

City of Fairview

**BOARD OF COMMISSIONERS**

**November 1, 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, Johnson, Carroll, Sutton

Others Present: Hyatt, Cantrell, Porter, Harris, Cooper, Pewitt, Hooper, Lovvorn

**1. Mayor Totty called the meeting to order at 7:00 p.m.**

A. The prayer and pledge were led by Girl Scout Troops 2693 and 1172.

**2. Approval of the Agenda –**

A. Mayor Totty asked to add item 8F Discuss and/or take action on School Zone Signage. Commissioner Sutton made a motion to approve the addition. Vice-Mayor Bissell seconded. All were in favor. Mayor Totty asked for a second item to be added as item 8G Discuss and/or take action on the Wal-Mart development agreement changes. Vice-Mayor Bissell made a motion for approval. Commissioner Carroll seconded. All were in favor. Vice-Mayor Bissell made a motion to approve the agenda as amended. Commissioner Sutton 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). – None**

**4. Awards and/or Recognitions –**

A. City Manager Hyatt stated that he would like to recognize State Representative Jeremy Durham and Senator Jack Johnson if he is here. Representative Durham stated that Senator Johnson could not be here tonight and on his behalf he presented the city with the state seal.  
B. City Manager Hyatt introduced the new Community Services supervisor Kevin Holsinger.

**5. Public Announcements –**

A. City Manager Hyatt reminded everyone to set their clocks back one hour this Saturday night.  
B. Mayor Totty announced that the Fairview Area Chamber of Commerce is working with Keep Williamson Beautiful and there will be a Clean Sweep from 8-12 on Saturday November 3<sup>rd</sup> in the parking lot of Bank of America for the purpose of showing our pride by picking up litter and helping clean the community.  
C. Mayor Totty announced that Fairview Loves 840; the grand opening of state route 840 is on November 2<sup>nd</sup> with the festivals beginning at 11:00 and the official opening at 1:00 with the Governor's motorcade starting at Carter's Creek and going all the way to I-40 Dickson.

## **6. Approval of the Minutes –**

- A. The minutes for the October 4, 2012 Board of Commissioners meeting were presented for approval. Commissioner Johnson made a motion for approval. Commissioner Sutton seconded. All were favor.

## **7. Old Business –**

- A. Update on City of Fairview Projects –
  - (1) Welcome Signs – City Manager Hyatt stated that the bids were due to be opened on Thursday November 8, 2012. Our only concern is the sign on Highway 100; we are waiting on TDOT to get back with us on that, they have stated that any signs in the right of way should be of the break a way nature.
  - (2) Street Lights - Director Lovvorn stated that the project is moving forward and should start in the next week or two.
  - (3) Triangle School – City Manager Hyatt stated that they are working diligently to get that work done.
  - (4) Traffic Signal – City Manager Hyatt stated that this project should start in late December or early January, they are waiting on the poles to be manufactured.
- B. Update on Lighting Plan change pertaining to Paulette Davidson Fairview Blvd Residence – Commissioner Johnson stated that TDOT agreed to move the street light to the existing pole and they made it clear that the City had the right to move any light without any problems.
- C. Discuss and/or Take Action on TDOT Roadscape Project – City Manager Hyatt stated that at the Board meeting on April 21, 2011 the Board voted not to accept the Roadscape Grant as it was presented at the time. TDOT has asked if we still want the grant. We can continue with the way we are going and totally reject their offer again or we can include the signs and landscaping at the four lanes for a total of \$86,226.00. A third option is to pull the signs out of the grant and pay for them ourselves and do the landscaping only with the grant. Director Lovvorn stated that he has been in contact with Monique Hazelwood of TDOT and she stated that if we wanted to do the landscape only, the Mayor could sign a letter to change the scope of the project to do the landscape only. He stated that the biggest cost is the environmental documents and the plan design and the state will provide these at no cost to the City. If we include the signs in the grant we have to change to the breakaway design if the sign remains in the right of way of the state. Vice-Mayor Bissell made a motion to defer this decision to the November 15, 2012 meeting and open the bids and bring this information along with the additional information Director Lovvorn can acquire to that meeting. Commissioner Johnson seconded. All were in favor.

## **8. New Business –**

- A. Discuss and/or take action on recommendations from the Planning Commission - Director Lovvorn stated that there were two items being presented. The first item is
  - (1) 7.1 Discuss and/or take action on recommendations from sign workshop to amend the sign ordinance relative to computerized/digital signs. This is written in Bill # 2012-14 Ordinance No. 793 to enforce the illumination and brightness and message duration. Commissioner Carroll made a motion to approve. Mayor Totty seconded. Vice-Mayor Bissell made a motion to defer. There was no second. Vice-Mayor Bissell made a motion to refer to the planning commission to review all signs. Mayor Totty seconded. All were favor. Commissioner Sutton made an amendment that no action to be taken for six months on grandfathered signs. Vice-Mayor Bissell seconded.

All were in favor. Vice-Mayor Bissell read the caption for Bill #2012-14 Ordinance No. 793. All were in favor of the original motion. Attorney Cantrell stated that he will amend the ordinance before the second reading to include the six month delay.

