# CITY OF FAIRVIEW BOARD OF COMMISSIONERS



- 1. Roll Call
- 2. Call to Order
- 3. Prayer and Pledge
- 4. Approval of Agenda and Executive Session Announcements
- 5. Public Hearing(s)
- 6. Citizen Comments (Limited to the first 5 citizens to sign in and a limit of 3 minutes each)
- 7. Public Announcements, Awards and Recognitions
- 8. Staff Comments and Monthly Reports
  - A. City Manager Report
- 9. Consent Agenda (Any Item May be Removed for Individual Consideration)
  - A. Minutes from the October 1, 2020, Board of Commissioners Meeting
  - B. Second and Final Reading of Ordinance 2020-20, An Ordinance of the City of Fairview, Tennessee, Amending the Previously Adopted Annual Budget for the Fiscal Year Beginning July 1, 2019 and Ending June 30, 2020

#### 10. Old Business

- A. Motion to Reconsider Resolution 13-20 Burks
- B. Resolution 13-20, A Resolution to Annex Certain Territory Upon Written Consent of the Owners and to Incorporate the Same Within the Boundaries of the City of Fairview, Tennessee (7322 Valley Road, Tax Map 69, Parcel 82, 50.83 Acres, Owners: Richard and LaRawn Rhea)

#### 11. New Business

- A. Ordinance 2020-22, An Ordinance of the City of Fairview to Annex the Section of Taylor Road Between the Current City Limits at 7330 Taylor Road and the Northwest Boundary of the Intersection of Taylor Road at Demoss Lane
- B. Resolution 23-20, A Resolution Authorizing the City of Fairview to Participate in the Public Entity Partners' Property Conservation Matching Grant Program

#### 12. Communications from the Mayor and Commissioners

- A. Commissioner
- B. Commissioner
- C. Commissioner
- D. Vice Mayor
- E. Mayor

#### 13. Meeting Adjournment

## ORDINANCE No. 2020-20



## AN ORDINANCE OF THE CITY OF FAIRVIEW, TENNESSE AMENDING THE PREVIOUSLY ADOPTED ANNUAL BUDGET FOR THI BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020

- WHEREAS, Tennessee Code Annotated Title 9 Chapter 1 Section 116 requires that all funds of the State of Tennessee and all its political subdivisions shall first be appropriated before being expended and that only funds that are available shall be appropriated; and
- WHEREAS, the Municipal Budget Law of 1982 requires that the governing body of each municipality adopt and operate under an annual budget ordinance presenting a financial plan with at least the information required by that state statute, that no municipality may expend any moneys regardless of the source except in accordance with a budget ordinance and that the governing body shall not make any appropriation in excess of estimated available funds; and
- WHEREAS, the Board of Commissioners, if required, will publish the AMENDED annual operating budget and budgetary comparisons of the AMENDED budget with the prior year (actual) and the AMENDED year (estimated) in a newspaper of general circulation not less than ten (10) days prior to the meeting where the Board will consider the AMENDED budget.

## NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF FAIRVIEW, TENNESSEE AS FOLLOWS:

**SECTION 1:** That the governing body estimates anticipated revenues and expenses from and from all funds of the municipality from all sources to be as follows for fiscal year 2020:

General Fund	Actual FY 2018	Estimated FY 2019	FY 2020 Budget
Cash Receipts			
Taxes	4,352,511	5,182,340	5,408,556
Licenses and Permits	430,735	275,817	177,750
Fines and Fees	133,179	257,909	337,150
Intergovernmental	1,152,216	287,261	36,550
Other Revenue	148,566	57,924	97,950
Debt Proceeds	0	0	375,000
TAN and GAN Proceeds	0	0	0
Transfers In From Other Funds	0	0	0
Total Cash Receipts	6,217,207	6,061,251	6,432,956
Appropriations			
Board of Commissioners	0	92,062	73,469

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**SECTION 2:** At the end of the current fiscal year the governing body estimates balances/ (deficits) as follows:

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State Stre	etAld	\$ 9,076	
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**SECTION 3:** That the governing body recognizes that the municipality has bonded and other indebtedness as follows:

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**SECTION 4:** During the coming fiscal year the governing body has planned capital projects and proposed funding as follows:

