

CITY OF FAIRVIEW

BOARD OF COMMISSIONERS MEETING MINUTES

June 18, 2015

Patti L Carroll, Mayor
Toney R Sutton, Vice-Mayor
Allen Bissell, Commissioner
Shannon L Crutcher, Commissioner
Stuart L Johnson, Commissioner
Wayne Hall, City Manager
Larry Cantrell, City Attorney
Brandy Johnson, City Recorder

Present: Carroll, Sutton, Bissell, Crutcher, Johnson

Others Present: Hall, Cantrell, Daugherty, Johnson, Harris, Paisley

1. Call to order by Mayor Carroll at 7:03 p.m.

A. Prayer and Pledge led by Mayor Carroll

2. Approval of the Agenda – Vice Mayor Sutton made a motion for approval with Commissioner Bissell seconding. Mayor Carroll requested the addition of two interlocal agreements with Williamson County – one for road maintenance and the other for the health clinic as New Business items E & F. CFO Daugherty requested the addition of the engagement letter for the auditor. City Recorder Johnson requested the deletion of items E & F from the consent agenda, pull item G from the consent agenda to discuss changing the date to July 16 due to deferral from the Planning Commission and move to item 9C and removal of item 10A per the requestor. Commissioner Bissell makes a motion to approve the changes to the agenda with the additions due to exigent circumstances with Vice Mayor Sutton seconding. All were in favor.

3. Citizen Comments – (Limited to the first 5 citizens to sign in and a limit of 3 minutes each). –

A. Dr. Neil Rice thanked Commissioner Bissell for his tireless efforts over the past few years and for all he did to make the grand opening of Triangle Historical Village a grand occasion. The event was recorded and will be replayed on Channel 3 plus look for articles in the Observer and Franklin Source. Rice shared the following website for viewing of photos from the event: <https://goo.gl/photos/KhwrDTGj57nCjKyk6>. Rice mentions an online auction that will begin soon and he hopes to use the proceeds to purchase folding chairs and carts and tables. Rice also speaks of future possible projects.

4. Awards and/or Recognitions –

A. Presentation to Meals on Wheels by Fairview Area Chamber of Commerce, Jon Cherry along with Chamber representatives Jessica Cherry, Ken Karger and John Blade. Cherry presents a check for \$2,400 to Kim Cunningham with the Fairview Kitchen of Meals on Wheels raised from the recent Taste of Fairview event. Cherry notes they serve an average of 200 hot meals per week to local residents. Cherry recognized the sponsors of the 2015 Taste of Fairview: Walmart, McDonalds, Isshin, Publix, FoodSaver, Pizza Hut, Taco Bell, Fairview Donuts, Country Café, Zaxby's, Ray's Hot Chicken and Dos Margaritas.

B. Employee of the Month – postponed until July meeting

5. Public Announcements –

A. City Manager Hall issues a reminder of emissions testing every Monday and Tuesday from 7:30 until noon

B. Mayor Carroll invites everyone to the Independence Day Celebration on July 3 and to music in the park on Friday, June 26th and a movie in the park on Saturday, June 27th

6. Staff Comments –

- A. CFO Tom Daugherty states he is getting geared up for the audit and will be sending a questionnaire to the Board. There are 12 days until the end of the year and we are at 94.97% of appropriations but I think we will be slightly under for the year.
- B. Parks Director Keith Paisley reminds that Johnsongrass will perform at the Starlight Jam on June 26 and there will be a movie in the park on June 27 with food trucks and the movie will be at the stage. Paisley notes there have been 1,326 kids in programs to date in June and 4,699 this year to date.
- C. City Manager Hall notes a new retail center across from Walmart will be on the Planning Commission agenda in July

