

# CITY OF FAIRVIEW

## BOARD OF COMMISSIONERS

February 20, 2014

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

Present: Totty, Johnson, Bissell, Carroll, Sutton  
Others Present: Hall, Cantrell, Daugherty, Johnson  
Not Present:

**1. Mayor Totty called the meeting to order at 7:01 p.m.**

- A. The prayer and pledge were led by Mayor Totty

**2. Approval of the Agenda –**

- A. Mayor Totty notes the addition of E-4 Discuss and/or Take Action on Vacant Board Seat Filled by a Planning Commission Member  
B. Mayor Totty notes a correction on 9-C if the agenda can be corrected instead of the RML-12, be RM-12

Commissioner Bissell makes a motion for approval and Commissioner Sutton seconds. 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. Scott McCoy – My name is Scott McCoy. I grew up here in our town and witnessed Fairview's transformation and development over the last 40 years. I have one comment and two requests tonight and appreciate having this opportunity to voice my concerns at our BOC meeting. For my comment, I would like to encourage all who have not observed the City Manager interviews this afternoon to go watch them when they are available online. There were some great candidates, great questions and interesting answers. I think it's important for voters to understand a bit more about the candidates so they can have a knowledgeable frame of reference when evaluating each BOC members action in making their choice on this important issue. For my first request, I would ask that in the future and particularly with the upcoming decision on our City Manager hire that the BOC refrain from conducting votes under secret ballot mechanisms. That the BOC's intentions with this secret practice might be rooted with good intentions but I think it may have illegal implications. Further, your specific, individual vote matters to the citizens. We need to understand each of your positions on specific matters. Particularly when we are casting our votes for Commissioners to best align with our interests and visions for our wonderful city. My second request, specifically tied to our City Manager selection, would be that each BOC member when

they cast their vote for City Manager, offer a brief explanation on their rationale on how they landed at their choice. The City Manager is perhaps the most critical position on our tax payroll and the hiring choice will likely impact our city for years into the future. This fact, combined with the concerns and unease that myself and others have felt around the process of execution warrants some extra communication efforts from our elected officials. Thank you.

- B. John Hall – Now I feel like a repeating record. I feel, personally, that this upcoming vote that you all are going to have for City Manager is probably one of the most important votes you've had in your term here. This will, in ways, direct the future of the City. Four of the five sitting on the Commission right now are potentially involved in some form of election this year. I feel personally, and I think other voters feel the same way, that our votes will directly be reflected on this in part, if not mostly, and that's all I have, thank you.
- C. Jon Cherry – Good evening, I would just like to speak for the Chamber of Commerce here, a couple of things coming up, just to announce to the public. On March 29, we have our annual business expo which will be at the rec center this year. We decided to move it there just because of the parking situation would accommodate more people, make it easier to get in and out and we won't be having to move tables and chairs back and forth. We appreciate the Middle School, all the help that they provided and it was very successful last year, I just think it will be better to have it there. As we are signing up business members or owners for booth space at the expo, we are offering additional discount if they will go ahead and sign up for Nature Fest as well, commit to that. It's always the second Saturday in September, that's September the 13<sup>th</sup>. Make plans for a big event this year, it's our 30<sup>th</sup> annual and we have some more announcements coming up and I will tell you about that later. Commissioner Sutton asks about a job fair with FCAP. Cherry replies, no that will be hosted by FCAP and will be held April 8 from 10-2 at the rec center gym.

#### **4. Business Spotlight –**

- A. Bailey Boo's – City Manager Hall notes she has been contacted but maybe the bad weather kept her from being here.

#### **5. Awards and/or Recognitions –**

- A. Mayor Totty notes we had a few of our Fairview High School wrestlers go to State and I would like to congratulate them.
- B. Mayor Totty recognizes teachers of the year; Mrs. Kim Daugherty, which is our CFO, Mr. Tom Daugherty's wife, Ms. Barbara Hall, Ms. Teena Cantrell and Ms. Jo Nola and those are the four teachers of the year and if you're out and about or involved with the schools or have an opportunity, the schools are one of our biggest opportunities in Fairview. Being they are teachers of the year, I just want to thank them for their dedication and they are teachers that are just tirelessly helping our children become the best so I just wanted to thank them.
- C. The last thing this evening is I would like to introduce, we did have a wonderful interview process from one to five pm today of the candidates for the City Manager. We had wonderful dialogue and conversation and I would like to introduce a few that are in the room. We did have Ms. Pamela Caskie

that returned for family and for the storm potential so she did leave and I would like at this time to introduce Mr. Frank Humber and Mr. Michael Young, you know Mr. Wayne Hall and as I said Ms. Pamela Caskie was with us but she did go on back due to the storm and family arrangements.