Proposed Capital Projects	Proposed Amount Financed by Appropriations	Proposed Amount Financed by Debt
N/A	N/A	N/A

- **SECTION 5:** No appropriation listed above may be exceeded without an amendment of the budget ordinance as required by the Municipal Budget Law of 1982 T.C.A. Section 6-56-208. In addition, no appropriation may be made in excess of available funds except to provide for an actual emergency threatening the health, property or lives of the inhabitants of the municipality and declared by a two-thirds (2/3) vote of at least a quorum of the governing body in accordance with Section 6-56-205 of the *Tennessee Code Annotated*.
- SECTION 6: Money may be transferred from one appropriation to another in the same fund in an amount of up to \$1,000, subject to such limitations and procedures as set in the Budget Policy adopted by the Board of Commissioners in Ordinance No. 840 adopted on June 30, 2014 by Section 6-56-209 of the *Tennessee Code Annotated*. Any resulting transfers shall be reported to the governing body at its next regular meeting and entered into the minutes.
- **SECTION 7:** A detailed financial plan will be attached to this budget and become part of this budget ordinance. In addition, the published operating budget and budgetary comparisons shown by fund with beginning and ending fund balances and the number of full time equivalent employees required by Section 6-56-206, *Tennessee Code Annotated* will be attached.
- **SECTION 8:** The previously levied property tax of <u>\$ 0.8765</u> per \$100 of assessed value on all real and personal property is hereby unchanged.
- **SECTION 9:** This AMENDED annual operating and capital budget ordinance and supporting documents, IF REQUIRED, shall be submitted to the Comptroller of the Treasury or Comptroller's Designee for approval if the City has notes issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated or Ioan agreements with a public building authority issued pursuant to Title 12, Chapter 10, Tennessee Code Annotated approved by the Comptroller of the Treasury or Comptroller's Designee within fifteen (15) days of its adoption. This AMENDED budget shall not become the official budget for the fiscal

year until such budget, IF REQUIRED, is approved by the Comptroller of the Treasury or Comptroller's Designee in accordance with Title 9, Chapter 21, Tennessee Code Annotated (the "Statutes".) If the Comptroller of the Treasury or Comptroller's Designee determines that this AMENDED budget does not comply with the Statutes, the Governing Body shall adjust its estimates or make additional tax levies sufficient to comply with the Statutes, or as directed by the Comptroller of the Treasury or Comptroller's Designee. If the City does not have such debt outstanding, IF REQUIRED it will file this AMENDED annual operating and capital budget ordinance and supporting documents with the Comptroller of the Treasury or Comptroller's Designee.

- **SECTION 10:** All unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and revert to the respective fund balances.
- **SECTION 11:** All ordinances or parts of ordinances in conflict with any provision of this ordinance are hereby repealed.
- SECTION 12: This ordinance shall take effect upon passage of the second reading, the public welfare requiring it.

John Blade, Mayor

Brandy Johnson, City Recorder

APPROVED AS TO FORM:

City Attorney

Budget Passed First Reading: OCTOBER 1, 2020

Budget Passed Second Reading: \_\_\_\_\_

# CITY OF FAIRVIEW RESOLUTION <u>13-20</u>

## A RESOLUTION TO ANNEX CERTAIN TERRITORY UPON WRITTEN OF THE OWNERS AND TO INCORPORATE THE SAME WITHIN THE BOUNDARIES OF THE CITY OF FAIRVIEW, TENNESSEE

Tax Map 69, Parcel 82.00 7322 Valley Road Owner: Richard and LaRawn S. Rhea 50.83 Acres

> WHEREAS, the City of Fairview, having been petitioned by interested persons, proposes the extension of its corporate limits by the annexation of certain territory adjoining its existing boundaries and within its urban growth boundaries; and

WHEREAS, the owners of all property within the territory proposed for annexation have given their written consent by notarized petition so that a referendum is not required; and

WHEREAS, a copy of this Resolution, describing the territory proposed for annexation, was promptly sent by the City of Fairview to the last known address listed in the office of the property assessor for each property owner of record within the territory proposed for annexation, with such being sent by first class mail and mailed no later than fourteen (14) calendar days prior to the scheduled date of the hearing on the proposed annexation by owner consent; and

