

**CALLED EXECUTIVE SESSION**

PURSUANT TO THE AUTHORITY OF TENNESSEE CODE ANNOTATED, WE HEREBY CALL AN EXECUTIVE SESSION TO MEET IN THE CITY HALL ANNEX COURTROOM ON THURSDAY, DECEMBER 11, 2014 TO CONSIDER THE FOLLOWING MATTER:

1. Call to Order
2. Roll Call
3. Motion to enter into Executive Session to review matters of pending litigation with City Attorney
4. Adjourn

MAYOR WALLACE CARTWRIGHT

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The session was called to order by Mayor Wallace Cartwright at 5:00 p.m. Roll was called and the following members were present: Councilmember Feldhaus, Councilmember Meek, Councilmember Rose, Councilmember Williams, Councilmember Pruitt, and Councilmember Landers. Also present were City Manager Jay Johnson, City Attorney Ginger B. Shofner, City Treasurer Jamey Owen, City Planner Amanda Rhinehart, and City Recorder Shanna Boyette.


Councilmember Williams made a motion to enter into Executive Session to discuss matters of pending litigation. The motion was seconded by Councilmember Landers and carried unanimously upon oral vote.

The session adjourned at 5:22 p.m.

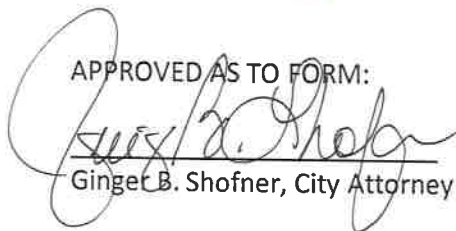
APPROVED:

  
Wallace Cartwright, Mayor

ATTEST:

  
Shanna Boyette, City Recorder

APPROVED AS TO FORM:

  
Ginger B. Shofner, City Attorney

**City Council Meeting Minutes**

The Shelbyville City Council met in Regular Session on December 11, 2014. Mayor Cartwright called the meeting to order at 6:00 p.m. Brother Adams led the Invocation and the Pledge of Allegiance was led by the Council. Roll was called and the following members were present: Councilmember Pruitt, Councilmember Landers, Councilmember Meek, Councilmember Feldhaus, Councilmember Rose, and Councilmember Williams. Also present were City Manager Jay Johnson, City Treasurer Jamey Owen, City Attorney Ginger B. Shofner, and City Recorder Shanna Boyette.

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The first item of business was to adopt the Agenda. There were no items to be added or removed from the Agenda. Councilmember Meek made a motion to adopt the Agenda, seconded by Councilmember Rose, and carried unanimously upon oral vote.

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The next item of business was approval of minutes from previous meetings, November 13<sup>th</sup> Regular Session, November 6<sup>th</sup> Executive Session, November 13<sup>th</sup> Executive Session and November 24<sup>th</sup> Special Called Session. Councilmember Williams made a motion to approve the minutes, seconded by Councilmember Feldhaus, and carried unanimously upon oral vote.

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Mayor Cartwright closed the Regular Session of the Council at 6:03 p.m. to hold a Public Hearing for an Ordinance to amend the Zoning Map of the City of Shelbyville by affixing a Mixed Use Planned Unit Development Overlay on Property Zoned C-2, North Main Street; more specifically defined as Map 0780 G 4.00 and providing for an effective date of January 23, 2015. Hearing no discussion or comments on the Ordinance the Mayor closed the Public Hearing and reopened the Regular Session of the Council.

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Items of Old Business were then in Order.

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

There were four Ordinances on Third Reading before the Council for consideration.

An Ordinance as amended to annex into the City of Shelbyville certain area containing eighty-eight (88) acres located on Frank Martin Rd. was the next item on the Agenda Councilmember Feldhaus made a motion to defer this item until the January 8, 2015 meeting of the Council. The motion was seconded by Councilmember Landers and the motion carried unanimously upon roll call vote.

The next Ordinance for consideration was an Ordinance to zone eighty-eight (88) acres located on Frank Martin Rd. as L-1 Industrial. Councilmember Feldhaus made a motion to defer until the January 8, 2015 meeting of the City Council. Councilmember Williams seconded the motion and the motion carried unanimously upon roll call vote.

