

CALLED EXECUTIVE SESSION

PURSUANT TO THE AUTHORITY OF TENNESSEE CODE ANNOTATED, WE HEREBY CALL AN EXECUTIVE SESSION TO MEET IN THE CONFERENCE ROOM, CITY HALL ON APRIL 5, 2016 AT 5:00 PM TO CONSIDER THE FOLLOWING MATTERS:

1. Call to Order
2. Consideration of a motion to enter into Executive Session for purpose to review matters of potential litigation with City Attorney
3. Adjourn

Mayor Wallace Cartwright

Mayor Cartwright called the Executive Session to order at 5:01 pm. Roll was called and the following members were present: Mayor Cartwright, Councilmember Landers, Councilmember Rose, Councilmember Pruitt, Councilmember Feldhaus and Councilmember Christie. Councilmember Meek was absent. Also in attendance were City Treasurer Jamey Owen, Acting Public Works Director Eric Pierce, Acting City Recorder Anna Mai, Building and Codes Director Monty Kapavik and City Attorney Ginger B. Shofner. Councilmember Christie made a motion to enter into Executive Session, the motion was seconded by Councilmember Pruitt and carried unanimously by oral vote. Mayor Cartwright adjourned the meeting at approximately 5:48 pm.

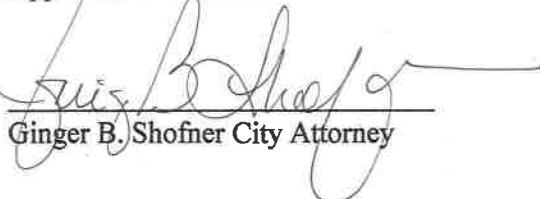
Approved:


Mayor Wallace Cartwright

Attest:


Acting City Recorder Anna Mai

Approved as to Form:


Ginger B. Shofner City Attorney

Study Session Meeting Minutes

The Special Session of the City Council scheduled for 6:00 pm on Tuesday, April 5th was cancelled due to lack of Agenda items.

The City Council met in regular Study Session on April 5, 2016 at the City Hall Courtroom Annex, Shelbyville Police Station. Mayor Cartwright Called the meeting to order at 6:03 pm. Roll was called and the following members were present: Councilmember Christie, Councilmember Landers, Councilmember Feldhaus, Councilmember Rose and Councilmember Pruitt. Councilmember Meek was absent. Also in attendance were City Manager Jay Johnson, City Attorney Ginger B. Shofner, City Treasurer Jamey Owen, Airport Director Justin Heid, Former City Recorder Shanna Boyette and Acting City Recorder Anna Mai.

First item on the agenda was a proposed Resolution calling for a Municipal Election on Tuesday, November 8, 2016 for the purpose of electing representatives of Council Wards 1, 3, and 5 within the City of Shelbyville. City Manager Johnson stated that we would Budget the cost of the election in the fiscal year starting July 1st.

Next on the agenda was a review of emergency repair and replacement of stormwater flume project costs summary. City Manager Johnson stated that at the present time the total cost incurred is \$4,670,534.90, he stated there may be a few odds and ends to add but it's a very good number of the total cost to date.

The next item was review and discussion of the Bedford County Emergency 911 Communications District letter(s). There was much discussion on this item. City Manager Johnson explained that, he wanted to point out that the City sent them a letter last December that outlined an agreement that would be acceptable for the Mayor and City Council that was never acknowledged. City Manager Johnson went on to explain that the citizens of Shelbyville, both residential and business, pay 911 cost through their telephone bills and are 47% of the County property tax base which are used to supplement the 911 funds. The Shelbyville City Council is now being asked to have citizens and businesses to pay a third time for that service. Johnson stated that the City does not have the money to meet their request without additional revenue but that it is a Council decision. The request is for \$375,241. Councilmember Feldhaus asked if this fee was just to maintain the service that the City currently has, Johnson replied yes. It was stated that there is no representation of the City on the E-911 Board. The deadline to accept this request is listed as October 1, 2016. City Manager Johnson went on to say that the City does have options, one being to create our own PSAP. The other option is to do one button transfer but that either option would cost the City money, and that the City must upgrade its service no matter what.

The next item for discussion was the annual airport inspection report from the Tennessee Aeronautics Commission. Airport Director Justin Heid stated that it was a good report with the one exception that the runway needed repair, he explained that Garver was scheduled to evaluate the runway this spring and to see what can be done over the next five years to hold it together so that work on the runway can be covered under the current CIP program. There is one concern

with funding, that the funding formula may be revised in the next couple of years and that could impact the City's share.

