

CITY OF FAIRVIEW

BOARD OF COMMISSIONERS MEETING MINUTES

October 4, 2018

Patti L Carroll, Mayor
Shannon L Crutcher, Vice Mayor
Derek K. Burks, Commissioner
Scott Lucas, Commissioner
Debby Rainey, Commissioner
Scott Collins, City Manager
Tom Daugherty, CFO
Tim Potter, City Attorney
Brandy Johnson, City Recorder

Present: Carroll, Burks, Crutcher, Lucas, Rainey

Others Present: Collins, Potter, Johnson, Costanzo, Daugherty, Hughes, Humphreys, Paisley

1. **Roll Call** – Mayor Carroll confirmed all members were present for a quorum.

2. **Call to Order by Mayor Carroll at 7:04 p.m.**

A. Prayer and Pledge led by Commissioner Lucas

3. **Approval of the Agenda**

Motion: Crutcher

Second: Lucas

New business items 12B and 12C are combined into a single ordinance.

All were in favor

4. **Public Hearing –**

A. Item 11A – no comments

B. Item 11D – no comments

C. Item 11F – no comments

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

A. Thomas Walker, 7214 Dogwood Drive, asks what can be done on the property in question for item 11A. City planner, Kristin Costanzo, replies it is a general commercial zoning so restaurants, retail, or offices.

6. **Awards and/or Recognitions – NONE**

7. **Public Announcements –**

A. Comprehensive plan second community meeting on Monday, October 15 from 6 to 8:30 p.m. at Camp Marymount with a report from the first meeting and additional information

B. Fall fun day at Bowie Park this Saturday, October 6, from 10 am until 3 pm

8. **Staff Comments – NONE**

9. Approval of the Minutes – N/A

10. Consent Agenda Consisting of Items as Follows

- A. Minutes from the September 20, 2018 Board of Commissioners Meeting
- B. Minutes from the September 20, 2018 Board of Commissioners Work Session

Motion: Crutcher
Second: Lucas
All were in favor

11. Old Business

- A. Second and Final Reading of Ordinance 2018-18, An Ordinance to Amend the City of Fairview Zoning Ordinance by Changing the Official Zoning Map for Tax Map 046, Parcel 087.00, Consisting of 48+ Acres, Located at 2451 Fairview Blvd, From a RS-40 (Low-Density Residential) Zoning District to a CG (Commercial General) Zoning District – Commissioner Rainey requested citizens speak up about zoning and annexation issues so the Board knows how they feel. Mayor Carroll states this parcel is in the growth area for the new comp plan and was discussed at length last meeting.

Motion: Crutcher
Second: Lucas

	Yes	No
Mayor Carroll	x	___
Vice Mayor Crutcher	x	___
Commissioner Burks	RECUSED	
Commissioner Lucas	x	___
Commissioner Rainey	x	___

- B. Second and Final Reading of Ordinance 2018-14, An Ordinance Renumbering Certain Sections of Title 17, Entitled “Refuse, Garbage and Trash Disposal” of the City of Fairview Municipal Code – City manager Collins notes this is renumbering to create space for new sections

Motion: Crutcher
Second: Rainey

	Yes	No
Mayor Carroll	x	___
Vice Mayor Crutcher	x	___
Commissioner Burks	x	___
Commissioner Lucas	x	___
Commissioner Rainey	x	___

- C. Second and Final Reading of Ordinance 2018-15, An Ordinance Amending City of Fairview Municipal Code Section 17-101, Entitled “Definitions”, to Include Paragraph (8) Defining “Brush and Chipper Waste.” – City manager Collins notes this establishes definitions for bush and chipper waste because our current ordinance does not define.

Motion: Crutcher
Second: Lucas

	Yes	No
Mayor Carroll	x	___
Vice Mayor Crutcher	x	___
Commissioner Burks	x	___
Commissioner Lucas	x	___
Commissioner Rainey	x	___

- D. Second and Final Reading of Ordinance 2018-16, An Ordinance Establishing Operational Rules and Guidelines for Brush, Materials and Debris to be Processed by the City’s Chipper Service – City manager Collins states this establishes what can and cannot be chipped

Motion: Crutcher
Second: Rainey

	Yes	No
Mayor Carroll	x	___
Vice Mayor Crutcher	x	___
Commissioner Burks	x	___
Commissioner Lucas	x	___
Commissioner Rainey	x	___

- E. Second and Final Reading of Ordinance 2018-17, An Ordinance Amending City of Fairview Municipal Code Section 17-110, Entitled "Violations", to Include "Brush and Chipper Waste." – Collins notes this establishes the process and time frame for brush removal as well as limits and a penalty for not following the process