The next item of business was an Ordinance to amend Article V, Section 5.5.5.1 (A) (1) of the Zoning Ordinance to modify the meeting date and time of the Shelbyville Historic Commission. Councilmember Rose made a motion to approve, seconded by Councilmember Meek, and carried unanimously upon roll call vote.

The final Ordinance on Third and Final Reading was an Ordinance to amend Appendix 1: Table of Uses of the Municipal Zoning Ordinance by assigning all uses in the Extensive Classification as Special Exception in the I-3 Zone, Special Impact industrial District and repealing any Ordinance or portion of an Ordinance in conflict herewith. Councilmember Williams made a motion to approve, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

There was one ordinance on Second Reading. An Ordinance to amend the Zoning Maps by affixing a Mixed Planned Use Development Overlay on property zoned C-2, Commercial, North Main Street, more specifically defined as Map 0780 G 4.00 and providing for an effective date of January 23, 2015. Councilmember Feldhaus made a motion to approve, seconded by Councilmember Landers, and carried unanimously upon roll call vote.

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The next item on the Agenda was consideration of a motion to receive the report of the Bedford County Election Commission Office on the Municipal Election. Councilmember Williams made a motion to receive the report, seconded by Councilmember Meek, and carried unanimously upon roll call vote.

Consideration of a motion to receive the report of the Bedford County Election Commission on Special Referendum, Wine in Grocery Stores was the next item on the Agenda. Councilmember Feldhaus made the motion to receive the report, seconded by Councilmember Rose, and carried unanimously upon roll call vote.

The next item on the Agenda was recognition of outgoing Ward 4 Councilmember Jamie Williams. Mayor Cartwright and City Manager Jay Johnson presented Councilmember Williams with a plaque. Mayor Cartwright thanked Councilmember Williams for his faithful service and said that Councilmember Williams would serve on Boards as a citizen. Councilmember Williams thanked the citizens of the 4<sup>th</sup> ward in allowing him to represent on their behalf. In addition he thanked the Mayor and fellow Councilmembers as well as stating that he enjoyed working with them as well as with the employees of the City of Shelbyville.

With no further old Business before the Council, the Mayor adjourned the meeting at 6:11 p.m. for the Ceremony to administer the Oath of Office for the Mayor and Ward 2, 4, and 6 of the City Council.

Judge Lee Russell administered the Oath of office for Mayor Cartwright, Ward 2 Councilmember Sam Meek, Ward 4 Councilmember William Christie, and Ward 6 Councilmember Thomas Landers.

Mayor Cartwright called the Regular Session of the City Council to order at 6:20 p.m. Roll was called and the following members were present: Councilmember Pruitt, Councilmember Landers, Councilmember Feldhaus, Councilmember Rose, Councilmember Christie, and Councilmember Meek. Also present were City Manager Jay Johnson, City Treasurer Jamey Owen, City Attorney Ginger B. Shofner, and City Recorder Shanna Boyette.

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The first item of business was to adopt the Agenda. Mayor Cartwright declared that there were two items of business to be added, to allow the City Attorney to read caption only on Ordinances and for Mayor Appointment to the Historical Zoning Commission. Councilmember Landers made a motion to approve the Agenda as amended, seconded by Councilmember Meek, and carried unanimously upon oral vote. Councilmember Pruitt made a motion to adopt the Agenda, seconded by Councilmember Christie and carried unanimously upon oral vote.

The next item of business was election of Vice Mayor, Pursuant to City Charter Article III, Section 2. Councilmember Meek made a motion to elect Thomas Landers. Mayor Cartwright asked if there were any other nominations. Hearing none he requested an oral vote of the Council and the nomination carried unanimously upon oral vote.

The next item of business before the Council was appointments. The first appointment consideration was of City Manager, Pursuant to City Charter Article VI, Section 1. Councilmember Landers made a motion to re-appoint Jay Johnson, seconded by Councilmember Rose, and carried unanimously upon oral vote.

Appointment of City Recorder, pursuant to City Charter Article VI, Section 2 was the next item on the Agenda. Councilmember Feldhaus made a motion to re-appoint Shanna Boyette, seconded by Councilmember Meek, and carried unanimously upon oral vote.

Appointment of City Treasurer, pursuant to City Charter Article VI, Section 2 was the next item of business. Councilmember Meek made a motion to re-appoint Jamey Owen, seconded by Councilmember Feldhaus, and carried unanimously upon oral vote.