**6. Public Announcements –**

- A. City Manager Hall recognizes the emissions testing every Monday and Tuesday from 7:30 until noon and let everyone be watchful of the bad weather that is approaching.
- B. Mayor Totty reiterates what she shared at the last meeting. The information of getting connected to Fairview and staying connected to Fairview. I just want to share with you the public and let them know that our website is Fairview-tn.org, updates are there and you can also at the bottom right of the home page, sign up to get updates. They will come to you as soon as they are posted by city staff. Also we have the video on demand. All of our meetings are videotaped and they are downloaded onto the website and you'll find those under CityTV. We'll also have a Youtube channel, Facebook, Twitter, the websites are updated and you can sign up, I've said that, Comcast channel 19, and then it also records and replays and U-Verse is being worked on (City Manager Hall notes we are waiting on the installation) any minute, stay tuned, U-Verse will be up which is an AT&T internet access and then the Fairview Observer so stay connected with Fairview and we'd love to hear from you. The website has all of our information, how to reach us and I believe each one of us would be willing to take a call, take an email or visit and meet with any one at any time. Thank you for your interest.

**7. Approval of Minutes –** Mayor Totty states we have the approval of minutes from the, where are the minutes? Commissioner Bissell states we don't have any minutes to approve this time. No minutes for approval.

**8. Old Business –** Mayor Totty notes there is no Old Business so we will move on to New Business.

**9. New Business –**

- A. Discuss and/or Take Action on Art in the Park – Mayor Totty asks if there is a Commissioner sponsoring, Vice-Mayor Johnson responds that he will. Mayor notes in an aside to Commissioner Carroll that it needs to be sponsored. Jon Cherry with the Chamber of Commerce notes he can only give some preliminary information right now, we are still in the planning stages of that. We have two dates selected for that. Let me just tell you about the dates first and then I will give you the details. We have checked with the park and we reserved June 21<sup>st</sup> and June 22<sup>nd</sup> for the entire weekend, Saturday, Sunday and also as an alternate, October 11<sup>th</sup> and 12<sup>th</sup>. Art in the Park is something that a lot of towns have done. It's an arts and crafts show, do you have questions about what it is, do you want me to go into that? Mayor Totty replies oh, sure, share with us. Cherry notes it brings in a lot of people from around the area, you bring in artisans who do oil paintings, basket weaving, pottery, all sorts of things, anything that has to do with art and they display their crafts and it draws people from all over. The idea is that we have an asset in this town, that if Franklin had

it, all of their Economic Development people, their Chambers and their City would have been exploiting this jewel that we have. They'd have three million tourists a year coming to it. Last year, I think I'm quoting Commissioner Bissell, I think we had 175,000 visitors to our park which is a sizable amount of people, quite a bit more than our population. This tourism would make up for a lack of population when you're talking about bringing nice retailers to Fairview. If you want an O'Charleys, or you want a Starbucks, or you want these kind of folks coming and opening businesses here they're not coming for 8,000 population. Now, Wal-Mart came and Publix came because those are big box retailers and they draw from a larger area. These smaller retailers and restaurants, they depend on a local population. Tourism makes up for that. I know the state will help us with our efforts and we can get the park information, we already have brochures about the park. It needs to be on the interstates, at the welcome centers and on the rest stops. We need to be doing what a lot of towns are doing with an asset like we have. The Bowie Nature Park, and I've said this before and again and again, 722 acres is nearly the size of Central Park in New York, I think it's like 840 some acres. We should be doing a better job of promoting this park and bringing in an upscale tourist which an event like Art in the Park would do for us. We are wanting to sponsor this. What we normally is Nature Fest is our biggest event of the year and it takes a lot of effort for us to do this. Our idea on Art in the Park is to hire an event coordinator to help us with this because it's just too much for us with 10 board members and a few other volunteers to coordinate this whole thing and do two large events a year. The towns that do this successfully and bring in a large tourism base to their town do it about six times a year. They start around Memorial Day and they finish up in the fall. They do it once a month. Now, that's a big bite for us to start off with so we really can't do that. The last thing we want to do is to make a bad attempt at a good idea. So I think we should do it once this year and see how it goes. Plan it well, get an events coordinator that's a professional at this kind of stuff, have it with, you coordinate it with some music and the right kind of food vendors and let somebody that like I say is a professional, can handle this kind of an event. So we are still in the planning stages of this but we want to present this to the board, the reason we want to talk to you about it is we want your support, we need coordinated efforts with fire and police and the park people so that could, since it's going to be an all weekend event, the booths that will be there will have to be watched overnight and that kind of thing so it's a little bit different than what we've done in the past and it's going to take a lot more coordination, any questions? Mayor Totty notes you shared earlier about a town that had done this, what's the name of it again? Cherry notes for decades, it's a well-planned, again it's one of the largest arts and crafts shows on the east coast is in Blowing Rock, North Carolina. In 1988, I was the leasing manager for shops on the Parkway, it was an outlet mall there, it had Polo Ralph Lauren, Anne Klein, whole bunch of people like that so you're familiar with outlet malls, there's one in Lebanon that's similar to that. The company I was with specialized in resorts. They like to go to upscale resorts. That's another subject for some other time, you know Fairview is probably a candidate for an outlet mall because we are far enough away from the regional malls that we can pull that off, maybe put it out by the interstate. We need a developer that would be interested in us. But, Art in the Park in Blowing Rock has been a successful event that they do a half a dozen times a year for at least the last three or four decades and it has become a large event for a lot of reasons. It was already an

