

City Council Meeting Minutes

The Shelbyville City Council met in Regular Session on Thursday, December 10, 2015 at the Shelbyville Recreation Center Meeting Room. Mayor Wallace Cartwright called the meeting to order at 6:00 p.m. Roll was called and the following members were present: Councilmember Christie, Councilmember Rose, Councilmember Landers, Councilmember Feldhaus, and Councilmember Pruitt. Councilmember Meek was absent. Also present were City Manager Jay Johnson, City Treasurer Jamey Owen, City Attorney Ginger B. Shofner, and City Recorder Shanna Boyette.

Prior to the meeting Mayor Cartwright recognized Park Board Member Rusty Reed to present an Award Plaque for Four Star Service Award presented by the Parks and Recreation Center. Mayor Cartwright also recognized Shelbyville Central High School for being awarded the Volunteer Service Award by the Shelbyville Parks and Recreation Center.

Mayor Cartwright called for any items to be added or removed from the Agenda. City Manager Johnson requested that one item be added to the Agenda for consideration, Resolution for the City to submit a grant application to the Pool for Property Conservation Matching Program. Councilmember Feldhaus made a motion to approve the Agenda, seconded by Councilmember Christie, and carried unanimously upon oral vote. Councilmember Landers made a motion to approve the Agenda as amended. The motion was seconded by Councilmember Rose and carried unanimously upon oral vote.

The next item on the Agenda was approval of the minutes from the previous meetings:

- Regular Study Session November 3, 2015
- Regular Council Meeting November 12, 2015
- Executive Session November 3, 2015
- Executive Session November 10, 2015
- Special Session Charter Review November 10, 2015
- Special Session November 10, 2015

Councilmember Feldhaus made a motion to approve all sets of minutes as submitted. The motion was seconded by Councilmember Pruitt and carried unanimously upon oral vote.

Mayor Cartwright closed the Regular Meeting to hold a Public Hearing on the following matter:

- A Public Hearing to receive comments regarding 2016 application for Community Development Block Grant Program

Mayor Cartwright called for any comments on the item. City Manager Johnson acknowledged past grant applications for Sanitation and Sewer Rehabilitation and reported that it was staff recommendation to apply for grant funds for blight elimination and neighborhood rehabilitation. There were no additional comments on the application. Therefore Mayor Cartwright closed the Public Hearing and re-opened the Regular Session Meeting at 6:06 p.m.

Items of Old Business were then in order.

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

There were two Ordinance on Third and Final Reading for consideration. The first being an Ordinance to rezone 105 Wheeler Street from R-2 Residential to C-2 Commercial. Councilmember Landers made a motion to approve the Ordinance. The motion was seconded by Councilmember Feldhaus and carried unanimously upon roll call vote. There was no discussion on the Ordinance.

Ab Ordinance as amended on Second Reading to amend the Budget Ordinance (Ordinance 2015-971) for FY 16 to reflect FY 15 roll over budget items and to allocate funds to reflect First Quarter FY 16 Budget Revisions was the next item on the Agenda. Councilmember Christie made a motion to approve, seconded by Councilmember Landers, and carried unanimously upon roll call vote. There was no discussion on the Ordinance.

There were no Ordinances on Second Reading for consideration.

There were two Ordinances on First Reading before the Council.

The first being an Ordinance of the Shelbyville City Council to amend the Shelbyville Zoning Map by rezoning 1108 Green Lane from R-2 (Low Density Residential) to C-2 Highway Service District; Tax Map 078 J Group A Parcel 12.01; establishing a Public Hearing Date of January 14, 2016. Councilmember Landers made a motion to approve the Ordinance, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote. There was no discussion on the Ordinance.

The next item was an Ordinance on First Reading establishing pet adoption fees and providing for an effective date of April 1, 2016; establishing a Public Hearing Date of January 14, 2016. Councilmember Rose made a motion to approve, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote. There was no discussion on the Ordinance.

Resolutions were then in order.

