

CITY OF FAIRVIEW

BOARD OF COMMISSIONERS MEETING MINUTES

November 17, 2016

Patti L Carroll, Mayor
Toney R Sutton, Vice-Mayor
Allen Bissell, Commissioner
Shannon L Crutcher, Commissioner
Stuart L Johnson, Commissioner
Scott Collins, City Manager
Tom Daugherty, CFO
Larry Cantrell, City Attorney
Brandy Johnson, City Recorder

Present: Carroll, Crutcher, Johnson

Others Present: Collins, Cantrell, Johnson, Daugherty, Hall, O'Neal, Paisley, Smith

Absent: Bissell, Sutton

1. Call to order by Mayor Carroll at 7:00 p.m.

A. Prayer and Pledge led by Mayor Carroll

2. Approval of the Agenda - Commissioner Crutcher made a motion for approval with Commissioner Johnson seconding. Recorder Johnson noted the request from Attorney Cantrell for the addition of Ordinance 946 and Resolution 15-16 as items F and G under New Business. Cantrell noted the hearing for the addition may be held just prior to the items. All were in favor.

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

A. Jerry Cary, representing the Fairview Community Theater Group, a newly formed group with 250 interested people. The group's first production will be "Southern Fried Funeral" in late February/early March. The group asks for the city's support in use of the triangle school building for performances and in embracing the arts.

4. Awards and/or Recognitions - NONE

5. Public Announcements - Mayor Carroll announced that the three new commissioners will be sworn in on December 1 and recognized their presence at tonight's meeting.

6. Staff Comments

- A. Recorder Johnson apologized for a different version of the agenda in this week's Observer and noted that city offices will be closed November 24 and 25 in observance of Thanksgiving.
- B. Finance Director Daugherty states revenue is increasing and the finance report for October is on the website and sales tax is continuing to drive our revenues.
- C. Codes Director Hall states it is a busy time with lots of inspections. The Safe Routes to School project is out for bid and Hardee's had a delay due to dissatisfaction with the paving so their new opening date is November 29.
- D. Fire Chief O'Neal reminds of the burn ban in place and according to the National Weather Service we are under a severe drought but very close to an extreme drought. We need precipitation before the ban can be lifted. City officials will coordinate with the state and county on the ban status.
- E. Community Services Director Paisley reminds of the star party scheduled for tomorrow night from 6:30 until 9 pm for all ages. Paisley asks to watch weather reports as this event may be cancelled for cloud cover or incoming rain.

7. Approval of the Minutes (only needed if removed from consent agenda)

8. Consent Agenda Consisting of Items as Follows

- A. Approval of the Minutes from the November 17, 2016 Board of Commissioners Meeting
- B. Second and Final Reading of Bill #2016-30, Ordinance No. 944, An Ordinance to Repeal in its Entirety Ordinance No. 938, An Ordinance for an Amendment to the City of Fairview, Tennessee, Budget for Fiscal Year 2016-2017 Budget (Un-Appropriate Impact Fee)
- C. Second and Final Reading of Bill #2016-31, Ordinance No. 945, An Ordinance for an Amendment to the City of Fairview, Tennessee, Budget for Fiscal Year 2016-2017 Budget (Bowie Park Interstate Signs)

Commissioner Johnson made a motion for approval with Commissioner Crutcher seconding. All were in favor.

9. Old Business

10. New Business

- A. Discuss and/or Take Action on Certificate of Compliance for Sister's Cellar – Attorney Cantrell notes this is the renewal and Mr. Hall confirmed they comply with all city codes and ordinances. Commissioner Crutcher made a motion for approval with Commissioner Johnson seconding. All were in favor.
- B. Discuss and/or Take Action on Recommendation from Planning Commission for Rezoning of Property Located at 2480 Fairview Blvd from RS-40 (Residential) to CG (Commercial General), Map 46, Parcel 69.00, 13.39 Acres, Owners: Craig and Janet Cropper – Mayor Carroll read the caption. The Croppers were present and Attorney Cantrell noted this is to authorize the attorney to prepare the documents for the rezoning. Commissioner Johnson made a motion for approval with Commissioner Crutcher seconding. All were in favor.
- C. Discuss and/or Take Action on Resolution No. 12-16, A Resolution Adopting a Plan of Services for the Annexation of Property Belonging to Erick Allen Maggart and Wife Kelly Lenore Lampley Maggart and to Incorporate the Same Within the Corporate Boundaries of the City of Fairview, Tennessee. The Property is Located at 7338 Overby Road, Fairview, Tennessee and is Shown on City of Fairview, Tennessee, Geological Listing of Assessment Roll Map 46, Parcel 44.06 – Mayor Carroll read the caption and Attorney Cantrell notes the state legislature changed the process since our last annexation. Tonight this is for recommendation to the Planning Commission for their December meeting and then BOC will have final reading in January due to time limits. Commissioner Johnson made a motion for approval with Commissioner Crutcher seconding. All were in favor.
- D. Discuss and/or Take Action on Resolution No. 13-16, A Resolution to Annex Certain Property, Located at 7338 Overbey Road, Map 46, Parcel 44.06, Herein Described Below and to Incorporate Same Within the Corporate Boundaries of the City of Fairview, Tennessee; Belonging to Erick Allen Maggart and Wife Kelly Lenore Lampley Maggart. All the Property Proposed for Annexation Lies Within the City of Fairview, Tennessee's Growth Boundary, Containing 2.17 Acres – Mayor Carroll read the caption and Attorney Cantrell stated this is the annexation resolution that needs a recommendation to the Planning Commission. Commissioner Johnson made a motion for approval with Commissioner Crutcher seconding. All were in favor.
- E. Discuss and/or Take Action on Walmart Grant – Chief Smith announces we have received \$1,250 from Walmart as a non-matching community grant. These funds will go toward the Shop with a Cop program. Donations and family suggestions are still open. No action.

