

City of Fairview

BOARD OF COMMISSIONERS

January 7, 2010

Ken Brison, Mayor
Stuart L. Johnson, Vice-Mayor
Eddie Arney, Commissioner
Allen Bissell, Commissioner
Toney Sutton, Commissioner
Andrew Hyatt, City Manager
Larry Cantrell, City Attorney
David Mayberry, Recorder

Present: Brison, Johnson, Bissell, Arney, Sutton

Others Present: Cantrell, Lovvorn

1. Mayor Brison called the meeting to order at 7:00 p.m.

A. The Prayer and Pledge to the Flag were led by Donn Lovvorn.

2. Approval of the Agenda –

A. Mayor Brison introduced one amendment the agenda, adding Item F under New Business, regarding a Resolution for the Hwy 100 project. Commissioner Arney made a motion to approve the agenda as amended. Vice-Mayor Johnson seconded. All were in favor.

3. Citizen Comments – (Limited to the first five (5) citizens to sign in and a limit of three (3) minutes each). – NONE

4. Awards and/or Recognitions – NONE

A. Fire Chief Cooper introduced members of the Fire Department that assisted on a mutual aid fire call in Kingston Springs. Vice-Mayor Johnson read the proclamation from Cheatham County thanking Fairview for their assistance. All the members of the Board offered their congratulations.

B. Mayor Brison then read a plaque recognizing the City's participation in the Williamson County Clean Air Partnership.

5. Public Announcements –

A. Mayor Brison announced that Friday, January 8 was going to be Shirley Forehand's last day. He said goodbye to her and welcomed the new City Manager, Andrew Hyatt. He also welcomed State Rep. Phillip Johnson, who was at the meeting.

6. Approval of the Minutes –

A. Presented for approval were the minutes of the Board of Commissioners Meeting held on December 17, 2009. Commissioner Sutton made a motion to approve the minutes as presented. Vice-Mayor Johnson seconded the motion. All were in favor.

7. Old Business –

- A. Report to Board regarding road project – Rep. Johnson addressed the Board, stating that he was at the meeting to discuss and answer a few questions regarding what is going on between the State and Fairview. He stated that the widening of Highway 100 had been in the works for years, but had always come down to an issue of money. He stated the estimated cost of relocating the utility line for the project was \$1.2 million back in 2006, and was now probably closer to \$1.5 million. TDOT is allowed to pay for this as part of the project, but is not required to and rarely does. He stated that a proposal had been made to pay \$300,000 of the cost to move the lines, and the State would cover the rest of the project. He stressed the window of time on this proposal was closing, and the City needed to commit to the funding to ensure it happened. He had spoken to the County Mayor to ask for funding. He stated that TDOT will not begin a project without community support because of all the legal troubles they've had with SR 840. Commissioner Sutton asked Rep. Johnson when this project could take place, and Johnson thought that 2 years was a good estimate. Commissioner Arney thanked Johnson for his hard work, and expressed hope that we could accomplish this.
Rep Johnson then began to discuss the Roadscapes Grant for the intersections of Hwys 100 & 96. A contract had been mailed to the City in March and was never returned to TDOT. This project needs to be coordinated with the widening project mentioned earlier so TDOT can complete them together and to get more traffic lights in the community. He also mentioned that the City needs to have a better relationship with the County, including more open lines of communication. He also mentioned the Clinic, saying that the City might not be fulfilling all of their obligations to the County on that facility. Commissioner Bissell then asked about the monetary commitment for the Roadscapes Grant. Johnson stated that it was an 80/20 grant, and the 20% could be in-kind, with volunteer organizations doing the work. Hyatt stated that it was about an \$18,000 commitment for the City's part. Commissioner Sutton then asked how long the City had the contract, Hyatt said it was dated January 6, 2009. Commissioner Arney asked to have the matter put on the agenda for the next meeting. Rep. Johnson then thanked the City for their help.
- B. Discuss and/or take action on report from Property Ad-Hoc Committee – Mayberry gave a brief report on the Committee meeting, including: The change order to convert the new fire station from 3-phase the single-phase power was on hold to make sure all of the equipment was available in single-phase models. The underground electrical was also on hold, pending on a decision on single/3-phase. A report from Beaver Engineering was also reviewed at the meeting. They agreed with the undercutting depth of the Public Works parking lot, and the Committee was still waiting on prices for this project. No action was taken at this time.

8. New Business –

- A. Replacement of Brush Truck – Fire Chief Cooper addressed the Board, telling them that the Fire Department's brush truck is a 1986 model, and it's nearing the end of its service life. He said that they ran over 900 calls in 2009, and that the brush truck went on many of those that were out of

the City limits. He told the Board that a new brush truck would be about \$100,000 delivered, but that they could save \$30-40 thousand by building it in-house with parts from State contracts. He asked for the Board's permission to donate the old truck to another County agency that ran less calls if the County would agree to fund a new truck for Fairview. Commissioner Arney thanked Cooper for all he does and stated that he trusted his judgment. Vice-Mayor Johnson made a motion to transfer the truck to the County if they would pay for a new one. Arney seconded the motion. All were in favor.