upscale resort to begin with so we are in our infancy just thinking and talking about this but it's something I've been wanting to do for a long time and we have a much larger park than they have. Blowing Rock has a park about the size of this ground that's sitting out here in front of City Hall and they pull that off. That little 1500 population town swells up to thirty, forty thousand people for that weekend. It's just amazing. If you ever get a chance to go to Blowing Rock, which is near Boone and Hickory, North Carolina, it will just knock your socks off, it's right there at the Eastern Continental Divide, the Blue Ridge Parkway goes right through the middle of it. I'm very excited about the idea as you can probably tell but I think we have to do it right to work for everybody around. I would hate, like I say, to do a bad attempt at a good idea, everybody's going to say that was stupid why did we do that. So let's do it right and you'll be surprised what we can do and the tourism that will bring to town, the money that will come to town, how it will benefit the merchants, and when it benefits the merchants in the city it benefits everybody. It will create jobs. We shouldn't be scared to bring more people to the park if we bring the right kind of folks to the park. I don't know if there's going to be opposition to this, I have no idea, haven't really talked much about it but if we get our tourism base up in Fairview, to me that's all positive. I think that's the kind of smart growth, when people talk about smart growth, that's what I vision as smart growth. Cause it's going to take a long time for us to get population numbers that we need to get the kind of upscale or whatever, don't use the word upscale, but the kind of retailers and businesses and restaurants and things that I hear folks asking for and they don't understand when I say well you just can't get an O'Charleys or Starbucks or whatever you name the restaurant you like you have to drive to Cool Springs or to Nashville to go to because they just don't come to small populations, tourism can get us there faster. Commissioner Carroll asks if he has already talked with the park and you've coordinated everything with Mr. Hall? Cherry notes he did talk to Mr. Hall and did set the dates with the Park. We have their support as far as the people, we talked about some alternate dates but they had something else going on. I had a first choice of a date that I couldn't get because of that reason. Mayor Totty requests to ask a question of Parks Director, Keith Paisley, if he had anything he wanted to comment as the Board discussed this that you, I mean, you've been discussing this so is there anything you want to share with us? Paisley notes their concerns, working with Jon a little bit more on it, would be where would the people be staying for this two-day event? Do they have RV's, hotels, what kind of accommodation are they going to have and are we going to allow RV's to be in the Park while this event is going on? Mayor Totty asks if there is a way that maybe we can request a proposal of exactly what type of logistics that may come about that we have not experienced with an overnight event? Cherry notes that we will have to think about stuff like that. I see more of the exhibitors having needs like that. I think the tourist, because here's a difference between Fairview and Blowing Rock. Blowing Rock was in the middle of nowhere, it was an hour and a half from Charlotte. Fairview is, you know we're one mile from the Davidson county line, okay and the population base around us within 15-20 miles is here. I think we will draw a local tourist and not an out of town tourist so much so I don't think we need hotel accommodations and RV parks for those folks. We probably will need something for the exhibitors if they're coming from a long distance. Mayor asks if he has an estimated idea or a projection that he can share about the number of vendors like other events that they kind of circuit and

travel with? Cherry notes that just talking to a few people, there is kind of a critical mass and then there's too many so I'm not sure about that number yet. When I first started thinking about it I was thinking in terms of what we've done with Nature Fest and that's been in the 80 to 100 vendor range and we've certainly got room for that many or more but I'm not sure that will be the right. I think they would like less, not more but that's something that an event coordinator who's already familiar with the artisan folks, their clubs and people at associations they can talk to that can get us that kind of information. Mayor Totty notes as I've shared with you before I think it's an amazing opportunity and I think it's a great idea. I just don't feel like I have enough information this evening to, not knowing what I'm voting. I do think it's a great idea and would look forward to hearing more projections or plans and that's my comment. Cherry notes that if logistically we can't pull it off this year, I would be just like the rest of you. Be in favor or punting this year and try again next year when we have the logistics for it. We are not going to get another hotel or two in a year but we've got to figure out a way to do this. I don't think that this first time is going to draw probably any more people than we get at Nature Fest. Nature Fest has been going on for a long time, it's thirty years this year, this would be our first attempt at this. I would be surprised if we had any more than what we usually get at Nature Fest. It just depends on how much publicity we get and how many sponsors we have and if we have some music people come it would depend on how big that name is. One of the events people we talked to talked about bringing a huge name and maybe charging people twenty bucks per person to come in and see you name your big, big name cause that would cost a lot of money. That was just one idea. That would draw a lot of people so there's a lot of ideas that are still being kicked around. I'm really too early here to talk about this but I kinda thought I might be on the agenda tonight and so I'm glad I showed up. Commissioner Carroll notes to circle back around, one more question, what was the suggested date that you worked out with Keith? Cherry notes they have two preliminary dates, June 21<sup>st</sup> and 22<sup>nd</sup> and October 11<sup>th</sup> and 12<sup>th</sup>, those are the two weekends. The June being probably pretty predictable with hot weather, right and not knowing whether it will rain or not and October is actually, when we were talking to the Blowing Rock people, that's their best out of the six, because it's leaf season and that's when they get a better turnout, a better quality turnout, too.