WHEREAS, this Resolution was also published by posting copies of it in at least three (3) public places in the territory proposed for annexation and in a like number of public places in the City of Fairview, and by publishing notice of the Resolution at or about the same time in the Observer, a newspaper of general circulation in such territory and the City of Fairview; and

WHEREAS, a Plan of Services for the area proposed for annexation is included as Section 1 hereto, which Plan of Services addresses the same services and timing of services as required in <u>Tennessee Code Annotated</u> § 6-51-102; and

WHEREAS, the proposed annexation and Plan of Services were submitted to the Fairview Planning Commission for study, and it has recommended the same; and

WHEREAS, notice of the time, place and purpose of a public hearing on the proposed annexation and the Plan of Services was published in a newspaper of general circulation in the City of Fairview not less than fifteen (15) days before the hearing, which notice included the locations of a minimum of three (3) copies of the Plan of Services for public inspection during all business hours from the date of notice until the public hearing; and

WHEREAS, a public hearing on the proposed annexation and Plan of Services was held by the governing body on the 16<sup>th</sup> day of July, 2020.

## THE CITY OF FAIRVIEW, TENNESSEE.

Section 1. Pursuant to the provisions of TCA 6–5–102, there is hereby adopted, for the area bounded as described above, the following plan of Services:

#### Police

Patrolling, radio response to calls, and other routine police services, using present personnel and equipment, will be provided on the effective date of annexation.

#### Fire

Fire protection by the present personnel and equipment of the City of Fairview Fire Department, within the limitations of available water and distances from fire stations, will be provided on the effective date of annexation.

#### Water

 Water for domestic, commercial, and industrial use may be provided by the Water Authority of Dickson County, Tennessee, in accordance with their established policy and procedures. <u>The City of Fairview, Tennessee, does not provide this service.</u>
Water for fire protection may be provided and water lines and fire hydrants will be installed by the Water Authority of Dickson County, Tennessee, in accordance with their established policy and procedures. <u>The City of Fairview, Tennessee, does not provide this service.</u>
Any private domestic, commercial, and industrial water sources shall be maintained by the land-owner and shall be constructed to meet the terms and standards for the Williamson County and the State of Tennessee.

### **Sanitary Sewers**

Sanitary Sewer Service may be serviced by the Water Authority of Dickson County, Tennessee, in accordance with their established policy and procedures. <u>The City of</u> Fairview, Tennessee does not provide this service.

Where Sanitary Sewer Service is not provided, an individual sewage disposal system shall be required for residential and non-residential occupied structures. If public sewer facilities are not available and individual disposal systems are proposed, the individual disposal system, including the size of the septic tank and size of the tile fields or other secondary treatment device shall be approved by the County Health Department.

#### **Refuse Collection**

Private haulers or the county convenience center will handle refuse collection in the annexed area.

## Streets

1. The State Highway Commission under the standards currently prevailing by the State of Tennessee will serve the State Controlled Streets in the annexed area. The City of Fairview, Tennessee under the standards currently prevailing in the City will serve the City Controlled Streets in the annexed area.

2. Traffic signals, traffic signs, street markings, and other traffic control devices will be installed as the need is established by appropriate study and traffic standards.

## Schools

The annexed area will be served by the Williamson County School system that serves the entire City of Fairview, Tennessee.

#### **Inspection Services**

Any inspection services now provided by the City will begin in the annexed area on the effective date of annexation.

## Planning and Zoning

The planning and zoning jurisdiction of the City will extend to the annexed area on the effective date of annexation. City Planning will thereafter encompass the annexed area.

#### Public Works

Services provided by the Public Works department will be extended to the annexed area on the effective date of annexation to include seasonal chipper and leaf pick up. Reference the city's website for pickup times and specific information regarding what qualifies for this service.

#### Street Lighting

Existing street lighting will continue to be maintained by the utility provider in the annexed area.