Attorney Cantrell states items F and G are related to one another and the ordinance is a revised version of our current ordinance related to the flood plain. Approval is required to remain in the FEMA flood insurance program. Cantrell apologized for the late addition noting the state needs this back by December 22 so the city is not excluded from the program. The Board will need to have first reading tonight then refer to the Planning Commission for their December meeting. It will then come back to the Board at a special meeting tentatively scheduled for December 19. This is bordering on an emergency circumstance. Commissioner Crutcher made a motion to approve the addition of items F and G as an exigent circumstance as described by the city attorney seconded by Commissioner Johnson. All were in favor.

- F. Discuss and/or Take Action on Bill #2016-32, Ordinance No. 946, An Ordinance Adopted for the Purpose of Amending the City of Fairview, Tennessee Municipal Zoning Ordinance (Ordinance 444) Regulating Development Within the Corporate Limits of Fairview, Tennessee, to Minimize Danger to Life and Property Due to Flooding, and to Maintain Eligibility for Participation in the National Flood Insurance Program and to Repeal in its Entirety Bill Number 2004-18, Ordinance No. 579 – Commissioner Johnson read the caption and made a motion for approval with Commissioner Crutcher seconding. All were in favor.
- G. Discuss and/or Take Action on Resolution No. 15-16, A Resolution to Set a Public Hearing for the Purpose of Obtaining Public Comment on Ordinance 946, an Ordinance Adopted for the Purpose of Amending the City of Fairview, Tennessee Municipal Zoning Ordinance (Ordinance 444) Regulating Development within the Corporate Limits of Fairview, Tennessee, to Minimize Danger to Life and Property Due to Flooding, and to Maintain Eligibility for Participation in the National Flood Insurance Program and to Repeal in its Entirety Bill Number 2004-18, Ordinance No. 579 – Commissioner Johnson read the caption and made a motion for approval with Commissioner Crutcher seconding. All were in favor. City Manager Collins notes we have the December 1 regular meeting and the consensus of the Board was to cancel the regular December 15 meeting and hold all business at the December 19 special meeting. Commissioner Johnson made a motion for approval seconded by Commissioner Crutcher. All were in favor.

10. City Manager Items for Discussion

- A. Miscellaneous Updates - City Manager Collins notes he is very close to having the costs for completion of History Village and adds Dr. Rice has requested additional lighting and security for all the buildings. Collins will bring back to the Board for follow up. On the Christmas wreath issue a couple of notes; structural issues with weight of wreath/bracket, MTEMC owns the poles and must give permission and they have not; our bucket truck is not insulated and neither is the ladder truck for hanging; hanging requires two people. Collins states we are open to alternate uses such as how they were used last year along City Center Way. Mayor Carroll requested a meeting between MTEMC, County Commissioners and the BOC regarding this matter. Collins notes the Police Department was shut down last week for 48 hours. Collins thanked the Williamson County Sheriff's Office for their assistance and particularly Corporal Ronnie Parker and Sheriff Long and his staff. Collins notes a good bit of work was completed during the shut down and he is working on a full report. Collins listed 10 critical areas for the Police Department to work on noting there is talent in the department but the city needs to make an investment moving forward.
- B. City Attorney Comments – Attorney Cantrell thanked the Board for allowing the additional items. Cantrell wished the Mayor, commissioners, staff and boards a safe and happy Thanksgiving.

11. Communications from the Mayor and Commissioners

- A. Commissioner Crutcher – NONE
- B. Commissioner Johnson thanked the citizens for 16 years of service and congratulated Commissioner-elect Rainey, Commissioner-elect Lucas and Commissioner-elect Burks
- C. Mayor Carroll – echoed congratulations noting there will be change but sometimes change is good. Carroll wishes Johnson a normal life, noting it is well-deserved. Carroll asks all to keep the Sutton family in their prayers as his daughter has been in and out of the hospital as well as wishes everyone a Happy Thanksgiving.

- 12. Adjournment** – Commissioner Johnson made a motion for adjournment with Commissioner Crutcher seconding. Meeting was adjourned at 7:52 p.m.

Brandy Johnson
City Recorder