative District	-	-	-	-	-	-	455,036	-	-
Sales Taxes -1/2 cent - General Obligation Debt	-	-	-	-	-	-	-	-	-
Sales Taxes -1/2 Cent - Passed 2013	-	1,215,625	1,215,625	-	-	-	-	-	-
Sales Taxes - 2 Cent - Shoppes of Madison	-	-	-	-	-	-	-	-	-
Sales Taxes -1/2 Cent - Shoppes of Madison	-	-	-	-	-	-	-	-	-
Sales Taxes -1/2 Cent - Shoppes of Madison - Passed 2013	-	-	-	-	-	-	-	-	-
Sales Taxes -Town Madison Cooperative District	-	-	-	-	-	-	1,728,000	-	-
Sales Taxes -Venue	-	-	-	-	-	-	-	-	-
Liquor Taxes - Venue	-	-	-	-	-	-	-	-	-
Liquor Taxes - Town Madison Cooperative District	-	-	-	-	-	-	120,000	-	-
Lodging Taxes - Venue	-	-	-	-	-	-	-	-	-
Lodging Taxes - Town Madison Cooperative District	-	-	-	-	-	-	-	-	-
Venue Operations Revenue	-	-	-	-	-	-	-	-	-
Fines	-	-	-	-	-	-	-	-	-
Intergovernmental (Grants)	-	-	-	-	-	-	-	1,488,000	-
Storm Water Fees	351,800	-	-	-	-	-	-	-	-
Investment Earnings	250	300	2,000	1,500	-	50	-	-	300
Contributions and Donations	-	-	-	-	-	-	-	-	-
Other Revenues	-	-	-	-	-	50,000	-	-	-
<b>TOTAL REVENUES</b>	<b>352,050</b>	<b>1,215,925</b>	<b>1,217,625</b>	<b>1,871,500</b>	<b>80,000</b>	<b>50,050</b>	<b>2,303,036</b>	<b>1,488,000</b>	<b>443,160</b>
<b>OTHER FINANCING SOURCES</b>									
Transfers In	-	669,595	-	150,000	-	-	-	10,965,000	650,000
<b>TOTAL OTHER FINANCING SOURCES</b>	<b>-</b>	<b>669,595</b>	<b>-</b>	<b>150,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>10,965,000</b>	<b>650,000</b>
<b>TOTAL REVENUES AND OTHER FINANCING SOURCES</b>	<b>352,050</b>	<b>1,885,520</b>	<b>1,217,625</b>	<b>2,021,500</b>	<b>80,000</b>	<b>50,050</b>	<b>2,303,036</b>	<b>12,453,000</b>	<b>1,093,160</b>
<b>EXPENDITURES</b>									
General Administration	-	-	-	-	52,000	-	-	-	1,108,000
Police Department	-	-	-	-	-	-	-	-	-
Public Works Department	-	-	-	1,667,500	-	90,000	-	-	-
Fire Department	-	-	-	-	-	-	-	-	-
Engineering Department	351,808	-	2,000,000	-	-	-	-	-	-
Senior Center	-	-	-	-	-	-	-	-	-
Capital Outlay	-	2,389,325	-	-	-	-	-	12,453,000	-
<b>TOTAL EXPENDITURES</b>	<b>351,808</b>	<b>2,389,325</b>	<b>2,000,000</b>	<b>1,667,500</b>	<b>52,000</b>	<b>90,000</b>	<b>-</b>	<b>12,453,000</b>	<b>1,108,000</b>
<b>OTHER FINANCING USES</b>									
Transfers Out	-	-	-	-	28,000	-	-	-	-
Transfers Out - To Debt Service Fund - Fund #48 - General Bond Obligations	-	-	-	-	-	-	-	-	-
<b>TOTAL OTHER FINANCING USES</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>28,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>TOTAL EXPENDITURES AND OTHER FINANCING USES</b>	<b>351,808</b>	<b>2,389,325</b>	<b>2,000,000</b>	<b>1,667,500</b>	<b>80,000</b>	<b>90,000</b>	<b>-</b>	<b>12,453,000</b>	<b>1,108,000</b>
<b>TOTAL REVENUES AND OTHER FINANCING SOURCES OVER (UNDER)</b>	<b>242</b>	<b>(503,805)</b>	<b>(782,375)</b>	<b>354,000</b>	<b>-</b>	<b>(39,950)</b>	<b>2,303,036</b>	<b>-</b>	<b>(14,840)</b>
<b>TOTAL EXPENDITURES AND OTHER FINANCING USES</b>	<b>242</b>	<b>(503,805)</b>	<b>(782,375)</b>	<b>354,000</b>	<b>-</b>	<b>(39,950)</b>	<b>2,303,036</b>	<b>-</b>	<b>(14,840)</b>
<b>BEGINNING FUND BALANCE - OCTOBER 1</b>	<b>316,084</b>	<b>876,707</b>	<b>856,072</b>	<b>3,557,824</b>	<b>502</b>	<b>51,013</b>	<b>281</b>	<b>-</b>	<b>319,048</b>
<b>ENDING FUND BALANCE - SEPTEMBER 30</b>	<b>\$ 316,326</b>	<b>\$ 372,902</b>	<b>\$ 73,697</b>	<b>\$ 3,911,824</b>	<b>\$ 502</b>	<b>\$ 11,063</b>	<b>\$ 2,303,317</b>	<b>\$ -</b>	<b>\$ 304,208</b>

SPECIAL REVENUE FUNDS  
 FY 2023 Mid-Year Budget  
 SUMMARY

1,956,635

Part 2 of 2

Description	General Obligation Bond Collection Fund #71	Multi-Purpose Venue Capital Maintenance Fund #73	Municipal Court Fund #74	Multi-Purpose Venue Bond Collection Fund #75	Municipal Government Capital Improvement Fund #76	Federal Forfeiture Fund #77	State Forfeiture Fund #80	CPR Fund #82	TOTAL FY 2023 MID-YEAR BUDGET
<b>REVENUES</b>									
TVA Tax Proceeds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 80,000
Motor Fuel (Gas Taxes)	-	-	-	-	-	-	-	-	1,870,000
Property Taxes - 1/2 mil (for library)	-	-	-	-	-	-	-	-	442,860
Property Taxes - 5 1/2 mil (for debt)	4,871,430	-	-	-	-	-	-	-	4,871,430
Property Taxes - Town Madison Cooperative District	-	-	-	-	-	-	-	-	455,036
Sales Taxes - 1/2 cent - General Obligation Debt	4,862,500	-	-	-	-	-	-	-	4,862,500
Sales Taxes - 1/2 Cent - Passed 2013	2,431,250	-	-	-	-	-	-	-	4,862,500
Sales Taxes - 2 Cent - Shoppes of Madison	1,684,551	-	-	-	-	-	-	-	1,684,551
Sales Taxes - 1/2 Cent - Shoppes of Madison	568,908	-	-	-	-	-	-	-	568,908
Sales Taxes - 1/2 Cent - Shoppes of Madison - Passed 2013	225,035	-	-	-	-	-	-	-	225,035
Sales Taxes - Town Madison Cooperative District	-	-	-	-	-	-	-	-	1,728,000
Sales Taxes - Venue	-	-	-	402,685	-	-	-	-	402,685
Liquor Taxes - Venue	-	-	-	30,103	-	-	-	-	30,103
Liquor Taxes - Town Madison Cooperative District	-	-	-	-	-	-	-	-	120,000
Lodging Taxes - Venue	-	-	-	1,523,847	-	-	-	-	1,523,847
Lodging Taxes - Town Madison Cooperative District	-	-	-	-	-	-	-	-	-
Venue Operations Revenue	-	-	-	1,031,044	-	-	-	-	1,031,044
Fines	-	-	186,000	-	-	-	-	-	186,000
Intergovernmental (Grants)	-	-	-	-	-	-	-	-	1,488,000
Storm Water Fees	-	-	-	-	-	-	-	-	351,800
Investment Earnings	10,000	-	-	600	5,000	-	75	-	20,075
Contributions and Donations	-	-	-	-	-	-	-	2,530	2,530
Other	-	-	-	-	400,000	150	10,000	-	460,150
<b>TOTAL REVENUES</b>	<b>14,653,674</b>	<b>-</b>	<b>186,000</b>	<b>2,988,279</b>	<b>405,000</b>	<b>150</b>	<b>10,075</b>	<b>2,530</b>	<b>27,267,054</b>
<b>OTHER FINANCING SOURCES</b>									
Transfers In	-	3,000,000	-	2,000,000	-	-	-	-	17,434,595
<b>TOTAL OTHER FINANCING SOURCES</b>	<b>-</b>	<b>3,000,000</b>	<b>-</b>	<b>2,000,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>17,434,595</b>
<b>TOTAL REVENUES AND OTHER FINANCING SOURCES</b>	<b>14,653,674</b>	<b>3,000,000</b>	<b>186,000</b>	<b>4,988,279</b>	<b>405,000</b>	<b>150</b>	<b>10,075</b>	<b>2,530</b>	<b>44,701,649</b>
<b>EXPENDITURES</b>									
General Administration	10,000	600,000	-	115,000	-	-	-	-	1,885,000
Police Department	-	-	-	-	-	4,000	10,000	-	14,000
Public Works Department	-	-	-	-	-	-	-	-	1,757,500
Fire Department	-	-	-	-	-	-	-	2,000	2,000
Engineering Department	-	-	-	-	-	-	-	-	2,351,808
Senior Center	-	-	-	-	-	-	-	-	-
Capital Outlay	-	-	-	-	-	-	-	-	14,842,325
<b>TOTAL EXPENDITURES</b>	<b>10,000</b>	<b>600,000</b>	<b>-</b>	<b>115,000</b>	<b>-</b>	<b>4,000</b>	<b>10,000</b>	<b>2,000</b>	<b>20,852,633</b>
<b>OTHER FINANCING USES</b>									
Transfers Out - To General Fund - Fund #10	10,322,095	-	158,000	-	1,814,500	-	-	-	12,322,595
Transfers Out - To Debt Service Fund - Fund #48 - General Bond Obligations	6,852,195	-	-	3,140,790	-	-	-	-	9,992,985
<b>TOTAL OTHER FINANCING USES</b>	<b>17,174,290</b>	<b>-</b>	<b>158,000</b>	<b>3,140,790</b>	<b>1,814,500</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>22,315,580</b>
<b>TOTAL EXPENDITURES AND OTHER FINANCING USES</b>	<b>17,184,290</b>	<b>600,000</b>	<b>158,000</b>	<b>3,255,790</b>	<b>1,814,500</b>	<b>4,000</b>	<b>10,000</b>	<b>2,000</b>	<b>43,168,213</b>
<b>TOTAL REVENUES AND OTHER FINANCING SOURCES OVER (UNDER) TOTAL EXPENDITURES AND OTHER FINANCING USES</b>	<b>(2,530,616)</b>	<b>2,400,000</b>	<b>28,000</b>	<b>1,732,489</b>	<b>(1,409,500)</b>	<b>(3,850)</b>	<b>75</b>	<b>530</b>	<b>1,533,436</b>
<b>BEGINNING FUND BALANCE - OCTOBER 1</b>	<b>\$ 19,147,579</b>	<b>975,151</b>	<b>611,187</b>	<b>1,947,802</b>	<b>5,633,556</b>	<b>4,221</b>	<b>192,467</b>	<b>23,497</b>	<b>34,512,991</b>
<b>ENDING FUND BALANCE - SEPTEMBER 30</b>	<b>\$ 16,616,963</b>	<b>\$ 3,375,151</b>	<b>\$ 639,187</b>	<b>\$ 3,680,291</b>	<b>\$ 4,224,056</b>	<b>\$ 371</b>	<b>\$ 192,542</b>	<b>\$ 24,027</b>	<b>\$ 36,046,427</b>

