

City of Fairview

BOARD OF COMMISSIONERS

December 20, 2012

Beverly D Totty, Mayor
Stuart L Johnson, Vice-Mayor
Allen Bissell, Commissioner
Patti L Carroll, Commissioner
Toney R Sutton, Commissioner
Andrew Hyatt, City Manager
Larry Cantrell, City Attorney
Theresa Porter, City Recorder

Present: Totty, Johnson, Bissell, Carroll, Sutton

Others Present: Hyatt, Cantrell, Porter, Lovvorn, Harris, Cooper, Pewitt, Paisley

- 1. Mayor Totty called the meeting to order at 7:01 p.m.**
 - A. The prayer and pledge were led by Donn Lovvorn.
- 2. Approval of the Agenda –** Commissioner Sutton made a motion to approve. 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). –**
 - A. Cass Fagan made a request to the Board to extend the paving on Black Pine Road. She stated that Mr. Lovvorn had issued her an address of 7108 Black Pine Road and wanted the road paved to that address. Mayor Totty directed her to City Manager Hyatt.
 - B. Wayne Hall stated that his opinion on appointment on the Planning Commission is to have Patti and Stuart stay on there and have Allen take his place for 90 days, give your new appointees workshops to handle what needs to be done in the City of Fairview.
 - C. Millicent Kidder stated she is here on the behalf of the Friends of the Fairview Library. In the past the community, the citizens, the city, the commissioners have been very generous in their support of the library. Especially generous in donating books and purchasing books for the library, purchasing books at the book sale and the generous gift last year from the City. By way of appreciation and thanking everyone that has been so kind to the library they are hosting a reception on January 3, 2013 from 3:00 p.m. to 5:00 p.m. and she extended a personal invitation and stated that everyone is invited.
- 4. Awards and/or Recognitions –**
 - A. Mayor Totty stated that our wonderful fire department has been awarded a grant in the amount of \$455,100 to hire three full time firefighters for three years. These employees will be military veterans who have served post 911. Mayor Totty thanked everyone involved.
- 5. Public Announcements –**
 - A. City Manager Hyatt announced that City Hall will be closed on Monday December 24, 2012 and Tuesday December 25, 2012.

- B. Mayor Totty invited the public as well as the Chamber members to come to the Business Breakfast on January 9, 2013 at 7:30 a.m. at Hickory Home Restaurant with special guest speaker, our Congressman Marsha Blackburn.

6. Approval of the Minutes –

- A. The minutes for the November 15, 2012 Board of Commissioners meeting were presented for approval. Commissioner Bissell made a motion for approval. Commissioner Carroll seconded. All were in favor.

7. Old Business –

- A. Updates on City of Fairview Projects – City Manager Hyatt stated that the Bowie Lake Road project is going out to bid January 15, 2013. The Triangle School, we have completed the structural integrity work at a cost of \$48,565. The Street Lights have been completed and add a nice touch to Fairview Boulevard. The first Welcome to Fairview sign is complete, work has begun on the second sign, and the concrete was poured today for the footers at the Hwy 96 Fire Station location. Next week we should start putting the stone up. We will present a paving package to the Board in the spring. He announced that Mapco is opening tomorrow. Commissioner Sutton asked about the lighting on the Welcome Signs, City Manager Hyatt stated that they were working on a bid package that would include all three. Commissioner Carroll asked about the traffic light at Cox Pike. Director Lovvorn stated that TDOT projected that it will be completed in February.
- B. Discuss and/or Take Action on Report from Public Safety Committee on School Zone Signage – City Manager Hyatt turned this over to Commissioner Bissell. Commissioner Bissell handed out a report from the Public Safety Committee meeting to the Board and anyone who wanted one. Commissioner Bissell stated that some of the recommendations for the school zone Chief Harris and the City Manager were able to go ahead and put into effect. The recommendations were improved signage on Old Franklin Road, cooperative effort with school board and Williamson County to install guard rails around playground at Fairview Elementary school, joint effort with WCSB to add segmented school zone lights, change lights from overhead to roadside and paint school zone lines on streets. Chief Harris stated that we are using the big cones that we have. Commissioner Bissell stated that for the police range improvements we could approach WADC about deeding the property back to the City and then improve current range. Commissioner Bissell presented the five year plan for the Deer Ridge property for a training complex. Fire Chief Cooper stated his need for a new fire truck to be delivered in 2014 and that he would like to replace the east side fire station. Fire Chief Cooper also stated that he would like to bring the ISO rating down from a 6 to a 4 over the next two years. No actions were taken.
- C. Discuss and/or Take Action on Proposed Vacation Leave Policy – Commissioner Bissell stated that he researched the proposed plan and had no objections; it meets the same general criteria of other counties and cities. Commissioner Bissell made a motion to approve. Commissioner Sutton seconded. Commissioner Carroll made an amendment to change the roll over to the second year. Commissioner Sutton seconded. *For:* Totty, Carroll, Bissell, Sutton *Against:* Johnson All were in favor of the original motion.

