

City of Fairview

BOARD OF COMMISSIONERS**October 19, 2006**

Ken Brison, Mayor
Eddie Arney, Vice-Mayor
Wayne Hall, Commissioner
Stuart L. Johnson, Commissioner
Darrell Mangrum, Commissioner
Shirley Forehand, City Manager
Larry Cantrell, City Attorney
Kathleen Daugherty, Recorder

Present: Brison, Arney, Hall, Johnson, Mangrum
Also Present: Forehand and Cantrell
Absent:

- 1. Mayor Brison called the meeting to order at 7:13 p.m.**
 - A. The Prayer and Pledge to the Flag were led by Commissioner Mangrum.
- 2. Approval of the Agenda –**
 - A. Mangrum 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)**
 - A. Mike Smith (candidate in the November city commissioner race) advised that he went to the Election Commission Office and pulled the finance disclosure forms for the race in Fairview and would like to ask Eddie Arney to recuse himself from voting on the Sullivan Dewire Rezoning because they donated \$266.66 to his election campaign.
 - B. Jerry Vinson of 7310 Donington Park Ct. in Kingwood Subs. There are street signs missing in the subdivision and there is equipment sitting at the end of the subdivision. Also there is a street that has a five to ten foot hole in it and something needs to be done.
 - C. Dan and Rosemary Kubit of 7312 Clearview Drive reported on the Stop Litter Program on Saturday, Oct. 7th. There were about 60 participants. He thanked all the sponsors for the project. Rosemary Kubit thanked everyone who helped. She stated that she feels it gives you a good feeling to help your City. She thanked Grady Givens, his wife, and staff for always picking up trash along the highway. There are also others who are constantly picking up trash. She also stated that anyone can always call the Kubits and they will get a team together to come and help cleanup their areas. She thanked the Police Department for their help in keeping everyone safe.
- 4. Awards and/or Recognitions –**
 - A. Forehand reminded the Board that they recently adopted a revised floodplain ordinance. She has received a letter from FEMA stated that it meets their approval.
- 5. Public Announcements – None**

6. Approval of the Minutes –

- A. Presented for approval were the minutes of the Board of Commissioners Meeting held on October 5, 2006. Mangrum made a motion to approve the minutes as presented. Johnson seconded the motion. All were in favor.

7. Old Business –

- A. Presented for Second and Final Reading was Bill #2006-32: An Ordinance to terminate Ordinance #632 (Adopting a budget for the Water/Sewer Fund) to be effective November 1, 2006 at 12:01 a.m. Mangrum read the caption and made a motion to pass Bill #2006-32 on second and final reading. Johnson seconded the motion. All were in favor.
- B. Presented for Second and Final Reading was Bill # 2006-33: Rezoning Application for Map 21, Parcel 60.03 to be rezoned from RS-40/AR-5A to RS-40/RM8 Mixed Density Residential Development. This property is located off of Northwest Hwy. (known as Stable Acres Subdivision) contains 25.29 acres, a total of 32 lots (RS-40 – 16 lots, RM-8 – 16 lots). Owner: Sullivan Dewire Construction, LLC. Mangrum read the caption and made a motion to pass it on second and final reading. Johnson seconded the motion. Arney advised that since Mr. Smith asked him to recuse himself from voting that he would but he would participate in the discussion. Arney pointed out that if this was R-20 zoning, there would be 38 lots instead of 32 lots. Johnson stated that he would like to ask the City Attorney if Arney needs to recuse himself from voting on this issue. Cantrell stated that this could come under the ethics policy that says if you have a personal interest in an issue you should recuse from voting. But in this case it would probably be a good idea to do it anyway. Vote was taken: *For*: Mangrum, Johnson, Hall, Brison *Abstain*: Arney
- C. Presented for Second and Final Reading was Bill #2006-37: Amending the Fairview Municipal Code, Chapter 11 “Handicapped Code”. Mangrum read the caption and made a motion to pass Bill #2006-37 on second and final reading. Johnson seconded the motion. All were in favor.
- D. Accept Bid on Fire Truck – (see attached bid list and memo) City Mgr. Forehand advised that there were four bids received. She recommended accepting the bid from Ferrara in the amount of \$277,253.00. This is not the low bid but is closest to our specifications and they will do onsite maintenance. Johnson made a motion to accept the bid from Ferrara. Arney seconded the motion. Fire Chief Cooper answered questions from the Board on his rotation plan for the fire trucks. Forehand explained that this will be a four year lease purchase with a 4.84 interest rate. Vote on motion: All were in favor.
- E. Set Minimum bid on Lot 10G in the Industrial Park and on the old city hall property – City Mgr. Forehand stated that she recommends that they set the minimum bid for Lot 10G in the Industrial Park at 10% above the appraisal (see attached) which would be \$155,900.00. Johnson made a motion to set the minimum bid for lot 10G at \$155,900.00. Arney seconded the motion. All were in favor. Forehand stated that she felt the cost to reappraise the old city hall property was too much. Therefore, she recommended that they set the minimum bid at \$350,000.00. Arney made a motion to set the minimum bid for the old city hall property at \$350,000.00. Hall seconded the motion. All were in favor.
- F. Appointment of Lisa Anderson to the Conservation Easement Committee instead of a student member – Commissioner Johnson advised that they have not been able to find a student member for the Conservation Easement Committee and therefore made a motion to appoint Lisa Anderson. Arney seconded the motion. All were in favor.

8. New Business –

A. Approve Language for the new “Welcome to Fairview” signs – City Mgr. Forehand advised that there is a site drawing in the packets and then deferred discussion to Dan Kubit. Mr. Kubit gave a description of the sign. He stated that they need to know if they want “Fairview Welcomes You” or just “Fairview” on the signs. Hall recommended they use “Fairview Welcomes You”. Arney made a motion to put “Fairview Welcomes You” on the signs. Johnson seconded the motion. Brison asked if this is part of the grant project. Kubit advised that it was. Vote on motion: All were in favor.

9. City Manager Items for Discussion and/or Action –

A. Miscellaneous Updates –

- (1) There will be a Commissioners Debate next Tuesday, October 24, 2006, beginning at 7:00 p.m. at City Hall.
- (2) There will a Board of Commissioners Workshop Meeting on Thursday, October 26th at 7:00 p.m. at City Hall to discuss Street Lighting in Subdivisions.
- (3) The deadline for members on the Historical Committee was today but she has only received two names so she will run the ad again.

B. City Attorney Comments – None

10. Communications from the Mayor and Commissioners –

- A. Commissioner Hall thanked the WADC for having their Board Meeting here at city hall tonight and hopes they will continue to do this from time to time.
- B. Mayor Brison thanked Dan and Rosemary Kubit for organizing the litter pickup.

11. The meeting adjourned at 7:43 p.m.

Kathleen Daugherty, CMC
City Recorder