**DEBT SERVICE FUNDS**  
**CITY OF MADISON & MADISON CITY SCHOOLS**  
**SUMMARY**  
***FY 2023 Amended Budget***

Description	CITY FY 2023 Debt Service Fund #48	SCHOOL FY 2023 Debt Service Fund #46	TOTAL FY 2023 BUDGET
<b>OTHER FINANCING SOURCES</b>			
Transfers In - <i>Capitalized Interest</i>	\$ 1,593,289	\$ -	\$ 1,593,289
Transfers In - <i>from Fund # 37</i>	-	-	-
Transfers In - <i>from Fund # 71</i>	6,852,195	-	6,852,195
Transfers In - <i>from Fund # 75</i>	3,140,790	-	3,140,790
Transfers In - <i>from School System</i>	-	5,487,400	5,487,400
<b>TOTAL OTHER FINANCING SOURCES</b>	<b>11,586,274</b>	<b>5,487,400</b>	<b>17,073,674</b>
<b>DEBT SERVICE</b>			
Interest Expense	6,771,274	2,572,400	9,343,674
Payment on Debt	4,815,000	2,915,000	7,730,000
<b>TOTAL DEBT SERVICE</b>	<b>11,586,274</b>	<b>5,487,400</b>	<b>17,073,674</b>
<b>TOTAL OTHER FINANCING SOURCES OVER (UNDER) TOTAL DEBT SERVICE</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>

**ORDINANCE NO. 2023-155**

**AN ORDINANCE AUTHORIZING ACCEPTANCE OF IMPROVEMENTS TO A RIGHT OF WAY FROM THE UNIVERSITY OF ALABAMA HUNTSVILLE FOUNDATION**

**WHEREAS**, the University of Alabama Huntsville Foundation (herein "UAH Foundation"), as the fee simple owner of the parcel of real property described below, has offered to convey, by Deed, to the City of Madison, a right of way for public use (herein "the Right of Way") situated, lying and being in the City of Madison, Madison County, Alabama, to-wit:

TRACT 1, AS SHOWN ON THE PLAT OF THE UNIVERISTY OF ALABAMA HUNTSVILLE FOUNDATION SUBDIVISION, A PART OF THE NORTH HALF OF THE SOUTH HALF OF SECITO 19, TOWNSHIP 4 SOUTH, RANGE 2 WEST, CITY OF MADISION, MADISON COUNTY, ALABAMA, WHICH PLAT IS DATED MARCH 8, 2021 AND WAS RECORDED ON JULY 19, 2021 WITH THE PROBATE JUDGE OF MADISON COUNTY, FILE NO. 2021-0059085.

and,

**WHEREAS**, the City has requested that the UAH Foundation complete a number of improvements to the Right of Way and present a maintenance bond as a prerequisite for the City's acceptance of said Right of Way; and

**WHEREAS**, UAH Foundation represents and warrants that all prerequisite requirements have been completed; and

**WHEREAS**, the City Council finds and determines that the City will benefit from the acceptance of such Right of Way and that the public will benefit from the Right of Way and its improvements for public use;

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Madison, Alabama, that the above-described property is hereby accepted into maintenance from the UAH Foundation, and that the appropriate City employees and the Mayor of the City of Madison are authorized to take all necessary actions required to effectuate such acceptance and conceyance.

**READ, APPROVED, AND ADOPTED** this 12<sup>th</sup> day of June 2023.

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***Ranae Bartlett, Council President***  
**City of Madison, Alabama**

**ATTEST:**

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***Lisa D. Thomas, City Clerk-Treasurer***  
**City of Madison, Alabama**

**APPROVED** this \_\_\_\_ day of June 2023.

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***Paul Finley, Mayor***  
**City of Madison, Alabama**

STATE OF ALABAMA  
COUNTY OF MADISON

**RIGHT OF WAY DEED**

KNOW ALL MEN BY THESE PRESENTS, that for good and valuable consideration, the undersigned **THE UNIVERSITY OF ALABAMA HUNTSVILLE FOUNDATION**, herein referred to as Grantor, does by these presents dedicate and convey for a public right of way unto **THE CITY OF MADISON, ALABAMA**, an Alabama municipality, herein referred to as Grantee, its successors and assigns, in fee simple, all right, title and interest in and to the following described real estate situated in the County of Madison, State of Alabama, to-wit:

TRACT 1, AS SHOWN ON THE PLAT OF THE UNIVERSITY OF ALABAMA HUNTSVILLE FOUNDATION SUBDIVISION, A PART OF THE NORTH HALF OF THE SOUTH HALF OF SECTION 19, TOWNSHIP 4 SOUTH, RANGE 2 WEST, CITY OF MADISON, MADISON COUNTY, ALABAMA, WHICH PLAT IS DATED MARCH 8, 2021 AND WAS RECORDED ON JULY 19, 2021 WITH THE PROBATE JUDGE OF MADISON COUNTY, FILE NO. 2021-0059085.

TO HAVE AND TO HOLD to the said Grantee, its successors and assigns, forever.

*(signatures on following pages)*

IN WITNESS WHEREOF, the said Grantor has caused this instrument to be executed by its duly authorized chairman to be effective on the 5 day of May, 2023.

**THE UNIVERSITY OF ALABAMA  
HUNTSVILLE FOUNDATION**

By: [Signature]  
**S. Dagnal Rowe**  
Its: Chairman

STATE OF ALABAMA     )  
COUNTY OF MADISON    )

I, the undersigned, a notary public in and for said county in said state, hereby certify that **S. Dagnal Rowe**, whose name as the chairman of **THE UNIVERSITY OF ALABAMA HUNTSVILLE FOUNDATION**, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of such instrument, he, as such chairman and with full authority, executed the same voluntarily for and as the act of said organization.

Given under my hand and official seal this 5 day of May, 2023.

Notary Public: [Signature]  
My Commission Expires: 9-24-24

[ Notarial Seal ]





**CITY OF MADISON, ALABAMA**  
**MAINTENANCE BOND FOR SUBDIVISION IMPROVEMENTS**

Subdivision: University of Alabama Huntsville Foundation Subdivision

Principal: The Westmoreland Company, Inc.

Bond No: \_\_\_\_\_ Amount: \$65,191.47 LOC \_\_\_\_\_ Cash X

KNOW ALL MEN BY THESE PRESENTS that the above-referenced PRINCIPAL is held and firmly bound unto the City of Madison, Alabama (the "CITY") in the above stated amount for the payment of which sum the above listed and attached security is irrevocably pledged. Said PRINCIPAL, and its Surety, if applicable, does successively bind itself, its heirs, executors, administrators, successors, and assigns, jointly and severally, by these presents.

WHEREAS, SUBDIVISION IMPROVEMENTS (except water and sewer improvements accepted by the Water and Wastewater Board and sidewalks separately bonded) in the above referenced subdivision constructed by the PRINCIPAL, have been or are expected to be approved for dedication to and acceptance by the City effective as of the above referenced acceptance date; and

WHEREAS, in consideration of the acceptance of said subdivision improvements by the CITY, the PRINCIPAL hereby guarantees to the CITY for a period of two (2) years after dedication of said improvements that any and all defects or deficiencies arising, occurring, or becoming apparent with respect to said improvements within that period, whether resulting from negligence or defective or inferior materials or workmanship, shall be promptly repaired, replaced, or corrected at the expense of the PRINCIPAL or its Surety.

NOW, THEREFORE, the condition of this obligation is such that if the PRINCIPAL shall replace, repair, or correct any and all defects or deficiencies arising, occurring, or becoming apparent with respect to said subdivision improvements within two (2) years from and after the acceptance date, whether resulting from negligence or defective or inferior materials or workmanship, then the above obligation shall be void, otherwise to remain in full force and effect.

Inspection and acceptance of the subdivision improvements by the CITY shall in no way affect the obligation created by this BOND. In the event of any default by the PRINCIPAL, or its Surety, if applicable, in the performance of the condition of this BOND, after written notice and demand to PRINCIPAL by the City, or in the event that the CITY shall incur any cost, obligation, or fee in performing the condition of this bond after a refusal or failure of PRINCIPAL to do so, then said PRINCIPAL, and Surety if applicable, shall be obligated to the CITY for the amount of such cost, obligation, or fee. Said obligation of the PRINCIPAL IS EXPRESSLY UNDERSTOOD AND AGREED NOT TO BE LIMITED TO THE AMOUNT OF THIS BOND. In the event that any action is commenced by the CITY for the enforcement of the obligations and penalties of this BOND, the PRINCIPAL, and applicable sureties, jointly and severally waive all claims of exemption which they may have or be entitled to under the constitution and laws of the State of Alabama and agree to pay reasonable attorneys' fees for the prosecution of such suit by the City Attorney.



IN WITNESS WHEREOF, we hereunto set our names and seals on this 5<sup>th</sup> day of May, 2023

Emily Morrison  
WITNESS

PRINCIPAL  
By: [Signature]  
Its: President

APPROVED:  
  
\_\_\_\_\_  
City Engineer

\_\_\_\_\_  
Date

ACCEPTED:  
  
CITY OF MADISON  
  
\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

ATTEST:  
  
\_\_\_\_\_  
City Clerk - Treasurer

**RESOLUTION NO. 2023-192-R****A RESOLUTION AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE AN AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH OHM ADVISORS**

**WHEREAS** the City entered into a professional services agreement with OHM Advisors for engineering consulting services pursuant to Resolution Number 2022-255-R for improvements to Segers Road and Maecille Drive; and

**WHEREAS** the Engineering Department subsequently requested, pursuant to Resolution No. 2022-335-R, that the professional services agreement be amended to allow OHM Advisors to extend a survey along Segers Road and to allow OHM Advisors to lengthen travel lane tapers;

**WHEREAS**, the Engineering Department now asks to amend the agreement's scope to allow for OHM Advisors to provide additional services necessary for a right-of-way acquisition for the Segers Road and Maecille Drive improvements, including (1) revisions to placement of easements in exhibits; (2) revisions to legal descriptions; and (3) setting new property corner irons along the right-of-way.

**BE IT HEREBY RESOLVED** by the City Council of the City of Madison, Alabama, that the Mayor is authorized to negotiate and execute an amendment to the approved Professional Services Agreement with OHM Advisors to allow for the additional services, said amendment to be substantially similar in purpose, intent, and composition to that document attached hereto and identified as "Amendment 2-Additional Professional Services" and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same; and

**BE IT FURTHER RESOLVED** that, except for the extension or cancellation of the resulting agreement, the Mayor or his designee shall be hereby authorized for the entire term of the agreement to execute any and all documentation necessary to enforce and comply with the terms thereof, subject to the budgetary restrictions set forth by the Council in its adopted budget for the then-current fiscal year; and

**BE IT FURTHER RESOLVED** that, upon request and notification from the appropriate department that the terms of the agreement preceding payment have been satisfied, the Finance Director is hereby authorized to forward payment to OHM Advisors in a total amount not to exceed ten thousand dollars (\$10,000) to be paid from the Engineering Department's budget.

**READ, PASSED, AND ADOPTED** at a regularly scheduled meeting of the City Council of the City of Madison, Alabama, on this 12th day of June 2023.

\_\_\_\_\_  
*Ranae Bartlett, City Council President*  
City of Madison, Alabama

**ATTEST:**

\_\_\_\_\_  
*Lisa D. Thomas, City Clerk-Treasurer*  
City of Madison, Alabama

**APPROVED** this \_\_\_\_ day of June 2023.

\_\_\_\_\_  
*Paul Finley, Mayor*  
City of Madison, Alabama



May 23, 2023

Mr. Michael Johnson, PE  
 City Engineer  
 City of Madison  
 100 Hughes Road  
 Madison, AL 35758

**RE: Segers Road and Maecille Drive Intersection Improvements  
 Amendment 2 -Additional Professional Services**

Dear Mr. Johnson,

We are requesting a contract amendment for elements of the project that have changed and/or evolved beyond the original scope and cost derivation signed October 11, 2022. The items are as follows:

**Scope**

Based on conversations and emails with the City, the City has requested the OHM provide several services related to the right-of-way (ROW) acquisition associated with the project along Segers Road and Maecille Drive. The following services apply to 12 parcels within the project footprint.

**A. Revisions to Exhibits:**

Exhibit preparation was originally scoped to show new ROW and easements required for the project construction. The City has requested that those areas be split into two: areas within the existing prescriptive county ROW easement and areas outside of that. OHM will revise the exhibits to show this distinction.

**B. Legal Descriptions:**

The City has requested legal descriptions prepared for acquisitions both within the existing prescriptive county ROW easement and areas outside of the easement. Legal descriptions will be prepared for ROW, permanent, and any temporary easements shown on the exhibits. These legal descriptions will be prepared by a licensed surveyor in the state of Alabama.

