

## CITY COUNCIL MEETING MINUTES

Mayor Wallace Cartwright called the regular City Council meeting of December 12, 2013, to order at 6:00 p.m. The invocation was given by Bro. Eddie Reed, Living Stones Community Church and the Pledge of Allegiance was led by the Council. Roll was called and Councilmember Rose, Councilmember Pruitt, Councilmember Landers, Councilmember Meek, and Councilmember Williams were present. Also present were City Manager Jay Johnson, City Recorder Vickie Haskins, and City Attorney Ginger Shofner.

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First item to be considered is a motion to adopt the Agenda. Councilmember Meek moved to adopt the Agenda as presented, seconded by Councilmember Landers and unanimously approved upon oral vote.

Councilmember Feldhaus made a motion to suspend the rules and allow a Special Presentation to be made to the Shelbyville City Council and the Shelbyville Police Department. The motion was seconded by Councilmember Meek, and carried unanimously upon oral vote.

Murfreesboro Chief of Police Glen Christmon, past president of the Tennessee Association of Chiefs of Police, presented Shelbyville Police Department with Tennessee Law Enforcement Accreditation Program Certificate of Accreditation. Statements were made by Police Chief Austin Swing regarding the efforts made by all members of the Department. Special recognition was made for Deputy Chief Mike Rogers, Officer David Curley, and Aimee Davis, who will be serving as the accreditation manager in the future.

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The next item on the agenda was approval of the minutes from the following meeting:

November 5, 2013-Executive Session  
November 14, 2013-Regular Council Meeting  
November 25, 2013-Special Session

Councilmember Williams made a motion to approve the minutes of the previous meetings, seconded by Councilmember Pruitt, and carried unanimously upon oral vote.

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Mayor Cartwright closed the Council meeting at 6:15 p.m. and declared a Public Hearing for comments regarding the following Ordinances:

1. Ordinance on Second Reading Amending Shelbyville Municipal Code Title 11, Chapter 4. Flood Damage Prevention Ordinance.
2. Solicitation of public input regarding potential uses of funds derived from Community Development Block Grant

David Crowell, President of Shelbyville Power, Water and Sewer System rose to speak on the subject of the Community Development Block Grant. The proposed sewer replacement project to be funded by the CDBG grant is for Bird Street, East Cedar Street to Gowan Drive, consisting of approximately 1500 feet of sewer line. All funds for the required matching funds will be paid by the Shelbyville Power, Water and Sewer System. The SPWS was represented by several Power Board Members and the project engineer, Roy Wauford. Lori Fisher Braley was also present from the South Central Development District. It was acknowledged by the City Manager that no public comments had been mailed to City Hall during this process.

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Councilmember Landers then made a motion to authorize City Attorney to read caption only on Ordinances, seconded by Councilmember Williams, and carried unanimously upon oral vote.

Items of Old Business were then in Order:

City Attorney Shofner then read the caption to Ordinance on Third and Final Reading Amending Shelbyville Municipal Code Title 1, Chapter 15. Travel Policy. Councilmember Rose made a motion to approve the Ordinance on Third and Final Reading, as amended at the Second Reading thereof. The motion was seconded by Councilmember Williams. Upon roll call vote, the Ordinance, as previously amended, was unanimously approved on Third and Final Reading.

The next item to be considered was Ordinance on Second Reading Amended Shelbyville Municipal Code Title 11, Chapter 4. Flood Damage Prevention Ordinance. Councilmember Williams moved to approve the Ordinance, seconded by Councilmember Pruitt. Mayor Cartwright then requested discussion. City Manager stated for the record that this Ordinance changes the language of the Ordinance only and does not change the status of any property of the flood map.

