

City of Fairview

BOARD OF COMMISSIONERS

November 18, 2004

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

Present: Arney, Brison, Hall, Johnson, Mangrum

Others Present: Cantrell, Forehand

Absent: Deck (City Manager's Conference)

1. Mayor Johnson called the meeting to order at 7:04 p.m.

A. Mayor Johnson led the prayer and pledge to the flag.

2. Oath of Office –

- A. Judge M.T. Taylor administered the Oath of Office for the newly elected Commissioners: Ken Brison, Wayne Hall and Stuart L. Johnson.
- B. Election of the Mayor – Mayor Johnson asked City Attorney Cantrell to be temporary chairman of the meeting for the election of the Mayor. Cantrell then asked for nominations for Mayor. Hall nominated Mangrum. Johnson nominated Brison. Johnson then made a motion for all nominations to cease. Arney seconded the motion. All were in favor. A roll call vote was taken for Mayor: Brison received votes from Arney, Johnson, and Brison. Mangrum received votes from Hall and Mangrum. Brison was elected Mayor.
- C. Election of the Vice-Mayor - Mayor Brison asked for nominations for Vice-Mayor. Hall nominated Arney. Mangrum nominated Johnson. Hall made a motion that all nominations cease. Mangrum seconded the motion. All were in favor. A roll call vote was taken: Arney received votes from Hall, Johnson, Arney and Brison. Johnson did not receive any votes. Mangrum abstained from voting. Arney was elected Vice-Mayor.
- D. Appointments to Board and/or Committees – Brison asked Hall to serve on the Planning Commission as his designee. Hall stated that he would. Arney volunteered to remain on the Planning Commission as the Commissioner Member. ***Johnson volunteered to be on the Board of Zoning Appeals. Hall will remain on the Board of Adjustments and Appeals.**

3. Approval of the Agenda –

- A. Mayor Brison advised that the Sewer Issue needs to be added to the Agenda as Item E under New Business. There were no objections.

4. Citizen Comments –

- A. Gary Hardison reported that his junior pro football team, the Titans, won the superbowl. He was once again requesting that his team be given a place to practice. He did advice that he had met with the County and the CRA and they are trying to reconcile their differences. He stated that the County recognizes how soccer has grown but so has football. He asked for land to be donated to his team for a practice field.
- B. Brian Bell a parent of one of the cheerleaders for the Titans also asked the City to consider donating land for a practice field for the Titans.

5. Awards and Recognitions -

- A. Commissioner Johnson read a proclamation honoring the Fairview Soccer Team consisting of eight and nine year olds who won the Queen City Classic Tournament in Clarksville, Tn.

6. Public Announcements – None**7. Approval of the Minutes –**

- A. Presented for approval were the minutes of the Public Hearing held on November 4, 2004. Mangrum made a motion to approve the minutes as presented. Arney seconded the motion. All were in favor.
- B. Presented for approval were the minutes of the Board of Commissioners Meeting held on November 4, 2004. Mangrum made a motion to approve the minutes as presented. Hall seconded the motion. All were in favor.

8. Old Business –

- A. Presented for first reading was Bill # 2004-34: the rezoning of property located on Northwest Hwy. from RS-40 to AR-5A, Map 21, p/o Parcel 60.03 and containing 5.50 acres –Turnkey Developers, Inc. – owner. Commissioner Mangrum read the caption and made a motion to past Bill #2004-31 on first reading. Arney seconded the motion. All were in favor.
- B. Donation of the out parcel on Dice Lampley Road to the Williamson County Government – Mangrum reported on a meeting with the County concerning the out parcel. The County said that the property is not suited for ball fields. Mangrum did report that the County is working on lighting the present practice fields at the high school. Brison and Hall went with them to look at the old Triangle School property but since it is across the street from the Recreation Center they felt there might be a safety issue. The County also stated that they are looking at putting lights on the Middle School property also. Brison reported that the County said there is money available for purchasing land if anyone knows of some land for sale that is suitable for practice fields.
- C. Alcohol Committee Recommendations – Chairman Joe Singer was present and explained three recommendations made by the Committee. (see minutes attached) City Attorney Cantrell stated that since liquor by the drink has passed that they should have a workshop with the Planning Commission to come up with some recommendations. Hall asked that the Beer Board be included. It was also decided the Alcohol Committee should attend. Johnson then made a motion to have the

workshop meeting on November 30th at 5:30 p.m. Mangrum seconded the motion. All were in favor.