**C. Field Setting Irons:**

The City has requested that OHM set the new property corners as irons along the new ROW in the field to reflect what is described in the legal description and on the exhibits.

**Exclusions**

This contract amendment does not include writing legal descriptions for the remainder parcels after the new ROW has been acquired by the City, the remainder would be a less and except to the original deed. Also excluded is locating corners of property that are not adjacent to the new ROW beyond due diligence of establishing the sides of the properties.



**Schedule**

Upon authorization to proceed, OHM will conduct the scope described above. Revisions to exhibits and legal descriptions are expected to be completed within 4 weeks of amendment authorization, with field setting irons to occur thereafter. As the engineering design is independent of this scope at this point in the project, this contract amendment should not affect the engineering design schedule.

**Compensation**

OHM will perform the additional services on a lump sum basis for the Amendment. The Client will be invoiced for services monthly on a percentage basis.

**Additional Services: \$10,000**

**Authorization and Acceptance**

If this proposal is acceptable to you, your signature on this letter will serve as our authorization to proceed. If you have any questions or require additional information, please do not hesitate to contact me by email at [joshua.scheenstra@ohm-advisors.com](mailto:joshua.scheenstra@ohm-advisors.com) or by telephone at (615) 610-5224.

Thank you for giving us the opportunity to be of service.

**Orchard, Hiltz, & McCliment, Inc.**  
CONSULTANT

\_\_\_\_\_  
*Joshua Scheenstra*  
\_\_\_\_\_  
Joshua Scheenstra, PE  
\_\_\_\_\_  
Project Manager  
\_\_\_\_\_  
12/05/2022  
\_\_\_\_\_

**City of Madison, Alabama**  
CLIENT

\_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
(Name) Paul Finley  
\_\_\_\_\_  
(Title) Mayor  
\_\_\_\_\_  
(Date)  
\_\_\_\_\_

**RESOLUTION NO. 2023-200-R**

**AUTHORIZING CONDEMNATION PROCEEDINGS ON PROPERTY NECESSARY  
FOR CONSTRUCTION OF PROJECT NO. 22-034 | MADISON BRANCH  
ROUNDAABOUT**

**WHEREAS**, the City of Madison, Alabama is working on a public works project to construct a Roundabout at the intersection of Madison Branch Boulevard and Hardiman Road (herein “the Project”); and

**WHEREAS**, the City Council has determined that the property described herein must be condemned and acquired for the City to extend its right-of-way and allow the City a temporary construction easement during the construction of the Project.

**THEREFORE, BE IT RESOLVED** by the City Council of the City of Madison, Alabama that it is in the public’s best interest to condemn the following property pursuant to Alabama Code Section 11-47-170 of the Code of Alabama 1975 for the purpose of acquiring additional right-of-way for the Project:

STATE OF ALABAMA        )  
LIMESTONE COUNTY        )

A PARCEL OF LAND LOCATED IN THE NORTHWEST CORNER OF SECTION 13, TOWNSHIP 4 SOUTH, RANGE 3 WEST OF THE HUNTSVILLE MERIDIAN IN MADISON COUNTY, ALABAMA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A ROCK MARKING THE SAID NORTHWEST CORNER OF SECTION 13, THENCE SOUTH 87 DEGREES 30 MINUTES 21 SECONDS EAST, FOR A DISTANCE OF 1298.11 FEET TO THE POINT OF BEGINNING. THENCE FROM THE POINT OF BEGINNING, SOUTH 71 DEGREES 55 MINUTES 52 SECONDS EAST FOR A DISTANCE OF 39.32 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 11 DEGREES 34 MINUTES 47 SECONDS, HAVING A RADIUS OF 305.00 FEET, AND WHOSE LONG CHORD BEARS SOUTH 77 DEGREES 43 MINUTES 16 SECONDS EAST FOR A DISTANCE OF 61.54 FEET; THENCE, SOUTH 83 DEGREES 30 MINUTES 39 SECONDS EAST FOR A DISTANCE OF 574.66 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE LEFT THROUGH 16 DEGREES 07 MINUTES 10 SECONDS, HAVING A RADIUS OF 262.20 FEET, AND WHOSE LONG CHORD BEARS NORTH 88 DEGREES 25 MINUTES 46 SECONDS EAST FOR A DISTANCE OF 73.52 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE LEFT THROUGH 33 DEGREES 38 MINUTES 49 SECONDS, HAVING A RADIUS OF 33.62 FEET, AND WHOSE LONG CHORD BEARS NORTH 63 DEGREES 32 MINUTES 47 SECONDS EAST FOR A DISTANCE OF 19.74 FEET TO THE BEGINNING OF A NON-

TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH 79 DEGREES 15 MINUTES 22 SECONDS, HAVING A RADIUS OF 102.00 FEET, AND WHOSE LONG CHORD BEARS NORTH 86 DEGREES 21 MINUTES 28 SECONDS EAST FOR A DISTANCE OF 130.11 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 19 DEGREES 54 MINUTES 06 SECONDS, HAVING A RADIUS OF 99.23 FEET, AND WHOSE LONG CHORD BEARS SOUTH 63 DEGREES 57 MINUTES 48 SECONDS EAST FOR A DISTANCE OF 34.29 FEET; THENCE, SOUTH 73 DEGREES 54 MINUTES 51 SECONDS EAST FOR A DISTANCE OF 35.79 FEET TO A POINT; THENCE, SOUTH 89 DEGREES 45 MINUTES 42 SECONDS EAST FOR A DISTANCE OF 272.68 FEET TO A POINT; THENCE, SOUTH 00 DEGREES 12 MINUTES 12 SECONDS WEST FOR A DISTANCE OF 10.90 FEET TO A POINT, POINT LYING ON THE EXISTING NORTHERN RIGHT OF WAY LINE OF HARDIMAN ROAD (PUBLIC RIGHT OF WAY VARIES); THENCE, ALONG SAID NORTHERN MARGIN OF HARDIMAN ROAD, NORTH 89 DEGREES 32 MINUTES 57 SECONDS WEST FOR A DISTANCE OF 204.77 FEET TO A POINT; THENCE, NORTH 86 DEGREES 13 MINUTES 07 SECONDS WEST FOR A DISTANCE OF 106.41 FEET TO A POINT, POINT BEING THE TERMINUS OF THE NORTHERN RIGHT OF WAY MARGIN OF HARDIMAN ROAD AND THE BEGINNING OF THE NORTHERN RIGHT OF WAY OF MADISON BRANCH BOULEVARD (FORMERLY HALSEY DRIVE - PUBLIC RIGHT OF WAY VARIES); THENCE, ALONG SAID NORTHERN MARGIN OF MADISON BRANCH BOULEVARD, NORTH 88 DEGREES 38 MINUTES 41 SECONDS WEST FOR A DISTANCE OF 435.20 FEET TO A POINT; THENCE, NORTH 85 DEGREES 43 MINUTES 50 SECONDS WEST FOR A DISTANCE OF 250.22 FEET TO A POINT; THENCE, SOUTH 06 DEGREES 29 MINUTES 21 SECONDS WEST FOR A DISTANCE OF 20.78 FEET TO A POINT, POINT BEING THE TERMINUS OF MADISON BRANCH BOULEVARD RIGHT OF WAY; THENCE, NORTH 72 DEGREES 44 MINUTES 39 SECONDS WEST FOR A DISTANCE OF 239.96 FEET TO A POINT; THENCE NORTH 00 DEGREES 10 MINUTES 05 SECONDS WEST A DISTANCE OF 20.19 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.57 ACRES (24756 SQUARE FEET), MORE OR LESS.

**THEREFORE, BE IT FURTHER RESOLVED** by the City Council of the City of Madison, Alabama that it is in the public’s best interest to condemn the following property pursuant to Alabama Code Section 11-47-170 of the Code of Alabama 1975 for the purpose of acquiring a temporary construction easement for the Project:

STATE OF ALABAMA            )  
 LIMESTONE COUNTY            )

A PARCEL OF LAND LOCATED IN THE NORTHWEST CORNER OF SECTION 13, TOWNSHIP 4 SOUTH, RANGE 3 WEST AND THE SOUTHWEST CORNER OF SECTION 12, TOWNSHIP 4 SOUTH, RANGE 3 WEST OF THE HUNTSVILLE

MERIDIAN IN MADISON COUNTY, ALABAMA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A ROCK MARKING THE SAID NORTHWEST CORNER OF SECTION 13, THENCE SOUTH 88 DEGREES 12 MINUTES 09 SECONDS EAST, FOR A DISTANCE OF 1297.47 FEET TO THE POINT OF BEGINNING. THENCE FROM THE POINT OF BEGINNING, NORTH 00 DEGREES 10 MINUTES 05 SECONDS WEST FOR A DISTANCE OF 36.85 FEET TO A POINT ON A LINE; THENCE, SOUTH 71 DEGREES 55 MINUTES 52 SECONDS EAST FOR A DISTANCE OF 55.79 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 11 DEGREES 34 MINUTES 47 SECONDS, HAVING A RADIUS OF 255.00 FEET, AND WHOSE LONG CHORD BEARS SOUTH 77 DEGREES 43 MINUTES 15 SECONDS EAST FOR A DISTANCE OF 51.45 FEET; THENCE, SOUTH 83 DEGREES 30 MINUTES 39 SECONDS EAST FOR A DISTANCE OF 574.66 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE LEFT THROUGH 14 DEGREES 50 MINUTES 47 SECONDS, HAVING A RADIUS OF 212.20 FEET, AND WHOSE LONG CHORD BEARS NORTH 89 DEGREES 03 MINUTES 57 SECONDS EAST FOR A DISTANCE OF 54.83 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH 77 DEGREES 18 MINUTES 19 SECONDS, HAVING A RADIUS OF 152.00 FEET, AND WHOSE LONG CHORD BEARS NORTH 87 DEGREES 19 MINUTES 59 SECONDS EAST FOR A DISTANCE OF 189.88 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 19 DEGREES 54 MINUTES 06 SECONDS, HAVING A RADIUS OF 49.23 FEET, AND WHOSE LONG CHORD BEARS SOUTH 63 DEGREES 57 MINUTES 45 SECONDS EAST FOR A DISTANCE OF 17.02 FEET; THENCE, SOUTH 73 DEGREES 54 MINUTES 51 SECONDS EAST FOR A DISTANCE OF 28.84 FEET TO A POINT ON A LINE; THENCE, SOUTH 89 DEGREES 45 MINUTES 42 SECONDS EAST FOR A DISTANCE OF 265.69 FEET TO A POINT ON A LINE; THENCE, SOUTH 00 DEGREES 12 MINUTES 12 SECONDS WEST FOR A DISTANCE OF 35.00 FEET TO A POINT ON A LINE; THENCE, NORTH 89 DEGREES 45 MINUTES 42 SECONDS WEST FOR A DISTANCE OF 270.59 FEET TO A POINT ON A LINE; THENCE, NORTH 73 DEGREES 54 MINUTES 51 SECONDS WEST FOR A DISTANCE OF 22.57 FEET TO A POINT ON A LINE; THENCE, NORTH 17 DEGREES 28 MINUTES 34 SECONDS EAST FOR A DISTANCE OF 25.46 FEET TO A POINT ON A LINE; THENCE, NORTH 72 DEGREES 31 MINUTES 26 SECONDS WEST FOR A DISTANCE OF 5.00 FEET TO A POINT ON A LINE; THENCE, SOUTH 17 DEGREES 28 MINUTES 34 SECONDS WEST FOR A DISTANCE OF 25.58 FEET TO A POINT ON A LINE; THENCE, NORTH 73 DEGREES 54 MINUTES 51 SECONDS WEST FOR A DISTANCE OF 6.14 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH 19 DEGREES 54 MINUTES 06 SECONDS, HAVING A RADIUS OF 84.23 FEET, AND WHOSE LONG CHORD BEARS NORTH 63 DEGREES 57 MINUTES 48 SECONDS WEST FOR A DISTANCE OF 29.11 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE



LEFT THROUGH 79 DEGREES 15 MINUTES 22 SECONDS, HAVING A RADIUS OF 117.00 FEET, AND WHOSE LONG CHORD BEARS SOUTH 86 DEGREES 21 MINUTES 26 SECONDS WEST FOR A DISTANCE OF 149.25 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH 33 DEGREES 38 MINUTES 55 SECONDS, HAVING A RADIUS OF 18.62 FEET, AND WHOSE LONG CHORD BEARS SOUTH 63 DEGREES 32 MINUTES 47 SECONDS WEST FOR A DISTANCE OF 10.78 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 16 DEGREES 07 MINUTES 10 SECONDS, HAVING A RADIUS OF 247.20 FEET, AND WHOSE LONG CHORD BEARS SOUTH 88 DEGREES 25 MINUTES 46 SECONDS WEST FOR A DISTANCE OF 69.32 FEET; THENCE, NORTH 83 DEGREES 30 MINUTES 39 SECONDS WEST FOR A DISTANCE OF 574.66 FEET TO THE BEGINNING OF A CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 11 DEGREES 34 MINUTES 47 SECONDS, HAVING A RADIUS OF 290.00 FEET, AND WHOSE LONG CHORD BEARS NORTH 77 DEGREES 43 MINUTES 16 SECONDS WEST FOR A DISTANCE OF 58.51 FEET; THENCE NORTH 71 DEGREES 55 MINUTES 52 SECONDS WEST A DISTANCE OF 44.26 FEET TO THE POINT OF BEGINNING.