Ordinance on First Reading rezoning a parcel of land owned by William C "Buddy" Haynes for property located on North Jefferson Street (and North Brittain Street) from R-3 (Medium Density Residential) to C-1 (Central Business District), as recommended by the Shelbyville Planning Commission; setting a Public Hearing date of January 9, 2014. (continued from November 14, 2013). Following the reading the caption of the Ordinance by the City attorney, Councilmember Landers requested to be recognized by the Mayor. Councilmember Landers stated that he had information that the applicant, Mr. Buddy Haynes, has requested to be allowed to amend his application to subdivide the property, with the property along N. Jefferson Street to maintain an R-3 zoning, and with the property adjoining North Brittain Street to be rezoned. Based upon this information, Councilmember Landers moved to refer the Ordinance back to the Planning Commission for further consideration. Councilmember Feldhaus seconded the Motion to refer back to the Planning Commission. Mayor Cartwright then requested discussion. During discussion, Councilmember Feldhaus requested that the allowed usages under the C-1 zoning be "looked at" so as to delete a usage such as a "convenience store with gas". Additional comments regarding the procedure necessary for reconsideration by the Planning Commission were made by City Attorney Shofner and Planning and Community Development Director Amanda Rhinehart. City Manager Johnson further suggested that the entire block surrounding this property be considered for rezoning. Upon roll call vote, the motion to refer back to the Planning Commission was unanimously approved.

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Items of new business were then in order.

The next item on the agenda was Ordinance on First Reading to rezone a parcel of land owned by Ray Beech, et al, consisting of 6.4 acres located at Whitthorne Street/Blue Ribbon Parkway, from R-3 (Medium Density Residential) to R-4 with PUD overlay, as recommended by the Shelbyville Planning Commission; and setting a Public Hearing date of January 9, 2014. Following the reading of the caption by City Attorney, Councilmember Williams moved to approve the Ordinance. The motion was seconded by Councilmember Rose and carried unanimously upon roll call vote.

The next item considered was Resolution authorizing application on behalf of Shelbyville Power, Water and Sewer System for sewer rehabilitation through Tennessee Small Cities Community Development Block Grant. Following the reading of the resolution, Councilmember Landers made a motion to approve the Resolution. The motion was seconded by Councilmember Meek and carried unanimously upon roll call vote.

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Councilmember Williams made a motion to approve the Accounts Payables for December 2013. Councilmember Feldhaus seconded and upon roll call vote motion was unanimously approved upon roll call vote.

Mayor Cartwright asked if there were any amendment to be made to the Treasurer's Report for October 2013 and the various Department Reports for November 2013. Hearing none, the reports were received as submitted.

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The next item considered was Motion authorizing Mayor and Public Works Director to enter into Professional Services Agreements with Gresham Smith and Partners for NEPA approval, design, coordination of project and CEI services for STP projects of resurfacing of Coney Island Road and for 4 way stop and flashing beacon signal at intersection of Hwy. 437 and Fairfield Pike. Councilmember Feldhaus moved to approve the motion, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

Councilmember Pruitt moved to approve a Motion authorizing Mayor to execute supplemental documents for CEI (with Gresham Smith and Partners) for STP projects of signalization at E. Deport Street and Bethany Lane/Coney Island Road and resurfacing of Elm Street. The motion was seconded by Councilmember Williams and carried unanimously upon roll call vote.

Councilmember Williams made a motion acknowledging receipt of Report on Debt Obligation of TML Bond Fund Series 2013 Energy Savings Capital Outlay Note and authorizing Mayor and City Recorder to execute form CT-0235. The motion was seconded by Councilmember Pruitt and carried unanimously upon roll call vote.

Councilmember Feldhaus made a motion to authorize Mayor and City Attorney to execute Consent to Name Change and Assignment for Wisser Consultants LLC (formerly Wisser Company, LLC). The motion was seconded by Councilmember Landers and carried unanimously upon roll call vote.

Councilmember Pruitt made a motion authorizing Mayor to enter into Donation and Release Agreement with Good Sports, Inc. The motion was seconded by Councilmember Rose and carried unanimously upon roll call vote.

The Council then considered a motion authorizing City Staff to coordinate a joint meeting regarding economic development issues among members of Shelbyville City Council, Bedford County Commissioners, Chamber of Commerce Board and members of the EDT.

Councilmember Landers moved to approve such a meeting, seconded by Councilmember Feldhaus. Mayor Cartwright then asked for discussion. City Manager Jay Johnson stated that the proposed meeting date is January 27, 2014. Upon roll call vote, the motion was unanimously approved.