The first being a Resolution authorizing submittal of proposed City Charter to the Tennessee General Assembly. Prior to consideration City Attorney Shofner recommended that a motion be made to read caption only. Councilmember Feldhaus made a motion to read caption only on this Resolution and seconded by Councilmember Landers. The motion was approved upon oral vote. Councilmember Christie made a motion to approve the Resolution of which was seconded by Councilmember Feldhaus. Councilmember Feldhaus then made a motion to amend the Resolution on Article XVII-Utility Board Section 17-10 Duties to read as follows: Audit-An independent certified public accountant, not an employee of the city or system, shall be employed by the board to make such audits and reports as required by the Comptroller of the State of Tennessee and in combination of audits for the City of Shelbyville, and any other reports as the board may deem necessary. The systems' completed annual audit coinciding with the City of Shelbyville's previous fiscal year must be submitted to the City of Shelbyville on or before December 1 each year. The motion was seconded by Councilmember Landers and carried unanimously upon roll call vote. Councilmember Feldhaus then provided history of Chamber of Commerce and Hotel/Motel Tax and intent of funds and made a motion to amend the Resolution on Article XVIII-Hotel Occupancy Privilege Tax Section 18-3 Deposit of Proceeds as follows: The City Council shall appropriate, as part of the Budget Ordinance, all funds deposited in the special fund to the Shelbyville/Bedford County Chamber of Commerce for the purposes of tourism promotion and economic development, but not normal Chamber of Commerce membership expenses. The Chamber of Commerce shall submit an annual budget request by May 15th each year for the new fiscal year beginning July 1 each year. The budget request may include the salary and associated expenses of the Industrial Recruiter (Chamber Executive), his/her travel expenses, vehicle expenses, and specific tourism events as requested by the Chamber of Commerce. None of these special fund monies shall be used for rent, utilities, building maintenance, telephone expenses, or other salaries associated with the Chamber of Commerce facility and personnel unless specifically approved by the Budget Ordinance adopted by the City Council. Furthermore, the Chamber of Commerce shall submit an annual report to the city describing the manner in which such appropriated funds from the previous fiscal year have been expended for tourism and economic development as provided herein. The form and filing date of the report shall be as provided by Resolution of the City Council. Mayor Cartwright called for a second to the motion. The motion died for lack of a second. Councilmember Christie requested a summary of the proposed changes compared to that of current Charter language and City Manager provided summarization and further denoted that the proposed language in the Resolution before the Council for consideration was not to hardwire the document. Brief discussion ensued by the Council on the need to further discuss before voting on the Resolution. Therefore, Councilmember Rose made a motion to

defer action on the Resolution. The motion was seconded by Councilmember Christie and carried unanimously upon roll call vote.

A Resolution authorizing submittal of proposed legislation on Abandoned Airplanes to the Tennessee General Assembly was the next item on the Agenda. Councilmember Landers made a motion to approve, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

The next item before the Council was consideration of a Resolution authorizing submittal of application to TDOT for a Community Transportation Grant. Councilmember Christie made a motion to approve, seconded by Councilmember Rose, and carried unanimously upon roll call vote.

Business Items were then in order.

Councilmember Landers made a motion to approve the November 2015 Accounts Payable. The motion was seconded by Councilmember Pruitt and carried unanimously upon roll call vote.

Mayor Cartwright declared that the Treasurer's Report and Monthly Department Reports would be received as submitted.

Councilmember Pruitt made a motion to approve a motion acknowledging receipt of the following:

- Comptroller's Office Approval of Pension Plan Funding Policy
- Calendar Year 2015 Zoning Ordinance Text Amendments

The motion was seconded by Councilmember Rose and approved unanimously upon oral vote.

The next item was consideration of a motion to authorize Professional Services Agreement for Commerce Business Park with Ragan Smith, Griggs & Maloney, and Younger & Associates as recommended by the Commerce Business Park Oversight Committee. Councilmember Christie made a motion to approve, seconded by Councilmember Feldhaus, and carried unanimously upon roll call vote.

Consideration of a motion to enter into an Agreement with CB & S Bank regarding Union Station was the next item of business before the City Council. Councilmember Feldhaus made a motion to approve. The motion was seconded by Councilmember Christie. City Attorney was recognized and confirmed that a copy of the Proposed Agreement was received, noting the items included of paving, undeveloped lots, and vacating. In addition it was reported that there had been no Bank confirmation of approval of the language in the Proposed Agreement at this time. There being no further discussion Mayor Cartwright called for roll call vote and the motion carried unanimously.

