

CITY OF FAIRVIEW

BOARD OF COMMISSIONERS MEETING MINUTES

November 20, 2014

Patti L Carroll, Mayor
Toney R Sutton, Vice-Mayor
Allen Bissell, Commissioner
Shannon L Crutcher, Commissioner
Stuart L Johnson, Commissioner
Wayne Hall, City Manager
Larry Cantrell, City Attorney
Brandy Johnson, City Recorder

Present: Carroll, Sutton, Bissell, Crutcher, Johnson, Totty

Others Present: Hall, Cantrell, Humber, Daugherty, Johnson, Paisley, Harris, Cooper

1. **Call to order by Mayor Totty** at 7:03 p.m.
 - A. Prayer and Pledge led by Mayor Totty

Mayor Totty calls for a recess at 7:05 pm and called the meeting back to order at 7:11 pm.

2. **Swearing in of Elected Officials by Judge M.T. Taylor, Jr** – Judge Taylor states he misses Fairview and is happy to call it his hometown. He states he has been coming to meetings since he was 8 years old and is happy that these two people he knows personally were elected. Taylor leads Patti Carroll and Shannon Crutcher in simultaneous oaths for the office of Mayor and Commissioner, respectively.
3. **Election of Vice-Mayor** – Mayor Carroll nominated Commissioner Crutcher and Vice Mayor Johnson nominated Commissioner Sutton. Commissioner Bissell made a motion to close nominations and Mayor Carroll called for a roll call vote. Bissell for Sutton, Crutcher for Crutcher, Carroll for Crutcher, Johnson for Sutton and Sutton for Sutton. Mayor Carroll welcomes Vice Mayor Sutton and Commissioner Johnson and Sutton switch seats.
4. **Approval of the Agenda** – Vice Mayor Sutton made a motion for approval with Commissioner Bissell seconding. All were in favor.
5. **Citizen Comments – (Limited to the first 5 citizens to sign in and a limit of 3 minutes each).** – NONE
6. **Awards and/or Recognitions –**
 - A. Presentation to Mayor Totty – Vice Mayor Sutton presents Mayor Totty with a personalized gavel plaque. Sutton recognizes Mayor Totty's hard work, dedication and diligence to the city in her four years of outstanding service. Mayor Carroll also shares a special thank you noting it was an honor to serve alongside Mayor Totty who was Fairview's 20th Mayor and the 2nd elected Mayor.
 - B. Employee of the Month Presentation to Lieutenant Roy Russell by City Manager Wayne Hall. Hall states he doesn't know what he would do without Mr. Russell as he helps every employee in the city and is a great asset.
7. **Public Announcements** – SKIPPED
8. **Approval of the Minutes** –

- A. Approval of the Minutes from the November 6, 2014 Board of Commissioners Meeting – Vice Mayor Sutton made a motion for approval with Commissioner Bissell seconding. All were in favor.

9. Old Business –

- A. Discuss and/or Take Action on Second Reading of Bill #2014-25, Ordinance No. 847, An Ordinance to Amend City of Fairview, Tennessee, Municipal Code, Title 5, “Municipal Finance and Taxation,” Chapter 6, “Adequate Facilities Tax,” Section 5-604 “Use of Tax” – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- B. Discuss and/or Take Action on Second Reading of Bill #2014-27, Ordinance No. 849, An Ordinance for an Amendment to the City of Fairview, Tennessee, Budget for Fiscal Year 2014-2015 Budget – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- C. Discuss and/or Take Action on Second Reading of Bill #2014-28, Ordinance No. 850, An Ordinance to Amend City of Fairview, Tennessee, Municipal Code, Title 13, “Property Maintenance Regs.,” Chapter 4, “Tree Planting and Protection” Section 13-409 “Community Tree Plan.” – Commissioner Johnson read the caption. Vice Mayor Sutton made a motion for approval with Commissioner Crutcher seconding. All were in favor.
- D. Discuss and/or Take Action on Second Reading of Bill #2014-29, Ordinance No. 851, An Ordinance for an Amendment to the City of Fairview, Tennessee, Budget for Fiscal Year 2014-2015 Budget - Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.

