

**CITY OF FAIRVIEW  
BOARD OF COMMISSIONERS**

**NOVEMBER 15, 2018**

**7:00 P.M.**

**AGENDA**

- 1. Roll Call**
- 2. Call to order by Mayor Carroll**
  - A. Prayer and Pledge
- 3. Approval of the Agenda**
- 4. Public Hearing**
- 5. Citizen Comments (Limited to the first 5 citizens to sign in and a limit of 3 minutes each).**
- 6. Awards and/or Recognitions**
- 7. Public Announcements**
- 8. Staff Comments**
- 9. Approval of the Minutes**
- 10. Consent Agenda Consisting of Items as Follows**
  - A. Minutes from the November 1, 2018 Board of Commissioners Meeting
  - B. Minutes from the November 1, 2018 Board of Commissioners Workshop
- 11. Old Business**
  - A. Second and Final Reading of Ordinance #2018-21, An Ordinance to Amend Title 1, Chapter 1, Sections 1-102 and 1-103 of the City of Fairview Municipal Code
- 12. New Business**
  - A. Certificate of Compliance Renewal for Sister's Cellar, 1518 Highway 96 N, owner: Karen Irving
  - B. Resolution 36-18, Resolution to Select Engineer for Highway 100/Crow Cut/Cumberland Drive Intersection Improvement Project
  - C. Ordinance #2018-22, An Ordinance to Repeal Fairview Municipal Code Section 5-604 from Title 5, Municipal Finance and Taxation, of the City of Fairview Municipal Code and to Repeal Enabling Ordinances 847, 879 and 898 Regarding the Adequate Facilities Tax
  - D. Ordinance #2018-23, An Ordinance to Amend Title 12, Chapter 1, of the City of Fairview Municipal Code
- 13. Manager Items for Discussion**
  - A. Miscellaneous Updates
  - B. City Attorney Comments
- 14. Communications from the Mayor and Commissioners**
- 15. Meeting Adjournment**

ORDINANCE NO. 2018-21



**AN ORDINANCE TO AMEND TITLE 1, CHAPTER 1, SECTIONS 1-102 AND 1-103 OF THE CITY OF FAIRVIEW MUNICIPAL CODE.**

**WHEREAS**, the City of Fairview, Tennessee, has determined that to better administer the business operations of the City of Fairview and to improve order of business of meetings of the Mayor and Board of Commissioners of the City of Fairview Title 1, Chapter 1, Sections 1-102 and 1-103 of the City of Fairview Municipal Code should be amended, and

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

**BE IT ORDAINED**, Subsection (2) of Section 1-102 of Title 1, Chapter 1, of the City of Fairview Municipal Code is hereby repealed and this subsection shall be RESERVED until further amended, and

**BE IT FURTHER ORDAINED**, that Section 1-103 of Title 1, Chapter 1, of the City of Fairview Municipal Code is hereby amended to read as follows:

1-103. **Order of Business.** An agenda of each meeting's business shall be prepared and distributed to the mayor and each commissioner at least three (3) days prior to all regularly scheduled meeting and at least twelve (12) hours of any special called meeting, and said agenda shall contain the following order of business:

1. **Roll Call**
2. **Call to Order**
3. **Prayer and Pledge**
4. **Approval of the 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. **Police Department**
  - B. **Fire Department**
  - C. **Planning Department**
  - D. **Public Works**
  - E. **City Manager**
  - F. **City Attorney**

9. Consent Agenda (Any Item May Be Removed for Individual Consideration)

10. Old Business

11. New Business

12. Communications from the Mayor and Commissioners

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

13. Adjournment

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY RECORDER

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY

Passed First Reading

November 1, 2018

Passed Second Reading

\_\_\_\_\_

CERTIFICATE OF COMPLIANCE  
RETAIL PACKAGE STORE

12A

Pursuant to Tennessee Code Annotated, Title 57, Section 57-3-208 and 57-3-209, this is to certify that:

Name of Applicant: KAREN IRVING

Home Address: 9959 POPLAR LOOMB LN

Date of Birth: [REDACTED]

Has made application for license to sell and deliver alcoholic beverages in the County of WILLIAMSON, State of Tennessee, at SISTER'S CELLAR,  
1518 HWY 96 N, FAIRVIEW, TN 37062  
(Name and Street Address of Liquor Store)

and that an investigation has been undertaken of the applicant's criminal record and of the compliance of said business with local law, ordinances or resolutions, and from said investigation of the undersigned certified:

1. That the applicant or applicants who are to be in actual charge of said business have not been convicted of a felony within a ten-year period immediately preceding the date of the application and, if a corporation, that the executive officers or those in control have not been convicted of a felony within a ten year period immediately preceding the date of the application; and further, that it is the undersigned's opinion that the applicant will not violate any provisions of Tennessee Code Annotated, Title 57, Chapter 3;
2. That the applicant has secured a location which complies with all restrictions of the laws, ordinances and resolutions;
3. That the applicant or applicants have complied with the residency provisions;
4. That the renewal of this license will not exceed the numerical limit.