Purchasing and Bid Items were the next item of business.

The first being consideration of a motion to purchase 30 SCBA (self-contained breathing apparatus) for Shelbyville Fire Department with lowest bidder, Fire Storm of Glasgow, KY in the amount of \$159,000 as recommended by the Bid Committee. Councilmember Landers made a motion to approve the purchase, seconded by Councilmember Pruitt. It was reported by staff that this is a grant funded purchase. There being no further discussion, Mayor Cartwright called for vote on the item. The motion to approve purchase carried unanimously upon roll call vote.

Councilmember Feldhaus made a motion to approve purchase of 5 In-Car Video System from the TN Statewide Contract with L-3 National Security Solutions, Inc. in the amount of \$23, 970 for the Shelbyville Police Department. The motion was seconded by Councilmember Rose and carried unanimously upon oral vote.

The next item on the Agenda was consideration of a motion to purchase a computer server and related items for the implementation of the new and future in-car video systems from the TN Statewide Contract and General Services Administration (GSA) in the amount of \$19,886.50 for the Shelbyville

Police Department. Councilmember Pruitt made a motion to approve, seconded by Councilmember Landers, and carried unanimously upon oral vote.

Appointments were then in order.

Mayor Cartwright appointed Lucy Taylor to serve on the Parks & Recreation Board.

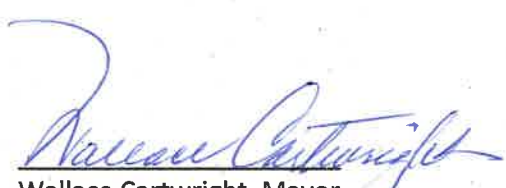
Appointments to the Planning Commission by Mayor Cartwright were next on the Agenda. Those appointed were: Allen Pitner, Warren Landers, and Bo Gill.

The final item of business was consideration of a Resolution of the City Council for the City of Shelbyville to participate in the TML Pool's Property Conservation Grant Program. Councilmember Feldhaus made a motion to approve the Resolution. Councilmember Landers seconded the motion. It was reported by staff that this a 50/50 grant and the maximum match would be \$2500.00. Upon roll call vote the motion carried unanimously.

Announcements included that City Hall will be closed December 24th and December 25th and report on Holiday Trash schedule was announced.

There being no further business before the Council, Mayor Cartwright adjourned the meeting at 6:46 p.m.

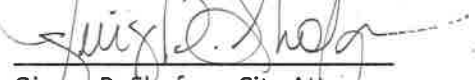
APPROVED:


Wallace Cartwright, Mayor

ATTEST:


Shanna Boyette, City Recorder

APPROVED AS TO FORM:


Ginger B. Shofner, City Attorney

CALLED EXECUTIVE SESSION

PURSUANT TO THE AUTHORITY OF TENNESSEE CODE ANNOTATED, WE HEREBY CALL AN EXECUTIVE SESSION TO MEET IN THE SMALL MEETING ROOM UPPER LEVEL, SHELBYVILLE RECREATION CENTER, ON TUESDAY, DECEMBER 1, 2015 AT 5:00 P.M. TO CONSIDER THE FOLLOWING MATTERS:

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

Mayor Wallace Cartwright

Mayor Cartwright called the Executive Session to order at 5:00 p.m. Roll was called and the following members were present: Mayor Cartwright, Councilmember Feldhaus, Councilmember Christie, Councilmember Rose, Councilmember Pruitt, Councilmember Meek, and Councilmember Landers were all present. Also present were City Manager Jay Johnson, City Recorder Shanna Boyette, City Attorney Ginger B. Shofner, and City Treasurer Jamey Owen. Councilmember Christie made a motion to enter into Executive Session, seconded by Councilmember Meek, and carried unanimously upon oral vote. The meeting adjourned at approximately 6:00 p.m.

