

City of Fairview

BOARD OF COMMISSIONERS

February 15, 2007

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

Present: Brison, Arney, Hall, Johnson, Mangrum
 Also Present: Forehand and Cantrell

1. Mayor Brison called the meeting to order at 7:12 following the Beer Board Meeting.

- A. The Prayer was led by Commissioner Hall and the Pledge to the Flag was presented by the Fairview JROTC.

2. Approval of the Agenda –

- A. Added to the Agenda:
 (1) Item D. Under New Business – Choose a Commissioner to attend an open space development seminar to be held on March 15, 2007 from 4:30 p.m. to 8:30 p.m. in Shelbyville, Tennessee.

Johnson made a motion to approve the agenda with the addition under New Business. Mangrum seconded the motion. 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****5. Public Announcements –**

- A. Sharon Yates, a member of the Fairview Volunteer Fire Department, was present to update the Board on the BLS Program. Yates stated that as of February 1st the fire rescue squad is allowed to do more than “just put on a Band-Aid” and wait for the ambulance to arrive when answering a call. Five of the six career firefighters are already trained EMT’s and the sixth one will go to school this spring; four of the volunteers are EMT’s and two are paramedics. She stated that the training officer, Chad Hollingsworth, helped them to go BLS five months earlier than they had planned.
- B. Dan Kubit announced that next Thursday the County will be doing their annual litter check in Fairview. He asked everyone to help clean up the streets.

- C. Mayor Brison announced that the Williamson County Planning Department is updating the Williamson County Comprehensive Plan and they have three public input forums that anyone can attend. They will be held on Monday, February 26th at Hillsboro Elementary School; Tuesday, February 27th at Page Middle School; and Wednesday, February 28th at Grassland Middle School. The time is 6:30 p.m. to 8:30 p.m.

6. Approval of the Minutes –

- A. Presented for approval were the minutes of the Board of Commissioners Meeting held on February 1, 2007. Arney made a motion to approve the minutes as presented. Johnson seconded the motion. All were in favor.

7. Old Business –

- A. Presented for Approval was the Agreement with the CASH Alliance (United Way of Williamson County) for office space at City Hall. (see copy on file) Hall made a motion to approve the Agreement. Mangrum seconded the motion. Brison asked if anyone had any questions for the attorney. Forehand advised that she met with members from the CASH Alliance today and they looked at the office space. She also advised that, if the Board approves the Agreement, they will take it to their Board on February 22nd. Brison asked about liability insurance. Cantrell advised that the building insurance will cover anyone coming into the building. Vote on Motion: All were in favor.
- B. Discuss and/or take action on a request from Tony Reasons to appeal the Planning Commission's decision to not rezone the Betty Fox property, Map 46, Parcel 17.00, 15.1 acres, and containing 51 lots – Tony Reasons was present and gave the Board Members a copy of his Plan. Johnson asked what zoning was in question. Arney advised that it is RS-8. Reasons explained what they plan to do with the property. Cantrell stated that the Plan does not meet the current zoning request of RS-8 because the lots on the outside perimeter are not three quarters of the size of lots on the adjoining property. Cantrell also advised that the Planning Commission is working on revising the RS-8 requirements and at this time the Board cannot approve the Plan but they can approve a zoning change. He suggested the developer might want to wait and see what changes are made in the RS-8 zone by the Planning Commission. After further discussion Johnson made a motion to approve a RS-8 zoning change but not the Plat. Hall seconded the motion. Further discussion was held in which Hall asked if this would limit the developer to residential single dwellings. He was advised that it would. Vote on motion: For: Arney, Johnson, Hall. Against: Brison, Mangrum. Motion carried.
- C. Presented for First Reading was Bill #2007-2: Amending the Fairview Municipal Code Chapter 2, Section 7-201 Pertaining to the Display and Sale of Fireworks. Johnson read the caption and made a motion to pass Bill #2007-02 on first reading. Mangrum seconded the motion. All were in favor.
- D. Presented for First Reading was Bill #2007-3: Amending the Fairview Municipal Code Pertaining to the Beer Applications. Johnson read the caption. Mangrum made a motion to pass Bill #2007-03 on first reading. Arney seconded the motion. All were in favor.
- E. Presented for First Reading was Bill #2007-4: Rezoning Map 42H, Group F, Parcel 8.00 from C-G to R8 being the Tim Mangrum and Donnie Mangrum Property located at 7231 Cox Pike. Johnson read the caption and made a motion to pass Bill #2007-4 on first reading. Arney seconded the motion. All were in favor.

