

City of Fairview

**BOARD OF COMMISSIONERS**

**August 16, 2012**

Beverly D Totty, Mayor  
Allen Bissell, Vice-Mayor  
Patti L Carroll, Commissioner  
Stuart L Johnson, Commissioner  
Toney R Sutton, Commissioner  
Andrew Hyatt, City Manager  
Larry Cantrell, City Attorney  
Theresa Porter, City Recorder

Present: Totty, Bissell, Carroll, Johnson, Sutton  
Others Present: Hyatt, Cantrell, Harris, Cooper, Pewitt, Lovvorn

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

A. The prayer and pledge were led by Donn Lovvorn.

**2. Approval of the Agenda –**

A. Mayor Totty asked to add item 8G “Discuss and/or Take Action on ADHOC Committee”. Commissioner Sutton made a motion to approve the agenda as amended. Commissioner Carroll seconded. 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).** – Mr. Leslie Hall of 7369 Overbey Road stated that he is concerned about the rezoning plan on Overbey Road and really concerned about the sewer. He feels it will not function properly after the addition of 350 new homes and the sewer will get into the creek. He stated he is also concerned about the traffic and that the road cannot handle the load. He stated he is against the whole deal.

**4. Awards and/or Recognitions –** Mayor Totty stated that she would like to take the opportunity to share with the citizens a very dedicated city employee who has been with the City of Fairview for 25 years, Mrs. Dianne Ford. Mayor Totty thanked her for her services and commitment and presented her with flowers and a gift. Commissioner Sutton stated that he works closely with Mrs. Ford through the sheriff’s department and stated that she is invaluable and that she does a great job. Commissioner Carroll thanked her for her services.

**5. Public Announcements –**

- A. Mayor Totty announced that the 28<sup>th</sup> annual Nature Fest event will be on September 8, 2012 from 10 – 5 at Bowie Nature Park.
- B. Mayor Totty announced that the Community Picnic is Tuesday, August 21, 2012 at 5:30 in Bowie Nature Park at pavilion one, community event, pot luck and will last about an hour.
- C. City Manager Hyatt announced that City Center Way will be closed from August 20<sup>th</sup> to the 24<sup>th</sup> to repair a drainage problem and that the dirt pile in front of Publix is the new Mapco.
- D. Commissioner Sutton announced that Saturday is the world famous mud bog at Fairview Lion’s Club on Hwy 96 and that everyone is invited. He stated

that the main function of the Lion's Club is to provide eye exams and glasses for young people. There is a spaghetti benefit dinner at 5:00.

**6. Approval of the Minutes –**

- A. The minutes for the July 19, 2012 Board of Commissioners meeting were presented for approval. Commissioner Sutton made a motion to approve. Commissioner Johnson seconded. All were in favor.
- B. The minutes for the August 2, 2012 Board of Commissioners meeting were presented for approval. Commissioner Sutton made a motion to approve. Commissioner Johnson seconded. All were in favor.

**7. Old Business –**

- A. Discuss and/or take action on City Projects – Mayor Totty introduced the city engineer Will Owen. Mr. Owen presented the revised plans for the Bowie Lake Road improvements. Changes included adding a small connection between the end of the fire hall sidewalk to where we are crossing the road, a sidewalk going through the existing park sign, sign to be relocated by the owner, added a cross walk across the Nature Center drive and then connecting to the playground area, this is roughly 250 linear feet. On the second phase we added striping to the parking lot, including handicap striping for two of the spaces. Vice-Mayor Bissell made a motion to approve the revision of the plans and to move forward to put out for bids. Commissioner Sutton seconded. All were in favor.

Item 2 Welcome Signs – Mr. Owen presented the revised plans. He stated that we abandoned the etched acrylic and put in the sand blasted wood or non-ferrous metal, added height to the sign making it four feet, and added the arch and added a solar alternative. He stated that the industry has moved away from the sand blasted wood and is using a HDU high density urethane foam. It cost roughly the same and he recommended moving from the wood to the HDU because of the maintenance and life span. It doesn't mold or rot but it will fade because it is painted. The cost of the signs has gone from \$12,000 to \$9,500 per sign. The signs themselves may be a little bit smaller than the current sign but the lettering will be larger. That could reduce the height, width and base of the columns which could reduce the cost of the signs up to \$1,000 on each sign. There was discussion on the design of the sign columns. Commissioner Sutton made a motion to move forward on the current plans with the option to choose the material for the sign as we put out the bid process. Commissioner Johnson seconded. All were in favor.

Item 3 Park Survey – City Manager Hyatt stated with the help from the Mayor, Vice-Mayor and MTAS we have come up with a survey with questions and a comment section about what the citizen's want in the park and if we are doing a good job. There will be employees at Nature Fest distributing the survey.

Item 4 Tennessee Forestry Project – City Manager Hyatt said one option would be to invite some loggers to come in and take a look at the situation and ask them what they would do. The Forester from the Tennessee Land Trust suggested control burns, grants for dropping tress and forming habitats for creatures to come and live. Mayor Totty stated that the Forester from the Tennessee Land Trust looked over the management plan that was approved by the Board and the items that were being focused is the two items that gave options of the potential to thin the loblolly pine trees and the thicket areas that were identified. He is going to put together a report and then get with City Manager Hyatt.

Item 5 Street Lights – Director Lovvorn stated that he had been communicating by email with Jeremy Fox regarding 2161 Fairview Blvd. Mr.