7. Approval of the Minutes – (only needed if removed from consent agenda)

8. Consent Agenda Consisting of Items as Follows:

- A. Approval of the Minutes from the June 4, 2015 Board of Commissioners Workshop
- B. Approval of the Minutes from the June 4, 2015 Board of Commissioners Meeting
- C. Second Reading of Bill #2015-21, Ordinance No. 886, An Ordinance for an Amendment to the City of Fairview, Tennessee, Budget for Fiscal Year 2014-2015 Budget (Emergency Street Repair to Horn Tavern Rd & Chester Rd)
- D. Second Reading of Bill #2015-22, Ordinance No. 887, An Ordinance for an Amendment to the City of Fairview, Tennessee, Budget for Fiscal Year 2014-2015 Budget (Nature Center HVAC)
- E. REMOVED FROM AGENDA
- F. REMOVED FROM AGENDA
- G. MOVED TO ITEM 9-C

Vice Mayor Sutton read captions for items C & D. Commissioner Crutcher makes a motion for approval with Vice Mayor Sutton seconding. All were in favor.

9. Old Business

- A. Second Reading of Bill #2015-26, Ordinance No. 891, An Ordinance of the City of Fairview, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016 – Vice Mayor Sutton read the caption. Commissioner Bissell made a motion for approval with Vice Mayor Sutton seconding. CFO Daugherty stated the only changes from first reading are the tax rate, decrease in work force, pay donations from the BOC and decrease employee salaries and added \$90,000 from State Street Aid for paving projects. Daugherty added we might want to visit whether we want to create a sinking fund and whether we want to fully fund school facilities tax first. Commissioner Johnson asks how far under the \$3.5 million figure he got and Daugherty replied \$3,487,689. Johnson addressed concerns over the contract we have with the City Manager and if he doesn't get paid the contract amount if that contract needs an addendum or if he could just donate back to the city. Attorney Cantrell states the contract could be amended upon Mr. Hall's request or he could just donate back to the city. Johnson states he believes we have to pay so the amount needs to go back into the budget and then he can choose to donate back. Johnson also questioned reducing Hall's pay versus the additional responsibility he would be taking on. Daugherty asked if we would not be under the same position with other board members as well asking if we would need to pay them first and then they would donate back. Cantrell stated they could get paid direct or put in writing designating which fund their check should go to. Discussion on this item was deferred and Item 10C was discussed out of order. When discussion continues Daugherty states he will need to add the salary amounts previously removed for donations back into employee expenditures. Johnson states if we add back in we go about \$3,000 over the \$3.5 million figure. Daugherty confirms we are looking at \$3,579 over but just on paper until the donations are made. Vice Mayor Sutton withdraws his original motion and makes a motion to approve the budget as amended for \$3,579 over \$3.5 million for employee expenditures with Commissioner Bissell seconding. All were in favor.
- B. Second Reading of Section 9 of Bill #2015-26, Ordinance No. 891, An Ordinance of the City of Fairview, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016 – Vice Mayor Sutton read the caption and made a motion for

approval with Commissioner Crutcher seconding. Commissioner Johnson stated he would abstain from voting. FOR: Bissell, Carroll, Crutcher, Sutton, ABSTAIN: Johnson. Motion passes.

- C. Resolution 22-15, A Resolution To Set A Public Hearing For The Purpose Of Obtaining Public Comment On An Ordinance (Bill # 2015 – 16, Ordinance No. 881) To Amend City Of Fairview, Tennessee, Municipal Zoning Code, Article Ii “Construction of Language And Definitions,” Section 2-101, “Rules For Construction of Language,” “Paragraph L.” – Commissioner Johnson made a motion for approval with Vice Mayor Sutton seconding. All were in favor.