10. New Business

- A. Discuss and/or Take Action on Retirement of K-9 Officer, Terra – Commissioner Johnson turns the item over to Police Chief, Terry Harris. Harris states Terra is our K-9 officer who has brought between \$150,000-175,000 to the department in seizures. She is not that old but it is hard work and jumping in and out of the truck several times a day is rough on her joints. Harris states Agent Shane Dunning is her handler and asks the Board to give Terra to Shane. Commissioner Johnson reads a proclamation in honor of Terra and Agent Dunning and makes a motion to allow this retired officer to remain with Agent Dunning with Vice Mayor Sutton seconding. Sutton states it is customary to allow the handler to keep the retired K-9 officer and confirms that in the past the city has paid for 6 months of food. Johnson withdraws his motion and Vice Mayor Sutton makes a motion to deed the dog to Dunning and pay for 6 months of food for Terra with Commissioner Johnson seconding. All were in favor. Chief Harris also introduces our new K-9 Officer, Lexie who just recently graduated from the K-9 Academy.
- B. Discuss and/or Take Action on Certificate of Compliance for Retail Package Store for Sister's Cellar, 1518 Hwy 96 N, owners Denise M. Clark & Karen B. Irving – Vice Mayor Sutton asks where the store is to be located and owner Denise Clark answers at Exit 182. Sutton confirms this is where the 182 liquor store is currently and this is for change of ownership at that location. Sutton states we have clear background checks and makes a motion for approval with Commissioner Johnson seconding. All were in favor.
- C. Discuss and/or Take Action on Approval of Parade Permit for Fairview Chamber of Commerce Christmas Parade – Commissioner Johnson states Chief asked for Board approval due to the lane closure required and made a motion for approval with Vice Mayor Sutton seconding. Johnson states the parade is scheduled for Saturday, December 13th at 11:00 am. Sutton states he would like the City Manager to handle this in the future. Chamber President Cherry states the eastbound lane will remain open in case of emergency. Lineup of floats for judging will begin at 10:00 am with step off at 11:00 am. All were in favor.
- D. Discuss and/or Take Action on Cancellation of Board of Commissioners meeting January 1, 2015 – Vice Mayor Sutton makes a motion to cancel the meeting, noting that City Hall is closed for the New Year's holiday. Commissioner Johnson seconds and all were in favor.

- E. Discuss and/or Take Action on Bill #2104-33, Ordinance No. 855, An Ordinance to Change the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7161 Cox Pike, Owned by Richard W. McCord and Denise R. McCord, as Shown on, Williamson County, Tax Map 42H, Group C, Parcel 2.01, From RS-40 to Town Center Overlay District (TCOD) Without Designation, Approximately 0.48 Acres – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- F. Discuss and/or Take Action on Bill #2014-34, Ordinance No. 856, An Ordinance to Change the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7159 Cox Pike, Owned by Roger E. Lampley and Deborah Hall Lampley, as Shown on, Williamson County, Tax Map 42H, Group C, Parcel 2.02, From RS-40 to Town Center Overlay District (TCOD) Without Designation -
- G. Discuss and/or Take Action on Bill #2014-35, Ordinance No. 857, An Ordinance to Change the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7119 Cox Pike, Owned by Elton C. Hall and Deborah L. Hall, as Shown on, Williamson County, Tax Map 42H, Parcel 3.00, From RS-40 to Town Center Overlay District (TCOD) Without Designation, Approximately 0.58 Acres - Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- H. Discuss and/or Take Action on Bill #2014-36, Ordinance No. 858, An Ordinance to Change the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7151 Cox Pike, Owned by Elton C. Hall and Deborah L. Hall, as Shown on, Williamson County, Tax Map 42H, Parcel 3.00, From RS-40 to Town Center Overlay District (TCOD) Without Designation, Approximately 1.30 Acres - Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- I. Discuss and/or Take Action on Bill #2014-37, Ordinance No. 859, An Ordinance to Change the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7114 Wiley Circle, Owned by Roger E. Lampley and Deborah Hall Lampley, as Shown on, Williamson County, Tax Map 42H, Group C, Parcel 1.00, From RS-40 to Town Center Overlay District (TCOD) Without Designation - Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- J. Discuss and/or Take Action on Bill #2014-38, Ordinance No. 860, An Ordinance to Change the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7112 Wiley Circle, Owned by Roger E. Lampley and Deborah Hall Lampley, as Shown on, Williamson County, Tax Map 42H, Group C, Parcel 2.00, From RS-40 to Town Center Overlay District (TCOD) Without Designation - Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- K. Discuss and/or Take Action on Bill #2014-39, Ordinance No. 861, An Ordinance to Change the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7169 Cox Pike, Owned by Margie McCord, as Shown on, Williamson County, Tax Map 42, Parcel 179, From RS-40 to Town Center Overlay District (TCOD) Without Designation, Approximately 1.30 Acres - Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- L. Discuss and/or Take Action on a Resolution Declaring the First Saturday of Each December “Bowie Nature Park Volunteer Day” – Commissioner Bissell notes after the agenda was submitted park staff changed the name to “Community Park Day” and reads a proclamation to establish a specific day to volunteer in the park system on an annual basis, making a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- M. Discuss and/or Take Action on a Resolution Declaring the Medical Clinic and Old Post Office Located at Historical Village City of Fairview Historical Buildings – Bissell states the plan was to open Historical Village this month but due to a little water problem that had to be postponed. He notes as we work toward a C.O. (Certificate of Occupancy), some questions arose about Jingo Post Office and the First Medical Clinic. The state will not grant historical status (which would exempt from the need of a C.O. or ADA

