

BOARD OF COMMISSIONERS**June 7, 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, Hall, Johnson, Mangrum, Arney
 Also Present: Forehand and Cantrell

1. Mayor Brison called the meeting to order at 7:03 p.m.

- A. The Prayer and Pledge to the Flag were led by Mike Mangrum of the Fairview Community Church.

2. Approval of the Agenda –

- A. Arney 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) - None**4. Awards and/or Recognitions –**

- A. City Mgr. Forehand recognized the Fire and Police Departments for their help on May 19th in the search for an elderly gentleman with Alzheimer's. After a short search, he was found in a nearby field.
- B. Forehand also recognized the personnel of the Street Department for keeping the City "well groomed".

5. Public Announcements – None**6. Approval of the Minutes –**

- A. Presented for approval were the minutes of the Public Hearing held on May 17, 2007. Mangrum made a motion to approve the minutes as presented. Johnson seconded the motion. All were in favor.
- B. Presented for approval were the minutes of the Board of Commissioners Meeting held on May 17, 2007. Mangrum made a motion to approve the minutes as presented. Johnson seconded the motion. All were in favor.

7. Old Business –

- A. Report on the Fire Department FEMA Dept. of Homeland Security Grant Application – Chad Hollingsworth, Training Officer, explained that the grant would be used to purchase recording equipment that would allow the volunteers and paid personnel to attend training sessions via the internet. This would save paying overtime to paid personnel to come in for training sessions. He also explained what equipment they would need and how it works.
- B. Presented for Second and Final Reading was Bill #2007-15: Rezoning the Beulah Leverette Property on Horn Tavern Road from R-40 to RS-15, Map 22, Parcel 145.00. Johnson read the caption and made a motion to pass Bill #2007-15 on second and final reading. Mangrum seconded the motion. All were in favor.

- C. Presented for Second and Final Reading was Bill #2007-16: Rezoning the Harold Crye Property on Hwy. 100 from CG/R-40 to CG/RS-8 Mixed Use PUD, Map 42, Parcel 46.01. Johnson read the caption and made a motion to pass Bill #2007-16 on second and final reading. Mangrum seconded the motion. All were in favor.
- D. Presented for Second and Final Reading was Bill #2007-17: Amending the Budget for the Fiscal Year Ending June 30, 2007. Johnson read the caption and made a motion to pass Bill #2007-17 on second and final reading. Mangrum seconded the motion. All were in favor.
- E. Presented for Second and Final Reading was Bill #2007-18: Adopting a Budget for the Fiscal Year Beginning July 1, 2007 and Ending June 30, 2008. The Property Tax rate will remain at \$.70 per \$100 of Assessed Value taken from the Williamson County Tax Assessor's Books. Johnson read the caption and made a motion to pass Bill #2007-18 on second and final reading. Mangrum seconded the motion. All were in favor.

8. New Business –

- A. Recommendations from the Planning Commission Meeting held on May 8, 2007:
 - (1) Discuss and/or take action on the Placement of Carports. First Reading Bill #2007-19: An ordinance to amend the Zoning Ordinance Relative to Requirements for Carports Located Within Certain Residential Districts. Johnson read the caption. Arney made a motion to pass Bill \$2007-19 on first reading. Johnson seconded the motion. Johnson asked a question on the setback requirements. City Planner Donn Lovvorn gave the Board the definition of temporary and permanent carports. Vote on Motion: All were in favor.
 - (2) Discuss and/or take action on Detached Accessory Dwelling Units. First Reading Bill #2007-20: An ordinance to amend the Zoning Ordinance of Fairview, TN by Adding Provisions For Accessory Dwelling Units. Johnson read the caption. Arney made a motion to pass Bill #2007-20 on first reading. Hall seconded the motion. Vote on Motion: *For* – Hall, Arney, Johnson, and Brison. *Against* - Mangrum. Motion passed.
- B. Burn Restrictions - Fire Chief Cooper stated that this is a “burn restriction” not a “burn ***ban**”. He stated that these restrictions match the State of Tennessee regulations. (see copy of attached restrictions which he read to the Board)
- C. Approval of Assistance to Firefighters Grant Program – William Jorgensen, Head of the 911 Center, was present and advised that he would like to apply for a regional grant but the Dept. of Emergency Communications cannot apply for a grant. It has to be done through a fire department and he would like to do that through the Fairview Fire Department. The \$850,000 Grant is for communication equipment and will benefit every fire department in Williamson County. It is a 95/5 matching grant and the County will pay the 5% match. Hall made a motion to approve applying for the grant. Arney seconded the motion. All were in favor.
- D. Approval of Audit Contract with Parsons and Associates CPAs– City Mgr. Forehand advised that the amount of the contract is \$7,750.00 and recommended approval. Johnson made a motion to approve the Contract. Arney seconded the motion. All were in favor.
- E. Approve Hardware Maintenance Agreement with Local Government Corporation – City Mgr. Forehand explained that Local Government supplies maintenance for both our hardware and software and is an annual contract. Johnson made a motion to approve the Contract. Hall seconded the motion. All were in favor.

