

**BOARD OF COMMISSIONERS****August 7, 2008**

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, Johnson, Arney, Hall, Mangrum

Absent: Others Present: Forehand, Cantrell, 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 Donn Lovvorn.

**2. Approval of the Agenda –**

A. Johnson made a motion to approve the Agenda as presented. Hall 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 Capt. Gary Rich of the Police Department who will be retiring effective September 11, 2008 but his last day to work will be August 14<sup>th</sup>.

**5. Public Announcements – None**

**6. Approval of the Minutes –**

A. Presented for approval were the minutes of the Public Hearing held on July 17, 2008. 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 July 17, 2008. Mangrum made a motion to approve the minutes as corrected. Johnson seconded the motion. All were in favor.

**7. Old Business –**

A. Presented for Second and Final Reading was Bill #2008-26: Rezoning of property located at 2169 Fairview Blvd. Map 42, Parcel 128.00 from RS-40 to CG (Commercial General) – Linda Oneida Cathey, Owner. Johnson read the caption and made a motion to pass Bill #2008-26 on second and final reading. Mangrum seconded the motion. All were in favor.

B. Discuss Erosion Control on Property Adjacent to City Hall – Commissioner Mangrum advised that this was deferred from the last meeting and the two property owners involved were asked to attend. However, only a representative from Premier Developers was present.

Joe Chapdelaine who is also developing The Shops at City Center portion of the property was not present. City Attorney Cantrell advised that both of the developers should be present to discuss the situation. Lance Goodman from Premier Developers advised that he has been in negotiations with Mr. Chapdelaine to purchase his property and had hoped he would be present. After further discussion, it was decided to ask the two developers to be at the next meeting.

- C. Accept Bid on Backhoe – City Mgr. Forehand advised that after reviewing the bids received it was noted that the pieces of machinery were not all the same. Therefore, she asked the Board to refuse all bids and to advertise for bids again. Johnson made a motion to refuse all bids and to re-advertise for bids on a backhoe. Hall seconded the motion. All were in favor.

## **8. New Business –**

- A. Recommendations from the Planning Commission Meeting held on July 8, 2008:
  - (1) Rezoning Application for property located at 1391 Hwy. 96 North from RS-40 to CG (Commercial General) Map 18, Parcel 22.02, 2.3 acres – Jimmy Hudgins, Owner. Johnson made a motion to have the city attorney prepare the necessary ordinance. Arney seconded the motion. All were in favor.
  - (2) Rezoning Application for property located at 7100 Sleepy Hollow Road from RS-40 to CG (Commercial General) Map 69, Parcel 56.00, ½ Acre more or less – Hazel E. Hutcherson, Owner. Johnson made a motion to have the city attorney prepare the necessary ordinance. Hall seconded the motion. All were in favor.
  - (3) Annexation and Rezoning Application for property located at 7506 King Road from RS-40 to AR-15, Map 69, Parcel 120.00, 20.35 acres – Jacqueline Burkett, Owner. Johnson made a motion to have the city attorney prepare the necessary ordinance. Hall seconded the motion. All were in favor.
- B. Discuss and/or take action on Above Ground Diesel Fuel Tank – City Mgr. Forehand stated that Ricky Campbell was present to present his proposal to the Board but she wanted the Board to know that in July the City only used approximately 450 gallons of diesel and she was concerned about a three year contract. Mr. Campbell stated that he needed time to recoup the cost of the tank. Mr. Campbell was asked about providing a tank for gas also. He advised that he would have to get that information. Therefore, Johnson made a motion to defer until the September 4th meeting. Arney seconded the motion. All were in favor.
- C. Discuss Approval of Extension of Turning Lane at the Sonic and Tool Box – City Mgr. Forehand stated that the Tool Box owner, Richard Lovett is trying to get the turning lane extended to his business at his own expense but needs a letter from the City to TDOT advising that there is no objection to the lane being extended. Johnson made a motion to send the letter. Arney seconded the motion. All were in favor.

- D. Approve the Remodeling of the Codes Department – City Mgr. Forehand advised that this remodeling is not in the budget but feels she can work it into the budget. The remodeling is necessary because of the purchase of two new pieces of equipment for the Codes Dept. Donn Lovvorn explained what they plan to do and presented the attached diagram of their plans. Lovvorn answered questions from the Board about the remodeling. He also advised that the only things that will be contracted will be the electrical, the sprinklers, and the carpet. Arney made a motion to approve the remodeling as long as all changes match the present building. Johnson seconded the motion. All were in favor.
- E. Approve the use of the City Seal on Commemorative Plaques – City Mgr. Forehand advised that the Tree Commission would like to use the City Seal Emblem on the commemorative plaques they plan to place on city property. Johnson made a motion to allow the Tree Commission to use the City Seal. Arney seconded the motion. All were in favor.

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

- A. Miscellaneous Updates – Forehand reported that two new employees, Kevin Travis and Denny Anderson, have been hired. Both of them are certified police officers and began working the second shift in the Police Department on August 1, 2008.
- B. City Attorney Comments – Cantrell reported that he along with the Mayor, Commissioner Hall, and City Mgr. Forehand met with TDOT representatives on August 5<sup>th</sup> to find a method to finance moving utility lines for the road widening project. Also present were representatives from the WADC, State Representatives Johnson and Casada and Senator Johnson. TDOT did agree to give the WADC a 90 day extension on answering the letter in which they were told they would be responsible for the cost of moving the utility lines. This will also delay the project by 90 days but it will give the Representatives and Senator time to search for grant money.

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

- A. Vice-Mayor Johnson stated that he would not be at the September 4<sup>th</sup> Board Meeting.

**11. The meeting adjourned at 7:45 p.m.**

Kathleen Daugherty, CMC  
City Recorder