Councilmember Pruitt then made a motion to approve renewal of Contract for Long Term Disability Policy with CIGNA Insurance Company and authorizing Mayor to execute any documentation necessary to complete the process. The motion was seconded by Councilmember Williams. City Manager Johnson announced that this was a two year renewal with no increase in the rate. Upon roll call vote, the motion was unanimously approved.

Councilmember Feldhaus made a motion to accept the following reports:

- a. Comptroller acceptance of FY 2014 Budget
- b. Parks and Recreation Department Annual Report
- c. Senior Citizens Annual Report
- d. OPEB report for FY 2013

The motion was seconded by Councilmember Meek and carried unanimously upon oral vote.

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There were three bids on the agenda for approval.

1. Cargo van with high roof for Police Department. Two proposals were received. Councilmember Williams made a motion to accept the low bid from Chrysler Dodge Jeep Ram of Columbia, Tennessee, for \$31,225, as recommended by the Bid Committee. The motion was seconded by Councilmember Pruitt and unanimously approved upon roll call vote.
2. Solid waste roll out carts for Sanitation Department. Six proposals were received. One bidder failed to provide a sample cart as required. Based upon the other four samples, the Bid Committee recommends the Toter model offered by Stringfellow, Inc. Councilmember Feldhaus made a motion to accept the bid from Stringfellow, Inc. of Nashville, Tennessee, for \$53.95, as recommended by the Bid Committee. The motion was seconded by Councilmember Meek. Public Works Director Mark Clanton announced that 915 carts were to be purchased. Upon roll call vote, the motion was unanimously approved.
3. Resurfacing of 300 feet of Elm Street (STP Project). One bid was received. Motion was made by Councilmember Williams to accept the low bid from Wright Paving Contractors, Inc. of Fayetteville, Tennessee, for \$124,234.54 as recommended by the Bid Committee. Motion was seconded by Councilmember Landers. Upon roll call vote the bid was unanimously approved. NOTE: This approval is subject to TDOT review and approval.

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Appointments to two city boards were then in order.

Mayor appointment to Shelbyville Municipal Planning Commission. The terms of Jo Ann Holland, John Davis and Henry Wilhoite are expiring. The Planning Commission recommends reappointment of these commission members. Mayor Cartwright reappointed Jo Ann Holland, John Davis and Henry Wilhoite for a three year term.

Council appointment for on member to the Shelbyville Municipal Beer Board. Kathy Reddy has resigned. Two persons have volunteered to serve: Jack Coop and Jason Reeves. City Recorder Haskins submitted both names to the Council. Councilmembers Williams, Feldhaus and Meek voted for Jack Coop; and Councilmembers Pruitt, Landers and Rose voted for Jason Reeves, resulting in a tie vote. Mayor Cartwright broke the tie by voting for Jason Reeves. Jason Reeves was appointed to the Beer Board.


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Several announcements were made, including:  
Uptown promotion activity is December 13, 2013.  
Study Session is set for a special date on Thursday, January 2, 2014.

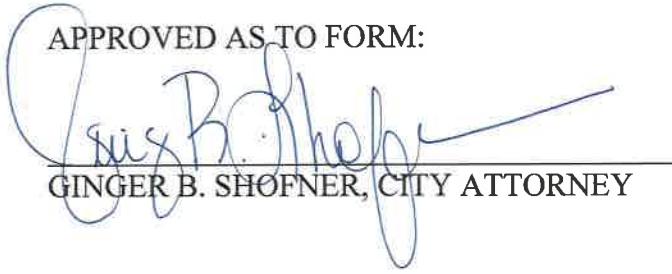
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There being no further business to come before the Council, the meeting was adjourned at 6:45 p.m .

APPROVED:  
  
MAYOR WALLACE CARTWRIGHT

ATTEST:  
  
VICKIE HASKINS, CITY RECORDER

APPROVED AS TO FORM:



GINGER B. SHOFNER, CITY ATTORNEY