- F. Approve Easements for State of Tennessee Improvements to Hwy. 100 – City Mgr. Forehand advised that the State is asking for a drainage easement and a construction easement. One is on the park property beside the Library (in the amount of \$1,750.00) and the other is in front of the fire hall (in the amount of \$1,575.00). Arney made a motion to approve the easements. Mangrum seconded the motion. All were in favor.
- G. Approval to Decline RTP Grant – City Mgr. Forehand advised that the Park Dept. asked for permission to apply for this grant last year and was approved. However, she feels there are restrictions with the Grant that the City does not want and asked for permission to decline accepting the Grant. Johnson made a motion to decline the Grant. Hall seconded the motion. All were in favor.
- H. Reappointments to Boards and/or Commissions:(Terms Expire June 30, 2007)
 - (1) J.T. King - the Planning Commission. Hall made a motion to reappoint King to another term on the Planning Commission. Brison seconded the motion. Vote on motion: *For* – Hall, Brison *Against* – Arney, Johnson, and Mangrum. King was not reappointed. Johnson then made a motion to take applications to replace King and review them at the next Board Meeting. Arney seconded the motion. Vote on motion: *For* – Johnson, Arney, Hall, and Mangrum *Against* – Brison. Motion Carried.
 - (2) Joe Singer from the FRA – the Park Commission. Forehand reported to the Board that the FRA no longer exists and the ordinance needs to be changed to a member from another committee or board or even a citizen member for the Park Commission appointment. She was asked to have the amended ordinance for the next meeting.
 - (3) Brison stated that his recommendation is to reappoint Russell Zoet to the Fairview Industrial Board, Joe Hutcherson to the Beer Board and Barry Sullivan as the Contractor Member on the Board of Adjustments and Appeals. Arney then made a motion to reappoint Zoet, Hutcherson, and Sullivan. Hall seconded the motion. All were in favor.
- I. Sign Ordinance – Commissioner Arney stated that there has been some controversy over the sign ordinance. Forehand stated that Donn Lovvorn, the City Planner, is present and will address the issue. Lovvorn advised that the Sign Ordinance has been amended on several occasions but has never really been studied. He recommended a workshop to go through the whole ordinance. After further discussion, Johnson made a motion to have a Workshop with the Planning Commission on June 28th at 7:00 p.m. Arney seconded the motion. All were in favor.
- J. Food Harvest Bank – Commissioner Hall stated that he has been asked to help get the word out to the local churches that the Second Harvest Food Bank needs help. Mike Mangrum from the Fairview Community Church explained what his church is doing to help.
- K. Approve Contract to Purchase Property for a new Fire Hall – City Mgr. Forehand advised that property has recently become available. She has a signed contract with a Gerald Parham for approximately six acres on Deer Ridge Road. There is enough land to allow for further growth of the fire department and other city departments as well. The Contract is contingent upon an environmental study of the property since it was previously a junk yard. Mangrum made a motion to purchase the property. Hall seconded the motion. All were in favor. Forehand advised the Contract is in the amount of \$135,000.00 and will come from surplus funds in this year's budget.

9. City Manager Items for Discussion -

A. Miscellaneous Updates – None

B. City Attorney Comments – Larry Cantrell

- (1) Cantrell stated that he has been asked about what a Board Member should do in disclosing an interest in an issue coming before the Board. He advised that it is addressed in our ethics ordinance and in the State Statutes. He explained what they should do.
- (2) Cantrell also explained the Open Records Law.
- (3) Cantrell reported that the Conrad Totty Law Suit has been dismissed.

10. Communications from the Mayor and Commissioners –

A. Brison reminded everyone that the regular meeting of the Water Authority of Dickson County will be held at City Hall on Monday, June 11th at 6:00 p.m.

11. The meeting adjourned at 8:10 p.m.

***correction in spelling**

Kathleen Daugherty, CMC
City Recorder