Motion: Crutcher
Second: Lucas

	Yes	No
Mayor Carroll	x	___
Vice Mayor Crutcher	x	___
Commissioner Burks	x	___
Commissioner Lucas	x	___
Commissioner Rainey	x	___

- F. Second and Final Reading of Ordinance 2018-12, An Ordinance to Repeal Section 11-806 of the City of Fairview Municipal Code, as Written, and to Reserve Section 11-806 of the Fairview Municipal Code – Collins states this repeals and reserves a section of the code to make room

Motion: Crutcher
Second: Burks

	Yes	No
Mayor Carroll	x	___
Vice Mayor Crutcher	x	___
Commissioner Burks	x	___
Commissioner Lucas	x	___
Commissioner Rainey	x	___

- G. Second and Final Reading of Ordinance 2018-13, An Ordinance to Ban Smoking on All Property Owned by the City of Fairview and Within All Assets, Facilities and Structures Owned by the City of Fairview, and to Establish a Fine for Violations of the City's Ban on Smoking on City Owned Properties and Within City Owned Assets – This is a result of discussion with the park board and concern over open flame in the park and all city properties. This enacts a ban of smoking on all city properties and employs a fine for violation.

Motion: Crutcher
Second: Lucas

	Yes	No
Mayor Carroll	x	___
Vice Mayor Crutcher	x	___
Commissioner Burks	x	___
Commissioner Lucas	x	___
Commissioner Rainey	x	___

12. New Business

- A. Resolution 32-18, A Resolution Calling for a Public Hearing on the Proposed Annexation of Territory into the City of Fairview by Owner Consent and Approving a Plan of Services, 7344 Taylor Road – City

Planner, Kristin Costanzo, notes this is a tract of just under one acre with plans to build a single-family home and WADC has agreed to extend public sewer to service.

Motion: Crutcher

Second: Burks

	Yes	No
Mayor Carroll	x	___
Vice Mayor Crutcher	x	___
Commissioner Burks	x	___
Commissioner Lucas	x	___
Commissioner Rainey	x	___

- B. Ordinance 2018-19, An Ordinance Amending Fairview Municipal Ordinances 76, 101, 528, 552 and 557 Regarding the City's Park Board and the City's Tree Board – Commissioner Burks comments this is to clean up the combining of the park and tree boards which were previously created by ordinance and need to be abolished by ordinance but their duties remain the same.

Motion: Crutcher

Second: Lucas

	Yes	No
Mayor Carroll	x	___
Vice Mayor Crutcher	x	___
Commissioner Burks	x	___
Commissioner Lucas	x	___
Commissioner Rainey	x	___

- C. Ordinance 2018-20 Tree Board – COMBINED WITH ITEM 12B

12. City Manager Items for Discussion

- A. Miscellaneous Updates – City Manager Collins issues a reminder for the Movie in the Park on Saturday, October 20 at Bowie Park. We will show “Hocus Pocus” and the police and fire departments will be selling hot dogs, chips, drinks and candy with all proceeds benefitting our Shop with a Cop program. Free popcorn will be given out. We have two forums scheduled to highlight candidates for our upcoming election. The commissioner seat forum is on Tuesday, October 23 and the mayoral candidate forum on Tuesday, October 30 – both at 6:30 p.m. at city hall, moderated by FHS students and expected to last from 60 to 90 minutes. Collins addresses disheartening media coverage and commentary on social media regarding a recent lawsuit. The impression given by both indicate that some see us as we were a couple of years ago and that is not the case. Fairview has come a long way, focused on moving forward in benefit of everyone. It is extremely encouraging to see the effort put in by everyone in the group and the amount of teamwork that goes on. It is a privilege to be employed full-time and contribute in such a way to this community. I understand that criticism and negativity will occur and can accept that if it is earned but we are moving in the exact opposite direction of the past.
- B. City Attorney Comments - NONE

14. Communications from the Mayor and Commissioners

- A. Commissioner Rainey notes she is glad for our city manager, attorney and staff and their leadership which has helped the Board with all they do.
- B. Commissioner Lucas - NONE
- C. Commissioner Burks - NONE
- D. Vice Mayor Crutcher - NONE

- E. Mayor Carroll states the comprehensive plan meetings are so important and she is hopeful for a similar response to this second meeting. She apologizes for missing this one as she scheduled other obligations when the meeting was cancelled that week. Carroll also notes we lost another true community servant, Mike Smith, recently from a sudden heart attack. He lived here for many years with his family and gave much to our community.

- 15. **Adjournment** – Commissioner Lucas made a motion for adjournment with Commissioner Burks seconding and meeting was adjourned at 7:43 p.m.

Brandy Johnson
City Recorder