CONTAINING 1.00 ACRES (43749 SQUARE FEET), MORE OR LESS.

**THEREFORE, BE IT FURTHER RESOLVED** by the City Council of the City of Madison, Alabama that the City Attorney is hereby authorized to proceed with condemnation proceedings to acquire said Property and justly compensate the owner of said Property.

**READ, APPROVED AND ADOPTED** this 12<sup>th</sup> day of June 2023

ATTEST:

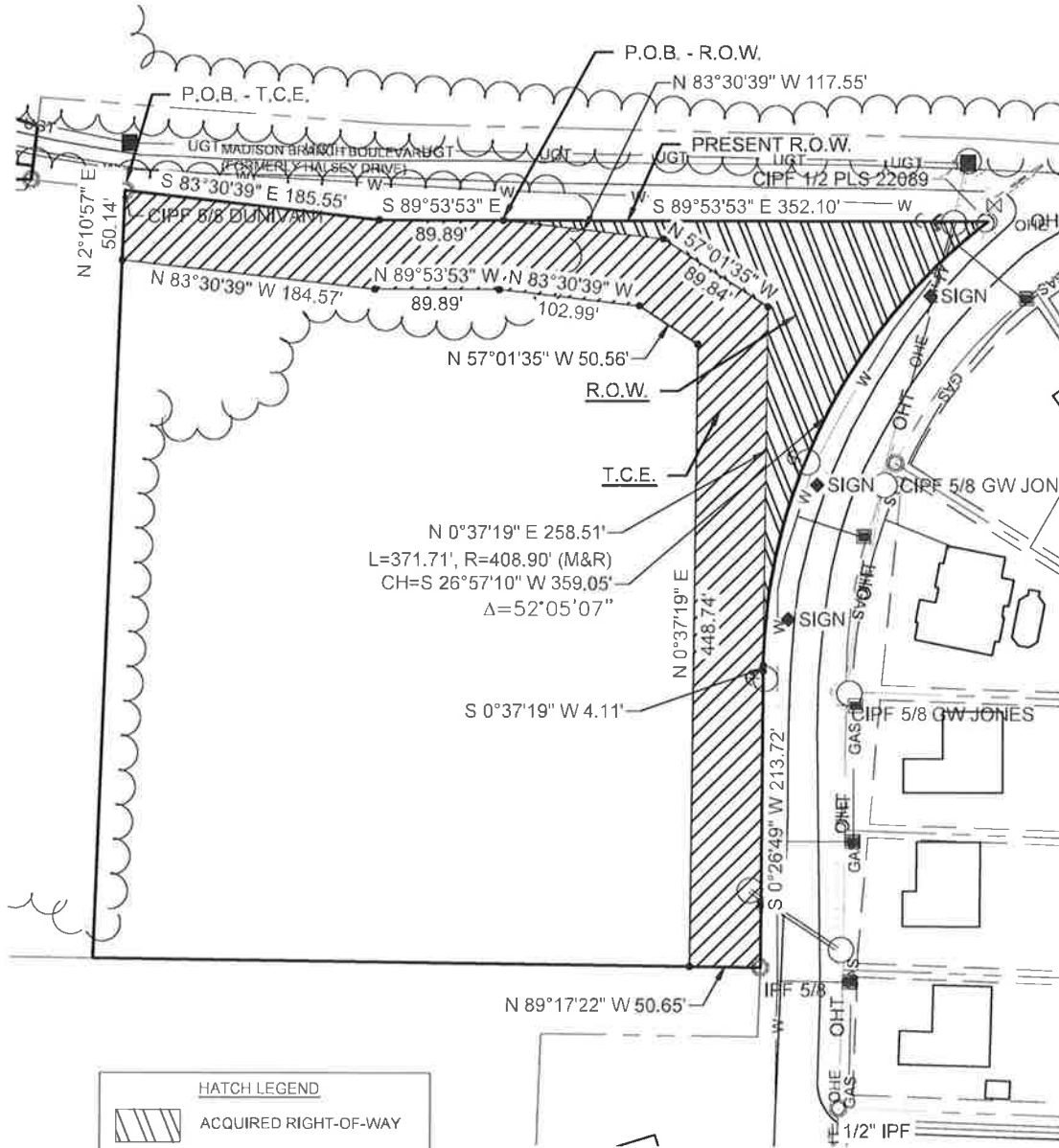
\_\_\_\_\_  
*Ranae Bartlett, Council President*  
City of Madison, Alabama

\_\_\_\_\_  
*Lisa D. Thomas, City Clerk-Treasurer*  
City of Madison, Alabama

**APPROVED** this 12th day of June 2023

\_\_\_\_\_  
*Paul Finley, Mayor*  
City of Madison, Alabama

TRACT NO. 4 - EXHIBIT C



HATCH LEGEND	
	ACQUIRED RIGHT-OF-WAY
	ACQUIRED TEMPORARY CONSTRUCTION EASEMENT
	ACQUIRED PUBLIC UTILITY AND DRAINAGE EASEMENT

LEGEND	
CIPF	CAPPED IRON PIN FOUND
IPF	IRON PIN FOUND
ESM/T	EASEMENT
N.T.S.	NOT TO SCALE
OTP	OPEN TOP PIPE
R.O.W.	RIGHT-OF-WAY
T.C.E.	TEMPORARY CONSTRUCTION ESM/T
U & D	UTILITY & DRAINAGE

MADISON BRANCH ROUNDABOUT		
TRACT NUMBER: 4		
OWNER: JAIN JITENDRA		
PARCEL NO: 1706130000013015		
TOTAL ACREAGE:		6.2 AC.±
R.O.W. ACQUIRED:	(19,074 SQ. FT.)	0.44 AC.
T.C.E. ACQUIRED:	(45,968 SQ. FT.)	1.06 AC.
REMAINDER:		5.8 AC.±



REVISED: 23.02.16 ROAD NAME CHANGE

DRAWN BY: IMR FIELD CREW: BJ FIELD DATE: 5.5.22 OFFICE DATE: 1.2.23 CHECKED BY: ASM SHEET: 3 OF 3 JOB NO: 21-280	<b>ACQUISITION SURVEY</b> <b>MADISON BRANCH</b> MADISON BRANCH BLVD/HARDIMAN RD INTERECTION IMPROVEMENTS SECTION 13, TOWNSHIP 4 SOUTH, RANGE 3 WEST	
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RESOLUTION NO. 2023-199-R

**A RESOLUTION AUTHORIZING A PERMISSIVE USE AGREEMENT WITH MADISON UTILITIES FOR PEDESTRIAN ACCESS TO THE OAKLAND SPRING GREENWAY**

**WHEREAS**, Madison Utilities currently holds a sanitary sewer easement to Property, described with specificity herein, near the Oakland Springs Branch creek (herein “the Oakland Spring Greenway”); and,

**WHEREAS**, the City of Madison (herein “the City”) proposes that a pedestrian trail be placed upon the Oakland Spring Greenway within the existing Madison Utility easement; and,

**WHEREAS**, the City Attorney has prepared the attached **Exhibit A: Permissive Use Agreement** by which Madison Utilities would agree to the placement of the pedestrian trail on the easement within the following described property:

State of Alabama )  
Limestone County )

A tract of land, being a permanent sanitary sewer easement located in the Northwest 1/4 of Section 11, Township 4 South, Range 3 West, Limestone County, Alabama, and more particularly described as follows:

Commence at the northwest corner of said Section 11 and run South 89 Degrees 34 Minutes 17 Seconds East along the north boundary thereof, 1435.31 feet to the point of beginning; thence South 02 Degrees 53 Minutes 47 Seconds West, 445.48 feet; thence South 02 Degrees 19 Minutes 47 Seconds West, 524.02 feet; thence South 40 Degrees 23 Minutes 55 Seconds West, 105.77 feet more or less to the south boundary of J. Rand Bryan's property as described in Fiche 1386 Page 073; thence South 89 Degrees 34 Minutes 17 Seconds East along said boundary line, 39.15 feet; thence North 40 Degrees 23 Minutes 55 Seconds East, 90.98 feet; thence North 02 Degrees 19 Minutes 47 Seconds East, 113.06 feet; thence North 78 Degrees 54 Minutes 27 Seconds East, 344.44 feet more or less to the east boundary of said J. Rand Bryan's property; thence North 00 Degrees 25 Minutes 32 Seconds East along said boundary line, 20.41 feet; thence South

78 Degrees 54 Minutes 27 Seconds West, 343.74 feet; thence North 02 Degrees 19 Minutes 47 Seconds East, 400.60 feet; thence North 02 Degrees 53 Minutes 47 Seconds East, 446.62 feet to the north boundary of the said J. Rand Bryan's property; thence North 89 Degrees 34 Minutes 17 Seconds West along said boundary line, 30.03 feet to the point of beginning. Said tract having 0.90 acres more or less.

**NOW, BE IT HEREBY RESOLVED** by the City Council of the City of Madison, Alabama, that the Mayor is authorized and directed to execute a Permissive Use Agreement with Madison Utilities for public purpose of allowing the City to place a pedestrian adjacent to the Oakland Spring Branch creek property and within the Madison Utility easement, said Agreement to be substantially similar in purpose, intent, and composition as that document attached hereto and identified as "Exhibit A: Permissive Use Agreement," and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same; and

**BE IT FURTHER RESOLVED** that, except for the extension or cancellation of the Agreement, the Mayor or his designee shall be hereby authorized for the entire term thereof to execute any and all documentation necessary to enforce and comply with its terms, subject to the budgetary restrictions set forth by the Council in its duly adopted budget for the then-current fiscal year; and

**READ, APPROVED, AND ADOPTED** this 12<sup>th</sup> day of June 2023.

\_\_\_\_\_  
*Ranae Bartlett, Council President*  
City of Madison, Alabama

**ATTEST:**

\_\_\_\_\_  
*Lisa D. Thomas, City Clerk-Treasurer*  
City of Madison, Alabama

**APPROVED** this \_\_\_ day of June 2023.

\_\_\_\_\_  
*Paul Finley, Mayor*  
City of Madison, Alabama

STATE OF ALABAMA )  
COUNTY OF LIMESTONE )

**PERMISSIVE USE AGREEMENT**

This Agreement (“**Agreement**”) made and entered into on this the \_\_\_\_ day of June 2023, by and between the **CITY OF MADISON, ALABAMA**, a municipal corporation (“**City**”), and the **Madison Utility Board**, a municipal public utility board created by the City of Madison, Alabama, (“**MU**”).