8. New Business –

- A. Discuss and/or Take Action on Appointment of (3) Planning Commission Seats – Mayor Totty stated that this should have been for (4) seats one being from the Board and asked Attorney Cantrell if the Board seat could be voted on

tonight. Attorney Cantrell stated that the Board seat would have to be a separate item on the agenda and could not be voted on tonight. City Manager Hyatt stated that the Board may need to defer this to the first meeting in January or entertain Mr. Hall's recommendation and put that on the January 3, 2013 agenda. Commissioner Bissell stated that he felt like it was important to designate the person that will service with the Mayor on the Planning Commission before we appoint the three. Commissioner Bissell made a motion to defer this to the January 3, 2013 meeting and select the commission seat before electing additional members to the board. Commissioner Sutton seconded. After discussion on whether or not the seat for one of the commissioners to the Planning Commission could be filled tonight, Commissioner Bissell withdrew his motion. Commissioner Sutton withdrew his second. Commissioner Bissell made a motion to fill all four seats tonight. Commissioner Sutton second. Vice-Mayor Johnson stated that based on legal council's advice he will not participate in the discussion and exited the chambers. Commissioner Carroll stated she agreed that the Board shouldn't go against what the attorney advises. Commissioner Sutton withdrew his second. The motion dies. Mayor Totty made a motion of nomination out of the seven applicants. She thanked everyone for their interest. Vice-Mayor Johnson returned to his seat. Mayor Totty made a recommendation for the three seats to be filled with Mr. Michael Mitchell, Mrs. Marsha Elliott and Mr. Todd Behan. Commissioner Sutton recommended that Commissioner Allen Bissell, Commissioner Patti Carroll and Commissioner Stuart Johnson fill those seats. Vice-Mayor Johnson asked if all the nominees were present and they were. Commissioner Bissell made a motion to defer until the member from the Board can be elected first. Commissioner Sutton seconded. Commissioner Bissell withdrew his motion and asked that his name be removed from the nominations. Commissioner Sutton withdrew his second. Commissioner Carroll asked that her name be removed from the nominations. Vice-Mayor Johnson withdrew from the nominations. Commissioner Bissell asked that the three remaining nominees come to the podium and introduce themselves. Commissioner Carroll stated that in the past the nominees would tell a little bit about themselves and state why they want to serve. Mr. Todd Behan stated that he has been a resident here for twelve years and is a business owner and plans on moving his business from Franklin to Fairview. He stated that as a resident and a business owner he has concerns on where we are heading as a city. He stated he would like to serve on this committee and appreciated being considered. Mr. Mike Mitchell stated he has lived here for twenty years and raised three kids and has seen what has happened to Fairview and sees the direction it is going and wants to be a part of it. He thanked everyone for the nomination. Mrs. Marsha Elliott thanked the Board for their services. She stated that her passion is community. She stated that they worked in Haiti for ten years doing primarily humanitarian aid. She stated that they have a young adult that is twenty three and has a rare genetic syndrome and working with MICA for many years she has grown to have an even greater interest in the way of the development of the city, it's business, it's land use and policy effects all individuals. She stated that she appreciated Mr. Hall's service and his recommendation and would look forward to having training before being seated on such a commission. Mayor Totty called for a roll call vote. Commissioner Sutton stated "no vote". For: Johnson, Totty, Carroll, Bissell

- B. Discuss and/or Take Action on Per Diem for Appointed Positions to Commission's and Boards – Commissioner Sutton asked to have this item moved to a workshop on January 3, 2013 at 6:00 p.m. at City Hall.

- C. Discuss and/or Take Action on City of Fairview Park System Survey – City Manager Hyatt stated that the survey went out in August or September and we have received 327 surveys back. The top five requests were to have more programs, build more hiking trails, acquire new park land, and build more picnic areas and a community garden. Mayor Totty thanked the City Manager and staff for getting this survey done. Commissioner Sutton stated that he appreciated all the hard work involved with the survey and would like everyone to consider the handy cap accessible around Lake Van and he would like to see that added. Mayor Totty stated that there were many comments on camping.