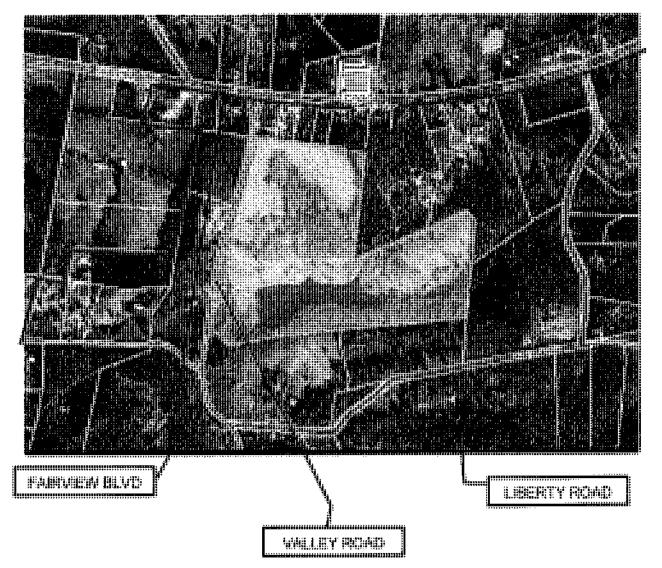
#### Recreation

Residents of the annexed area may use all City parks on and after the effective date of annexation.

#### Miscellaneous

Any other service(s) not classified under the foregoing headings will be in accordance with the standards prevailing in the City of Fairview, Tennessee.

### SECTION 2: LOCATION MAP



#### SECTION 3: LEGAL DESCRIPTION

Tract 1

Identified as 6.29 acres of land located at 7318 and 7320 Valley Road, Fairview, Williamson County, Tennessee, and identified on the record of the Williamson County Tax Assessor as part of Parcel 82.01, Map 69, and being that property more particularly described in the Executor's Quitclaim Deed of Record in Book 2094, page 925, Register's Office for said County, less and except that property conveyed to Melvin R. Vaughn and wife, Rebecca A. Vaughn, be deed of record in Book 2905, page 217, said Register's Office, being more particularly described according to a survey dated 2-26-03, by Boyd B. Gibbs, Tennessee Licensed Surveyor, Registration No. 1598, as follows:

Beginning at a point (the "point of beginning"), a PK nail, which is the easterly-most corner of land conveyed to Melvin R. Vaughn and wife, Rebecca A. Vaughn by deed of record in Book 2905, page 217, said Register's Office (the "15 acre parcel"), which point is the intersection of the 15 acre parcel and the centerline of Valley Road; thence, easterly, South 83 degrees 24.10" East, along the 15 acre parcel, past an iron rod at 10 feed, a combined distance of 595.15 feet, to an iron rod, the northeasterly corner of this parcel; thence, South 85 degrees, 04'30" west, 116.60 feet to a point, which is the beginning of and center of a 50 foot easement; thence, following said centerline: South 57 degrees, 24' West, 62.90 feet, to a point; South 74 degrees, 46' west, 116.60 feet to a point; South 84 degrees 29' West, 200,56 feet to a point; North 77 degrees, 58' West, 64.55 feet to a point; North 56 degrees, 33' West, 79.90 feet to a point: North 36 degrees, 50' West, 87.10 feet; North 57 degrees West, 92 feet to a point in the centerline of said Valley Road; thence, continuing northwardly with the centerline of Valley Road, North 11 degrees, 50' East, 104,95 feet to a point; and continuing with the said centerline of Valley Road, North 14 degrees, 50' East, 104.96 feet to a point; and continuing with the said centerline of Valley Road, North 14 degrees, 30' East, 225 feet to the point of beginning, containing 6.29 acres.

Being the same property conveyed to the J.R. Vaughn Family LLC by Warranty Deed from Bradley Stinson and wife, Rhonda L. Stinson of record in Book 3561, page 64, Register's Office for Williamson County, Tennessee.

#### Tract 2

Being a parcel of land located in the First Civil District of Williamson County, Tennessee, a portion of the Bradley Dean Stinson 21.29 acre tract as recorded in Deed Book 2094, page 925, bounded on the west by Valley Road, on the north by Valley Road Subdivision, east by Long, south by Price and the remainder of the Stinson property, being more particularly described as follows:

Beginning at a spike in the center of Valley Road at the original northwest corner of the Stinson 21.69 nacre tract, same being the northwest corner of Tract B in the Joseph H. Stinson, Sr. heirs deed of partition as recorded in Deed Book 235, page 312, and the southwest corner of Valley Road Subdivision as recorded in Plat Book 6, page 23, thence, Leaving Valley Road along the southerly line of the Valley Road Subdivision as recorded in Plat Book 6, page 23, thence, Leaving Valley Road along the southerly line of the Valley Road

subdivision S 86 degrees 32 feet east passing through an iron rod at a fencepost at 36.0 feet, in all 905.50 feet to an iron pipe at a fence corner,