- compliance) because they were moved from their original location. Bissell states the city can designate these buildings as historical buildings so we may apply for exemption with the state. After reading a proclamation declaring the buildings city historical sites, Bissell makes a motion for approval with Commissioner Johnson seconding. All were in favor.
- N. Discuss and/or Take Action on an Assistance to Firefighters Grant – Commissioner Johnson turns the item over to Chief Cooper who asks for a motion and second before discussing. Mayor Carroll makes a motion of approval with Commissioner Johnson seconding. Cooper notes this AFG is a 95/5 grant and notes the funds would be used for equipment. He continues that the department needs to replace their air compressor, and jaws of life. He states competition is fierce to receive this grant and it will take about 6 months to finalize the award so we would have notice to include our portion of funding in next year's budget. He intends on selling some of our older equipment to aid in raising funds for our matching portion. He also notes that he will apply for \$200,000 of funding so our max out of pocket would be \$10,000 but that he needs an amendment to the motion stating the application will cap at \$200,000. Commissioner Bissell makes the motion to cap the application at \$200,000 with Vice Mayor Sutton seconding. All were in favor of both the original and amended motions.
 - O. Discuss and/or Take Action on SAFER Grant – Commissioner Johnson made a motion for approval with Vice Mayor Sutton seconding. Chief Cooper requests permission to apply for another SAFER grant stating the one we have now expires January of 2016. He notes it is designed for soldiers getting out of military service as a way to develop skills. Cooper states application for the grant is not open yet but the competition is fierce and he would like to apply when it becomes available noting the process takes about a year to complete. Vice Mayor Sutton asks if the city is required to maintain those positions at the end of the grant and Cooper states no. All were in favor.
 - P. Discuss and/or Take Action on Approval of Bid for Resurfacing Grant – Commissioner Johnson turns the floor over to Codes/Planning Director Frank Humber who states we opened bids for this project on Tuesday and they have been reviewed by our engineer and presented to TDOT who must review before we act. Humber requests this item be carried over to the first meeting in January. Vice Mayor Sutton made a motion to carry the item over to the first meeting in January with Commissioner Johnson seconding. All were in favor.
 - Q. Discuss and/or Take Action on First Reading of Bill #2014-25, Ordinance No. 847, An Ordinance for an Amendment to the City of Fairview, Tennessee, Budget for the Fiscal Year 2014-2015 (Juniper Trees at City Hall) – Commissioner Bissell read the caption. Commissioner Johnson made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
 - R. Discuss and/or Take Action on Resolution #18-14, a Resolution to Set a Public Hearing for the Purpose of Obtaining Public Comment on Changing the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7161 Cox Pike, Owned by Richard W. McCord and Denise R. McCord, as Shown on, Williamson County, Tax Map 42H, Group C, Parcel 2.01, From RS-40 to Town Center Overlay District (TCOD) Without Designation, Approximately 0.48 Acres – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
 - S. Discuss and/or Take Action on Resolution #19-14, a Resolution to Set a Public Hearing for the Purpose of Obtaining Public Comment on Changing the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7159 Cox Pike, Owned by Roger E. Lampley and Deborah Hall Lampley, as Shown on, Williamson County, Tax Map 42H, Group C, Parcel 2.02, From RS-40 to Town Center Overlay District (TCOD) Without Designation – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
 - T. Discuss and/or Take Action on Resolution #20-14, a Resolution to Set a Public Hearing for the Purpose of Obtaining Public Comment on Changing the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7119 Cox Pike, Owned by Elton C. Hall and Deborah L. Hall, as Shown on, Williamson County, Tax Map 42H, Parcel 3.00, From RS-40 to Town Center Overlay District (TCOD) Without Designation,