- B. Discuss and/or Take Action on Bill #2014-02, Ordinance No. 823, An Ordinance for an Amendment to the City of Fairview, Tennessee Budget for fiscal Year 2013-14 Budget. Vice-Mayor Johnson read the caption and made a motion for approval. Commissioner Bissell seconded. Mayor Totty notes first and second, any discussion? Commissioner Carroll asks for a rundown, knowing that some is the school and, I'm looking at you, Tom is like who are you looking at, I saw that look. Is the school on here, what all is the breakdown, do we have something written? Vice-Mayor Johnson notes it's the Community Garden. Commissioner Carroll notes she knows part of it is the school Community Garden, what else? Commissioner Bissell states that's all. Vice-Mayor Johnson states it's \$5000 for Community Garden and \$5000 for seeds, \$10,000 total. Carroll notes it was only supposed to be five, that's what we voted, that's why I'm asking. Commissioner Bissell notes it's five for the seeds and then five extra for just the general get them started with other stuff. Carroll states I know but here's my problem is I think it was five thousand in total and it was 25 each. So 25 to the tree and 25 to the Community Garden. Am I wrong? I mean I may be

wrong. I'm just pretty sure that that's what I remember. Don't get me wrong, I'm sure they would love \$5000 each but I need somebody to double check that on the record or I'm going to do it right here. I could be wrong and I don't want to delay but I think it's an important matter. Commissioner Bissell states that's what he thought too was it was a total of 5000 but then when you check the minutes that's not what you said. Mayor Totty interjects she also thought it was \$5000. Bissell notes you said 5000 for each. Carroll notes she had a debate with Theresa on this and it even went to the city attorney and I even have some emails. Don't get me wrong if we voted on 10 then that's fine but I'm just questioning whether or not that's what we voted. Commissioner Bissell asks if they have already been paid, Tom? CFO Daugherty states there was a budget ordinance that I believe was postponed that I believe was a \$5000 amendment. Commissioner Bissell asks if we have actually given them a check? CFO Daugherty and Mayor Totty answer no. Bissell states so if it is only \$5000 we can correct it. Mayor Totty asks to see the piece of paper CFO Daugherty gave Commissioner Bissell. Daugherty states it was his understanding that it was deferred. Totty states this was when Crystal was still here and Daugherty agrees. Totty asks in the item of 41000-790 is the exact item and it's five thousand dollars which is the recollection of three on the Board. Do y'all have anything to weigh in on what your recollection of? Commissioner Sutton notes he was thinking it was \$2500 a piece. Totty notes 2500 each which is the 5000 total and it also adds up to this expenditure that matches and I'm gonna say that we don't have the right information to make the decision this evening or we amend the resolution. Carroll notes that she believes there was some question because the way my original motion read that I had to go back and question myself because in the motion it was my understanding that was 2500 for each but somebody at the end said something about 5000 each so I had Theresa research it and she even emailed the city attorney. So, I do have emails but it may be something if you don't recall maybe you can look back Larry and see. I want it done, I want the school to have its money, I want to proceed, I hate to hold it up but I want to get it right. Mayor Totty asks how do we change the resolution? Vice-Mayor Johnson states to amend the motion for 5000. City Attorney Cantrell states you can amend it to be 2500 and pass it subject to being as amended. Mayor Totty states the item that, do you have a date on that? The item that was deferred is the exact same expenditure line item and it's 5000 not the 10,000 that we have tonight. Commissioner Bissell states that Patti has been our lead on it so I want to do whatever she thinks. Commissioner Sutton makes a motion to amend to \$5,000 total, \$2500 each and defer any increases to a later date. Vice-Mayor Johnson seconds. CFO asks if they need the date for the previous? Mayor Totty notes she was just trying to see where we had because that was the exact same expenditure that got deferred because there was other things on the ordinance we wasn't ready for. Any discussion? Commissioner Carroll states she appreciates what you're doing and I'm fine with that but I do have it in here somewhere, I feel like that's what it was. All were in favor of the amended resolution of 5,000.