Next item for discussion was a letter from the Child Development Center with a quote for mowing. For the past 15 years the City and County have split this cost 50/50. It was stated that this is paid outside the appropriation process.

The next discussion topic was a proposed Resolution establishing a refund policy for the Building and Codes Department for Permit Fees. It was just stated that there was a correction on the submitted document that it would be approved by the City Council.

Next was a report on 2014 delinquent taxes. City Attorney Shofner stated that the total amount the City is seeking is \$117,827 less the protested amounts and bankruptcy.

Following that was FY 2015 Audit findings response. There was no discussion.

Next was discussion on the FY 2017 goals and proposed calendar. City Manager Jay Johnson explained that the budget goals were shortened due to limited flexibility. He stated that this document is what he and City Treasurer Owen will work off of with Department Directors. He further stated with the proposed calendar that it is a compressed schedule, and that there was discussion last year about changing how the Council does Social Service Appropriations.

Next on the agenda was Old Business

There were five Ordinances on third and final reading:

- An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38, Owned by Hwy 231 N. Investors, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith
- An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38.05, Owned by First Community Bank of Bedford County, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith
- An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38.06, Owned by PMST General Partnership, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith
- An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38.07, Owned by PMST General Partnership, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith
- REQUEST BY OWNER TO DEFER TO MAY-An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38.08, Owned by PMST

General Partnership, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith

- An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 78, Parcel 41.14, Owned by Andy Smith and Reggie Smith, From R-2 (Low Density Residential) to R-4 (High Density Planned Residential Development) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith

There were two Ordinances on second reading-public hearing:

- An Ordinance of the Shelbyville City Council to Amend the Zoning Ordinance of the City of Shelbyville by Amending Article II, Definitions, by adding the Definition of Irregular Lot With Measurement Specifications, and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith; Establishing a Public Hearing Date of April 14, 2016
- An Ordinance of the City of Shelbyville, Tennessee Amending the Municipal Code Title 2, "Alcoholic Beverages", Chapter 1, "Intoxicating Liquors", Section 109 "Where Establishments may be Located," and Providing for An Effective Date

There were no Ordinances on first reading.

There were no Resolutions.

Business items included:

First was, authorizing the Mayor to Execute Three Star Grant Agreement with Tennessee Department of Economic and Community Development. It was stated that the City is the fiscal agent for this grant but the money just flows through the City and goes to the Joint Economic and Community Development Board of Bedford County.

Next was a report on TDOT Warrant Study for Signalized Intersection 231 North/Airport Business Park Road. Manager Johnson stated that the City's request had been denied and that the decision would be appealed.

The next item of business was a report on Proposed Vehicle Replacements/Budget Amendment. City Manager Johnson explained that a Public Works truck, 2002, has died and staff consensus is to not spend the money to make repairs necessary on a truck that is that old. What is proposed is to reassign the existing Public Works Director truck to the Streets Superintendent surplus the 2002 Dodge and buy a new ½ ton truck off the State Contract. This will require a budget amendment.

Next item was a Review of Bid Committee Report and Options for Renewal

- A. Used Road Tractor (Day Cab) for Sanitation, Bid Committee recommendation is to Rush Truck Center with a bid of \$31,750
- B. Two (2) Front Mount Mowers for Public Works, Bid Committee recommendation is for Bedford Moore Farmers Cooperative with a bid of \$10,250

- C. Waterslide Maintenance/Repair for Recreation Center, Bid Committee recommendation is for Splashtacular with a bid of \$10,295
- D. Photography Package Service for Youth Sports Leagues-five responsive bids were received and these will go before the Park Board at their next meeting.
- E. Rocks (Various Types) for All Departments, Bid Committee recommends Vulcan materials with the lowest overall bid for all types of rock needed.
- F. Option to Renew-Paving-Wright Paving Contractors-One Year, no price or service changes renewal starting April 15, 2016.
- G. Option to Renew-Culverts-Fortiline Waterworks-One Year, no price or service changes renewal starting on April 15, 2016.
- H. Option to Renew-Oil/Lube Service-Tire & Muffler USA-One Year, no price change on oil/lube service with additional services offered as well for the next 12 months starting April 15, 2016.
- I. Option to Renew-Towing Service-Ray's Paint & Body-One Year, with two page detail submitted, renewal begins June 12, 2016

Next item was appointments to the Bedford County Board of Equalization.

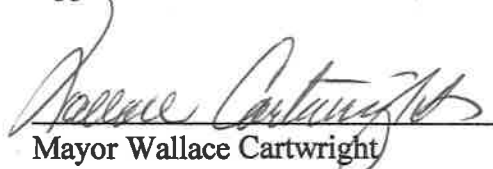
Other items of business followed.