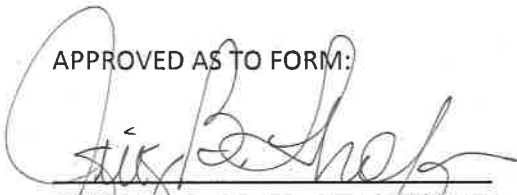
APPROVED:


WALLACE CARTWRIGHT, MAYOR

ATTEST:


SHANNA BOYETTE, CITY RECORDER

APPROVED AS TO FORM:


GINGER B. SHOFNER, CITY ATTORNEY

City Council Study Session Minutes

The Shelbyville City Council met in Regular Study Session on Tuesday, December 1, 2015 at the Shelbyville Recreation Center Meeting Room. Mayor Cartwright called the Study Session to order at 6:00 p.m. The following members were present: Councilmember Rose, Councilmember Landers, Councilmember Meek, Councilmember Feldhaus, Councilmember Christie, and Councilmember Pruitt. Also present were City Manager Jay Johnson, City Treasurer Jamey Owen, City Attorney Ginger B. Shofner, and City Recorder Shanna Boytte. Jeff Broughton, MTAS Consultant was also present.

The first discussion item before the Council was review and "wrap-up" of City Charter Review. Jeff Broughton reviewed the last changes inserted into the final resolution document for consideration. Those included modified provision of corporate limits; voter qualifications-non-resident property interest. Bonds and Salary set by Ordinance, utilities: members of Board changed to six (6) with City Manager as ex officio; compensation set by Council by Ordinance with no compensation for elected member, provisions for removal of members. The final item was discussion of contracts being authorized by Council.

The next item was report on Storm Water Flume Emergency Repair & Replacement of which there was no report or discussion.

City Manager Johnson then provided a report on Commerce Business Park regarding Professional Services Agreement(s).

The next item was review of a request for National Walking Horse Trainers Association Show contribution. It was reported that this item is not included in the current FY 16 Budget and would require a Budget Amendment and it was final decision to remove from Agenda for consideration.

It was reported that there will be a Public Hearing on 2016 Community Development Block Grant Program:

There were two Ordinances on the Study Session Agenda for 3rd and Final Reading. The first being an Ordinance to rezone 105 Wheeler Street from R-2 to C-2 and the second being an Ordinance as amended to amend the Budget Ordinance for the Fiscal Year 2015-2016 to reflect roll-over FY 15 Budget Items and to allocate funds to reflect 1st Quarter FY 2016 Budget Revision within the General Fund, State Street Aid, Grants, Capital, Police Drug Funds, and Storm Water; consideration of amending Ordinance to reflect 3 Star Grant Award for FY 16 in the amount of \$10,000

There were no Ordinances on Second Reading.

There were two Ordinances on First Reading. The first being an Ordinance to rezone 1108 Green Lane from R-2 to C-2 and an Ordinance to establish pet adoption fees for the Shelbyville Animal Control.

Resolutions on the Study Session Agenda were a Resolution authorizing submittal of proposed Charter to the Tennessee General Assembly.

The second being a Resolution authorizing submittal of proposed Legislation on abandoned airplanes to the Tennessee General Assembly and the final being a Resolution authorizing submittal of application to TDOT for a Community Transportation Planning Grant

New Business items on the Study Session were as follows:

- Acknowledge receipt of Comptroller's office approval pension plan funding policy
- Acknowledge receipt of Calendar Year 2015 Zoning Ordinance Text Amendments
- Consideration of any action deemed necessary from Executive Session

Bid Awards were the next item on the Study Session Agenda. The following were presented for discussion and review.

- Police Computer Server
- Police Video Cameras
- Five Self Contained Breathing Apparatus

Appointments included 3 appointments to the Planning Commission for consideration at the meeting of December 10th.

There being no further business the meeting adjourned at 7:25 p.m.

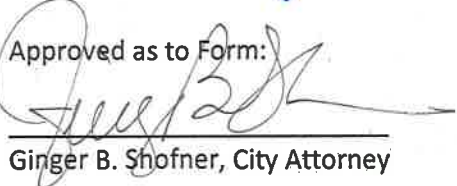
APPROVED:


Wallace Cartwright, Mayor

ATTEST:


Shanna Boyette, City Recorder

Approved as to Form:


Ginger B. Shofner, City Attorney