- Approximately 0.58 Acres – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
- U. Discuss and/or Take Action on Resolution #21-14, a Resolution to Set a Public Hearing for the Purpose of Obtaining Public Comment on Changing the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7151 Cox Pike, Owned by Elton C. Hall and Deborah L. Hall, as Shown on, Williamson County, Tax Map 42H, Parcel 3.00, From RS-40 to Town Center Overlay District (TCOD) Without Designation, Approximately 1.30 Acres – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
 - V. Discuss and/or Take Action on Resolution #22-14, a Resolution to Set a Public Hearing for the Purpose of Obtaining Public Comment on Changing the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7114 Wiley Circle, Owned by Roger E. Lampley and Deborah Hall Lampley, as Shown on, Williamson County, Tax Map 42H, Group C, Parcel 1.00, From RS-40 to Town Center Overlay District (TCOD) Without Designation – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
 - W. Discuss and/or Take Action on Resolution #23-14, a Resolution to Set a Public Hearing for the Purpose of Obtaining Public Comment on Changing the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7112 Wiley Circle, Owned by Roger E. Lampley and Deborah Hall Lampley, as Shown on, Williamson County, Tax Map 42H, Group C, Parcel 2.00, From RS-40 to Town Center Overlay District (TCOD) Without Designation – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.
 - X. Discuss and/or Take Action on Resolution #24-14, a Resolution to Set a Public Hearing for the Purpose of Obtaining Public Comment on Changing the Zoning of Certain Property in the City of Fairview, Tennessee, Located at 7169 Cox Pike, Owned by Margie McCord, as Shown on, Williamson County, Tax Map 42, Parcel 179, From RS-40 to Town Center Overlay District (TCOD) Without Designation, Approximately 1.30 Acres – Commissioner Johnson read the caption and made a motion for approval with Vice Mayor Sutton seconding. All were in favor.

11. City Manager Items for Discussion –

- A. Miscellaneous Updates – City Manager Hall states there will be no staff comments tonight and you have the City Manager's report and asks for any questions. Hall states the Planning Commission voted to annex one lot on Stark Lane that is contiguous to city property and this will be brought to our next meeting. Hall thanks Totty for all she did as Mayor of Fairview and congratulates Mayor Carroll and Commissioner Crutcher saying he looks forward to working with both of them.
- B. Staff Comments – NONE
- C. City Attorney Comments – Attorney Cantrell states he appreciates the opportunity to work with Mayor Totty and Congratulates Mrs. Carroll and Mr. Crutcher. He notes they spent time yesterday reviewing various items to help in their positions. Cantrell states the date for a public hearing is normally not included in the caption so he wanted to clarify that the public hearings set tonight will take place on December 18.

12. Communications from the Mayor and Commissioners –

- A. Commissioner Bissell has no comments.
- B. Commissioner Crutcher wishes everyone a Happy Thanksgiving, thanks Mayor Totty for her service, Attorney Cantrell for his time and the citizens for electing him and honoring him with this position. Crutcher notes the Fairview Jr. Pro. Titans are playing in a tournament in Knoxville this weekend and wishes them lots of luck.
- C. Commissioner Johnson thanks Mayor Totty for her work in the community and welcomes Mayor Carroll and Commissioner Crutcher.
- D. Vice Mayor Sutton thanks Mayor Totty for her hard work and diligence and moving the city forward with communication with the state, TVA and other departments. Sutton offers congratulations to Carroll and Crutcher and looks forward to working with them.

He notes that Graceworks West is open for donations and to please take time to consider those with less this holiday season noting we are all very blessed.

- E. Mayor Carroll – thanks Mayor Totty noting she has done a lot of great things and brought a lot of attention to Fairview. Carroll notes she is grateful and humbled by the opportunity to serve and hopes she will make the voters proud as we move forward. She acknowledges her family's support and thanks them. She pledges to never stop listening to the citizens and to always put them first in all of her decisions. Carroll invites everyone to a reception at Overtime Grill immediately following the meeting.

- 13. Adjournment** – Commissioner Crutcher made a motion for adjournment with Vice Mayor Sutton seconding. Meeting adjourned at 8:06 pm.

Brandy Johnson
City Recorder