City Manager Jay Johnson spoke briefly on emails received from TDEC, Bob Mountainew, regarding a bill going through the Legislature establishing parameters for cities for MS4 Permits, which could become an issue in the future. Also an email was received from TML on the 42 million dollars being proposed as transfer from the State's General Fund to the Highway Fund be distributed to counties only and the cities across the State would not receive any of that 42 million on an application. It was stated that this decision contradicts everything that had been previously heard on the subject. This is the money the City uses for paving, street lighting and salt.

It was stated that brush week is this week, spring clean-up next week starting on April 11th.

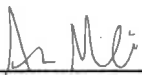
There being no more items to discuss and no further business Mayor Cartwright adjourned the meeting at 7:05 pm.

Approved:



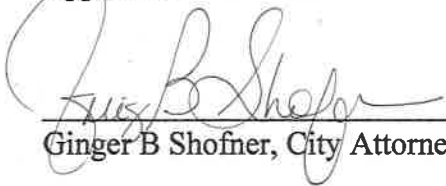
Mayor Wallace Cartwright

Attest:



Acting City Recorder Anna Mai

Approved as to Form:



Ginger B Shofner, City Attorney

City Council Meeting Minutes

The Shelbyville City Council met in Regular Session on April 14, 2016 at the City Hall Annex, Shelbyville Police Department Courtroom. Mayor Wallace Cartwright called the meeting to order at 6:00pm. Roll was called and the following members were present: Councilmember Landers, Councilmember Christie, Councilmember Pruitt, Councilmember Feldhaus, Councilmember Meek and Councilmember Rose. Also in attendance were City Manager Jay Johnson, City Attorney Ginger Shofner, City Treasurer Jamey Owen, Acting City Recorder Anna Mai and former City Recorder Shanna Boyette. Invocation was led by Brother Glen Forsee of the First Assembly of God and the Pledge of Allegiance was led by the City Council.

The first item of business was approval of the Agenda. Mayor Cartwright asked if there were any additions to be made. City Manager Johnson asked to amend the Agenda and add the Resolution requesting the Bedford County Board of Election Commissioners to hold a General City Election on the first Tuesday in November, 2016, as it was on the Study Session Agenda and was discussed but was not put on the City Council Meeting Agenda. Councilmember Landers also asked to amend the agenda to include discussion on non-profit agencies. Motion to adopt the agenda as amended made by Councilmember Landers, seconded by Councilmember Pruitt and carried unanimously by oral vote. A motion to adopt the agenda was made by Councilmember Landers and seconded by Councilmember Rose and was carried unanimously by oral vote.

Next item was approval of the minutes from several meetings including: Regular Study Session March 1, 2016, Executive Session March 8, 2016, Regular Council Meeting March 10, 2016, Executive Session March 10, 2016, Executive Session March 21, 2016, Special Called Meeting March 21, 2016, Executive Session March 29, 2016 and the Special Session March 29, 2016. Mayor Cartwright asked for any additions or changes to the minutes, hearing none Councilmember Christie made motion to approve, Councilmember Landers seconded and the motion carried unanimously by oral vote.

Mayor Cartwright closed the Regular Meeting at 6:02pm to hold a Public Hearing on the following Ordinances:

- An Ordinance of the Shelbyville City Council to Amend the Zoning Ordinance of the City of Shelbyville by Amending Article II, Definitions, by adding the Definition of Irregular Lot With Measurement Specifications, and to Repeal Any Ordinance of Part of an Ordinance in Conflict Herewith.
- An Ordinance of the City of Shelbyville, Tennessee Amending the Municipal Code Title 2, "Alcoholic Beverages", Chapter 1, "Intoxicating Liquors", Section 109 "Where Establishments may be Located," and Providing for An Effective Date

There were no comments made on the Ordinances on Public Hearing, Mayor Cartwright closed the Public Hearing at 6:03pm.

Items of Old Business were then in order.

Councilmember Meek made a motion to allow the City Attorney to read the caption only on all Ordinances. This motion was seconded by Councilmember Pruitt and carried unanimously by oral vote.

There were seven Ordinances on Third & Final Reading

The first was An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38, Owned by Hwy 231 N. Investors, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith. Councilmember Feldhaus made motion to approve, motion was seconded by Councilmember Landers and carried unanimously by roll call vote. There was no discussion.

Second was An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38.05, Owned by First Community Bank of Bedford County, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith. Councilmember Landers made a motion to approve, Councilmember Meek seconded and the motion carried unanimously by roll call vote. There was no discussion.