- (2) 8.1 Rezoning application for the property located at 2725 Fairview Boulevard, from RS-40 to CG (Commercial General). Map 69, Parcel 60.00, 0.23 acres. Fast Pace Medical Clinic LLC owner. Director Lovvorn stated that this is for Fast Pace Medical Clinic to put in a paved and striped parking lot and do an addition of 1,400 square feet to the existing building. Commissioner Johnson made a motion to approve. Commissioner Sutton seconded. Attorney Cantrell stated that the approval is for him to prepare the documents. All were in favor.
- B. Discuss and/or take action on Preparing a bid package for the completion of the insulation and wiring of Triangle School – Commissioner Johnson stated that things are moving along and to keep from falling behind we want to get this brought to the engineers attention so he can start the process. Commissioner Johnson made a motion to have the City Manager or Director Lovvorn instruct the engineer to get the bid package together. Commissioner Sutton seconded. All were in favor.
- C. Discuss and/or take action on Letter of Intent with Energy Architects – City Manager Hyatt stated that he and the Mayor had met with Mr. John Sturgeon who is with Strategic Solar Project Development about the opportunity for solar panels to be placed on city buildings. There are two buildings that meet their requirements and that is the City Hall building and the new fire station building. Mr. Sturgeon stated that they have a non-binding letter of intent that allows them to proceed with some of the activities that helps them to determine if these are good locations or not, he then proceeded with a slide presentation. Vice-Mayor Bissell made a motion to approve the non-binding agreement. Commissioner Sutton seconded. All were in favor.
- D. Discuss and/or take action on School Facility Tax Request – Mayor Totty stated that an article in the local paper spoke about the high school band boosters to keep music playing and their fund raisers and asked for the Boards permission to go and talk to the principals to find out if there is a need in the arts and music departments. Vice-Mayor Bissell suggested that Mayor Totty include sports in her discussion with the principals. Commissioner Johnson made a motion to approve Mayor Totty to talk to the principals about the needs in the arts, music and sports departments. Commissioner Sutton seconded. All were in favor.
- E. Discuss and/or take action on Upgrading Communications – Director Lovvorn stated that after the floods in 2010 City Hall had no phone service for thirteen days. He stated that he has been looking at communication solutions to help us in case of a natural disaster. We currently have services through AT&T, Black Box, Windstream and Comcast. Comcast is the internet and cable tv service. Windstream can provide all the services for us and provide emergency phone service. The Board approved for Director Lovvorn to set up a presentation from Windstream at the next Board meeting.
- F. Discuss and/or take action on the School Zone Signage – Mayor Totty made a motion to give this to the Public Safety Committee. Commissioner Sutton seconded. All were in favor.
- G. Discuss and/or take action on the Wal-Mart Development Agreement changes – Director Lovvorn stated that Mr. Shaun Henry with Wal-Mart was here and that Wal-Mart had some changes on our standard site agreement. He stated that Wal-Mart added language dealing with bonds and what time they will be released. That was unacceptable and they brought back changes and the language now goes along with our subdivision regulations and the release of

bonds. Director Lovvorn stated that he was comfortable with the changes and Attorney Cantrell is fine with them. Vice-Mayor Bissell made a motion to approve. Commissioner Sutton seconded. Attorney Cantrell stated that he had received both documents and the finished product is acceptable. All were in favor.

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

- A. Miscellaneous Updates - City Manager Hyatt stated that with 840 opening up it will be important for the city and that rumors of what is to come have already started. He stated that the Fall Fun Day and Haunted Forest had great attendance and he was very impressed with the staff and pleased with the outcome.
- B. Staff Comments –
  - (1) Director Lovvorn gave his reports for the Planning Department, permits and Codes Department.
  - (2) City Manager Hyatt announced that there will be paving going on next week on Chester Road.
  - (3) Police Chief Harris gave his report.
  - (4) Fire Chief Cooper gave his report and reminded everyone that when you change your clock to change the batteries in your smoke detectors. He stated that if you need help changing them out they would be glad to come out and help.
- C. City Attorney Comments – He stated that he was proud that the Board passed the change to the sign ordinance on first reading and that you want to feel like you have taken every reasonable precaution to protect the citizens.

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

- A. Commissioner Carroll had no comments.
- B. Vice-Mayor Bissell apologized to the Mayor for calling her by her first name.
- C. Commissioner Sutton thanked everyone for coming out tonight and the participation from the audience.
- D. Commissioner Johnson had no comments.
- E. Mayor Totty wanted to re-invite everyone to come out to the Fairview Loves 840 celebration from 1:30 to 2:00 and that it is a motorcade and will be starting at Carter's Creek Pike and coming this way and stated that this is a moment in history.

**11. Mayor Totty asked for adjournment.**

- A. Commissioner Sutton made a motion to adjourn. Vice-Mayor Bissell seconded. All were in favor. The meeting adjourned at 9:15 p.m.

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Theresa Porter  
City Recorder