

**CITY OF FAIRVIEW
BOARD OF COMMISSIONERS
SPECIAL MEETING MINUTES
JUNE 23, 2023, 5:00PM, CITY HALL**

Lisa Anderson, Mayor
Brandon Butler, Vice Mayor
Leslie Fischer-Street, Commissioner
Wayne Hall, Commissioner
Stuart L. Johnson, Commissioner
Tom Daugherty, City Manager
Patrick Carter, City Attorney
Rachel Jones, City Recorder

Staff Present: Tom Daugherty, Keith Paisley, Patrick Carter

1. Call to Order by Mayor Anderson @ 5:00 P.M.

2. Roll Call - by Tom Daugherty

	PRESENT	ABSENT
Mayor Anderson	X	
Vice Mayor Butler		X
Commissioner Hall	X	
Commissioner Street	X	
Commissioner Johnson	X	

3. Citizen Comments - NONE

4. New Business

A. Resolution 36-23, A Resolution of the City of Fairview, Tennessee, Board of Commissioners authorizing the mayor to execute a Utility Station Site Easement to Piedmont Natural Gas Company. (City Manager, Tom Daugherty)

Mr. Daugherty stated this was on the previous agenda and there where a few questions that the Board wanted to ask a representative. They are in a time crunch needing to get started with the project, that is why this meeting was called.

Motion to approve: Commissioner Hall

Second: Mayor Anderson

Discussion: Stephen Francescon and Wanda Phillips were present to answer questions. Commissioner Hall stated he noticed them putting up shrubs and decorative fence, do they have any future plans to maintain the shrubs. Mr. Francescon stated his understanding that \$2500.00 will be contributed to the city for their preference to put in shrubs using a local contractor. The reason for this is if they handle this they will have to go through their contractors and bidding to get approved. Ms. Phillips stated the \$2500.00 is for the landscaping allowance but it must be outside the 30 x 30 easement area, so the city will be responsible for its maintenance. Commissioner Johnson asked if they are wanting to give the city \$2500.00 perpetuity and think that \$2500.00 is going to take care of this for the next fifty years or will it be \$2500.00 a year. Ms. Phillips stated no, the \$2500.00 is for acquisition of the plants and trees. Commissioner Johnson stated so the city

will be responsible for the maintenance. Ms. Phillips stated that is the way they usually do reg station sites. Commissioner Johnson stated Brentwood and Franklin don't accept this, they have nice wood fences around them. Ms. Phillips stated the fencing was based off what Fairview Baptist Church had asked to put around their reg station that is currently being built now. Commissioner Hall stated he has been part of this in the past having to help maintain and cut back the scrubs, he is just looking to protect the city in the future. Ms. Phillips stated if there would be growth in the 30 x 30 easement Piedmont would certainly have that trimmed. Commissioner Street stated the fact is that the property is owned by the city that they will be using for the purposes of the Substation, but Fairview won't be getting anything after this lump sum while they will be gaining, and the city is paying taxes on this piece of property that we can't do anything with. Commissioner Steet stated she thinks there needs to be something within the contract that Fairview gets a monetary or yearly contribution especially if we they going to have to maintain the outside of it. Mayor Anderson stated that \$2500.00 isn't going to touch the landscaping or a fence of the size of this site, she would like to see wood fencing since it's right on Hwy 96 and Northwest Hwy and it's a very visual site. Ms. Phillips asked would they be apposed to a brown poly fence. Commissioner Johnson asked how tall the fence will be and if you can see through the fence. Ms. Phillips stated she thought 6 feet and couldn't see through it unless really looking hard, wouldn't know substation is behind it.

Commissioner Johnson stated he would like to amend the motion to add they city will receive the \$1760.00 yearly and an 8 ft. fence be installed using the poly material.

Mayor Anderson asked if Piedmont would take care of the fence and maintenance to the fence. Ms. Phillips stated yes, the fence is on the easement area. Mayor Anderson stated she is not comfortable with \$2500.00 for landscaping. Mayor Anderson asked if the city could have the landscaping done and give bill to Piedmont. Commissioner Street asked about sheet in packet that said confidential because of transparency. Mr. Carter stated the easement is recorded with the county and even though the contract letter says confidential it isn't because it was sent out with packets and put on the internet. Mr. Carter stated if the board is inclined to make a motion to approve, the letter agreement under Activities and Conditions addendum would need some additional language. 1.The fence should be a natural poly wood fence would substituted for green slated chain link fence and add 3. maintain property and fence at least on a quarterly basis. Mr. Carter stated these are two changes they could make very easily with a condition of approval. Commissioner Street stated she would like to add if the city is going to maintain around the substation the city needs to be reimbursed because the city must pay to maintain property. Commissioner Johnson stated since his motion didn't get a second, he wanted to remake his motion to say what Mr. Carter just said minus the \$10,000.00 aspect and add in the reimbursement. Commissioner Johnson asked Mr. Daugherty was he comfortable for the city employees putting in this landscaping since it will be putting more work on the city. Mr. Daugherty stated it's whatever they want, has seen where there is just a fence and no landscaping. Mr. Carter stated he would suggest, if they are inclined to make a motion, he would just change the amount of the consideration to an amount the board is satisfied with and if the city chooses to install the landscaping, they will

have funds to do so. Ms. Phillips stated they are prepared to pay \$5000.00 for the landscaping allowance.

Commissioner Johnson made a motion for \$1760.00 yearly for the easement also to include a natural poly faux wood 8 ft tall fence, a landscaping allowance of \$15,000.00, and maintain the property and fencing on a quarterly basis.
Second: Commissioner Street

Ms. Phillips stated they cannot do a yearly payment. Ms. Phillips stated they will have to defer. Mr. Carter stated he thinks it would be wise to remove the motion and defer indefinitely to allow their people to reach out to city staff, Mr. Carter doesn't think they are prepared to make a deal with what the city is looking for in the amount the city is looking for and they don't have the authority.

Commissioner Johnson stated he is removing his motion and removed his second on the original motion that started discussion **and motioned that this be deferred indefinitely.**

Second: Commissioner Street

	YES	NO	ABSTAIN	RECUSE
Mayor Anderson	X			
Vice Mayor Butler				
Commissioner Hall	X			
Commissioner Street	X			
Commissioner Johnson	X			
MOTION PASSED 4-0				

7. **Adjournment** – Commissioner Johnson made a motion for adjournment and the meeting was adjourned at 6:03 P.M.


Tom Daugherty, City Manager

To view the meeting in full please visit the following link:
<https://www.youtube.com/watch?v=TeBBonUB8wQ>