

CITY OF FAIRVIEW

BOARD OF COMMISSIONERS MEETING MINUTES

November 16, 2017

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, Mills, Johnson, Costanzo, Daugherty, Humphreys, Paisley, Sullivan

1. **Roll Call** - City Manager Collins called the roll and verified all members were present for a quorum
2. **Call to order** by Mayor Carroll at 7:10 p.m.
 - A. **Prayer and Pledge** led by Mayor Carroll
3. **Approval of the Agenda** – Vice Mayor Crutcher made a motion for approval with Commissioner Lucas seconding. All were in favor.
4. **Public Hearing** - Item 11A
 - A. Email from William & Kerri Almond of 7362 Cumberland Drive, read into record. The Almonds are concerned about traffic, density of the proposed development, and runoff water from the development and flooding possibilities. They request waiting until Cumberland Estates has been developed to wait and see how it changes things.
 - B. Donna Brooks, 7315 Chester Road, states there has been no comprehensive traffic study for Cumberland Drive, there is no comprehensive road plan and no way to move traffic
 - C. Mr. Melendez, 7106 Pleasant Grove Court, notes that traffic is a concern and adding to it will be a nightmare, there is no shoulder on Cumberland, concern over water and sewer supply and what to do with the residue caused by increased density
 - D. Jason Cannon, 7120 Pleasant Grove Court, voices concerns about traffic, existing school zone issues with one way at Cumberland, sewage issue and concern over decreased property values
5. **Citizen Comments** - NONE
6. **Awards and/or Recognitions** - NONE
7. **Public Announcements** – Christmas Parade is Saturday, December 2. Contact the Chamber of Commerce regarding participation. The city tree lighting is immediately following the parade at 5:30 p.m.
8. **Staff Comments** – NONE
9. **Approval of the Minutes** – N/A
10. **Consent Agenda Consisting of Items as Follows**
 - A. Minutes from the November 2, 2017 Board of Commissioners Meeting
 - B. Minutes from the November 2, 2017 Work Session

Vice Mayor Crutcher made a motion for approval with Commissioner Rainey seconding. All were in favor.

11. **Old Business**

- A. Second and Final Reading of Ordinance #2017-26, An Ordinance to Amend the City of Fairview Zoning Ordinance by Changing the Official Zoning Map for Tax Map 47, Parcel 66.00, 33.8 Acres, Located at 7380 – 7402 Cumberland Drive, From a RS-40 (Low-Density Residential) Zoning District to a R-20 (Medium-Density) Zoning District. Commissioner Rainey notes after the workshop discussion and the Almond's letter she has real concerns and asks if it would be better to wait. Mayor Carroll states it's a valid point that we don't know the impact but there was a traffic study completed and it was asked for both subdivisions to be considered and they were approved by the study. Vice Mayor Crutcher notes there will always be oppositions but the R20 is conventional zoning so it will not be smaller lot sizes like Cumberland Estates. Probably all subdivisions have had some opposition. Commissioner Burks asked whether the water calculations take into account outside water sources or just those on the parcel. The engineer noted they take into account all sources. Crutcher reviews the low number of houses for sale in the 37062 zip code and stated if the city is not growing it's dying. Crutcher believes this type of project is what we want to see.

Motion: Crutcher

Second: Burks

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

- B. Second and Final Reading of Ordinance #2017-27 Relating to Speed Limits

Motion: Lucas

Second: Rainey

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

12. New Business

- A. Resolution No. 27-17, A Resolution of the City of Fairview, Tennessee, Establishing Speed Limits Within the Corporate Limits of the City of Fairview – City Manager Collins notes he has taken an inventory of streets and audited speed limits to draft this resolution. The ordinance we just passed indicates speed limits are to be set by resolution and if this passes we will amend signage as needed. An amended motion is made for approval with 45 mph on Highway 100 from Hickman County line to 500 feet south of Cumberland Drive where it changes to 35 mph to Old Nashville Road and then back to 45 mph.

Motion: Burks

Second: Lucas

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

- B. Ordinance No. 2017-28, An Ordinance to Amend Title 12, Chapter 4 and Chapter 5 of the City of Fairview's Municipal Code as it Pertains to the Residential Code and the Energy Code, Respectively – this is a clean up from last year's adoption of the code

Motion: Burks

Second: Rainey

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

- C. Removal of Tim Mangrum from Planning Commission – Commissioner Burks notes that Mr. Mangrum resigned from the Planning Commission last Tuesday night. Commissioner Lucas notes that would have been helpful to know before the meeting. NO ACTION.
- D. Ordinance Requirement for Silt Fencing on all Construction Enforceable with a Stop Work Order – Commissioner Burks notes he's received several complaints regarding mud from construction sites and asks whether we require a silt fence or gravel construction entrance and how that is enforced or is it enforceable locally without an ordinance? Collins replies TDEC requires a storm water pollution prevention plan be approved and a permit displayed at every job site and is the enforcement agency. For us to enforce these we would need to amend our subdivision regulations and follow with an ordinance. The Board agreed to move forward with this process.

14. City Manager Items for Discussion

- A. Miscellaneous Updates – City Manager Collins thanked everyone who worked on the Veteran's Day parade. Collins will be submitting a Request for Qualifications for an engineer on the sidewalk project on 100 as well as an RFQ on the comprehensive plan which should be on track for completion within the 2018 calendar year.
- B. City Attorney Comments – Attorney Andrew Mills points out that to enforce violations of an ordinance you have options such as a stop work order, issue a citation or issue an emergency injunction. These actions would not be able to be implemented without an ordinance.

15. Communications from the Mayor and Commissioners

- A. Commissioner Rainey - NONE
- B. Commissioner Lucas echoed the city manager regarding the Veteran's Day parade noting it was a successful first year event. Lucas wished everyone a Happy Thanksgiving next week reminding that Graceworks is hosting the Turkey Trot 5K that morning. Lucas also reminds of opportunities to give such as Shop with a Cop and Toys for Tots. The Facebook live proposal has been sent to the city manager and city attorney for review and he hopes to have it cleaned up for presentation on the next agenda.
- C. Commissioner Burks asks that for all rezoning and annexation requests the Board receive full details in their packets. He also requests that citizens dig deep and give generously this holiday season. Burks asks for \$500 of his community resources to go to Shop with a Cop.
- D. Vice Mayor Crutcher thanked the citizens who participated in the public hearing. Crutcher notes we have a big football game at Pearl Cohn tomorrow night and if we win the Yellowjackets host the semi-final game at home which has never happened in our history. Crutcher also noted our U-verse channel is without sound.
- E. Mayor Carroll asked about the status of King Road paving and city manager Collins noted we are waiting for the equipment to be mobilized. Carroll thanked all for their involvement in the Veterans Day parade noting it was the perfect venue and the event turned out great. Carroll continues that rezoning discussions can be long but we are obligated to take part in discussions especially when they are thought provoking. To shorten those discussions would be cheating the process. Carroll notes she will not be in attendance for the first meeting in December but hopes to be back by the second after a surgery. Carroll wishes everyone a Happy Thanksgiving.

- 16. **Adjournment** - Commissioner Lucas made a motion for adjournment seconded by Commissioner Burks. All were in favor and meeting was adjourned at 8:33 p.m.

Brandy Johnson
City Recorder