**WITNESSETH:**

**WHEREAS**, MU maintains a sanitary sewer easement upon property located along the Oakland Springs Branch creek with the following legal description:

State of Alabama )  
Limestone County )

A tract of land, being a permanent sanitary sewer easement located in the Northwest 1/4 of Section 11, Township 4 South, Range 3 West, Limestone County, Alabama, and more particularly described as follows:

Commence at the northwest corner of said Section 11 and run South 89 Degrees 34 Minutes 17 Seconds East along the north boundary thereof, 1435.31 feet to the point of beginning; thence South 02 Degrees 53 Minutes 47 Seconds West, 445.48 feet; thence South 02 Degrees 19 Minutes 47 Seconds West, 524.02 feet; thence South 40 Degrees 23 Minutes 55 Seconds West, 105.77 feet more or less to the south boundary of J. Rand Bryan's property as described in Fiche 1386 Page 073; thence South 89 Degrees 34 Minutes 17 Seconds East along said boundary line, 39.15 feet; thence North 40 Degrees 23 Minutes 55 Seconds East, 90.98 feet; thence North 02 Degrees 19 Minutes 47 Seconds East, 113.06 feet; thence North 78 Degrees 54 Minutes 27 Seconds East, 344.44 feet more or less to the east boundary of said J. Rand Bryan's property; thence North 00 Degrees 25 Minutes 32 Seconds East along said boundary line, 20.41 feet; thence South 78 Degrees 54 Minutes 27 Seconds West, 343.74 feet; thence North 02 Degrees 19 Minutes 47 Seconds East, 400.60 feet; thence North 02 Degrees 53 Minutes 47

Seconds East, 446.62 feet to the north boundary of the said J. Rand Bryan's property; thence North 89 Degrees 34 Minutes 17 Seconds West along said boundary line, 30.03 feet to the point of beginning. Said tract having 0.90 acres more or less.

**WHEREAS**, the City has requested that MU allow the City to place a pedestrian trail within MU’s existing easement (herein “the Property”); and,

**WHEREAS**, the parties contemplate that this agreement shall serve the public interest of providing citizens with access to a greenway within the City of Madison.

**NOW, THEREFORE**, in consideration of the premises and of the mutual covenants given by the parties hereto, it is understood and agreed as follows:

1. Permission to Enter: Subject to the conditions stated in this Agreement, MU grants the City permission to enter, use and/or appropriate the Property for the purpose of installing a pedestrian trail.
2. Permissive Use: That MU’s acquiescence to the City’s use, right of entry and operations on the Property is permissive only and shall not be deemed to affect or diminish MU’s right to the free and unfettered use of the Property for the purposes for which the City is granted such use except as otherwise expressly set forth in this Agreement.
3. Notice to Repair: If MU needs to maintain, repair, or replace any of MU’s assets located within the Easement, MU will provide two weeks prior written notice to City of its need to excavate or otherwise access the Property.
4. Notice of Termination: Either party may provide notice to the other of termination of this agreement within ninety (90) days of the date that the City shall be required to vacate the Property and/or cease to have use of the Property. This notice can be amended upon the written mutual agreement of the parties.
5. Emergencies: Notwithstanding the foregoing, in the event of an emergency, MU may immediately access the Property as reasonably necessary to address an emergency, without giving notice, provided that MU shall give notice to City as soon as is reasonably practicable given the circumstances. The determination of whether an emergency exists that requires immediate maintenance, repair, or replacement shall be solely within the discretion of MU.
6. Restoration: After MU completes any such maintenance, repair, or replacement within the Property it will restore affected landscaping, walkways, and other affected utilities’ apparatus to their original condition.

7. Hold Harmless: To the extent allowed by law, the City will indemnify and hold MU harmless from any expense of any kind associated with the permissive use of the Property other than damage caused by willful misconduct or gross negligence of MU.

[Signature pages follow.]

**IN WITNESS WHEREOF**, the parties have hereunder set their hands and seals on the date and year first above written.

**IN WITNESS WHEREOF**, the undersigned have set their hands and seals on this \_\_\_\_ day of June 2023.

**City of Madison, Alabama,  
a municipal corporation**

**Attest:**

By: \_\_\_\_\_  
Paul Finley, Mayor

\_\_\_\_\_  
Lisa D. Thomas, City Clerk-Treasurer

Date: \_\_\_\_\_

**STATE OF ALABAMA** §  
§  
**COUNTY OF MADISON** §

I, the undersigned Notary Public, in and for said County, in said State, hereby certify that Paul Finley and Lisa D. Thomas, whose names as Mayor and the City Clerk-Treasurer, respectively, of the City of Madison, Alabama, are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers and with full authority, executed the same voluntarily for and as the act of the City of Madison, Alabama, a municipal corporation.

Given under my hand and official seal this \_\_\_\_ day of June 2023.

\_\_\_\_\_  
Notary Public



Madison Utility Board,

Attest:

By: \_\_\_\_\_,  
  , President and CEO

\_\_\_\_\_  
Chairman, Madison Utility Board

Date: \_\_\_\_\_

STATE OF ALABAMA                    §

§  
§  
§

COUNTY OF MADISON                 §

I, the undersigned, a Notary Public in and for said County, in said State, do hereby certify that \_\_\_\_\_, whose name as President and CEO of Madison Utilities, is signed to the foregoing Agreement, who is known to me, acknowledged before me on this day that, being informed of the contents of this Agreement, he as such officer and with full authority, executed voluntarily on the day the same bears date.

Given under my hand this the \_\_\_\_\_ day of June 2023.

\_\_\_\_\_  
Notary Public



**RESOLUTION NO. 2023-184-R**

**A RESOLUTION TO MAKE CHANGES TO THE JOB CLASSIFICATION PLAN**

**WHEREAS**, the City of Madison has assigned certain positions to its job classification plan and has established pay ranges for those positions; and

**WHEREAS**, the City of Madison desires to modify the classification plan to reflect current needs of the City;

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Madison, Alabama, sitting in regular session on this 12<sup>th</sup> day of June, 2023, that the following changes be made to the General Class Plan, to be effective the beginning of the pay period following adoption of the resolution:

**General Classification Plan:**

- Enterprise Resource Planning Support Specialist Grade 11
- Deputy Public Works Director Grade 14
- Administrative Manager (Public Works) Grade 12
- Economic & External Affairs Officer (Planning & Mayor) Grade 14

**READ, APPROVED, and ADOPTED** this 12<sup>th</sup> day of June, 2023.

\_\_\_\_\_  
*Ranae Bartlett, City Council President*  
City of Madison, Alabama

**ATTEST:**

\_\_\_\_\_  
*Lisa D. Thomas, City Clerk-Treasurer*  
City of Madison, Alabama

**APPROVED** this \_\_\_\_ day of June, 2023.

\_\_\_\_\_  
*Paul Finley, Mayor*  
City of Madison, Alabama



# City of Madison

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## Job Description

Title ERP Support Specialist Department Information Technology  
 Exempt/Nonexempt N Pay Grade 11 Reports to IT Director  
 New Position X Position Change \_\_\_\_\_ Effective Date 6/12/23  
 Subordinate Staff None

*The following information is designed to outline the functions and position requirements of this job. It does not identify all tasks that may be expected, nor address the performance standards that must be maintained.*

### **General Position Summary:**

The ERP Support Specialist will serve as the primary contact for the city’s ERP (Enterprise Resource Planning) software. The ERP Support Specialist will be responsible for providing user support, system maintenance, and administration for the city’s ERP software, as well as training employees in how to use the software. The position leads and participates in the design and support of the ERP environment, monitors all aspects of the ERP environment hardware and software, coordinates resolutions, and assists users with report creation and data analysis.

### **Essential Functions/Major Responsibilities:**

- The ERP Support Specialist will be responsible for providing user support, system maintenance, and administration for all modules that include HR, Finance, community development, and any ERP modules that we may add in the future.
- Maintains and audits user security permissions in ERP software.
- This position is responsible for performing system updates and system upgrades after hours for the ERP environment including coordinating and communicating with ERP end users.
- This position is responsible for management of the employee portal.
- This position is responsible for training employees how to use the software on both a general basic user level, as well as a specific level to enable users to learn features of the system to help with department-specific tasks.
- This position is responsible for generating various data reports from the ERP system in response to information requests from various City departments.
- Other duties as assigned by Department Head.

### **Job Scope:**

*City of Madison --- ERP Support Specialist --- 6-12-2023 -- Page 1 of 3*

Reporting to and under the general supervision of the Information Technology Director. Will support the City of Madison's users relating to general networking and application issues.

**Supervisory Responsibility:**

None

**Interpersonal Contacts:**

- IT, Finance, and HR Department employees, as well as other City employees
- City Department Heads

**Specific Job Skills:**

- The ideal candidate should have strong technical, analytical, project management, and communication skills and understand both ERP applications and business processes.
- The individual must have the capacity to analyze and solve real-world problems and effectively communicate with both technical and non-technical city employees. The ideal candidate will have experience working with the ERP software New World Systems and will have expertise in solving problems for various public sector workflow needs.
- The ideal candidate will have experience with Windows operating systems, server administration, and SQL Server Reporting Services (SSRS).
- Maintains SQL databases and integration of systems and makes recommendations regarding enhancements and/or improvements.
- Ability to assist users with ERP business analytics reporting.
- Proficiency in MS Office applications including Excel and Word.
- Must possess the ability to clearly communicate and interact with individuals at all levels of the city in a fast-paced environment.
- Ability to prepare and implement training for City employees who use the system.

**Education and/or Experience:**

- Associate degree in information systems or related field, along with 3-5 years of experience in ERP and database support; or combination of education, training, and experience that demonstrates the ability to perform the above duties, knowledge, skills and abilities.

**Job Conditions:**

- Strong background record, due to accessibility to city property and information.
- Must maintain a strong driving record for city-insurance purposes and record may be periodically checked by the City.

- Normal office working conditions; the work schedule is typically 8 hours per day Monday through Friday with occasional extended hours or weekend work with frequent interruptions and some evening meetings.
- Must be able to participate in a 24-7 on-call rotation with other IT staff.
- Duties are primarily performed in an office environment but may require travel to meetings, seminars, training sessions, etc.
- Must be willing to carry a cell phone and be available for after hours or weekend work, at times with little or no notice.

**Physical Capabilities:**

- Must have the use of sensory skills to effectively communicate and interact with other employees and the public using the telephone and personal contact as normally defined by the ability to see, read, talk, hear, handle, or feel objects and controls.
- Physical capability to effectively use and operate various items of office related equipment, such as, but not limited to, computers, calculator, copier, and fax machine.
- Standing, walking, moving, climbing, crawling, reaching, pushing and/or pulling are also required to move and work on equipment and install cable.
- Capable of lifting 50 lbs, kneeling, bending, reaching, carrying, and handling related computer equipment and running network data cable.

\_\_\_\_\_  
Mayor Approval    Date

\_\_\_\_\_  
Department Head Approval    Date



# City of Madison

## Job Description

Title Deputy Public Works Director Department Public Works

Exempt/Nonexempt E Pay Grade 14 Reports to Director

New Position      Position Change X Effective Date 06/12/2023

Subordinate Staff Administrative, Construction Division, Maintenance Division, DOT and Fleet

***The following information is designed to outline the functions and position requirements of this job. It does not identify all tasks that may be expected, nor address the performance standards that must be maintained.***

### **General Position Summary:**

This position consists of technical, managerial, and supervisory work responsible for the development and implementation of all work activities in the Public Works Department.

The Deputy Director of Public Works shares responsibility for the daily operations of the Public Works Department under the supervision of the Director of Public Works. It involves planning and coordinating maintenance repair services through subordinate supervisors, the development and monitoring of the budget, personnel management, responding to citizen complaints, coordination of ice and snow removal, contract administration, initiating and obtaining permits, and responsibilities involving storm clean up.

Work assignments are received orally or in writing from the Director or through work orders and staff meetings. The incumbent is expected to organize the details of the assignments and carry them out to completion. Work is performed with latitude for independent judgment and action in accordance with federal and state laws, local ordinances, policies, and procedures. Work is reviewed through yearly performance appraisals and is evaluated based on achieved objectives.

### **Essential Functions/Major Responsibilities:**

- Coordinates department activities with other City departments to complete City public works, construction, and maintenance projects, including capital improvement plan projects and routine maintenance of City infrastructure and properties.
- Assists the Director of Public Works with managing and maintaining the department heavy equipment fleet, streets, drainage infrastructure, sidewalks, traffic control and associated signage, cemeteries, and herbicide and vector control methods and policies.