- C. Discuss and/or Take Action on Recommendation from the Planning Commission, Bill #2014-04, Ordinance No. 826, An Ordinance to Change the Zoning of Certain Property in the City of Fairview, Tennessee, Located on Old Nashville Road, Owned by Timothy R. Mangrum and wife, Jessica R. Mangrum, as shown on, The Geological Listing of Assessment Roll Map 042, Parcel 06512, 1.03 Acres from RM-12 to RS-10, Substitute for Bill #2013-26,

Ordinance No. 820. Vice-Mayor Johnson read the caption and made a motion for approval. Commissioner Sutton seconded. Mayor Totty asks for any discussion and Vice-Mayor Johnson notes that they do have a representative here. Mayor Totty calls for the representative for this property. All were in favor.

- D. Discuss and/or Take Action on Recommendation from the Planning Commission, Bill #2014-05, Ordinance No. 827, An Ordinance to Change the Zoning of Certain Property in the City of Fairview, Tennessee, Located on Horn Tavern Road, Owned by Walter C. Totty and wife, Beverly D. Totty, as Shown on the Fairview Geological Listing of Assessment Roll Map 22, Parcel 133, 8.37 Acres, From R-40 to R-20, Substitute for Bill #2013-26, Ordinance No. 821. Mayor Totty recused herself because of personal interest. Vice-Mayor Johnson read the caption and asks if there is a motion. Commissioner Sutton makes a motion for approval. Vice-Mayor Johnson acknowledges Commissioner Suttons motion and asks for a second. Commissioner Bissell seconds. Vice-Mayor asks for any discussion. Commissioner Sutton has a question that was brought up to him by somebody else on the outside. You've already removed some trees and things over there, haven't you? Walt Totty, representing the property, states yes, we cleared out some underbrush of it. Sutton asks if he used any heavy equipment for that? W. Totty states yes. Sutton asks if that needed to be approved for heavy equipment to do that with? W. Totty states a grading permit would have been the only thing but that is usually for moving dirt. What we done was clean out the underbrush of the trees. Commissioner Sutton asks if anyone else has any information on that. I was just told that as far as on the grading permit any heavy equipment moved on the property would require a permit. W. Totty states I've never been told that for brush. Commissioner Sutton states he doesn't know and is just asking. Mr. Hall states he went by with the City Engineer and didn't move over an acre so it didn't require a permit. Commissioner Sutton states good enough. Commissioner Bissell states there was, at least I received several contacts from citizens out in that area. Now, this is a first read, right, so if we pass this tonight, we then will set a second read along with a public hearing so they will have their opportunity to come and speak at that time, is that correct? Vice-Mayor Johnson notes that is correct procedure. Sutton notes that if public hearings have been posted and everything on the property is up. Attorney Cantrell states there will be a resolution to set a public hearing at the same time or before the second meeting. Mayor Totty interjects there has already been a public hearing and there will be another one. Commissioner Bissell notes I guess that's because we went back and started the whole process over because the signs didn't get out like they were supposed to and that sort of thing. Is my understanding correct? Mayor Totty interjects that the signs did get out it wasn't posted in the newspaper. Vice-Mayor Johnson asks for any other discussion. All were in favor.
- E. Discuss and/or Take Action on Vacant Board Seats – Mayor Totty states we have a few board seats that are available and open and we've had some applications that have come in and I'd like to address the first one.
- (1) The first one is the vacant Planning Commission seat. We have Mr. Mitchell Dowdy and last time we had Mrs. Henrietta Hall speak, is Mr. Wayne Lowman here, okay, and Mr. Ron Rowe did you speak last time? Okay, so Mr. Dowdy and Mr. Lowman, we like to open the floor up for you to share with us your interest in this city and participating and putting in your application. I'm sorry if I sound like I'm hollerin' with this rain, but we'd like for you to approach the