Fox asked if he could get an easement for the wire to go across that property to bring power to a light. Mr. Lovvorn stated that he went to Ms. Davidson's house and asked her to sign off on the easement and she would not sign the easement and stated she did not want the light in front of her house. She does not want the pole in front of her house. Commissioner Johnson stated that he spoke with Ms. Davidson and looked at the site. He stated that the pole is five feet from her driveway and directly in line with her front door. TDOT wants the pole to go across the street and the electric company wants us to pay \$1,200 to set the pole. Commissioner Johnson made a motion to approve all lights go on the other side of the road and the cost to remain at \$1,200 each for five poles. Vice-Mayor Bissell seconded. All were in favor.

- B. Discuss and/or Take Action on Bids for Triangle School Structural Repairs – Engineer Will Owen stated that Gilliam Inc. was the apparent low bidder and he would recommend that if you choose to proceed with the project that the project be awarded to the apparent low bidder, Gilliam Inc. for \$48,565. Vice-Mayor Bissell made a motion to approve. Commissioner Sutton seconded. *For:* Bissell, Carroll, Sutton *Against:* Johnson Motion carried. CFO Pewitt stated that the amount was not in the budget and it will require a budget amendment.
- C. Discuss and/or Take Action on Planning Recommendation for Rezoning Application and Master Development Plan for Property Located at 7355 Overbey Road, from RS-40 to RS-15 mixed use PUD, Kathy Beata owner - Commissioner Sutton stated that he has gotten a lot of feedback from people that would be affected by this development and at this time he is not prepared to move forward with this item. There was no action on this item.
- D. Second and Final Reading of Bill #2012-08 Ordinance No. 787 - An Ordinance of the City of Fairview, Tennessee Adopting a Budget for Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013 and Setting a Tax Rate – Section 6 – Vice-Mayor Bissell read the caption. Commissioner Johnson made a motion to approve. Commissioner Sutton seconded. All were in favor.

## **8. New Business –**

- A. Discuss and/or Take Action on Bill #2012-10, Ordinance No. 789, An Ordinance for Final Amendment of the City of Fairview, Tennessee Budget for Fiscal Year Beginning July 1, 2011 and Ending June 30, 2012 – Vice-Mayor Bissell read the caption and made a motion to approve. Commissioner Sutton seconded. CFO Pewitt stated that the ordinance is written for the appropriate items to come out of the Park Fund and the Street Fund. Commissioner Johnson made a motion for a recess. After the recess the vote was called. *For:* Sutton, Johnson, Bissell *Against:* Totty, Carroll Motion carried.
- B. Presentation by Pamela Bartholomew, Tennessee Department of Agriculture, Funding for Fairview Farmer's Market – City Manager Hyatt stated that Ms. Bartholomew was not present.
- C. Discuss and/or Take Action on the New Fire Tanker Bid – Chief Cooper stated that they are recommending Freedom Fire which was the low bidder. Vice-Mayor Bissell made a motion to authorize the Fire Chief to place the order for the new fire tanker. Commissioner Carroll seconded. Chief Cooper stated that the cost of the tanker is \$178,476. The tanker could be a lease/purchase, use the line item on the budget for equipment for some of the money and maybe use the \$50,000 from the county which is not budgeted as income on the new budget. All were in favor.
- D. Discuss and/or Take Action on the Purchase of Air Packs for the Fire Department - Chief Cooper stated that this goes on the new tanker and is over

\$10,000. Vice-Mayor Bissell made a motion to allow purchase. Commissioner Johnson seconded. All were in favor.

- E. Discuss and/or Take Action on Bill #2012-11, Ordinance No. 790, An Ordinance to Change the Zoning on Property owned by Benchmark Properties, LLC – Commissioner Johnson read the caption and made a motion to approve. Commissioner Carroll seconded. All were in favor.
- F. Discuss and/or Take Action on Resolution No. 13-12, An Ordinance to Set a Public Hearing on Changing the Zoning on Property owned by Benchmark Properties, LLC – Commissioner Johnson read the caption and moved for approval. Commissioner Sutton seconded. All were in favor. Mr. Dowdy was present.
- G. Discuss and/or Take Action on ADHOC Committee – Mayor Totty made a motion to reinstate the ADHOC committees as it was in 2008 for finance, public works, legal and interview. Commissioner Carroll seconded. *For:* Totty, Carroll, Johnson, Sutton *Against:* Bissell

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

- A. Miscellaneous Updates - City Manager Hyatt stated that he will be working on a stage rental policy and bring it to the Board. Interactive Solutions is scheduled to begin installation of the audio/visual in the commission chamber on September 24, 2012.
- B. Staff Comments – None
- C. City Attorney Comments – None

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

- A. Commissioner Carroll had no comments.
- B. Commissioner Johnson had no comments.
- C. Mayor Totty had no comments.
- D. Vice-Mayor Bissell asked to add on the next agenda to discuss and or take action on current configuration of planning commission.
- E. Commissioner Sutton reminded everyone of the mud bog on Saturday and to buy local. He mentioned that Friday night was the first football game.

**11. Mayor Totty asked for a motion for adjournment –**

- A. Commissioner Sutton made a motion for adjournment. Vice-Mayor Bissell seconded. All were in favor. Meeting adjourned at 8:55 p.m.

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Theresa Porter  
City Recorder