Third was An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38.06, Owned by PMST General Partnership, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith. Motion to approve was made by Councilmember Pruitt, motion was seconded by Councilmember Rose and carried unanimously by roll call vote. There was no discussion.

Fourth was An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38.07, Owned by PMST General Partnership, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith. Councilmember Landers made motion to approve, Councilmember Pruitt seconded and motion carried unanimously by roll call vote. There was no discussion.

Fifth was An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 50, Parcel 38.08, Owned by PMST General Partnership, From I-1 (Light Industrial) to C-2 (Highway Service District) and to Repeal Any Ordinance or Part of an Ordinance in Conflict Herewith. It was noted that the owners of the property requested that this Ordinance be deferred to the May meeting for third and final reading. Councilmember Feldhaus made a motion to defer to May, Councilmember Meek seconded and the motion carried unanimously by roll call vote. There was no discussion.

Sixth Ordinance was An Ordinance of the Shelbyville City Council to Amend the Shelbyville Zoning Map by Rezoning Tax Map 78, Parcel 41.14, Owned by Andy Smith and Reggie Smith, From R-2 (Low Density Residential) to R-4 (High Density Planned Residential. Councilmember Christie made a motion to approve, Councilmember Rose seconded the motion and it carried unanimously by roll call vote. There was no discussion on this item.

The last Ordinance on third and final reading was An Ordinance Establishing Fees for the Animal Control Office of the City of Shelbyville, Tennessee; Providing for an Effective Date. Councilmember Feldhaus made a motion to approve, Councilmember Landers seconded and the motion carried unanimously by roll call vote. There was no discussion on this item.

Next on the Agenda were Ordinances on second reading, there were two.

The first was An Ordinance of the Shelbyville City Council to Amend the Zoning Ordinance of the City of Shelbyville by Amending Article II, Definitions, by adding the Definition of Irregular Lot with Measurement Specifications, and to Repeal Any Ordinance of Part of an Ordinance in Conflict Herewith. Councilmember Meek made a motion to approve, Councilmember Feldhaus seconded and the motion carried unanimously by roll call vote. There was no discussion.

The Second was An Ordinance of the City of Shelbyville, Tennessee Amending the Municipal Code Title 2, "Alcoholic Beverages", Chapter 1, "Intoxicating Liquors", Section 109 "Where Establishments may be Located," and Providing for An Effective Date. Councilmember Rose made a motion to approve, Councilmember Feldhaus seconded the motion and it carried unanimously by roll call vote. There was no discussion.

Next on the Agenda were Ordinances on first reading, there were no ordinances on first reading.

Next on the Agenda was Resolutions. There were two resolutions including the one that was added.

The first was a Resolution Establishing a Refund Policy for the City of Shelbyville Building and Codes Department. Councilmember Pruitt made a motion to approve, Councilmember Landers seconded. Mayor Cartwright asked for any discussion, Attorney Shofner stated that there needed to be a revision on Section two, it states permit issued and should state permit used. Councilmember Feldhaus made a motion to approve as amended, Councilmember Pruitt seconded and that motion carried unanimously by oral vote. Next Mayor Cartwright asked for roll call vote, and roll call vote was unanimous.

The second Resolution was a Resolution requesting the Bedford County Board of Election Commissioners to hold a General City Election on the first Tuesday in November, 2016.

Councilmember Meek made a motion to approve, Councilmember Pruitt seconded and the motion carried unanimously by roll call vote.

Next on the Agenda were Business Items.

Councilmember Landers made a motion to approve the March 2016 Accounts Payable, Councilmember Pruitt seconded the motion and it carried unanimously by roll call vote.

Mayor Cartwright asked for a motion to approve the March 2016 Treasurers Report, the March 2016 Various Department Reports and a motion to authorize the Mayor to Execute Three Star Grant Application with Tennessee Department of Economic and Community Development all as one motion. Councilmember Landers made a motion to approve, Councilmember Feldhaus seconded the motion. City Manager Johnson made a brief reminder that this is a pass through grant for the Chamber of Commerce that the City just acts as fiscal agent on the grant. The motion was carried unanimously by roll call vote.

Next was a consideration of a motion to receive the following reports:

1. Report on TDOT Warrant Study for Signalized Intersection 231 North/Airport Business Park Road
2. Report on Vehicle Replacements/Budget Amendment
3. Report on Repair and Replacement of Stormwater Flume Project Costs
4. Annual Airport Inspection Report from Tennessee Aeronautics Commission

Councilmember Feldhaus made a motion to acknowledge receipt, Councilmember Landers seconded and the motion carried unanimously by oral vote.