This the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
Mayor or Other Official Head of Municipality

MAJORITY OF CITY COUNCIL OR COMMISSION MEMBERS

\_\_\_\_\_  
Member of Legislative Body of Municipality

MAIL TO:  
Tennessee Alcoholic Beverage Commission  
226 Capitol Boulevard Building  
Suite #300  
Nashville, TN 37243-0755



ORDINANCE NO. 2018-22

12C

**AN ORDINANCE TO REPEAL FAIRVIEW MUNICIPAL CODE SECTION 5-604 FROM TITLE 5, MUNICIPAL FINANCE AND TAXATION, OF THE CITY OF FAIRVIEW MUNICIPAL CODE AND TO REPEAL ENABLING ORDINANCES 847, 879 AND 898 REGARDING THE ADEQUATE FACILITIES TAX.**

**WHEREAS**, the City of Fairview, Tennessee, has determined that Title 5, Section 5-604, and its previous enabling ordinances 847, 879 and 898 should be repealed and language specific to the current adequate facilities tax referenced in this section should be referenced in a later section of the city's municipal code, and

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

**BE IT ORDAINED**, that Section 5-604 of Title 5, Municipal Finance and Taxation, of the City of Fairview Municipal Code is hereby repealed, and

**BE IT FURTHER ORDAINED**, that City of Fairview municipal ordinances 847, 879 and 898 are hereby repealed.

\_\_\_\_\_  
MAYOR

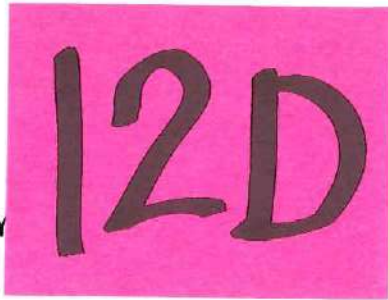
\_\_\_\_\_  
CITY RECORDER

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY

Passed First Reading \_\_\_\_\_

Passed Second Reading \_\_\_\_\_



**AN ORDINANCE TO AMEND TITLE 12, CHAPTER 1, OF THE CITY OF FAIRVIEW MUNICIPAL CODE.**

**WHEREAS**, Title 12, Chapter 1, Section 12-102 currently reads as follows: 12-102. Modifications. (1) Definitions. Whenever the building code refers to the "Chief Appointing Authority" it shall be deemed to be a reference to the mayor. When the "building official" is named it shall, for the purpose of the building code, mean such person as the mayor shall have appointed or designated to administer and enforce the provisions of the building code, and

WHEREAS, Title 12, Chapter 1, Section 12-102, should be amended, and

WHEREAS, Title 12, Chapter 1, Section 12-103, subsection 13, Adequate Facilities Fee, should be added, and

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

**BE IT ORDAINED**, that Title 12, Chapter 1, Section 12-102 is hereby amended to read as follows: 12-102. Modifications. (1) Definitions. Whenever the building code(s) refers to the "Chief Appointing Authority" it shall be deemed to be a reference to the city manager. When the "Building Official" is named it shall, for the purpose of the building code(s), mean any such person employed, contracted or appointed to conduct building inspections and to administer and enforce the provisions of the most recently adopted building code(s) employed by the City of Fairview, and

**BE IT FURTHER ORDAINED**, that Subsections 13 and 13(a) of Section 12-103 of Chapter 1 of Title 12 of the City of Fairview Municipal Code are hereby added and shall read as follows:

(13) Adequate Facilities Fees. The schedule of adequate facilities fees shall be assessed per square foot of floor area and shall be as follows:

Residential	50 Cents
Non-Residential	75 Cents

(13)(a) All Adequate Facilities Fees collected shall be retained in a city owned bank account separate from any other bank account and adequate facilities fees collected shall not be comingled with any other funds.

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**MAYOR**

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**CITY RECORDER**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**CITY ATTORNEY**

**Passed First Reading** \_\_\_\_\_

**Passed Second Reading** \_\_\_\_\_