

**FAIRVIEW MUNICIPAL TREE COMMISSION
MINUTES**

Meeting, Tuesday, 02 December 2014
7:00 pm

1. Chairperson, Debby Rainey called the December 2014 meeting to order at 7:00 PM.
 2. Roll was taken. A quorum was present.
In attendance: Debby Rainey, Chairperson; Larry Richards–Vice Chairperson; Patti Carroll, Mayor; Jack Cannon; Mike Berkley, City Arborist; Jane Woodall, Secretary.
Absent: Toney Sutton, Vice Mayor; Lisa Anderson, Planning Commission Chairperson.
Guests: City Manager, Wayne Hall; Codes Manager, Frank Humber; Citizens: Ron Rowe, Kathy Tarolli; Conner Ball - representing Fast Pace Clinic.
 3. Approval of Agenda: JWoodall moved to add the following items to the agenda: Community Parks Day (requested by MBerkley) and the Fast Pace Clinic Landscape Plan (requested by FHumber). After discussion, LRichards moved to approve the agenda as amended. JWoodall seconded the motion. The Board voted to approve the agenda for the December 2014 meeting as amended; none opposed.
 4. Approval of Minutes: PCarroll moved to approve the minutes of the previous meeting; LRichards seconded the motion. The Board approved the minutes for the November 2014 meeting as is; none opposed.
 5. Old Business
 - 5.1. And 5.2: Bowie Commons Property Landscape noncompliance and Mapco Property Landscape noncompliance, respectively:

FHumber stated he would need the assistance of the Tree Board with this. He would like to send a letter to Diane Adcock with PGE Properties with exactly what she can do. MBerkley said he would send Mr. Humber another copy of the letter he sent previously to PGE on what to do. Currently, there are no repercussions and Mr. Humber said he would work with the Fairview BOC to put some enforcement from the Ordinance. Mr. Humber will talk with the City Attorney about options for violations of Section 1-101.4 of the Landscape Manual (Design Review Manual – Maintenance of Improvements). For these properties, no bond could be located. Part of the problem with the landscaping is the poor irrigation system that was put in. The reference was also noted to the Municipal Ordinance 13-417 (Tree Planting and Protection) for Enforcement, penalties, and appeals of the codes. MBerkley noted that it would only take about 1 week to make the required replacements.

From past meeting minutes, FHumber noted that Ms. Adcock was aware of the need for replanting (SEP 2014) and planned to replant in October 2014. From the minutes from October 2014, no additional corrective action had been taken. DRainey recommended that FHumber send a registered letter to let Ms. Adcock know she is in noncompliance and was supposed to have completed the replacements in the end of October. The Tree Board recommends the BOC start proceedings for noncompliance and fines.
 - 5.3. Walmart Landscape Noncompliance –WHall contacted Walmart this week regarding the damage to the trees. WHall noted the Landscaper's warranty has run out – it was given to Walmart. The Site Development Agreement puts the bond and the responsibility with Walmart. As of August 19, 2014, there were about 59 dead trees – 28 dead Virginia pines which died from root ????. MBerkley noted that this is an unusual amount of damage for this particular species which is hardy and drought tolerant; however, if they are planted improperly, they will not survive. WHall noted that Walmart has made some improvements on the roadway and the parking lot. MBerkley is to write a letter for FHumber to send to Walmart giving his professional opinion on tree survival and a reason the trees failed. It was noted that the trees to have irrigation.
- For informational purposes on a related issue, WHall noted that a person has been hired to stabilize the property from the "spoils" of Walmart and get vegetation – currently the top soil is covered with clay and gravel. The bond was set to expire, but the City Attorney, FHumber, and WHall called the letter of credit

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and the bond. The City has the money in the bank and has no problem calling the bond if nothing is done. For the stream that goes through the park, TDEC is interested in stabilizing this. The thinking is to hydroseed as there is a lot of area that needs to be stabilized. There also needs to be some clean-up of the creek and damage in the park. The City is waiting on TDEC to give some direction.

5.4. City Hall Property – Any update on tree purchase.

MBerkley noted that he located a weeping redbud tree (“Ruby Falls”) that is 6-7 feet with dark red heart-shaped leaves. He also located some other 2-inch caliper redbuds.

5.5. Orchard trees for the Community Garden – MBerkley is to follow-up with JCannon on suggestions for species/varieties for the orchard trees.

6. New business:

6.1. Community Parks Day – This coming Saturday, 06 December 2014, the City is declaring the first observance of the city’s Community Parks Day. Tractor Supply is pushing this for the “Green Initiative.” For this first observance, volunteers will meet at Bowie Nature Park from 9-12:00 to plant approximately 150 hardwood trees (species that would occur natively in this area) donated by GroWild. The date is set in December since Dr. Bowie donated the Bowie Nature Park to the City in the month of December. There is a rain date set and this information can be found on the City’s web site.

6.2. Fast Pace Clinic Landscape Plan – FHumber and Mr. Ball provided some information on the need to move the location of the clinic to the property next to Taco Bell as the current location is a danger due to no parking lot; the danger occurs when loading and unloading patients since the fire trucks and ambulances have to park in the road (Hwy 100).

The Landscape Plans were not provided prior to this meeting for the Tree Board members to have time to review. DRainey noted that the process for providing information to the Tree Board for review had not been followed. FHumber printed some small copies during the meeting for the Tree Board members to take an initial look. For one change, MBerkley suggested that another holly, perhaps the American holly, be used instead of the “Emily Bruner.” Mr. Ball was agreeable to that change.

LRichards made a motion for the Tree Board to approve the plan contingent on MBerkley’s review and approval. However, as there was no second to the motion, no vote was taken.

The review of the Landscape Plan will be placed on the January 2015 agenda.

7. Update on Tree Bank Funds – WHall reported that the fund is less about \$1254 (later confirmed to be less \$1282) from the amount noted last month (\$98,342.45) in the fund. WHall noted this was due to the Burkii cedars that were purchased.

8. Citizen Comments:

8.1. RRowe noted that the Landscape Plans should come to the Tree Board before going to the Planning Commission to follow the process. Since there has been a lot of turnover with the Planning Commission, the new members are being trained on the process.

8.2. RRowe also asked if the city has looked at being Tree City USA (a national program that is part of the Arbor Day Foundation). The response was ‘yes’, but that the efforts had been sidetracked. Having an urban forestry plan was part of the Ordinance’s forestry plan. The Tree Board can look at this submission again.

8.3. KTarolli commented that it was good to see that the Tree Board was putting into process to carry through and question “why” on some items (she thanked the Tree Board).

9. Adjournment: With no further business, DRainey adjourned the meeting at 8:21 PM. The next scheduled meeting will be 06 January 2015.