- Prepares for and coordinates response for severe weather events that affect City infrastructure.
- Develops work plans, implements program changes, develops, and writes standard operating procedures.
- Inspects work in progress and upon completion for proper personnel, equipment, and material utilization.
- Ensures safety policies are followed by all department supervisors.
- Explains methods and procedures to employees.
- Prepares project schedules and sets priorities through subordinate supervisors.
- Forecasts materials, equipment, and supply needs in coordination with office management staff.
- Assists in developing the annual budget for the Department including the traffic, road, and environmental units.
- Assists in developing goals, training, policies, and procedures for department personnel and operations.
- Prepares, receives, and evaluates bids and other purchases in coordination with office management staff following City guidelines. Makes bid recommendations.
- Reviews citizen complaints and recurring problems. Develops solutions, programs, and methods to reduce future problems.
- Meets with supervisors periodically to discuss problems and offers solutions.
- Maintains department reports and related files.
- Maintains inventory of department property.
- Reviews department expenditures to ensure they are within budgetary guidelines.
- Interviews employees and makes selection recommendations to the Director.
- Counsels employees as required to improve work performance and to follow City and Department policies and procedures.
- Makes recommendations to the Director involving disciplinary action.
- Meets with the Mayor and City Council to discuss routine department field work and capital improvement projects as needed.
- Occasionally required to attend City Council meetings and other meetings to present Public Works information.

### **Secondary Job Functions**

- Performs duties with little direction given, operating from established directions and instructions.
- Makes decisions within City policy at the request of the Director, but often exercises independent decision-making.
- Assists in the development of the long-range operational planning for the department and provides input for the City's long-range strategic planning process, as requested.
- Serves on Safety Committee.

### **Supervisory Responsibility:**

- This position provides training, direction, and performance management for Superintendents, Crew Chiefs, and all other department employees.



### **Interpersonal Contacts:**

- This position has contact with co-workers, other City personnel, the Engineering Department, utility providers, law enforcement personnel, vendors, other governmental agencies, and members of the general public.
- The purpose of these contacts is to give or exchange information, resolve problems, provide services, or to manage personnel.

### **Specific Job Skills:**

- Ability to plan, schedule, and prioritize work by determining which projects are priority and reassigning crews based on deadlines for completion as needed to ensure all projects are completed in a timely manner and specifications are met.
- Strong project management, research, planning, organization, scheduling, and prioritization skills.
- Ability to supervise subordinate employees by assigning work and evaluating performance, to set and enforce performance standards in a fair and impartial manner, and to counsel, train, or discipline employees as needed to ensure that work is being performed correctly and in a timely manner.
- Ability to apply City personnel rules and regulations, including procedures for requesting and reporting leave and procedures for disciplinary action and performance appraisals, as well as the ability to advise subordinates on current policies and procedures.
- Strong team, coaching, training, interpersonal, and leadership skills.
- Ability to train crews to perform safe and efficient operations and maintenance.
- Knowledge of heavy equipment operation and maintenance.
- Knowledge of construction methods relevant to public works projects.
- Knowledge of fleet methods and procedures.
- Knowledge of streets, drainage, and sidewalk maintenance methods and/or construction procedures.
- Knowledge of traffic control, signage, M.U.T.C.D.
- Knowledge of cemetery operations.
- Knowledge of herbicide and vector control policies.
- Strong verbal and written communication skills.
- Ability to interpret construction, engineering, and surveying documents, plans, and designs.
- Strong computer skills.

### **Education and/or Experience:**

- Bachelor degree in Civil Engineering, Public Administration, or a related field from an accredited college or university required.
- Minimum 5 years related supervisory experience, combined with substantial field experience.
- Experience and knowledge of all aspects of public works with a strong job performance record.

**Job Conditions:**

- Strong background record required, due to accessibility to city property.
- Must maintain a strong driving record for city insurance purposes and record may be periodically checked by the City.
- Flexibility to work additional hours when needed to complete projects and assignments.
- Working outside in varying weather conditions.
- Frequent interruptions and some evening meetings.
- Work in an environment where there are fumes, temperature fluctuations, noise, poor ventilation, dirt, dust, and chemicals, etc.
- Must be able to work varying hours, extended hours, weekends, and holidays at times with little or no notice.

**Physical Capabilities:**

- Must have full range of physical motion to operate various tools and equipment.
- Mobility to climb into and out of structures, ditches, and other terrain for inspection.
- Ability to communicate verbally with the public.
- Ability to work on a computer for extended periods of time.
- Must be able to drive.
- May require hazardous duty work conditions at certain times.
- Ability to perform work while intermittently sitting, standing, stooping, walking, bending, or crouching.
- Ability to frequently lift light and heavy objects and use tools or equipment requiring a high degree of dexterity.
- May require use of protective devices such as masks, goggles, or gloves.

\_\_\_\_\_  
Mayor Approval, Date

\_\_\_\_\_  
Department Head Approval, Date



# City of Madison

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## Job Description

Title Economic & External Affairs Officer Department Planning Department

Exempt/Nonexempt E Pay Grade 14 Reports to Director of Development Services

New Position        Position Change X Effective Date 06-12-2023

Subordinate Staff NONE

*The following information is designed to outline the functions and position requirements of this job. It does not identify all tasks that may be expected, nor address the performance standards that must be maintained.*

### **General Position Summary:**

This position is responsible for enhancing the City's communication and interface related to economic and external governmental affairs and facilitating retail, commercial, and industrial development that will enhance job growth and the City's sales, lodging, and license tax base. This position serves as a key liaison with firms and individuals desiring to locate retail, commercial, and industrial businesses within the City. This position works under the general direction of the Director of Development Services (Director) and the Mayor with wide latitude for the exercise of independent judgment and initiative. In addition, this employee works closely with the Director to promote economic development strategy for the City.

### **Essential Functions/Major Responsibilities:**

- Markets the City of Madison to prospective investors, as well as commercial and industrial developers.
- Acts as liaison between the City of Madison and the local County and City Chambers of Commerce, as well as state and federal agencies regarding economic development issues and activities.
- Develops marketing, advertising, and public relations campaigns and programs to promote economic development in Madison.
- Serves as ombudsman to assist businesses with approval processes.
- Makes periodic reports to the Director, Mayor, and City Council on business recruitment progress and results.
- Develops and maintains marketing information such as displays, presentations, and other promotional materials.
- Works with the Director, Mayor, and other City officials with commercial, retail, and industrial recruitment strategies.
- Exercises creative initiative by identifying opportunities for economic development and revenues for the City.

- Creates actionable plans for maximizing State of Alabama funding opportunities by researching and developing relationships with those responsible for providing funding opportunities.
- Creates actionable plans for maximizing Federal government funding opportunities by researching and developing relationships with those responsible for providing funding opportunities.
- Supports the Mayor's Office and other City offices by coordinating with the Huntsville & Madison Chambers of Commerce, the Convention & Visitors Bureau, the North Alabama Industrial Development Association, the North Alabama International Trade Association, TVA, and other economic development generators.
- Supports the Mayor's office with Big 10 Mayors meeting opportunities, along with other intergovernmental associations that are potential City partners.
- Interfaces with City department heads to determine specific needs and opportunities.
- Assists the Mayor's communications officers to identify possible media and public affairs opportunities.

**Secondary Functions:**

- Prepares and delivers presentations to public and private organizations.
- Represents the Director at public meetings with key economic development prospects and with state and federal officials.

**Job Scope:**

- Key player in strategic planning for Economic Development Plans.

**Supervisory Responsibility:**

None.

**Interpersonal Contacts:**

- Works closely with Director, Mayor's Office, City Council, Legal Department, developers, landowners, Builders' Association, State officials, and Local Businesses.
- Networks with Chambers of Commerce, the Convention & Visitors Bureau, the North Alabama Industrial Development Association, the North Alabama International Trade Association, TVA, and other economic development generators for the purposes of marketing the City to prospective investors.

**Specific Job Skills:**

- Working knowledge and skill in essential functions listed above.
- Knowledge of zoning, land use law, designations, and processes, and working knowledge of related regulations and community development services.
- Strong background with economic development, including planning for building a job base.
- Strong communication and public presentation skills.
- Strong project management, organization, process improvement, customer relations, and prioritization skills.
- Strong relationship building and teamwork skills.
- Strong computer skills and data-gathering and data-analysis skills.

**Education and/or Experience:**

- Bachelor’s degree in public administration, Economic Development, Business, Communications, or a related field required.
- Minimum of five (5) years of progressively responsible experience in related economic development and external relations functions (or eight (8) years if degree is not related).
- Strong related experience working in a high-growth area preferred.
- Strong experience with essential functions and skills listed above.

**Job Conditions:**

- Job may require nonstandard working hours to meet deadlines and to attend evening meetings and work sessions, as well as occasional work on weekends.
- Must maintain strong performance records.
- Must maintain driver’s license to drive independently, with strong driving record; records are periodically checked by the City.
- Must have strong background record, due to accessibility to sensitive and proprietary information.
- Ability to consistently demonstrate a high level of judgement and discretion required for maintaining confidential and proprietary information.

**Physical Capabilities:**

- Ability to communicate verbally and orally with the public.
- Ability to prepare and make public presentations.
- Ability to work on a computer for extended periods of time.
- Must be able to travel and drive.
- Stamina to work 12 – 14-hour days, several times per month.

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Mayor

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Council President



# City of Madison

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## Job Description

Title Administrative Manager Department Public Works

Exempt/Nonexempt E Pay Grade 12 Reports to Director

New Position      Position Change X Effective Date 06-12-2023

Subordinate Staff: Other administrative and secretarial staff, including Accounting/Accounts Payable

***The following information is designed to outline the functions and position requirements of this job. It does not identify all tasks that may be expected, nor address the performance standards that must be maintained.***

### **General Position Summary:**

The Public Works Administrative Manager is responsible for the management of the day-to-day office operations and administrative needs of the Public Works Department to support the Director, Deputy Director, supervisors, and work crews. This position reports directly to the Department Head and has responsibility for completing various higher-level projects, processes, and tasks. The work requires a high level of confidentiality, sensitivity, and good judgment. Responsibilities include work with budgeting, preparation of various documentation, development of reports and publications, performance of research and analysis, drafting correspondence, facilitation of departmental events and meetings, facilitation of contacts and follow-up, or any other tasks to assist the Department Head with duties and priorities. All work is assigned at the discretion and direction of the Department Head and performed under general supervision.

### **Essential Functions/Major Responsibilities:**

- Compiles and prepares a full range of documents; provides administrative assistance to prepare a wide array of letters, correspondence, administrative and public reports including statements, agenda, announcements, resolutions, ordinances, bid specifications, certificates, agreements, studies, plans, requisitions, and other correspondence.
- Manages applications for federal, state, and local permitting requirements.
- Assists in developing the annual budget for the Public Works Department including the traffic, road, and environmental units.
- Forecasts office material, equipment, and supply needs.
- Prepares, receives, and evaluates bids following City guidelines.
- Researches prices and places orders for non-bid items.
- Reviews complaints from City leadership, citizens, and employees, and evaluates recurring problems pertaining to office management. Develops solutions, programs, and methods to reduce future problems.

- Maintains department reports and related files.
- Maintains inventory of department property.
- Reviews department expenditures to ensure they are within budgetary guidelines.
- May assist Director and Deputy Director with employee counseling and disciplinary action recommendations.
- Assists the Director in developing departmental goals and procedures.
- Serves as departmental contact with outside agencies and other City departments.
- Meets with individuals, special interest groups, and others on behalf of City leadership, as needed.
- Maintains various types of complex files.
- Prepares and maintains personnel, legal, and other records, and files of confidential or sensitive nature.
- Maintains manuals and other data pertaining to City affairs.
- Maintains a calendar of events and schedules for Director and Deputy Director.
- Maintains departmental portion of City website.
- Conducts special studies or assignments of a limited duration and nature; compiles data, summaries requiring data analysis; formats and prepares written reports and charts.
- Assists with asset inventory and insurance for department-owned City property.
- Communicates with the public, other City departments, vendors, suppliers, delivery people, professionals, businesses, applicants, and organizations to give and receive information.

### **Secondary Functions:**

- Performs duties with little direction given, operating from established directions and instructions.
- Decisions are made within city policy, but often require independent decision-making.
- Assists in the development of the long-range operational and strategic planning for the department.
- Assist in answering the multi-line phone system.
- Assume secretary's and bookkeeping responsibilities in the absence of other employees.

### **Job Scope:**

- Performs duties with little direction given, operating from established directions and instructions.
- Decisions are made within general City policy constraints, but often require independent decision-making.
- Responsible for assisting in the budget preparation for department.

### **Supervisory Responsibility:**

- This position directly supervises other administrative, secretarial, and accounting staff in the department.
- This position will assist the Director and Deputy Director with training, direction, and performance management for Superintendents, Crew Chiefs, and all other employees of the department.