Next on the Agenda was consideration of a motion to receive the following letters:

1. Bedford County Emergency 911 Communications District Letter (s)
2. Child Development Center Letter

Councilmember Rose made motion to acknowledge receipt, Councilmember Landers seconded and the Motion carried unanimously by oral vote.

Purchasing/Bids were next on the Agenda, there were eight items for consideration.

First was consideration of a motion to purchase Used Road Tractor (Day Cab) for Public Works-Solid Waste Division, from Rush Truck Center Smyrna, TN in amount of \$31,750, lowest bidder, as recommended by the Bid Committee. Councilmember Christie made motion to purchase, seconded by Councilmember Landers and carried unanimously by roll call vote.

Next was consideration of a motion to purchase Two (2) Front Mount Mowers for Public Works from Bedford Moore Farmers Cooperative in amount of \$10,250, lowest, best bidder, as recommended by the Bid Committee. Councilmember Feldhaus made motion to purchase, Councilmember Meek seconded and the motion carried unanimously by roll call vote.

Next on the agenda was consideration of a motion to purchase Waterslide Maintenance/Repair for Recreation Center from Splashtacular, Paola, KS in the amount of \$10,295, lowest, best bidder, as recommended by the Bid Committee. Councilmember Pruitt made a motion to purchase, Councilmember Landers seconded and motion carried unanimously by roll call vote.

Fourth was consideration of a motion to purchase Rocks (Various Types) for All Departments from Vulcan Materials Company Shelbyville, with the lowest overall pricing, as recommended by the Bid Committee. Councilmember Meek made motion to purchase, Councilmember Feldhaus seconded and it carried unanimously by oral vote.

Fifth item was consideration of a motion to renew-Paving-Wright Paving Contractors, Fayetteville, TN-One Year without any price or service changes beginning April 15, 2016. Councilmember Rose made a motion to renew, Councilmember Landers seconded and it carried unanimously by roll call vote.

The sixth item was consideration of a motion to renew-Culverts-Fortiline Waterworks, Nashville, TN-One Year without any price or service changes beginning April 15, 2016. Councilmember Pruitt made motion to renew, Councilmember Feldhaus seconded and it carried unanimously by roll call vote.

Next was consideration of a motion to renew-Oil/Lube Service-Tire & Muffler USA, of Shelbyville-One Year without any price change on oil/lube service with additional services offered as well for the next 12 months beginning April 15, 2016. Councilmember Christie made a motion to renew, Councilmember Landers seconded and it carried unanimously by roll call vote.

The final item was consideration of a motion to renew-Towing and Storage Service-Ray's Paint & Body of Shelbyville-One Year beginning June 12, 2016 as two-page detail submitted by Ray's Paint & Body. Councilmember Meek made a motion to renew, Councilmember Christie seconded and it carried unanimously by roll call vote.

Next on the Agenda was the addition of the discussion on Non-Profits. City Manager stated that in response to questions by Councilmembers a preliminary budget worksheet had been prepared and given to the Council. He stated that it shows the actual appropriations since 2012 and what was requested for FY 2017, with a staff recommendation for FY 2017. All information was based upon discussion by the Council last year that no new agencies be added and that the City hold the line on any increases and that there be a possible 10-20% reduction, this spread sheet outlines both 10% and 20% reductions. There was some discussion about what the agencies had been told last year and deciding on reducing by 10-20%. City Manager Johnson explained there were a few options, that a decision could be made to just hold the line, a decision could be made

to reduce by either 10 or 20 percent, or the decision could wait another week or two until the budget work sessions but that it is a decision that City Manager Johnson and City Treasurer Owen will use to assemble the budget. City Manager Johnson also added that with one or two exceptions most agencies submitted the same amount as they had in previous years. There was then somewhat lengthy discussion on increases, the amount to reduce if any, which entities to reduce because there are six that are directly related to the City or membership dues for the City. Councilmember Landers made a motion to proceed with a cut of 20% to the non-profits only, Councilmember Christie seconded and it carried unanimously by roll call vote.

The last item on the agenda was appointments, there was one.

Mayor Cartwright re-appointed Mary Ann Jenkins to the Bedford County Board of Equalization.

It was also noted that it was the last day for Spring Cleanup.

There being no further business of the Council, Mayor Cartwright adjourned the meeting at approximately 6:31pm.

Approved:



Handwritten signature of Wallace Cartwright in cursive script, written over a horizontal line.

Mayor Wallace Cartwright

Attest:



Handwritten signature of Anna Mai in cursive script, written over a horizontal line.

Acting City Recorder Anna Mai

Approved as to Form:



Handwritten signature of Ginger B. Shofner in cursive script, written over a horizontal line.

City Attorney Ginger B. Shofner