Appointment of City Attorney, pursuant to City Charter Article VI, Section 2 was the next item on the Agenda. Councilmember Pruitt made a motion to re-appoint Ginger B. Shofner, seconded by Councilmember Rose, and carried unanimously upon oral vote.

Appointment of City Judge, pursuant to City Charter Article VI, Section 2 was the next business item. Councilmember Landers made a motion to re-appoint John T. Bobo, seconded by Councilmember Meek, and carried unanimously upon oral vote.

Mayor Appointments to Various City Boards was the next item of Business. Mayor Cartwright appointed the following Councilmembers to the following Boards:

- Council Representative to Planning Commission:** Councilmember Jean Pruitt
- Council Representative to Board of Zoning Appeals:** Councilmember William Christie
- Council Representative to Parks & Recreation Board:** Councilmember Kay Rose
- Council Representative to Airport:** Councilmember Henry Feldhaus-This appointment requires Council confirmation. Councilmember Landers made a motion to approve, seconded by Councilmember Meek, and carried unanimously upon oral vote.
- Council Representative to Library:** Councilmember Kay Rose
- Council Representative to Skills Development:** Councilmember Thomas Landers
- Council Representative to Child Development Center:** Councilmember Kay Rose
- Council Representative to Senior Citizens Center:** Councilmember Jean Pruitt
- Council Representative to Railroad Authority:** Councilmember Sam Meek
- Council Representative to Bid Committee:** Councilmember Henry Feldhaus and Councilmember William Christie
- Council Representative to Pension Committee:** Councilmember Henry Feldhaus and Councilmember Sam Meek
- Council Representative to Industrial Development Board:** Councilmember Thomas Landers
- Council Representative to Historical Zoning Commission:** Councilmember Sam Meek

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Mayor Cartwright closed the Regular Session of the Council at 6:30 for a Public Hearing on the following matter: A Public Hearing to discuss the Community Block Grant (CDBG) Program administered by the Tennessee Department of Economic and Community Development. The purpose of the hearing is to discuss the guidelines of the program and to solicit input from area residents regarding potential uses of the CDBG funds. CDBG funds can be used for water line extensions, water system improvements, sewer line extensions, sewer system improvements, housing rehabilitation, and other community development projects such as fire protection, emergency management facilities, drainage, rural health departments, etc. David Crowell of Shelbyville Power, Water, & Sewer System provided comments at the Public Hearing. He explained that Shelbyville Power, Water, & Sewer System wish to apply for the CDBG Grant for a sewer rehab project. Total cost of the project is \$517, 241.00. The grant would be for funds of \$450,000 and the match would be the difference. There being no further comments or questions the Public Hearing was closed and the Mayor re-opened the Regular Session of the Council at 6:32 p.m.

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

There were Three Ordinances on First Reading.

An Ordinance to amend the Zoning Map by rezoning property located at 100 L. Fisher Rd. Tax Map 77 027.11 & 27.016 from I-1, Light Industrial to I-2, Heavy industrial and providing for an effective date; establishing a Public Hearing January 8, 2015 was the first Ordinance for consideration. Councilmember Rose made a motion to approve the Ordinance on First Reading, seconded by Councilmember Landers, and approved unanimously upon roll call vote. City Manager Johnson stated that the Ordinance was recommended by the Shelbyville Planning Commission.

The next Ordinance on First Reading was an Ordinance to amend Title 3, Chapter 2 of the Municipal Code, Dogs and Cats, and to repeal any Ordinance or part of an Ordinance in conflict herewith; establishing a public hearing date of January 8, 2015. City Manager Johnson provided comments in regards to the availability of the Ordinance to the public. He stated that anyone interested in viewing or obtaining a copy of the Ordinance in its entirety may do so by coming by City Hall or calling City Hall to request it by e-mail. With no further comments, Councilmember Meek made a motion to approve, seconded by Councilmember Feldhaus, and the motion was approved unanimously upon roll call vote.

The final Ordinance on First Reading was an Ordinance to amend Title 5, Chapter 11 of the Municipal Code, Alarms and to repeal any Ordinance or part of an Ordinance in conflict herewith; establishing a Public Hearing Date of January 8, 2015. Councilmember Meek inquired on annual requirement process and City Manager Johnson confirmed that there was an annual requirement process required in said Ordinance. With no further discussion, Councilmember Pruitt made a motion to approve, seconded by Councilmember Landers, and carried unanimously upon roll call vote.

