

BOARD OF COMMISSIONERS

January 27, 2011

Beverly D Totty, Mayor
 Allen Bissell, Vice-Mayor
 Patti L Carroll, Commissioner
 Stuart L Johnson, Commissioner
 Toney R Sutton, Commissioner
 Andrew Hyatt, City Manager
 Larry Cantrell, City Attorney
 David Mayberry, Recorder

Present: Totty, Carroll, Sutton, Johnson (for part of meeting)

Others Present: Cantrell

1. **Mayor Totty called the meeting to order at 7:00 p.m.**
2. **Approval of the Agenda –**
 - A. Mayor Totty made a motion to amend the agenda to include “Discussion meeting between City Staff and Board of Commissioners”. All were in favor of the agenda as amended.
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 –**
 - A. Mayor Totty recognized Fairview High School, which had recently been visited by Governor Haslam.
5. **Public Announcements – NONE**
6. **Approval of the Minutes –**
 - A. Presented for approval were the minutes of the Board of Commissioners Meeting held on January 6, 2010. Commissioner Sutton made a motion to approve, with Mayor Totty seconding. Totty then noted an error that needed correcting in item 7A – Commissioner Sutton’s name had been left off of the voting. All were in favor of the minutes as amended.
7. **Old Business –**
 - A. Approval of contract with Govdeals to auction surplus property – Mayor Totty made a motion to approve the contract with payment option 2, which made the buyers responsible for the listing fees. Commissioner Sutton seconded. All were in favor.
 - B. Discuss and/or take action on changes to contract with Leasing 2, inc. Mayberry presented a change to the contract for the lease of the new rescue truck. Due to the time between the lease quote and the finalization of the paperwork, the company could no longer honor the rate. Mayberry explained that this had been a very complicated process,

with the leasing company sending several different contracts until they got one that met the requirements for the State of Tennessee. He explained that while the interest rate was going up, the net cost to the City would be going down slightly since the money was not being borrowed from last November as originally proposed. Commissioner Sutton made a motion to approve, with Mayor Totty seconding. For: Sutton, Carroll. Against: Totty. The matter did not pass, and could be brought up again when Commissioner Johnson arrived.

- C. Discuss and/or take action on settlement agreement with TG Constructors – City Manager Hyatt presented a settlement agreement prepared by TG’s attorney. Commissioner Sutton made a motion to defer until more Commission members were present. Mayor Totty seconded. All were in favor.

8. New Business –

- A. First reading of Bill #2011-01 “Amending Municipal Zoning Code” – Mayor Totty read the caption. Commissioner Carroll made a motion to approve the Bill, with Commissioner Sutton seconding. All were in favor.
- B. Resolution #01-11, “Setting a public hearing for Bill #2011-01” Mayor Totty read the caption and made a motion to approve. Commissioner Carroll seconded. All were in favor.

Note: Commissioner Johnson arrived at this point

- C. Approval of agreement with Kimley-Horn & Associates for professional services – City Manager Hyatt presented an agreement with consultants Kimley Horn & Associates for services related to roadway funds held by the state. The City had tried unsuccessfully for several years to get the funds, but this firm was TDOT certified and assured the City that they could secure the funds. There was a provision in the contract, known as “Task 2” that did not have a defined cost, and it was unknown how much work, if any, would be performed under this section. Commissioner Johnson made a motion to approve the contract with the exception of “Task 2”, if the other party agreed. Commissioner Sutton seconded. All were in favor.
- D. Discussion of land around City Hall – Commissioner Carroll made a motion to defer this until the next meeting. Commissioner Sutton seconded. All were in favor.
- E. Monthly discussion meeting between City Staff & Board of Commissioners - Mayor Totty mentioned the strategic planning meetings and wished to have more meetings where the Commissioners and City Staff could discuss issues. Commissioner Johnson suggested having them on an “as needed” basis. Mayor Totty made a motion to hold monthly discussion meetings on an as-needed basis. Commissioner Sutton seconded. All were in favor.

Old Business item B was brought back up at this time, with Mayberry explaining to Commissioner Johnson the changes to the lease. He then made a motion to approve the agreement, with Commissioner Sutton seconding. All were in favor.

9. City Manager Items for Discussion -

- A. Miscellaneous Updates – Hyatt informed the Board that Ron Darden would be at the meeting on the 17th of February for the Strategic Plan update.
- B. Staff Comments – None
- C. City Attorney Comments – Cantrell thanked everyone for helping him get around with his broken leg.

10. Communications from the Mayor and Commissioners –

- A. Commissioner Carroll mentioned she saw Hyatt on the news for the Safe Routes to Schools grant. She stated that he represented the City well.
- B. Commissioner Sutton thanked Cantrell for his effort and commended the Street department
- C. Mayor Totty thanked the Street Department as well and reminded everyone of the contest on Readers' Digest website that could earn Fairview a grant.

11. The meeting adjourned at 8:17 p.m.

**David Mayberry
City Recorder**