

BOARD OF COMMISSIONERS**January 15, 2004**

Stuart L. Johnson, Mayor
Darrell Mangrum, Vice-Mayor
Eddie Arney, Commissioner
Ken Brison, Commissioner
Wayne Hall, Commissioner
Alan W. Deck, City Manager
Larry Cantrell, City Attorney
Kathleen Daugherty, Recorder

Present: Johnson, Mangrum, Arney, Brison, Hall

Others Present: Deck, Cantrell

Absent:

1. The meeting was called to order by Mayor Johnson at 7:05 p.m.

A. Mayor Johnson led the Prayer and Pledge to the Flag.

2. Approval of the Agenda –

A. Added to the Agenda under Old Business –

(1) Bids on Lot 10G in the Industrial Park

Mangrum made a motion to approve the agenda with the above item added. Arney seconded the motion. All were in favor.

3. Citizen Comments-

A. Dianne Ellis of 7851 Crow Cut Road reported that Representative Marsha Blackburn will be at the Country Café tomorrow from 8:00 to 10:00 a.m. and the Fairview Chamber of Commerce will have its first meeting of the year next Tuesday night starting at 5:30 p.m. at the Fairview Recreation Center. Also next Tuesday the Williamson County/Franklin Chamber of Commerce will meet at the Marriot at Cool Springs at lunch time. She also felt that Fairview is getting some attention from area newspapers especially concerning the Park. She hopes it won't be one of the things affected if there is a tight budget. She hopes the Chamber can use the Park for some activities such as a car show or extra concerts to help the Park.

4. Awards and Recognitions – None**5. Public Announcements – None****6. Approval of Minutes -**

A. Presented for approval were the minutes of the Public Hearing held on December 18, 2003. Mangrum made a motion to approve the minutes as presented. Arney seconded the motion. All were in favor.

B. Presented for approval were the minutes of the Board of Commissioners Meeting held on December 18, 2003. Mangrum made a motion to approve the minutes as presented. Hall seconded the motion. All were in favor.

7. Old Business –

- A. Presented for second and final reading was Bill #2003-29: An Ordinance to Establish Water Capacity for Future Developments. Johnson read the caption. Arney made a motion to pass Bill #2003-29 on second and final reading. Hall seconded the motion. Vote taken:

For: Arney, Hall, Johnson

Against: Mangrum

Abstain: Brison

Motion Passed.

- B. Auction of Surplus Equipment – Deck was asked about the equipment to be auctioned. He gave the Board a partial list of the equipment he would like to auction on January 31st. (see attached list) Arney made a motion to allow the City Manager to auction the equipment. Hall seconded the motion. Vote taken:

For: Arney, Hall, Mangrum, Johnson

Brison recused from voting because he works for the auction company occasionally.

- C. Bids on lot 10G of the Industrial Park – Deck explained that lot 10G is at the end of a cul-de-sac and the only way to the land behind the Industrial Park would be through this lot. He has not opened the two bids received because he would like to reserve an easement through the lot before it is sold. Johnson asked if anyone who placed a bid was present. Kelly Shiver who placed the two bids received was present. Johnson asked the bidder if he had problem with the City keeping an easement on the property. Shiver stated that he would be more than glad to work with the City on the easement. Cantrell was asked about accepting the bids. He stated that the best thing to do would be to make a motion to reject the bids, have the property surveyed and rebid. It was discussed holding the bids until the property is surveyed and it was also discussed going ahead and opening the bids since the bidder agreed to let the City have the lot surveyed and not adjust his bid. Mangrum asked Cantrell if the City would still have the right to reject the bids if they feel they are too low. Cantrell stated that they could. Mangrum then made a motion to open the bids and have the property surveyed. Arney seconded the motion. All were in favor. Deck opened the bids. The first bid from Kelly Shiver was in the amount of \$16,614.50. The second bid also from Shriver was in the amount of \$13,883.80. Since the bids seemed too low, it was discussed waiting until the next meeting to accept a bid on the lot to allow the Board Members time to look at the lot. Arney made a motion to table accepting the bid until the February 5th meeting. Hall seconded the motion. All were in favor.

8. New Business –

- A. Recommendations from the Planning Commission Meeting held on November 11, 2003.
- (1) Approve the Conceptual Plan for the Master Development Plan to be built in the Town Center District (Action was taken at the November 20th Board Meeting).

- (2) Discuss how many lots do new subdivisions need to have in them to determine whether or not a pump station would work better verses individual grinder tanks. It was decided that they need the engineer's opinion. Deck stated that he would put this back on the agenda when he can get the needed information from engineer Jay Tant.
- B. Recommendation from the Planning Commission Meeting held on December 9, 2003:
 - (1) Rezoning request to change Map 43, Parcel 22.01 from an RS-40 to an R-20 zone, 14.28 acres on Northwest Hwy. owned by Donald Cunningham. First reading Bill #2004-1. Johnson read the caption. Mangrum made a motion to pass Bill #2004-1 on first reading. Hall seconded the motion. All were in favor.
- C. Lease Agreement between Williamson County Hospital and the City of Fairview – Arney asked Deck to explain why Williamson County is asking for the Agreement. Deck advised that the agreement had been with the Volunteer Fire Company to lease a portion of its land to the EMS crew. Now that the Volunteer Fire Company is owned by the City the agreement needed to be amended. Deck suggested that the three year Agreement be changed to an annual lease in case the City decides to move the fire department. It was discussed leaving the agreement for three years and adding a 90 day termination clause that states the City will make every effort to find a new location for EMS if the Fire Department moves. It was decided to have Cantrell and Deck rework the agreement and then check with Williamson County.
- D. Policy for Channel 19 – Deck reported that he has reviewed other cities policies on their access channel. He also sated that there is a government access channel and a public access channel. Channel 19 is a government access channel. He gave them a sample policy for a government access channel. He asked the Board to review the policy which they will need when we move into the new building. He further advised that he will put it back on the agenda in a few weeks. (see attached copy)

9. City Manager Items for Discussion and/or Action – None

10. Communications from the Mayor and Commissioners –

- A. Arney asked what the policy is on driving patrol cars home. Deck stated that new employees must live within five miles of the city limits. Arney stated that he felt it should be changed that new employees should park their patrol cars at city hall due to the increase in fuel prices. Arney also stated that when he pulled up at city hall tonight a patrol car was running while the officer was inside. This again is burning up gas. Arney asked why some of the personnel left early on Christmas Eve. Deck stated that since there were no customers coming in he told the office staff to leave early. Arney further advised that there is a resident on Chester Road who throws debris and leaves into the dry creek bed causing the shoulder of the road to erode away.

- B. Hall stated that Mrs. Ellis brought up the budget and cutting services. He stated that one way to prevent this is to get the tax referendum passed.
- C. Brison asked Deck if there is a problem concerning one of the roads that the City recently deannexed. Deck stated that the County Attorney said that the description is defective and the County will not accept it. So right now it is a private drive. Cantrell advised that he will contact the County Attorney and find out what they need. Brison also advised that there is a lot of confusion over the street names of Westview Drive and Westview Blvd. He felt that they might want to consider changing one of them.
- D. Mayor Johnson reminded everyone that Marsha Blackburn will be at the Country Café tomorrow from 8:00 to 10:00 a.m.

11. The meeting adjourned at 8:15 p.m.

Mayor

City Recorder