

City of Fairview

BOARD OF COMMISSIONERS

October 21, 2010

Ken Brison, Mayor
 Stuart L. Johnson, Vice-Mayor
 Eddie Arney, Commissioner
 Allen Bissell, Commissioner
 Toney Sutton, Commissioner
 Andrew Hyatt, City Manager
 Larry Cantrell, City Attorney
 David Mayberry, Recorder

Present: Johnson, Arney, Bissell, Sutton
 Others Present: Cantrell

1. **Mayor Brison called the meeting to order at 7:00 p.m.**
 - A. The Prayer and Pledge were led by Donn Lovvorn.
2. **Approval of the Agenda –**
 - A. Item 7B was concerning a lease on the new rescue truck was withdrawn due to lack of information. Commissioner Sutton made a motion to approve the agenda as amended. Commissioner Arney 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).**
 - A. Brian Mason addressed the Board, stating that he had lived here for 8 years and wanted to commend the City and all departments. He felt this was a fabulous City and encouraged them to keep going.
4. **Awards and/or Recognitions –**
 - A. City Manager Hyatt presented the Board with the LPRF grant check for the Greenway at the Park.
5. **Public Announcements –**
 - A. City Manager Hyatt reminded everyone of emissions testing that would be held on the second and third Wednesdays in October.
 - B. The fall Clean Sweep event would be held on October 23rd. Commissioner Arney reminded everyone that this was Dan Kubit Day.
6. **Approval of the Minutes –**
 - A. Presented for approval were the minutes of the Board of Commissioners Meeting held on October 7, 2010. Commissioner Sutton made a motion to approve the agenda with Commissioner Arney seconding. Mayor Brison pointed out some changes to the Agenda. All were in favor of approving the agenda as amended.
7. **Old Business –**
 - A. Discuss and/or take action on change orders for fire station, including ruling from architect and request for appeal from TG constructors – City Manager Hyatt informed the Board that Horace Spoon had issued his findings and Tony Gainous had then requested that he consider some

additional information. Cantrell advised the Board that this was common once a ruling had been issued. He advised that it wasn't entirely clear whether or not the City had to approve before Spoon could reconsider. Vice-Mayor Johnson made a motion to allow the City Manager to communicate with Spoon that the City does not oppose a reconsideration of the ruling. Commissioner Bissell seconded the motion. He then asked Cantrell how much arbitration would cost if the matter progressed beyond the appeal. Cantrell stated that it depended on where the arbitrator came from, but it would likely be in the \$5,000 to \$8,000 range. The motion passed unanimously.

B. Withdrawn

C. Discuss and/or take action on sale of surplus fire apparatus – City Manager Hyatt presented a contract to sell the 1994 E-One Pumper and 2001 EVI Rescue for \$50,000 each to Brindlee Mountain Fire Apparatus. Commissioner Arney made a motion to approve the contract, with Commissioner Bissell seconding. Bissell then stated that he had done research after the last meeting and felt that this was a fair price. All were in favor.

8. **New Business –**

A. Discuss and/or take action on donation to Fairview Elementary 1st Grade for CD Books for listening lab – Commissioner Bissell informed the Board that he had met with 1st grade teachers at Fairview Elementary and found out the schools had purchased a listening lab but no CD's to listen to. He made a motion to donate \$500 for the purchase of CD's for the listening lab. Vice-Mayor Johnson seconded. Commissioner Arney then asked about Westwood Elementary. Bissell replied that he did not know their situation but he would not be opposed to donating to them as well. Mayor Brison then asked how this could be justified when other schools got nothing. Bissell then stated that it was just part of what the City should do. Brison stated that he was not opposed to it, but just wanted to know how we would handle future requests. The motion passed unanimously.

B. Discuss and/or take action on disposition of City Property (drug dog & kennel) – City Manager Hyatt informed the Board that K-9 Officer Dash had been retired. Police Chief Harris informed the Board that this was the same K-9 that had been honored a few months back for tracking some armed robbery suspects in a neighboring county. He stated that he now had hip problems and was not able to get in and out of the vehicle. Vice-Mayor Johnson made a motion that the dog had no intrinsic value to the City. Commissioner Bissell seconded. All were in favor. Commissioner Sutton then made a motion to give the dog and kennel to its handler, officer McCallister. Commissioner Arney seconded. All were in favor. Mayor Brison asked why we were not replacing him. Chief Harris replied that they were short on patrol officers at the moment, and would re-evaluate in 6 months.

C. Appointment of Toney Sutton to Industrial Board – Commissioner Arney made a motion to appoint Toney Sutton to the Industrial Board. Vice-Mayor Johnson seconded. All were in favor, with Sutton abstaining.

D. Discuss and/or take action on uniform service for certain departments – City Manager Hyatt presented the Board with 2 quotes for uniforms for the Public Works and Parks departments. He stated that this was a safety issue and the uniforms would have the reflective stripes built in so they wouldn't have to wear the vests, which could get caught in machinery. Commissioner Sutton asked if anyone local could provide the service. Hooper replied that this would have to come out of Nashville. Commissioner Sutton made a motion to approve the low quote from Cintas, with Commissioner Arney seconding. All were in favor.

- E. Discuss and/or take action on unused funds from fire station project – Commissioner Arney made a motion to put the excess funds from the fire station project back in reserves. Commissioner Sutton seconded. All were in favor.

9. City Manager Items for Discussion -

- A. Miscellaneous Updates – Hyatt informed the Board that construction of the City Center Way extension should begin next week.
- B. Staff Comments –
 - (1) Police Chief Harris announced there would be a lot of officers out on Halloween and encouraged everyone to be safe.
 - (2) Assistant City Manager Hooper informed the board that Helen Harwood, the Nature Center receptionist since 2004 was out with back surgery.
- C. City Attorney Comments – None

10. Communications from the Mayor and Commissioners –

- A. Commissioner Sutton encouraged everyone to come to Clean Sweep day and the spaghetti supper at the Mason's Lodge. He also mentioned that Mr. Kubit was in bad health.
- B. Commissioner Arney added that Mr. Kubit had been in the hospital but was out now.
- C. Vice-Mayor Johnson thanked the Board for the Fairview Elementary donation. The 1st grade teachers, led by Brenda Hardison and Katie Liggett then thanked the Board for their donation.

11. The meeting adjourned at 7:46 p.m.

Ken Brison
Mayor

David Mayberry
City Recorder