### **Interpersonal Contacts:**

- Fellow department employees, daily.
- Members of the public, daily.

- Outside contacts including other government agencies at federal, state, and other municipalities.
- Vendors of both services and products purchased by the department.
- The purpose of these contacts is to give or exchange information, resolve problems, provide services, and to assist the Director with personnel management.

### **Specific Job Skills:**

- Strong office management, research, planning, organization, scheduling, leadership, and prioritization skills.
- The ability to multitask and work at a fast pace to complete a high volume of office work.
- Ability to work with confidential information.
- Ability to supervise subordinate employees by assigning work and evaluating performance, setting, and enforcing performance standards in a fair and impartial manner, counseling, training, or disciplining employees as needed to ensure that work is being performed correctly and in a timely manner.
- Excellent interpersonal skills. Ability to interact with the public, Mayor, Council, and others and provide information in a polite and courteous manner both in person and on the telephone. Strong team, coaching, training, interpersonal, and leadership skills.
- Considerable knowledge of general municipal agency operations and organizations.
- Knowledge of the City personnel policies, including procedures for requesting and reporting leave and completing personnel action forms. Ability to advise subordinates on current policies and procedures.
- Considerable knowledge of office practices, procedures, and equipment.
- Strong knowledge of fleet and D.O.T. methods and procedures.
- Strong writing skills to complete forms, compose correspondence, and reports.
- Strong computer skills, with proficiency in Microsoft Word, Microsoft Excel, and Microsoft Access.
- Planning skills to develop schedules and budgets.
- Excellent written and oral communications skills.
- The ability to work independently with minimum supervision.

### **Education and/or Experience:**

- Bachelor's degree in business administration, marketing, management, or related fields required, with additional training in office practices and computer applications preferred.
- Five years of progressive, responsible supervisory and administrative experience, including two years of experience reporting to a mid-level manager or executive preferred.
- Strong work history of dependability and performance.
- Current driver's license for city related errands.

### **Job Conditions:**

- Ability to consistently demonstrate a high level of judgment and discretion required for maintaining confidential and sensitive information.
- Must be able to work productively with frequent interruptions.
- Must maintain a strong driving record for city insurance purposes. Records may be periodically checked by the City.
- Strong background record required, due to accessibility to city property.
- Flexibility to work additional hours when needed to complete projects and assignments.

***City of Madison --- Administrative Manager (PW)--- Rev.06-12-23 --- Page 3 of 4***



- Must be able to work in an office environment adjacent to City mechanic shop where there are fumes, temperature fluctuations, noise, poor ventilation, dirt, dust, chemicals, etc.

**Physical Capabilities:**

- Ability to communicate verbally and orally with the public and City personnel.
- Ability to perform sedentary work that involves sitting most of the time, walking, standing bending and carrying items less than 25 pounds such as books, papers, office supplies, and file folders.
- Adeptness and speed in use of fingers and hands on repetitive operation of computer and other office machines.
- Ability to work on a computer for periods of time.
- Ability to perform work while intermittently sitting, standing, stooping, walking, bending, or crouching.
- Ability to operate all office equipment.
- Ability to drive.
- May require use of protective devices such as masks, goggles, or gloves.

Original Signed by Paul Finley

Mayor Approval, Date

Original Signed by Kent Smith

Department Head Approval, Date

**ORDINANCE NO. 2023-164**

**AN ORDINANCE AMENDING THE  
GROUNDS REGULATIONS FOR CITY OF MADISON CEMETERIES**

**WHEREAS**, Section 11-47-40 of the Code of Alabama, as amended, states that all cities and towns in the state have the power to own, regulate, improve, lay out, and control town or city cemeteries and permit additions thereto; and

**WHEREAS**, Section 12-1 of the *Code of Ordinances, City of Madison, Alabama*, empowers the Madison Municipal Cemeteries Committee to make recommendations to the City Council regarding cemetery ground and structure maintenance and improvements regarding all cemeteries which the City operates and maintains; and

**WHEREAS**, Section 12-24 of the *Code of Ordinances, City of Madison, Alabama*, gives the Director of Public Works authority to maintain the grounds of cemeteries that the City owns and operates; and

**WHEREAS**, Section 12-24 of the *Code of Ordinances, City of Madison, Alabama*, states that the City Council may, from time to time, may establish grounds regulations for cemeteries that it owns and operates; and

**WHEREAS**, the Madison Municipal Cemeteries Committee has made certain recommendations to the City Council for the amendment of the City's grounds regulations to the extent those recommendations do not preempt the aforementioned authority given to the Director of Public Works or operate to prevent his exercise thereof;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MADISON, ALABAMA**, that Section 12-24(f) is repealed and replaced to read as follows:

*"f. Restoration and Maintenance.*

1. Alabama Code Section 13A-7-23.1, "Alabama's Burial Act," prohibits the removal and/or restoration of any headstone, marker, monument, funerary object and/or any other structure located within a City cemetery without the issuance of a permit by the Alabama Historical Commission located at 468 S. Perry Street, Montgomery, AL 36130-0900.
2. Either a Class A Misdemeanor or a Class C Felony may be imposed on persons violating Alabama's Burial Act.
3. Any application for a permit from the Alabama Historical Commission to conduct the removal and/or restoration of any headstone, marker, monument, funerary

object and/or any other structure located within a City cemetery must also be contemporaneously submitted to the Director of Public Works at the address of 100 Hughes Road, Madison Alabama 35758.

4. No permit is necessary so long as the following recommended cleaning guidelines and practices are followed for the cleaning of a headstone, marker, monument, funerary object and/or any other structure within a City cemetery:
  - Dirt can be removed by using water and a soft bristle brush (nylon, plastic, natural and toothbrush).
  - A diluted solution (2:1) of water and Kodak Photo Flo may be used to clean.
  - If a headstone, marker, monument, funerary object and/or any other structure located within a City cemetery has algae, mold, fungi, lichens and/or any other type of biological growth, it is safe to use "D2" available at [www.d2bio.com](http://www.d2bio.com).
  - No acids, bleach, household detergents or pressure washers may be used to remove dirt or plant growth from any structures and/or markers in a City Cemetery.
  - No commercial herbicides should be used near or directly on any headstones, markers and or monuments.
  - No glue, concrete, epoxy, bondo and/or similar material may be used to repair any headstone, marker, monument, funerary object and/or any other structure without express written permission granted by the Alabama Historic Commission.
  - No cleaning materials and/or cleaning method may be used on any headstone, marker, monument, funerary object and/or any other structure without express written permission granted by the Alabama Historic Commission.
  
5. Any attempts to repair stonework or remove a headstone, marker, monument, funerary object and/or any other structure may only be conducted with a permit from the Alabama Historical Commission and shall only be conducted in full compliance with those plans submitted to the Alabama Historic Commission in support of such permit."

**BE IT FURTHER ORDAINED BY THE CITY COUNCIL OF THE CITY OF MADISON, ALABAMA,** that Section 12-24 (g) shall be inserted as follows:

*"(g) Miscellaneous.*

- (1) Parking or driving on graves is prohibited.

- (2) Scattering cremated remains anywhere within any cemetery is prohibited.
- (3) Responsibility for compliance with these regulations and for communication of the same shall inure from the original purchaser or owner of the lot to all of those who succeed him or her by assignment, sale, or inheritance."

**BE IT FURTHER ORDAINED** that the City Council reaffirms its commitment to enforcement of these grounds' regulations, as amended, and authorizes and directs the Mayor to enforce the same; and

**BE IT FURTHER ORDAINED** that if any word, clause, phrase, sentence, paragraph, or provision of this Ordinance shall be invalidated by a court of competent jurisdiction, such invalidity shall not affect any other word, clause, phrase, sentence, paragraph, or provision hereof; and

**READ and ADOPTED** this 12<sup>th</sup> day of June 2023.

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*Ranae Bartlett, Council President*  
**City of Madison, Alabama**

**ATTEST:**

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*Lisa D. Thomas, City Clerk-Treasurer*  
**City of Madison, Alabama**

**APPROVED** this \_\_\_\_ day of June 2023.

---

*Paul Finley, Mayor*  
**City of Madison, Alabama**

**ORDINANCE NO. 2023-188**

**AN ORDINANCE TO AMEND THE ORDER OF BUSINESS ESTABLISHED BY CITY CODE SECTION 2-42(4) FOR CITY COUNCIL MEETINGS**

**WHEREAS**, after a temporary period whereby the City Council reordered its meetings to hear public comments on matters not listed on the City Council's Agenda until the end of its meeting, the City Council has determined that such reordering of public comments has increased the efficiency of its meetings; and

**WHEREAS**, the City Council has determined that such reordering of public comments has increased the amount of time for the public to comment during its meetings; and

**WHEREAS**, pursuant Section 2-42(4) of the City Code stating "[t]he council president may adjust the format from time to time, as deemed necessary, to provide for the orderly conduct of business" the Council does so deem it necessary to move all public comments regarding items not listed on an Agenda to the end of the City Council's meeting on a permanent basis.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MADISON, ALABAMA**, that Section 2-42(4) subsections a. through k. are repealed and replaced with the following subsections a. through k.:

- "a. Call to Order.
- b. Invocation and Pledge of Allegiance.
- c. Roll call of elected governing officials.
- d. Approval of minutes.
- e. Presentation of awards.
- f. Public comments regarding Agenda Items.
- g. Consent agenda and finance committee report (regular and periodic bills to be paid).
- h. Presentation of reports of mayor, councilmembers, committees, etc.
- i. Departmental reports.
- j. Other business and announcements.

- k. Public Comments not regarding Agenda Items.
- l. Adjournment.”

**BE IT FURTHER ORDAINED** that the City Council reaffirms its commitment to enforcement of these rules of order, as amended, and authorizes and directs the Council President to enforce the same; and

**BE IT FURTHER ORDAINED** that if any word, clause, phrase, sentence, paragraph, or provision of this Ordinance shall be invalidated by a court of competent jurisdiction, such invalidity shall not affect any other word, clause, phrase, sentence, paragraph, or provision hereof; and

**READ and ADOPTED** this 12<sup>th</sup> day of June 2023.

---

*Ranae Bartlett, Council President*  
**City of Madison, Alabama**

**ATTEST:**

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*Lisa D. Thomas, City Clerk-Treasurer*  
**City of Madison, Alabama**

**APPROVED** this \_\_\_\_ day of June 2023.

---

*Paul Finley, Mayor*  
**City of Madison, Alabama**

**ORDINANCE NO. 2023-190**

**AN ORDINANCE FOR THE VACATION OF UTILITY AND DRAINAGE EASEMENT  
LOCATED WITHIN 103 WILLOW POND DRIVE, LOT 50 OF WILLOW CREEK  
SUBDIVISION PHASE 2**

**BE IT HEREBY FOUND AND ORDAINED** by the City Council of the City of Madison, Alabama, as follows:

**SECTION 1.** That an application has been presented to the Planning & Economic Development Department of the City of Madison on behalf of Vince Averette, requesting the vacation of utility and drainage easement located within 103 Willow Pond Drive, Lot 50 of Willow Creek Subdivision Phase 2 and further described as follows:

STATE OF ALABAMA  
COUNTY OF MADISON

**EASEMENT TO BE VACATED**

All that part of Lot 50 of WILLOW CREEK, PHASE 2, A RESUBDIVISION OF TRACT A OF WILLOW CREEK, A RESUBDIVISION OF TRACT 1 OF MARVIN STEWART PHASE 1 (20150622000331800) DOCUMENT NO. 20161229000742250 (and corrected by Surveyor's Affidavit recorded as Document No. 20170105000008380), as recorded in Document No. 2018-00027553, in the Office of The Judge of Probate of Madison County, Alabama; Particularly described as commencing at the Northeast corner of said Lot 50; Thence South 60 degrees 25 minutes 59 seconds West 8.56 feet; Thence South 00 degrees 43 minutes 33 seconds East 2.28 feet to the Point of Beginning of the herein described tract.

Thence from the Point of Beginning, continue South 00 degrees 43 minutes 33 seconds East 3.42; Thence South 60 degrees 25 minutes 59 seconds West 112.24 feet; Thence around a curve to the left having a radius of 65.00 feet with a chord bearing and distance of North 26 degrees 28 minutes 23 seconds West 3.00 feet; Thence North 60 degrees 25 minutes 59 seconds East 138.36 feet to the Point of Beginning.