podium you two gentlemen, and maybe share with us what your interest is so we'll know a little bit about why you're applying and we do appreciate it. Mr. Wayne Lowman states thank you, Commissioners, appreciate you having me. Part of the reason I would like to serve in the role is that my mother was born here ninety years ago and my wife and I live here now, it's our home and we don't plan on leaving. So to that end I would like to participate in the intelligent growth of our town because I think we are at a pretty dynamic point in our history with potential growth. With Wal-Mart coming in I think it's a pivotal time for us to be intelligent about where we are going to go with this going forward. I've spent 34 years in development and construction all over the country from Texas to Colorado to Pennsylvania which has given me a pretty interesting perspective on different ways to develop and plan and grow towns. So, I want to be a part of that as we go forward and be smart about it, not growth for the sake of growing but to intelligently grow this town so in five years, in ten years, in twenty years when people are coming in behind us we can all look back and go we did a pretty good job with this thing. And also to have a place where people want to come. You know people leave here now to go to Franklin and they leave to go to Dickson and if we are smart about the way we grow things here we will become that. Our own citizens won't have to leave to go be entertained or go eat dinner. So I think right now from today going forward for the next five years, ten years, pretty pivotal time for us and I'd really like to be a part of that I'm Mitch Dowdy. I've been living here since 1978, currently live here, have a business here in Fairview. The reason I would like to be on the Planning Commission is pretty much like he said, I'd like to be part of what's going on here and get the opportunity to look the plans over and go through the process and make good decisions on who comes in, what comes in to our city. Like I've told a lot of folks sitting up here, everybody in Fairview, they leave they go to Dickson, they go to Bellevue, they go to Franklin to do things. I'd like to see some of those things come into Fairview and be a part of bringing those things to Fairview. That's what I'd like to see come to Fairview and be part of it. Commissioner Carroll asked, hating to put them on the spot, but those that are here since we are actually considering taking a vote, if you would come up again and give us a little tidbit again. I remember what you said but just as far as, I've got great candidates, it's a good problem to have. Henrietta Hall states it is a good problem to have, it's a awesome problem to have. Fairview is on the cusp of change unlike we've ever had before. I've lived here thirty years or more, probably more. I have a background in interior design, graduate of O'More, worked for 25 years in the business. Mostly not commercial but in residential, some commercial. I am for growth, smart. I don't want it to take over and too quickly where we have too much stuff and nobody to, it's empty. We have to be careful. I would like to have a restaurant other than the Mexican and the Chinese, I love 'em but I need something else and I'm sure that a lot of people in Fairview are looking forward to staying home and or should I say staying home in Fairview and not having to go to Dickson and all those places. But my main reason for wanting to join the Planning Commission is because I have grandchildren who live here and will grow up here and I would so much love that when I'm not here anymore, one day far in the future, that they can say, look, grandma helped with getting that done just like they can look and say grandma helped paint the high school or set up the playground or I like to leave a legacy that's a positive one. Ron Rowe states his reason for requesting to be appointed to this current opening is to extend his time on the Planning

Commission. Right now I'm the designee for the Mayor and that is up in 2014, the open seat is up in 2015. I'd like an opportunity to go on to a longer term. I've been on the Planning Commission for a couple of meetings now. I've contributed, I think I have the experience. I think people, if they've watched the last couple of meetings, that I'm in favor of being open to the public, explaining what's going on so they have an understanding of a decision. Finding facts of all the applicants that come before us and then making a recommendation to the Board. I appreciate the consideration. Mayor Totty asks for questions from the Board. Vice Mayor Johnson asks Mr. Lowman what is his profession. Lowman replies Senior Vice President of a construction company. Carroll asks if there will be any other discussion. Mayor Totty nods and asks if there are any other questions and with no response asks if there is any other discussion. Carroll states that she personally finds it very difficult decision because we have some great candidates. She notes to Mr. Rowe that he has added a needed dynamic to the Planning Commission and I would definitely love to see you return but also as a Planning Commission one of the things that I like to see is diversity and I don't want to get too much one sided of builders, construction. You know, too much, but you have to have that knowledge and experience so it's a fine line. I just was wondering, the Mayor's seat, when her term is up, your term is up. How long is the seat that he's filling, which would be Mr. Benson's, is that correct? Mayor Totty responds it ends in August? City Manager Hall states 2015. City Recorder Johnson states it ends June 30, 2015. Vice Mayor Johnson states it would roughly be six more months. Commissioner Bissell notes that if his list is right it may not be but if the list I have is right, we have one, two, three more expiring this June 30, right? Recorder Johnson states that is correct. Bissell states that in essence we are filling one tonight that expires for '15 but we are going to address the issue again in June for three more. I just thought that was interesting information. Obviously we can't pick four people tonight but we will have an opportunity to look at the ones that are already on there and see what their preferences are and whether or not there will be some more openings later on. In all honesty, I think Mr. Rowe has done a good job from what I've heard, in his participation, but we've already got him so I'm probably not going to vote for Mr. Rowe tonight because we've already got him. He's on there representing the Mayor and is at least good through November and I will have another opportunity to address that when he comes through in June so I'm going to give my consideration to the other three folks. It's nothing against you personally, Mr. Rowe, it's just a way to get two rather than one. Mayor Totty opens the floor for nominations. Commissioner Carroll asks can we allow Mr. Rowe, he was going to respond. Mayor Totty responds yes. Rowe states he doesn't have a problem if you so choose to do that, I'm here to serve the City in the best way that I can. I do want to point out and previously I did bring up to the City Attorney that the City Codes lay out the Planning Commission expiration dates so that one comes due every year and that's not how it is right now so it might be a consideration for the Board to review that. Commissioner Bissell notes that we need to look at that and see how we can get back. City Attorney Cantrell notes that it is being reviewed now. Commissioner Sutton asks if it doesn't affect the vote tonight we're filling a vacated seat. Cantrell replies no. Mayor Totty interjects that we're filling a resigned seat that expires June of 2015 and the floor is open for nominations. Commissioner Carroll nominates Henrietta Hall. Mayor Totty asks for other nominations and Vice Mayor Johnson nominates Mitch Dowdy. Mayor Totty