Stinson's northeast corner, thence, along the westerly line of Long as recorded in Deed Book 967, page 624, south 1 degree 41 feet west 547.00 feet to an iron rod at a fencepost; with the same south 1 degree 34' west 321.05 feet to an iron rod at a fencepost corner, thence, along the northerly line of Price's 30.54 acre tract as recorded in Deed Book 2094, page 922, south 85 degrees, 4'30" West 365 feet to an iron rod; thence, along new division lines severing Stinson's 21.29 acre tract North 8 degrees 0'0" West 372 feet to an iron rod; North 83 degrees 24'10" West passing through an iron rod at 545.10 feet, in all 570.10 feet to PK nail in the center of Valley Road; thence,

Along the center of Valley Road North 12 degrees 0' East 225 feet; North 10 degrees 35 feet East 305 feet to the beginning, containing 15.00 acres, more or less, according to a survey by Boyd B. Gibbs, RLS #1598, 106 South Public Square, Centerville, Tennessee, dated February 26, 2003. Being the same property conveyed to J.R. Vaughn Family LLC from Melvin R. Vaughn and wife, Rebecca A. Vaughn of record in Book 3315, page 528, in the Register's Office of Williamson County, Tennessee.

#### Tract 3

Being a parcel of land located in the First Civil District of Williamson County, Tennessee, a portion of the Joseph Herman Stinson property as recorded in Deed Book 235, page 312, bounded on the west by Valley Road, north by Tract two, Long and Wright, east by Wright and Lane, south by Mangrum and Palmer, being ore particularly described as follows: beginning at a railroad spike in the center of Valley Road at a culvert at the original southwest corner of Tract B in the deed of partition, also a corner of Mangrum's tract A of said partition; thence, along the center of Valley Road north 02 degrees, 21' east 250.00 feet; north 05 degrees, 30' east 125.00 feet; north 07 degrees 00' east 100 feet; north 09 degrees 19 east 164.50 feet to a railroad spike; thence leaving Valley Road along new division lines to railroad spike in the center of the driveway south 57 degrees 00' east 92 feet; south 36 degrees 50' east 200.55 feet; north 74 degrees 46' east 69.60 feet; north 57 degrees24' east 62.90 feet to a spike at the east end of the driveway; continuing along a new division line north 85 degrees 4'30" east leaving the driveway 481.60 feet to an iron rod at fencepost corner, the southeast corner of tract one and the southwest corner of Long as recorded in Deed Book 967, page 624; thence along the southerly line of Long North 62 degrees 22' east 612.50 feet to an iron pipe; thence, along the southerly line of Wright as recorded in Deed Book 429, page 46, north 59 degrees 57' east 350 feet to an iron rod at a fencepost corner, continuing with Wright south 45 degrees 28' east 102.75 feet to a 20" black oak; south 01 degree 9' west passing Wright's corner at about 357 feet, continuing with Lane as recorded in Deed Book 125, Page 235, in all 780.50 feet to an iron road at a concrete block, the original southeast corner; thence along the northerly line of Mangrum as recorded in Deed Book 235, Page 312, south 80 degrees 6' west 974.05 feet to an iron rod; south 79 degrees 30' west continuing with Palmer as recorded in Deed Book 574, Page 94, in all 447.25 feet to an iron rod; south 75 degrees 30' west 300 feet to an iron rod at Palmer's northwest corner; continuing with Mangrum south 75 degrees 54' west 153.90 feet to an iron rod; north 46 degrees 5' west passing through an iron rod at 119.0 feet, in all 134.00 feet to the center of the branch; along the branch south 54 degrees 30' west 126.50 feet to the beginning, containing 30,54 acres, more or less, subject to and served by a 50-foot ingress/egress easement along the driveway line, according to a survey by Boyd B. Gibbs, RLS #1598, 106 Public Square, Centerville, TN,

dated 6/19/00.