- B. Public Safety Task Force – Chief Cooper then addressed the Board regarding his participation on the County's Public Safety Task Force. He stated that they were looking 50 years into the future, trying to see if they were doing things in the best way possible. Cooper then told the board that he needed the Board's consensus that they would like for him to continue participating in the task force, letting the County know that the City was willing to listen to all proposals. He stressed that this was not committing the City to anything. Commissioner Bissell asked if Franklin and Brentwood were participating in this committee. Cooper stated that they were invited, but were not participating. Commissioner Arney agreed that the City needed to be all ears to plans for the future. The Board agreed that Cooper should continue participating.
- C. Discuss and/or take action on property at 7112 Vivar Lane – City Manager Hyatt informed the Board that the property owner was proposing that the City trade the land to the side of her lot for the front of her land. Hyatt advised the Board against this proposal, since it could encroach on the City Hall property. Commissioner Bissell stated that the original agreement was to swap the land on the front for the land on the back. He also asked why they were asking for a signage variance. Jon Cherry, representing the property owner, then addressed the board. He stated that it was his understanding that signs were restricted when they were off the main highway. Donn Lovvorn stated that all commercial buildings had to follow sign requirements, and that anything at that location would also have to follow the overlay requirements of that area. Cherry then withdrew the sign variance request. Bissell then asked if the road access they were requesting was automatic. Lovvorn stated that they would have to allow the property owner to access the road. Cherry then withdrew that request. Cherry stated that they asked for the side because they wanted a wider lot, and they wanted to stay out of the Park property. Lovvorn informed him that the back part was part of an area set aside for municipal buildings. Vice-Mayor Johnson stated that he thought they had agreed on swapping the front for the back, and asked why they were trying to change it. Karen Dirkse, the owner of the property, stated that she had not been contacted by the city, and thought this was still in the planning stages. Lovvorn then read an e-mail from Cherry outlining their requests. Bissell asked if the back piece of land was still acceptable. Cherry said it was. Bissell then asked if the only change was for the City to pay Cherry's consulting fees that he was charging Ms. Dirkse. Vice-Mayor Johnson then stated that he did not want to set the precedent of paying her consulting fees. Commissioner Sutton then made a motion to defer the land swap until Hyatt had time to look at the deal and make sure the rear property swap was in the City's best interests. Commissioner Arney seconded. A roll-call vote was taken. *For:* Arney, Johnson, Sutton *Against:* Bissell. Bissell stated that they had already voted on this and agreed to swap land at the back of the property.

- D. Discuss and/or take action on report from Planning Commission – Lovvorn presented to the board a recommendation to accept two roads in the Lincoln Park subdivision as City streets. The City Engineer has inspected and approved these roads. Commissioner Sutton made a motion to approve the motion, with Arney seconding. All were in favor.
- E. Approval of contract for waste disposal – Hyatt presented a contract from Waste Management to place a dumpster at the Public Works property. Vice-Mayor Johnson made a motion to approve the contract. Commissioner Arney seconded. All were in favor.
- F. Resolution 01-10 – The caption of this resolution, regarding the City's support of the Hwy 100 project, was read by Vice-Mayor Johnson. Johnson then made a motion to approve the resolution, with Commissioner Arney seconding. All were in favor.

9. City Manager Items for Discussion -

- A. Miscellaneous Updates – Hyatt stated that the total cost of the Roadscape Grant was \$84,226 plus \$2,000 in oversight costs by TDOT. The City would be responsible for 20% of these costs. He also addressed the damage to Meadow Wood Drive, stating that the subcontractor responsible has offered to fix it. Lovvorn added that the recommendation had been to resurface both lanes for safety purposes, even though only one had been damaged. The subcontractor was only wanting to fix one lane, and stated that if we allow them to fix it, we will have to make sure they repair both lanes.
- B. City Attorney Comments – Cantrell expressed his thanks to Shirley Forehand and said it had been great to work with her. He also welcomed Mr. Hyatt and said he looked forward to working with him.

10. Communications from the Mayor and Commissioners –

- A. Commissioner Bissell asked if we had ever answered whether we would let the subcontractor repair Meadow Wood Drive. It was decided that they could fix it, as long as it was to the City Engineer's specification.
- B. Vice-Mayor Johnson welcomed Hyatt.
- C. Commissioner Arney thanked Forehand for all she did, and mentioned she could not be here tonight due to her mother's health. He also mentioned a couple that just lost a 3-year-old daughter. He noted they had lost another child a few years back and stated that he had lost a son himself. He then thanked the Police and Fire Departments for all they did, especially considering how little help the Fire Department had.
- D. Mayor Brison welcomed Hyatt and said goodbye to Forehand.
- E. Commissioner Sutton commended and thanked Forehand. He stated he was anxious to work with Hyatt and thought we had a great city. He then mentioned his thoughts were with Judge Kelley, who had a stroke, and Forehand's mother.

11. The meeting adjourned at 8:16 p.m.

Ken Brison
Mayor

David Mayberry
City Recorder