10. New Business

- A. Discuss and/or Take Action on Request to Waive Park Fees for Movies in the Park, Di Yeargan of Hope Chapel – REMOVED FROM AGENDA
- B. Discuss and/or Take Action on Recommendation from Tree Commission for Approved Shrub List for Commercial Developments – Vice Mayor Sutton made a motion for approval with Commissioner Johnson seconding. Jane Woodall was present representing the Tree Board. Sutton noted this listing was approved through the Tree Board and arborist. Woodall adds they do not want the top ten selection noted as there is enough diversity without it. All were in favor.
- C. Discuss and/or Take Action on Details of Donating Pay (Carroll, Crutcher, Hall) – Attorney Cantrell states he is not a tax advisor but can give some general information. He states according to the IRS code USCA Ch. 26 1709(c)(1) if you donate to a non-profit entity you can write off the amount donated. Cantrell continues it has to be something the public participates in. Carroll clarifies we have to determine where our salary donations will go and we can send a letter stating such. Cantrell agrees and notes they will still be taxed on earnings but can take the deduction at the end of the year. Hall states his should go to general fund and Carroll stated she wants hers for debt service. It is determined that each individual will handle his/her donations with the CFO. No action.
- D. Discuss and/or Take Action on Addendum A for an Extension to the Interlocal Lease Agreement Between Williamson County and the City of Fairview for the Joint Use of a Facility to Provide Emergency Response Services – Vice Mayor Sutton read the caption and made a motion for approval with Commissioner Johnson seconding. All were in favor.
- E. ADDED ITEM: Discuss and/or Take Action on Addendum A for an Extension to the Interlocal Agreement Between Williamson County and the City of Fairview for the Provision of Periodic Road Work and Maintenance to Municipal Roads – Vice Mayor Sutton read the caption and made a motion for approval with Commissioner Johnson seconding. All were in favor.
- F. ADDED ITEM: Discuss and/or Take Action on Addendum B Extension to the Interlocal Agreement Between Williamson County and the City of Fairview (Health Clinic) - Vice Mayor Sutton read the caption and made a motion for approval with Commissioner Johnson seconding. All were in favor.
- G. ADDED ITEM: Discuss and/or Take Action on Engagement Letter from Patterson, Hardee & Ballentine, P.C. – Commissioner Johnson verifies Attorney Cantrell has reviewed the letter and Cantrell states he has and it is virtually the same as last year’s letter and he has no problems with it legally. Commissioner Johnson made a motion for approval with Vice Mayor Sutton seconding. All were in favor.

10. City Manager Items for Discussion –

- A. Miscellaneous Updates – City Manager Hall states he is enthused with the reopening of History Village noting he attended Triangle School for one year in the third grade. Hall continues that 7 of the new street lights on Highway 100 are up and are really making a difference.
- B. City Attorney Comments – Attorney Cantrell states his appreciation for all the dedication and work on the budget by the Board and city staff noting it has a hard thing to do. He compliments all involved for sticking with it and coming together for a solution. He thanked everyone for their patience on the consent agenda ordinance.

11. Communications from the Mayor and Commissioners–

- A. Commissioner Johnson - NONE
- B. Vice Mayor Sutton states he appreciates everyone who worked at history village, especially Dr. Rice and the Fairview Historical Society. He gave Commissioner Bissell the credit for seeing the project through when the Board was at a standstill. Sutton thanked the Parks and Public Works departments for all of their contributions as well.
- C. Commissioner Bissell - NONE

D. Commissioner Crutcher - NONE

E. Mayor Carroll piggybacked on Sutton's comments noting Bissell embraced the opportunity when the Board was at a standstill and she appreciates his service. Carroll attended a regional Mayor's Summit where it was exciting to hear the speakers discuss transportation needs and commuting issues. Carroll thanked city staff for their hard work on the budget and noted she appreciates the compromises the Board made noting it will not be an easy year but if we stay true a lot of great things will happen. She states we passed a responsible budget she can be proud of and it is taking us in the right direction.

12. Adjournment –Vice Mayor Sutton made a motion for adjournment with Commissioner Crutcher seconding. All were in favor and meeting was adjourned at 8:15 p.m.

Brandy Johnson
City Recorder