

## City of Fairview

**BOARD OF COMMISSIONERS****June 4, 2009**

Ken Brison, Mayor  
 Stuart L. Johnson, Vice-Mayor  
 Eddie Arney, Commissioner  
 Allen Bissell, Commissioner  
 Toney Sutton, Commissioner  
 Shirley Forehand, City Manager  
 Larry Cantrell, City Attorney  
 Kathleen Daugherty, Recorder

Present: Brison, Arney, Bissell, Johnson, Sutton, Forehand, Cantrell

Absent: Lovvorn

**1. Mayor Brison called the meeting to order at 7:04 p.m.**

A. The Prayer and Pledge to the Flag were led by Commissioner Arney.

**2. Approval of the Agenda –**

A. Bissell made a motion to approve the Agenda as presented. Johnson 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)**

(1) Jim Beata wanted to address an item under new business, the Sight Development Agreement. He wanted to thank the Board and Donn Lovvorn for working to correct erosion control on streets that have not been accepted by the City.

**4. Awards and/or Recognitions – None**

**5. Public Announcements –**

A. City Mgr. Forehand announced that the City will be working with the Tenn. Wildlife Resource Agency to furnish a Fishing Rodeo this Saturday, June 6<sup>th</sup>, from 9:00 a.m. to 1:00 p.m. The Rodeo is for kids 15 and under but anyone can fish after 1:00 p.m. This is TWRA's free fishing day and no license is required. The TWRA donated the catfish for the Rodeo and has also provided door prizes for those who are present.

**6. Approval of the Minutes –**

A. Presented for approval were the minutes of the Special Board of Commissioners Meeting held on May 19, 2009. Arney made a motion to approve the minutes as presented. Sutton seconded the motion. All were in favor.

**Mayor Brison turned the meeting over to Vice-Mayor Johnson since he has an interest in Item A. under Old Business.**

## 7. Old Business –

- A. Presented for Second and Final Reading was Bill #2009-11: An Ordinance amending City of Fairview Ordinance No. 715 authorizing the Sale of Certain Property (Bowie Park Property) to Bowie Commons, LLC in lieu of the original agreement to sell this Property to SouthStar, LLC as provided for in the original Ordinance. Vice-Mayor Johnson read the caption and made a motion to pass Bill #2009-11 on second and final reading. Bissell seconded the motion. For: Arney, Bissell, Johnson and Sutton. Abstain: Brison.

**Vice-Mayor Johnson turned the meeting back over to the Mayor.**

- B. Presented for Second and Final Reading was Bill #2009-12: Amending Section 11-108.6 (Flags and Streamers) of the sign ordinance. Johnson read the caption and made a motion to pass Bill #2009-12 on second and final reading. Sutton seconded the motion. Bissell advised that he would like to amend the motion by adding that anyone that has paid any fees to the City in response to this ordinance be refunded their money. Sutton seconded the motion. Mayor asked for a vote on the amendment. All were in favor. Vote on the original motion: All were in favor.
- C. Presented for Second and Final Reading was Bill #2009-13: Adopting a Proposed Budget for the City of Fairview for the Fiscal Year Beginning July 1, 2009 and Ending June 30, 2010. Johnson read the caption. Sutton made a motion to set the tax rate for the next fiscal year at \$.70 per \$100 of assessment value and to pass Bill #2009-13 on second and final reading. Arney seconded the motion. Bissell stated that there is an item in the budget caused by Ordinance #496 dated March 15, 2001. He advised that he did not wish to offer any amendment tonight but asked that it be put on a future agenda for discussion and possible action. Vote on motion: All were in favor.
- D. Presented for Second and Final Reading was Bill #2009-14: Amending the Budget for the City of Fairview for the Fiscal Year Ending June 30, 2009. Johnson read the caption and made a motion to pass Bill #2009-14 on second and final reading. Arney seconded the motion. All were in favor.
- E. Presented for approval was applying for a 2009 Assistance to Firefighters Grant (AFG) – City Mgr. Forehand advised that the grant will be to purchase 25 sets of turnout gear. The amount of the grant is \$60,875 and it is a 95% grant which means the City will have to pay 5%. Arney made a motion to apply for the grant. Sutton seconded the motion. All were in favor.

## 8. New Business –

- A. Recommendations from the Planning Commission Meeting held on May 12, 2009:
  - (1) Amending the Site Development Agreement and the Subdivision Development Agreement relative to erosion control and debris on streets that have not been accepted by the City. (Unanimous vote in favor from the Planning Commission). Johnson made a motion to amend the Site Development Agreement and the Subdivision Development Agreement (see copies attached). Arney seconded the motion. All were in favor.
  - (2) Adopting the Streets in the King Wood Subdivision as city streets. (Unanimous vote in favor from the Planning Commission). Bissell made a motion to accept the streets (see attached list). Johnson seconded the motion. All were in favor.

- B. Presented for approval was a Certificate of Compliance for Fairview Liquors and Fine Wines (Ken Karger, Owner) – City Mgr. Forehand advised that Mr. Karger is relocating his existing store to 2382 Fairview Blvd. and all of his documents are in order. Mayor Brison advised that Mr. Karger was present to answer questions from the Board. Arney made a motion to approve the Certificate of Compliance. Sutton seconded the motion. All were in favor.
- C. Presented for approval was a Contract with Workforce Essentials, Inc. for the Summer Work Program – City Mgr. Forehand reported that the City has been awarded two workers for a period of six weeks beginning June 3, 2009. Johnson made a motion to approve the Contract. Bissell seconded the motion. All were in favor.
- D. Presented for approval was a Computer Hardware Maintenance Agreement with Local Government Corporation – City Mgr. Forehand advised that this is our standard annual agreement and the fee has not changed. Johnson made a motion to approve the Agreement. Sutton seconded the motion. All were in favor.
- E. Presented for approval was permission to bid the street paving project – City Mgr. Forehand advised that Engineer Jamie James went out and ranked the streets as to their condition. Forehand gave the Board a list of seven streets that the engineer feels need to be paved at this time. (see attached list). Johnson made a motion to advertise for bids on paving these streets. Bissell seconded the motion. All were in favor.
- F. Approval to donate a fire engine – City Mgr. Forehand turned the discussion over to Fire Chief Cooper. He advised that they would like to donate a 1977 Ford Fire Truck that has been out of service since 2003 to a volunteer department along with some other equipment they are not using. Arney made a motion to donate the fire truck and equipment. Johnson seconded the motion. All were in favor.

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

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

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

- A. Bissell advised that he wanted to let the public know that the budget adopted is a conservative budget. The city manager and department heads did a nice job. The employees will be receiving longevity pay but no other pay increases.

**11. The meeting adjourned at 7:28 p.m.**

Kathleen Daugherty, CMC  
City Recorder