- D. Annexation to the I-840 interchange: corridor annexation or all properties along Hwy. 100 - Mangrum stated that he felt they need to annex all the properties along highway to the Hickman County line and also to the Davidson County line. When the corridor annexation was done on Hwy. 96 North a few years ago it just caused problems. After further discussion, Mangrum made a motion to proceed with the annexation of properties along Highway 100 to the Hickman County line and to the Davidson County line and to have the City Attorney prepare the necessary ordinance. Johnson seconded the motion. All were in favor.

9. New Business -

- A. Sell Jeep at the Fire Department – Fire Chief Cooper reported that the police department still has two cars they have not sold and he would like to sell his jeep and use one of the patrol cars. He also advised that the jeep would bring more money than one of the patrol cars. Arney stated that he would like to keep the jeep and use it in some other department. After further discussion Arney made a motion to defer action on the sale of the jeep and can send it to the ad hoc committee. Hall seconded the motion. All were in favor. Johnson asked if the Board objected to the Fire Chief been given permission to go ahead and use one of the patrol cars if he can work it out with the City Manager. There were no objections.
- B. Mixed Use Ordinance on Multiple Residential/Office Districts – Mangrum explained that this would allow for commercial use on the first floor of a building and residential use on the second floor. Mangrum asked the fire chief if there are any restrictions on the height of buildings. Cooper advised that the City can have buildings as high as three stories under the present fire codes. Mangrum made a motion to have Cantrell prepare the ordinance. Cantrell asked if they wanted to get some input from the Planning Commission first. Mangrum stated that the Planning Commission can look at it at their next meeting and then the Board can have the first reading on the ordinance at the second meeting in December. Arney seconded the motion. All were in favor.
- C. Meters to be installed on the Sewer Pump Stations – Mangrum stated that at the present time we have to no way to measure the flow into the pumping stations. He also advised that this would help to determine where the most inflow is coming from and help to eliminate some of it. Mangrum made a motion to have the engineers prepare a proposal on the meters for the next meeting. Hall seconded the motion. All were in favor.
- D. Presented for first reading was Bill #2004-35: Amending Section 16-208 of the Fairview Municipal Code on driveway and access permits. Mangrum read the caption and made a motion to adopt it on first reading. Hall seconded the motion. A discussion was held on who would have to get the permits and who would approve the access. Cantrell stated that the director of codes would approve the access. It was discussed that the city engineer should make that decision. Brison stated that if anyone wants to change something in the ordinance then they need to contact the city attorney before the next meeting. Vote on motion: All were in favor.

- E. Sewer System Expansion Project – Mangrum reported that this came out of a legal meeting held last week. There are 10.5 acres at the present wastewater plant. A drip irrigation system can be put in now which will allow the plant to treat an additional 30,000 gallons per day, which is approximately 100 new homes. The engineers can add the irrigation system to the plans already presented to the State for approval. The cost of the drip irrigation system is \$40,000 (see memo from SSR) and can be installed in 60 to 90 days from approval by the State. Mangrum made a motion to allow the engineers to proceed with the drip irrigation system. Arney seconded the motion. All were in favor.

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

- A. City Manager's Employment - Mayor Brison advised that the Board members received a certified letter from Al Deck stating his intentions to pursue other employment. (see copy attached) Cantrell read the letter. Arney stated that since the city manager is not present they need to defer any action on the letter and have a meeting with the city attorney. Mangrum stated that the letter leaves them with three choices: (1) terminate the city manager, (2) allow him to continue and wait for him to find another job or (3) make a proposal to him on a severance package. Mangrum stated the present contract with the city manager is through June 30, 2005 and includes a 90 day severance pay. Hall asked Cantrell if they should have a legal meeting to discuss the city manager. Cantrell stated that he thought that would be a good idea but he would need to review the contract. Brison asked Cantrell who he represents. Cantrell stated that he was hired to represent the City. Arney made a motion to have a legal meeting on November 30th after the Workshop Meeting and then immediately following the legal meeting a Special Board Meeting to address the City manager's Employment. Hall seconded the motion. All were in favor.

11. Communications from the Mayor and Commissioners –

- A. Arney thanked Johnson for his service as Mayor.
- B. Hall stated that he appreciated the citizens coming out to the Board Meeting.
- C. Johnson stated that we have a new Mayor and Vice-Mayor and he hoped that they can all work together to help the City. They also need to help the kids have practice fields.
- D. Mangrum thanked everyone for coming to the meeting.
- E. Cantrell stated that it has been a pleasure working with this Board. He complimented the Board on their hard work on many different issues.
- F. Brison thanked the Board for voting him in as Mayor.

12. The meeting adjourned at 8:25 p.m.

***correction**

Kathleen Daugherty, CMC
City Recorder