Being the same property conveyed by Quitclaim Deed from Brenda Stinson Price, married to Michael Price as recorded on the 25<sup>th</sup> day of June, 2002 in Book 2483 Page 69; Executor's Quitclaim Deed from Joseph Herman Stinson, Jr., Bradley Dean Stinson and Brenda Stinson Price, co-executors to Brenda Stinson Price as recorded on the 22<sup>nd</sup> day of December, 2000 in Book 2094, Page 922 and Deed from Pauline S. Mangrum to Joseph H. Stinson, Jr. as recorded on the 19<sup>th</sup> day of December, 1974 in Book 235, Page 312, in the Register's Office of Williamson County.

This unimproved property known as: 7322 Valley Road, Fairview, Tennessee, 37062.

- A. That the City Recorder will cause a copy of this Resolution to be forwarded to the Mayor of Williamson County including the Plan of Services.
- B. That a copy of this Resolution shall be recorded with the Williamson County Register of Deeds, and a copy shall also be sent to the Tennessee Comptroller of the Treasury and the Williamson County Assessor of Property.
- c. That a copy of this Resolution, as well as the portion of the Plan of Services related to emergency services and a detailed map of the annexed area, shall be sent to any affected emergency communication district following certification by the election commission that the annexation was approved.

**WHEREUPON**, the Mayor declared the Resolution adopted, affixed a signature and the date thereto, and directed that the same be recorded.

Mayor

Date

Attest: City Recorder

Approved as to Form and Legality:

City Attorney

## ORDINANCE NO. 2020-22

## AN ORDINANCE OF THE CITY OF FAIRVIEW TO ANNEX THE SE TAYOR ROAD BETWEEN THE CURRENT CITY LIMITS AT 7330 1 ROAD AND THE NORTHWEST BOUNDARY OF THE INTERSECT TAYLOR ROAD AT DEMOSS LANE.

WHEREAS, Williamson County currently recognizes the section of Taylor Road right of way between 7330 Taylor Road and the northwest boundary of the intersection of Taylor Road at Demoss Lane to be within the corporate boundary of the City of Fairview, and

WHEREAS, Due to property annexations most of the residential properties between 7330 Taylor Road and Carter Road lie within the corporate boundaries of the City of Fairview, and

WHEREAS, Williamson County recognizes the section of Les Hughes Road east of Demoss Lane to be a county road outside of the corporate limits of the City of Fairview, and

## NOW THEREFORE BE IT ORDAINED BY THE CITY OF FAIRVIEW, TENNESSEE AS FOLLOWS:

**BE IT ORDAINED**, that the Fairview City Commission desires to and hereby does approve the annexation of the approximately 3,575 linear foot section of Taylor Road right of way between 7330 Taylor Road and the northwest boundary of the intersection of Taylor Road at Demoss Lane into the City of Fairview corporate boundary and further resolves to maintain this right of way as all other public rights of way within the City of Fairview corporate boundary.

MAYOR
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CITY RECORDER

APPROVED AS TO FORM:

**CITY ATTORNEY** 

Passed First Reading

Public Hearing Held

Passed Second Reading

## CITY OF FAIRVIEW, TENNESSEE RESOLUTION NO. 23-20

## A RESOLUTION AUTHORIZING THE CITY OF FAIRV TO PARTICIPATE IN THE PUBLIC ENTITY PARTNER PROPERTY CONSERVATION MATCHING GRANT PROGRAM

WHEREAS, the citizens of the City of Fairview have entrusted this administration with the care and custody of city-owned property; and

WHEREAS, all efforts shall be made to protect city-owned property from various perils that may arise for the City of Fairview; and

WHEREAS, Public Entity Partners seeks to encourage members with property coverage to develop and implement a property conservation program by offering the **PROPERTY CONSERVATION MATCHING GRANT PROGRAM**; and

WHEREAS, the City of Fairview now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF Fairview, TENNESSEE, the following:

SECTION 1. That the City of Fairview is hereby authorized to submit application for the **PROPERTY CONSERVATION MATCHING GRANT PROGRAM** through the Loss Control Department of Public Entity Partners.

SECTION 2. That the City of Fairview is further authorized to provide a matching sum for any monies provided by this grant.

Resolved this \_\_\_\_\_ day of \_\_\_\_\_ in the year of 2020.

Mayor

ATTEST:

City Recorder

APPROVED AS TO FORM:

City Attorney