

City of Fairview

## BOARD OF COMMISSIONERS

February 18, 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: Johnson, Bissell, Arney, Sutton  
Others Present: Cantrell, Lovvorn

1. **Vice-Mayor Johnson 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  - A. Vice-Mayor Johnson noted that Item A under New Business, regarding the tower lease with AT&T, needed to be withdrawn from the agenda, since the City no longer owned the property that the tower was located on. Commissioner Arney made a motion to approve the agenda as amended. Commissioner Sutton 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 –**
  - A. Vice-Mayor Johnson addressed the death of Jake Gibbs, a student at Fairview Middle School. He read a proclamation from the Board, declaring Jake the Honorary Mayor of Fairview. Boyd Gibbs, Jake's father, and Jake's aunt were on hand to accept the Proclamation. After the Proclamation was presented, a 5 minute recess was called. The meeting resumed at 7:24.
5. **Public Announcements –**
  - A. Commissioner Sutton announced that the Library's 20<sup>th</sup> Anniversary would be February 23<sup>rd</sup> from 4-6 p.m. He also reminded people that tax preparation assistance was available at the library.
6. **Approval of the Minutes –**
  - A. Presented for approval were the minutes of the Board of Commissioners Meeting held on February 4, 2010. Commissioner Arney made a motion to approve the minutes as presented. Commissioner Bissell seconded the motion. All were in favor.

## 7. Old Business –

Discuss and/or take action on report from Property Ad-Hoc Committee – City Manager Hyatt addressed the issue of single phase vs. 3-phase power for the new fire station. While single phase was thought to be the more economical choice earlier, it now appeared that it would be cost prohibitive to make the switch. Commissioner Arney made a motion to stay with 3-phase power, and Commissioner Sutton seconded. Arney then noted that the 3-phase power would not come from Hwy 100 as previously thought, but from the France Plant on the other side of Bowie Lake Road. He stated that the City was currently pursuing an easement from ScottFetzer to run the line. All were in favor

## 8. New Business –

- A. Discuss and/or take action on tower lease with AT&T – This item was withdrawn from the agenda.
- B. Discuss and/or take action on office equipment leases – Mayberry first presented a lease for a new postage meter for the administrative offices. He noted that it would be a few dollars a month cheaper than the current meter, and would also have lower operating costs. He also presented a lease for a new copier at City Hall. In the lease, RJ Young would provide 1 new and 1 used copier for the city, as well as maintain all the machines currently in use except for the Codes Department's machine. The total cost would be \$25 higher each month than the current agreement with the same company, but it would include 1 more machine. Mayberry stated that it also covered around 3,000 more copies a month than the current contract. Commissioner Sutton asked how many copies a month the City was using. Mayberry stated that he was not for sure, since the individual departments reported their meters, but it was not over the current limit because he had not paid any overage charges. Commissioner Bissell then made a motion to approve both leases. Commissioner Sutton seconded. All were in favor.
- C. Discuss and/or take action on damage to Meadow Wood Drive – City Manager Hyatt addressed the Board, telling them that Scott Manness from the general contractor wants to repair it himself now so he can get the remainder of his money due from AutoZone. Lovvorn informed the Board that the City's engineer, Jamie James, recommended to repave both lanes for 200 feet even though the damage is only to one lane. This would avoid any uneven pavement that could cause a safety hazard. The contractor is proposing to only repave the damaged lane. Commissioner Arney made a motion to allow the contractor to repair the damage on the condition that he fix both lanes, after milling down the pavement, and that he do it under James's supervision at his own expense. Commissioner Sutton seconded. All were in favor.
- D. First Reading of Bill #2010-01: Rezoning of Certain Property at 2431 Fairview Blvd. Vice-Mayor Johnson read the caption. Commissioner Bissell made a motion to approve the bill, with Commissioner Sutton seconding. All were in favor.
- E. Approval of Resolution #02-10 authorizing a Public Hearing on rezoning of certain property at 2431 Fairview Blvd. Vice Mayor Johnson read the caption. Commissioner Bissell made a motion to approve, with Commissioner Arney seconding. All were in favor.

- F. Discuss and/or take action on handicap-accessible improvements to Bowie Nature Park – Commissioner Sutton stated that he had lots of people express interest in making the park handicap accessible, and he made a motion to proceed with getting plans and projected costs to make improvements to the park. Commissioner Arney seconded the motion. Parks Director Wade Hooper informed the board that he would get with the City Engineer to develop a plan and some projected costs. All were in favor
- G. Discuss and/or take action on amending ordinance #556, International Fire Code, to exclude Appendix B, Fire Flow Rates – City Manager Hyatt informed the board that he put this on the agenda at the Mayor's request, and turned the floor over to John Stark, who had more information on the issue. Mr. Stark addressed the board, stating that this first came up in the Planning Commission, when they were reviewing plans for a mini-storage facility and found out that the International Building Code required a minimum of 1,500 gpm of water for commercial structures. He noted that most of the hydrants in the city were rated at 500-1000 gpm, with a few in the 1000-1500 range. He stated that our current water system could not support buildings under these requirements. He checked with the State, and they required a minimum of 500 gpm. He suggested that they City opt out of Appendix B. Commissioner Bissell then asked Fire Chief Cooper how this would affect the City in terms of water supply. Cooper stated that the Fire Codes Official, which he was, still had to approve the fire flows for structures based on an approved method. He stated that while it might be a good idea to remove Appendix B, nothing would change in practice. The minimum of 500 gpm required by the State would still apply, but that would not be considered sufficient for all structures, regardless of size. Stark added that the City of Dickson had opted out because it was too stringent. Commissioner Bissell made a motion to ask the City Attorney to draft the appropriate legislation. Cantrell then advised the Board that Mr. Stark had made this presentation to the Planning Commission, but they could not recommend it due to a technicality in their agenda. He stated that the Board could amend it with a 2/3 majority. If they wanted to take that approach, he suggested they say that the Fire Chief makes final determination, but in no case could it be less than the State requirements. Commissioner Arney seconded the motion, then asked Cooper if he was reserving the right to deny a structure if it was a hazard or the flow was inadequate. Cooper replied that he was. All were in favor.

#### **9. City Manager Items for Discussion -**

- A. Miscellaneous Updates – Hyatt stated that they were making some office space available upstairs to some other departments, and they would be putting a door on the old water department office. He also informed the board that he would like to put on the issue of renaming City Center Circle on the next agenda.
- B. City Attorney Comments – Cantrell congratulated the City Staff and Board of Commissioners on the memorial for Jake Gibbs. He thought it was a great memorial and they did an outstanding job.

#### **10. Communications from the Mayor and Commissioners –**

- A. Commissioner Sutton asked everyone to say a prayer for the Gibbs family.

- B. Commissioner Arney also expressed condolences to the Gibbs family. He stated that, as a parent who had lost a child, he knew they would need support for a long time to come.
- C. Commissioner Bissell asked see a copy of the internet contract for the next meeting, and wanted to review and possibly take action on the website. He also mentioned that he'd like to get some banners for City Hall.
- D. Vice-Mayor Johnson expressed his condolences to the Gibbs family. He then stated that they City staff had been in contact with the website designer and would try to get him to come to the next meeting.

## **11. The meeting adjourned at 8:05 p.m.**

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Ken Brison  
Mayor

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David Mayberry  
City Recorder