asks if there will be any other nominations, if not, nominations cease and we will move on to vote. We will have a roll call vote; Bissell – Dowdy, Carroll – Hall, Sutton – Dowdy, Johnson – Dowdy, Totty – Hall. Mayor Totty notes three for Mitch Dowdy and the new seat is filled. Thank you sir for your service and we will correspond or if you would like to correspond with the City Manager on the meetings and the schedule of events and make sure that he has correspondence also with the Chairman, Ms. Anderson, and that way you'll have the information sent to you in a proper form for review and you have those two to correspond if you have questions about schedules. Commissioner Sutton makes a note without microphone and is not understandable. Commissioner Bissell asks if it would be proper for us just to hold on to those applications and automatically consider them again end of June or whatever the revised schedule is or would these folks have to reapply? Vice Mayor Johnson states if they are willing I think we should. Mayor Totty asks if the applicants that are currently on file would you like to hold those for consideration at a later date? Mr. Lowman (replies yes), Mrs. Hall (replies yes), Mr. Rowe (replies yes), so if you can please keep those as fresh on file and they do not have to apply again upon the time of opening they will be inquired if they want to and we will open seats and open nominations. Good question, thank you.

- (2) Mayor Totty asks if we have any applications for the Industrial Board this evening. City Recorder Johnson notes no. Totty asks if anyone that has turned in an application for the Planning Commission have a consideration that they would like to be nominated for the Industrial Board? Commissioner Sutton says not all at once, now. Mrs. Henrietta Hall interjects from the crowd that maybe if you made it very clear what the Industrial Board is over, what their job description is, and what, I don't know what they do. Mayor Totty states it's a very good point and we'll let the Chairman of the Industrial Board indicating Commissioner Sutton who notes that's not me. Vice Mayor Johnson states it was Mr. Benson. Mayor Totty states there is a new order of officers that obviously will be. The Industrial Board meets as needed at least once a year and it's brought to the attention from the Board of Commissioners to the Industrial Board to review for bonds and that's about my extent of knowledge. Commissioner Sutton states bonds, acquisitional loans, there's several things that it involves. Mayor Totty notes they went several years without meeting and then they have to meet once a year and they did new bylaws, they've been very active in the last year. So it may be beneficial that the Industrial Board, you could inquire what their meeting schedules are and then speak to them about what their agendas have been. Are their agendas on the website? City Manager Hall notes as they are posted yes ma'am. Totty notes you could find archives of agendas or ask the recorder for agendas of the past to see what type of business that crosses their meetings. Commissioner Sutton notes that it is a requirement that we have one meeting a year and we are anticipating being much more involved as industrial growth in the area as the name implies. I've been on it for several years and we went for three years, met three times, and this year I bet we've probably met six or seven times in the last six or seven months so we're getting more active with bylaws now. John Hall reports from the audience that he put his application in for the Planning Commission but he rejected it when his mother showed up but I would like to put my name in for this as my application is already for Planning Commission. It wasn't read tonight but was last week. Mayor Totty states we have an application on file for Mr. John Hall, we have a vacant seat in the Industrial Development Board, what are

the wishes of the Board? Commissioner Bissell states he wants to know what Mrs. Hall is going to do first. (discussion from the crowd) Bissell states it's okay if John has it then? Mayor Totty states we do have on the website, to your point Mrs. Henrietta, and I appreciate you bringing that out, we do have the boards posted on the website and if anyone in the public does have questions on any of the boards, I would just encourage you to contact someone on the board and maybe ask general questions because it is an opportunity for you to say what exactly does that board do and could I be of service to that but it was an excellent question, thank you. Attorney Cantrell asks Mayor Totty if he may add one thing to the Industrial Board and she replies yes. Cantrell notes it hasn't been a big issue in the City of Fairview yet but at some point in time it probably will be. If the City ever decided it wanted to get involved in any incremental financing projects with any industry, and that usually is large industries, but I could see that happening at some time here, that can not be considered until it goes to the Industrial Board. They are the leader in that. They have to consider and pass and make recommendations and authorize any type of incremental financing. Commissioner Bissell makes a motion to nominate John Hall and Commissioner Sutton seconds. All were in favor and Mayor Totty thanks John for throwing his hat in the ring, for his service and welcome aboard the Industrial Board.