Attorney Cantrell stated that the three Planning Commission seats that were filled are filling seats of unexpired terms. Mr. Hall's expires 6-30-14, Mr. Johnson's expires 6-30-14 and Mrs. Carroll's expires 6-30-13. He stated that this Board will need to assign the new seats to each one of these expired terms.

Returning to Item 8A – Mayor Totty asked if any of the newly appointed Planning Commission seats had a preference to which term of 2013 or 2014 they would prefer. There were no comments from the newly appointed Planning Commission seats. Mayor Totty made a motion that Mrs. Elliott fill Commissioner Carroll's seat of 6-30-13, that Mr. Mitchell fill Mr. Wayne Hall's position of 6-30-14, and Mr. Behan fill the seat of Commissioner Johnson of 6-30-14. Vice-Mayor Johnson seconded. All were in favor.

- D. Discuss and/or Take action on Recommendation from the Park Board – Mayor Totty stated that it is a recommendation of the Park Board that the Board of Commissioners approve the placement of the Bowie Park outparcel be placed in the park system properties for the Park Board discussion of the Master Plan and this would be her motion. Commissioner Carroll seconded. City Manager Hyatt stated that it was his understanding that this was designated for public safety. Vice-Mayor Johnson stated that this was given to us by Dr. Bowie as part of the park system it has a designation separate for use and is excluded from the conservation easement. Mayor Totty stated that the last time this was brought up it was denied and the vote was no, not at this time, it will not be in the park system. She stated that the Park Board was told no that this was not part of the park system and when we voted on what was in the park system it was excluded and at this point it is being asked to be included so it can be discussed as we go through the survey and as we discuss different options to present to the Board and that be a piece that can be discussed. Vice-Mayor Johnson stated that the conservation easement is holding us back as to what we can do with the park. Commissioner Bissell made an amendment that the Board of Commissioners authorizes the Park Board to discuss proposed usage of the 27 acres and submit recommendations as part of their process. Vice-Mayor Johnson seconded. All were in favor. The original motion vote was called. *For:* No one *Against:* Sutton, Johnson, Bissell

9. City Manager Items for Discussion -

- A. Miscellaneous Updates - City Manager Hyatt stated that we have scheduled a budget workshop for January 17, 2013 and back in October we scheduled a term limits workshop for the same day, he asked the Board if we still wanted the term limit workshop or just the budget workshop. The Board decided to keep the budget workshop and on the January 18, 2013 Strategic workshop discuss what they can during the 5:00 – 8:00 time frame and then move items to the January 31, 2013 Town Hall meeting. City Manager Hyatt wished everyone a Merry Christmas and a Happy New Year.

B. Staff Comments –

(1) CFO Pewitt presented the November financial report.

(2) Mr. Keith Paisley announced that Saturday the 22nd starting at 12:00 to 3:00 we are having the memory tree at the upper classroom in the park. On the 23rd at 6:00 p.m. is the fireside concert at the Nature Center.

C. City Attorney Comments – Wished all the Boards, the City Manager and the staff, and the citizens a happy and safe holiday season and thanked us for letting him work with us one more year.

10. Communications from the Mayor and Commissioners –

A. Commissioner Bissell wished everyone Merry Christmas and to be safe and hug your children.

B. Commissioner Carroll wished everyone a very Merry Christmas and stated that family is very important and to spend time with them over the holidays.

C. Vice-Mayor Johnson wished everyone a Merry Christmas and a Happy New Year.

D. Commissioner Sutton wished everyone a Merry Christmas and a Happy New Year and asked to keep in our minds and our hearts the families that just had a tragic loss and to reach out and help the people in need, especially the children. He complimented Chief Harris for his quick response helping the county in keeping the children safe. He addressed the Board and wished them a Merry Christmas.

E. Mayor Totty thanked the staff, and all the employees, the law enforcement and firemen for the tireless efforts and hours that they put out. She addressed the Board and thanked them. She stated that Jesus Christ is the reason for the season, wished everyone a Merry Christmas and a Happy New Year and to be safe.

11. Mayor Totty asked for adjournment.

A. Commissioner Bissell made a motion to adjourn. Vice-Mayor Johnson seconded. All were in favor. The meeting adjourned at 9:12 p.m.

Theresa Porter
City Recorder