

City of Fairview

BOARD OF COMMISSIONERS**December 3, 2009**

Ken Brison, Mayor
 Stuart L. Johnson, Vice-Mayor
 Eddie Arney, Commissioner
 Allen Bissell, Commissioner
 Toney Sutton, Commissioner
 Shirley Forehand, City Manager
 Larry Cantrell, City Attorney
 David Mayberry, Recorder

Present: Brison, Johnson, Bissell, Arney, Sutton

Others Present: Forehand, Cantrell, Lovvorn

- 1. Mayor Brison called the meeting to order at 7:00 p.m.**
 - A. The Prayer and Pledge to the Flag were led by Donn Lovvorn.
- 2. Approval of the Agenda –**
 - A. Commissioner Sutton made a motion to approve the agenda. Vice-Mayor Johnson 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. Employee Recognition – Mayor Brison announced that they were presenting plaques to two employees who were retiring. Kathleen Daugherty has worked for the City for 37 years, and Linda Slaughter worked for the City for 19 years. Mayor Brison presented them with the plaques and thanked them for their service. The Commissioners also expressed their gratitude. Both ladies thanked everyone.
- 5. Public Announcements –**
 - A. City Mgr. Forehand reminded everyone that the emission testing would be the 2nd and 3rd Wednesdays in December at the Fire Station on Hwy 96 from 7:30 a.m. to 12:00 p.m.
 - B. Brison and Johnson reminded everyone of the Christmas Parade on Saturday at 10 a.m. and the lighting of the Christmas Tree at 4:30 p.m.
- 6. Approval of the Minutes –**
 - A. Presented for approval were the minutes of the Board of Commissioners Meeting held on November 19, 2009. Johnson made a motion to approve the minutes as presented. Sutton seconded the motion. All were in favor of approving the minutes.
- 7. Old Business –**
 - A. Discuss and/or take action on use of City-owned police vehicles, including a residency requirement for future employee levels – Commissioner Bissell asked to split this into two separate issues for discussion purposes. The first matter was the residency requirement for

future employee levels.. He made a motion to require all future department Directors, the City Manager and City Recorder to live in the City Limits of Fairview. Johnson seconded the motion. Bissell stated that he those feels it's important that those employees support the city by living in it. All were in favor.

Bissell then stated that he voted against the last resolution regarding the expansion of take-home police cars due to the administrative burden of tying it to the price of fuel. He stated that his research indicated that of this would not be a taxable benefit if the units were marked and the officers were not allowed to be used as a personal vehicle, with minimal exceptions. He proposed to allow Police Officers living within 10 miles of the City Limits to drive their vehicles home, with Johnson seconding. Commissioner Bissell added that this could be re-evaluated if the price of fuel got too high or as the City expanded. Bissell stated that he was voting for this motion because of economic reasons. He felt that one act of vandalism in the parking lot at city hall would cost more than the expense of driving the cars home. He also expressed to Chief Harris that he expected him to develop written guidelines as to the appropriate use of City vehicles. Chief Harris assured the Board that he would furnish them written guidelines on the use of the cars. Bissell added that he has seen inappropriate use of take-home vehicles in the past, and clarified that personal stops on the way to and from work should be limited to *de minimis* use. Commissioner Arney asked about unauthorized passengers, and it was clarified that no unauthorized passengers would be allowed in the vehicle – unauthorized being defined as anyone not employed by the city. For clarity, the motion was then re-stated by Commissioner Bissell as “approve a policy to allow officers to take their cars home within 10 driving miles of the City Limits, with Police Chief Harris reinforcing the rules about acceptable & *de minimis* use, with special discretion for CID and Drug Officers.” Chief Harris then asked about exceptions to this policy, such as unauthorized passengers during the upcoming Christmas Parade. It was decided that the current Policy Manual supports allowing the City Manager to make exceptions in certain circumstances, and City Manager Forehand said she would allow it during the parade. *For:* Arney, Bissell, Brison, Johnson. *Abstain:* Sutton

- B. Discuss and/or take action on use of all City-Owned vehicles. This item was withdrawn, as it was redundant.

8. New Business –

- A. Approval of the lockers for the new Fire Station – Chief Cooper addressed the Board, stating that the Properties Committee would be briefed in detail when they met, but due to the long lead time, it was necessary to order these lockers now. He presented the Board with a quote of \$22,077 to build and install 15 lockers in the station. He stated that these were going to be built to order for this station, and there were not really any comparable products. City Manager Forehand stated that this expenditure would come out of the \$120,000 set aside for non-contracted items in the budget. Vice-Mayor Johnson made a motion to approve the quote, and Commissioner Arney seconded. All were in favor.

9. City Manager Items for Discussion -

- A. Miscellaneous Updates – None
- B. City Attorney Comments – None

10. Communications from the Mayor and Commissioners –

- A. Commissioner Arney stated that he had been involved with the City in some capacity since 1993, and Kathleen Daugherty and Linda Slaughter had always been around. He said they had meant a lot to him and helped him out over the years. They will be missed and they have served the City well.
- B. Commissioner Sutton agreed with Arney's comments and commented that their level of service and experience just couldn't be replaced. He also mentioned the Police Officers murdered in Seattle and asked us to remember them.

11. The meeting adjourned at 7:36 p.m.

Mayor

City Recorder