**SECTION 2.** That the easement requested for vacation is not used by the City, and it is no longer needed for public or municipal purposes.

**SECTION 3.** Pursuant to the findings in this Ordinance, the Mayor of the City of Madison, Alabama, is hereby authorized, requested, and directed to execute a quitclaim deed vacating the easement.

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the City Council of the City of Madison, Alabama, that, in accordance with the foregoing, the Mayor of the City of Madison, Alabama, is hereby authorized and directed to execute a quitclaim deed vacating the above-described utility and drainage easement in favor of **Vince Averette**, and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same.

**READ, PASSED, AND ADOPTED** this \_\_\_\_ day of June 2023.

\_\_\_\_\_  
*Ranae Bartlett, Council President*  
**City of Madison, Alabama**

**ATTEST:**

\_\_\_\_\_  
*Lisa Thomas, City Clerk-Treasurer*  
**City of Madison, Alabama**

**APPROVED** this \_\_\_\_ day of June 2023.

\_\_\_\_\_  
*Paul Finley, Mayor*  
**City of Madison, Alabama**



This instrument prepared by: Brian Kilgore, City Attorney, City of Madison, 100 Hughes Road, Madison, Alabama 35758

<b>STATE OF ALABAMA</b>	§	<b><u>QUITCLAIM DEED</u></b>
	§	<b><u>(VACATION OF EASEMENT)</u></b>
<b>COUNTY OF MADISON</b>	§	<i>No title search requested and none prepared.</i>

**KNOW ALL MEN BY THESE PRESENTS THAT**, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration, in hand paid to the undersigned, the receipt of which is hereby acknowledged, the **City of Madison, Alabama, a municipal corporation** (hereinafter referred to as “Grantor”), hereby extinguishes any and all interest that it has in the portion of the utility and drainage easement described below and does by these presents release, remise, quitclaim, and convey unto **Vince Averette**, (hereinafter referred to as “Grantee”) any and all interest Grantor possesses which was created in and by the following described utility and drainage easement situated in Madison, Madison County, Alabama, to-wit:

STATE OF ALABAMA  
 COUNTY OF MADISON

**EASEMENT TO BE VACATED**

All that part of Lot 50 of WILLOW CREEK, PHASE 2, A RESUBDIVISION OF TRACT A OF WILLOW CREEK, A RESUBDIVISION OF TRACT 1 OF MARVIN STEWART PHASE 1 (20150622000331800) DOCUMENT NO. 20161229000742250 (and corrected by Surveyor’s Affidavit recorded as Document No. 20170105000008380), as recorded in Document No. 2018-00027553, in the Office of The Judge of Probate of Madison County, Alabama; Particularly described as commencing at the Northeast corner of said Lot 50; Thence South 60 degrees 25 minutes 59 seconds West 8.56 feet; Thence South 00 degrees 43 minutes 33 seconds East 2.28 feet to the Point of Beginning of the herein described tract.

Thence from the Point of Beginning, continue South 00 degrees 43 minutes 33 seconds East 3.42; Thence South 60 degrees 25 minutes 59 seconds West 112.24 feet; Thence around a curve to the left having a radius of 65.00 feet with a chord bearing and distance of North 26 degrees 28 minutes 23 seconds West 3.00 feet; Thence North 60 degrees 25 minutes 59 seconds East 138.36 feet to the Point of Beginning.

**TO HAVE AND TO HOLD** to said Grantee, its heirs, successors, and assigns forever.

**IN WITNESS WHEREOF**, the City of Madison, Alabama, a municipal corporation, has hereunto set its hand and seal this \_\_\_\_ day of June, 2023.

City of Madison, Alabama,  
a municipal corporation

Attest:

By: \_\_\_\_\_  
Paul Finley, Mayor  
City of Madison, Alabama

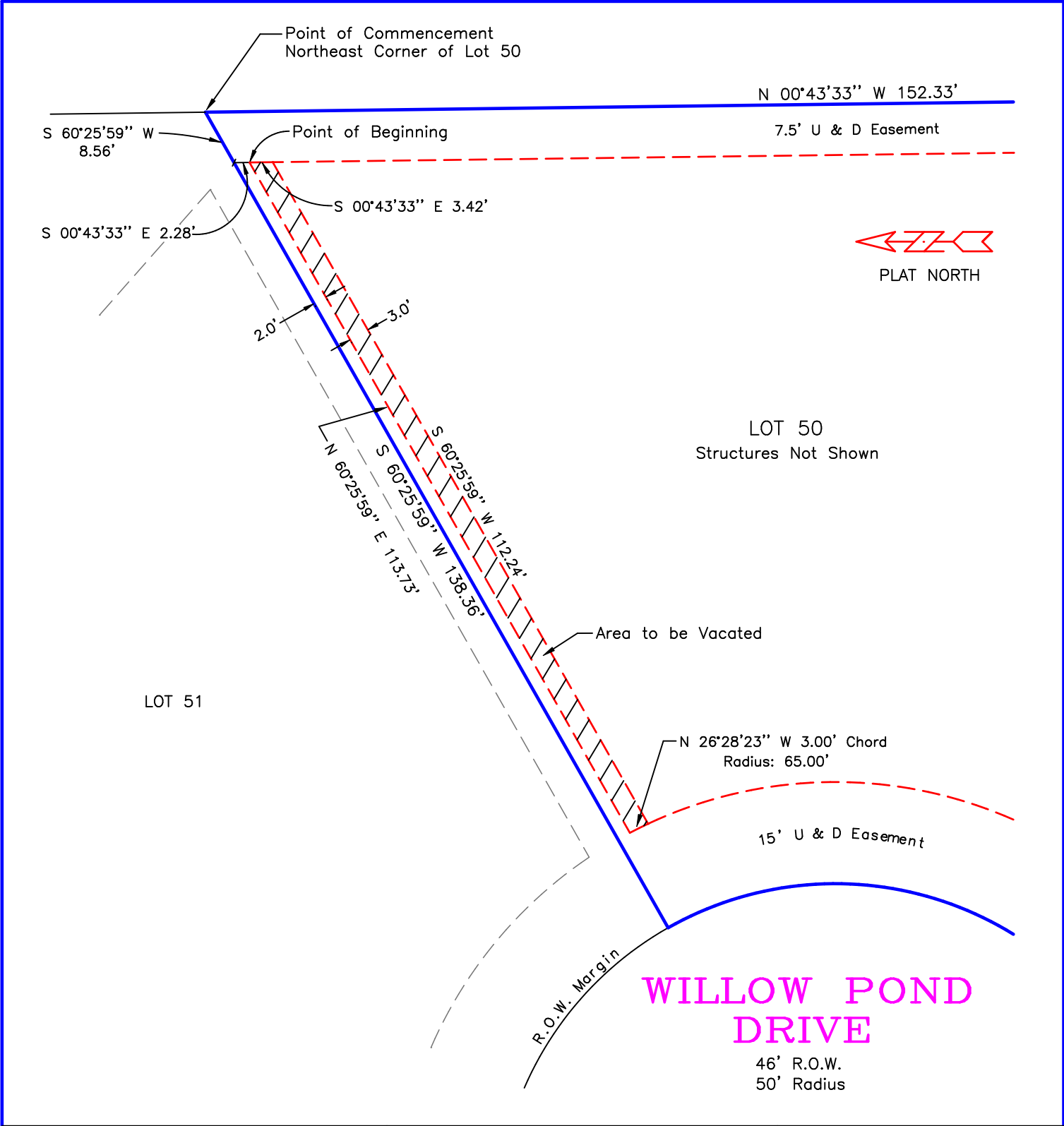
\_\_\_\_\_  
Lisa Thomas  
City Clerk-Treasurer

**STATE OF ALABAMA**                    §  
   §  
**COUNTY OF MADISON**            §

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Paul Finley, whose name as Mayor of the City of Madison, Alabama, and Lisa Thomas, whose name as City Clerk-Treasurer of the City of Madison, Alabama, are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they, in their respective capacities as Mayor of the City of Madison and City Clerk-Treasurer of the City of Madison, executed the same voluntarily for and as the act of the City of Madison, Alabama, a municipal corporation, on the day the same bears date.

Given under my hand this the \_\_\_\_ day of June 2023.

\_\_\_\_\_  
Notary Public



EASEMENT VACATION SUPPORT MAP FOR:  
  
VINCE & SHANNA  
AVERETTE

LOT 50  
WILLOW CREEK PHASE 2  
DOCUMENT NO. 2018-00027553  
103 WILLOW POND DRIVE - 35758  
MADISON -- MADISON COUNTY -- ALABAMA

ALABAMA  
REGISTERED  
No. 15920  
PROFESSIONAL  
LAND  
SURVEYOR  
JAMES L. McELROY, JR.

NOT VALID UNLESS STAMPED IN RED INK

**McELROY**  
LAND SURVEYING CO., INC.  
4012 TRIANA BLVD. S.W.  
HUNTSVILLE, ALABAMA 35805  
PHONE: (256) 881-4004 jmcclroy@hiwaay.net

DRAWN BY: MR	APPROVED BY: J.L.M.
SCALE: 1"=20'	REVISED:
DATE: 05-15-23	DRAWING NUMBER: 23-115
FIELD WORK COMPLETED: N/A	

**RESOLUTION NO. 2023-194-R**

**AUTHORIZING A TRANSPORTATION AGREEMENT  
WITH MADISON STREET FESTIVAL, INC.**

**BE IT HEREBY RESOLVED** by the City Council of the City of Madison, Alabama, that the Mayor is authorized and directed to execute on behalf of the City an agreement with Madison Street Festival, Inc. for the use of MARS buses, said agreement to be substantially similar in purpose, intent, and composition to that certain document attached hereto and identified as "Agreement", and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same; and

**BE IT FURTHER RESOLVED** that, except for the extension or cancellation of the Agreement, the Mayor or his designee shall be hereby authorized for the entire term of the Agreement to execute any and all documentation necessary to enforce and comply with the terms thereof, subject to the budgetary restrictions set forth by the Council in its duly adopted budget for the then-current fiscal year.

**READ, PASSED, AND ADOPTED** at the regularly scheduled meeting of the City Council of the City of Madison, Alabama, on this 12<sup>th</sup> day of June 2023

\_\_\_\_\_  
*Ranae Bartlett, Council President*  
City of Madison, Alabama

**ATTEST:**

\_\_\_\_\_  
*Lisa D. Thomas, City Clerk-Treasurer*  
City of Madison, Alabama

**APPROVED** this \_\_\_\_\_ day of June 2023.

\_\_\_\_\_  
*Paul Finley, Mayor*  
City of Madison, Alabama

# AGREEMENT FOR BUS TRANSPORTATION

City of Madison Parks & Recreation Department | Madison Street Festival, Inc.

The City of Madison Parks & Recreation Department and the Madison Street Festival, Inc. have agreed that Madison Street Festival, Inc. may use TWO (2) MARS buses for the Madison Street Festival to be held on Saturday, October 7, 2023.

## COMPENSATION

Madison Street Festival, Inc. agrees to pay the overtime wage of thirty dollars (\$30) per hour for each bus driver and will reimburse the City of Madison for the gas usage in the two vehicles.

## SCHEDULE

The buses will start at 7:00 AM on October 7. One will start at CrossPointe Church on Hughes Road and one at the City Stadium on Celtic Drive. Please see the attached bus routes for each location. The buses will run until the patrons have left the festival grounds, anytime between 4:30 PM and 5:30 PM. The Madison Street Festival, Inc. Transportation Chair will let each of them know when they are released.

The Transportation Chair may have a meeting (time and place to be determined) with all the bus drivers the week prior to the festival to answer any questions and go over the routes for the day.

## INVOICING

The City of Madison Parks & Recreation will send an invoice to Madison Street Festival, Inc. no later than 30 days after the day of the festival. Please email to [msftreasurer@gmail.com](mailto:msftreasurer@gmail.com) AND [transportation.msf@gmail.com](mailto:transportation.msf@gmail.com)

**City of Madison, Alabama**

**Madison Street Festival, Inc.**

\_\_\_\_\_  
Mayor Paul Finley                      Date

\_\_\_\_\_  
Representative    Date

**ATTEST**

Email: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_