- (3) Discuss and/or Take Action on Vacant Board of Zoning Appeals seat. Did we have an application presented for that seat? City Recorder Johnson notes no. Totty states she's not even going to attempt to answer your question on that one. Would anyone like to give an overview of the Board of Zoning Appeals committee? Commissioner Sutton asks if anybody here is interested? Mayor Totty asks Attorney Cantrell if he would like to share what the Board of Zoning Appeals brief. Cantrell replies the Board of Zoning Appeals is the board that addresses when a applicant and the Codes Official has a dispute relative to a zoning issue or any zoning issue that comes up that is denied by say the Codes Officials involving a misinterpretation of the zoning code, a misapplication of the zoning code that is where the appeal is taken to and the board makes a ruling on that. The appeal from the Zoning Appeals board is by writ of certiorari to the Court. Commissioner Sutton moves to defer that action to a later date. Mayor Totty states her question was if anyone has an application on file that you would like to raise your hand and be considered for that board.
- (4) Discuss and/or Take Action on Vacant Park Board seat this must be filled by a Planning Commission member and it is by recommendation of the Planning Commission that Mr. Ron Rowe be the representative of the Fairview Park Board. Commissioner Sutton made a motion for approval and Commissioner Bissell seconded. All were in favor. Mayor Totty thanks Mr. Rowe for volunteering and we look forward to you being a part of the Park Board, it meets on the first Monday of the month at 6pm here in City Hall and if you would please plug in with the secretary, Mr. Jack Cannon or the City Manager Mr. Hall and make sure you have understanding of the information that will come to you prior and then also the schedule of the meetings.

## **8. City Manager Items for Discussion –**

- A. City Manager – would like to thank y'all for the opportunity today it's been a very long but enjoyable day. Would like to thank Brandy Johnson, Susan Fox and Tom Daugherty for taking care of us at our reception and everything tonight.

- B. Staff Comments – CFO Tom Daugherty presents the financial report for the month of January 2014.
- C. Keith Paisley – Middle Tennessee is requesting to hold, and we didn't ask them to do this, either a Workshop or Town Hall type meeting to address citizens' concerns or your concerns and I think we need to move on it kinda quickly so we don't lose out on possibly gaining some stuff out of the thing without them coming in a taking it from us. Commissioner Sutton asks if he is asking us to ask the City Manager to move forward with setting a date for an informational meeting with Middle Tennessee? So moved. Commissioner Carroll seconds. Paisley states he asked me to do that. Mayor Totty states in discussion Mr. Hall would you please ask Middle Tennessee Electric for three dates and inquire our opportunity to make a majority and then we can have that as an open to the citizens. Hall replies yes ma'am and I think you already have a workshop scheduled for March 6, right? Totty denotes yes but that it doesn't necessarily have to be a Thursday. It would either be that or it probably wouldn't be the second Thursday either because we would need to start budget talks sometime in March I would hope so it probably would be an off day. So if you could get three dates from Middle Tennessee Electric executives with Keith's overview and then share with us and we'll try to have a majority and then open to the public for special meeting. Vice Mayor Johnson asks Keith if he's dealing with whomever was here and if imminent domain had been officially threatened. Paisley states no, just trying to get a jump on anything we can receive from them and make sure it's done properly whether it be trees, grasses, trail movement, I just want to make sure that we're proceeding and they asked for this meeting. Totty states within the next 10 days is fine if you can correlate that it will at least be an open dialogue for us to get started. Hall notes that he will get with Keith and then poll the board and see what is convenient for y'all. Commissioner Carroll states we definitely want to be able to run it in the paper, so that will be key. Totty notes that will be open to the public meeting and that way we can have a workshop setting with Middle Tennessee Electric on the easement issue on Bowie Park just to add that for the public. Paisley notes that Land Trust, whether it be Emily Parrish or one of her people that work for her, they will be here for that, we'll just give them a date and they will be here. Totty notes if you will pick three days opportunists, hopefully we can get the majority to pull that so we can have that discussion. Commissioner Sutton asks Keith for any discussion on telephone polls over part of the bridge and Paisley notes that is part of this that we are ready to go on it as soon as we get some questions answered. Mayor Totty asks if there is anything else from the Park Department. Paisley notes a little bit of an update on this weather. It's hit pretty hard, apparently there are some trees down so be careful going home. I do have the street crew out there cleaning up right now. Commissioner Sutton states you should have told Commissioner Johnson that about three hours ago, a tree fell right in front of him in Bowie Park when we were on our way to the meeting earlier. Mayor Totty asks for any other staff comments this evening.
- D. City Attorney – states he has nothing further tonight

**9. Communications from the Mayor and Commissioners – as the tornado warning goes off**

- A. Commissioner Sutton – I will make this real brief and apologize we have two people running for office here tonight, Lee Dryer and Deana Hood, they will be

hanging around for as long as you want to fight the storm to answer any questions. I have a question, have we paid the county for the library expansion yet? CFO Daugherty notes no. Sutton responds it's a good thing because the county decided not to go through with the program at this time.

Commissioner Bissell states we are under a warning so we need to recess and go downstairs. Mayor Totty states if no one has I will close the meeting.

Vice Mayor Johnson made a motion to adjourn. All were in favor. The meeting adjourned at 8:14 p.m.

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**Brandy Johnson**  
**City Recorder**