- F. Presented for Adoption was Resolution #01-07 calling for a Public Hearing to be held on March 15th on the rezoning of the Tim Mangrum and Donnie Mangrum property located at 7231 Cox Pike. Johnson read the caption and made a motion to adopt Resolution #01-07. Arney seconded the motion. All were in favor.
- G. Presented for First Reading was Bill #2007-5: Amending Sections 7-503, 7-504 and 7-513 of the Fairview Municipal Code Pertaining to Permit Fees to Sale Fireworks. Johnson read the caption and made a motion to pass Bill #2007-05 on first reading. Arney seconded the motion. All were in favor. Brison pointed out the fact the ordinance calls for a separate sales tax number to sell fireworks. Cantrell stated that Brison was correct that a business does not need a separate tax number to sale fireworks and that he will make the correction prior to the second reading.
- H. Presented for First Reading Bill #2007-6: Amending Ordinance #601 "An Ordinance to Create a Park Commission" By Changing the Terms of Office to Three (3) Years. Johnson read the caption and made a motion to pass Bill #2007-6 on first reading. Mangrum seconded the motion. All were in favor.
- I. Presented for First Reading was Bill #2007-7: Amending the Fairview Municipal Code to Provide for removal from office by the Fairview City Commission of members of the Planning Commission, Board of Zoning Appeals and the Board of Adjustments and Reviews upon three (3) successive absences from meetings. Johnson read the caption and made a motion to pass Bill #2007-7 on first reading. Arney seconded the motion. All were in favor.
- J. Presented for First Reading was Bill #2007-8: Amending the Fairview Municipal Code Pertaining to Creation and Membership of the Planning Commission (Changing the number of members to nine (9) and terms of office to three (3) years). Johnson read the caption and made a motion to pass Bill #2007-8 on first reading. Arney seconded the motion. It was discussed increasing the members to ten and the chairperson being a non-voting member unless there is a tie vote. There was no action taken. Vote on motion: All were in favor.
- K. Presented for First Reading was Bill #2007-9: Amending the Fairview Municipal Code Changing the term of office of the members of the Tree Commission to three (3) years. Johnson read the caption and made a motion to pass Bill #2007-9 on first reading. Mangrum seconded the motion. All were in favor

8. New Business –

- A. Presented for Approval was the Renewal of the Certificate of Compliance for the "Good Times Wine and Spirits" Liquor Store – Jeff McCord, owner. Forehand advised that everything was in order. Johnson made a motion to approve the Certificate of Compliance. Hall seconded the motion. All were in favor.
- B. Revisions to the Ad Hoc Committees – Commissioner Mangrum advised that since Johnson is now the vice-mayor there are some changes that need to be made to the list. (see attached list) Arney made a motion to approve the list of Ad Hoc Committee Members. Mangrum seconded the motion. All were in favor.
- C. Presented for First Reading Bill #2007-10: Adopting a Code of Ethics for the City of Fairview's officers and employees. Johnson read the caption and made a motion to pass Bill #2007-10 on first reading. Arney seconded the motion. Cantrell explained that the State now requires every city to adopt a code of ethics of July of 2007. A discussion followed on whether there should also be an ethics committee. Brison made a motion to amend the ordinance and have a three member ethics committee. Hall seconded the motion. After further discussion Brison asked for a vote on the amendment. For: Brison Against: Mangrum, Johnson, Hall, Arney. Vote was then taken on the original motion to pass Bill # 2007-10 on first reading. For: All were in favor.

- D. Choose a commissioner to attend an open space development seminar to be held on March 15, 2007 from 4:30 p.m. to 8:30 p.m. in Shelbyville, Tennessee - Forehand explained that this will be a meeting night for the Board but the State Planner has asked for one of them to attend the meeting along with Don Lovvorn and John Bledsoe from the Planning and Codes Department. Hall volunteered to attend the meeting. Arney made a motion to appoint Commissioner Hall. Johnson seconded the motion. All were in favor.

9. City Manager Items for Discussion and/or Action –

- A. Miscellaneous Updates – None
- B. City Attorney Comments – None

10. Communications from the Mayor and Commissioners – None

11. The meeting adjourned at 8:20 p.m.

Kathleen Daugherty, CMC
City Recorder