Consideration of Resolutions were then in order.

Councilmember Rose made a motion to approve the Resolution of intent to amend the FY 2015 Budget Capital Project for Police Equipment. The motion was seconded by Councilmember Landers and carried unanimously upon roll call vote.

Councilmember Landers made a motion to approve Resolution of intent to appoint Trustee of Pension plan, Shanna Boyette. The motion was seconded by Councilmember Pruitt and carried unanimously upon roll call vote.

Councilmember Meek made a motion to approve Resolution authorizing staff to apply for CDBG application submittal by City on behalf of Shelbyville Sewer System. The motion was seconded by Councilmember Landers and carried unanimously upon roll call vote.

Councilmember Landers made a motion to approve Resolution authorizing application of homeland Security Grant for Fire Equipment. The motion was seconded by Councilmember Pruitt and carried unanimously upon roll call vote.

Councilmember Pruitt made a motion to approve Resolution authorizing application of Homeland Security Grant-Fire Department, Vehicle Acquisition. The motion was seconded by Councilmember Meek and was approved unanimously upon roll call vote.

Councilmember Rose made a motion to approve Resolution authorizing Pledge of Collateral, two year extension on behalf of the Bedford County Arts Council. The motion was seconded by Councilmember Christie and carried unanimously upon roll call vote.

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Councilmember Meek made a motion to approve the November 2014 Accounts Payable. Councilmember Landers seconded the motion and motion carried unanimously upon roll call vote.

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

The next item on the Agenda was consideration of a motion to accept written proposal of \$2,000 for the sale of property at Plum Street, more specifically defined as Map 78 I A 24.00. Councilmember Landers made a motion to approve, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

The next item on the Agenda was consideration of a motion authorizing City Treasurer to revise Solid Waste Fund Account for Financial Reporting. Councilmember Feldhaus made a motion to approve, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

Consideration of a motion to set time and date of January 2015 Study Session on Tuesday, December 30, 2014 at 4:30 p.m. was the next business item. Councilmember Christie made a motion to approve, seconded by Councilmember Landers, and carried unanimously upon roll call vote.



Consideration of a motion from the Airport Management Committee to change the structure of the position of Airport Manger from contract to employee and that the terms and conditions along with the job description be developed by the City Manager in conjunction with the Shelbyville Airport Authority Board. Councilmember Feldhaus made a motion to approve, seconded by Councilmember Christie, and carried unanimously upon roll call vote.

Councilmember Rose made a motion to enter into a six (6) year lease/purchase agreement with Stringfellow Inc. for a TYMCO 600 Model Street Sweeper with total bid of \$172,000; with \$26,000 down payment and balance financed at 2.75% interest rate. The motion was seconded by Councilmember Feldhaus and carried unanimously upon roll call vote.

Mayor Cartwright re-appointed Steve Taylor to the Planning Commission.

Mayor Cartwright appointed 4 members to the Board of Zoning Appeals. They were Jamie Williams, Bo Gill, Ron Tillman, and himself.

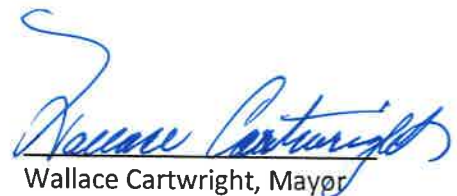
City Manager Johnson announced that Mike Alsup Parks & Recreation Director, Dan Jackson Assistant Parks Director, and City Treasurer Jamey Owen all attended a meeting earlier in the day hosted by the Tennessee Department of Environment & Conservation. The City of Shelbyville representatives were presented with a ceremonial check in the amount of \$34,000. This was grant money awarded to replace the large pavilion picnic shelter at Never Rest Park.

Further announcements included that City Hall will be closed December 24<sup>th</sup> and 25<sup>th</sup> in observance of the Christmas Holiday.

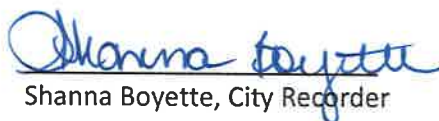
A Wine Walk will be held December 12, 2014 at 4:00 p.m. on the square hosted by local merchants.

There being no further business to come before the Council, the Mayor adjourned the meeting at 6:56 p.m.

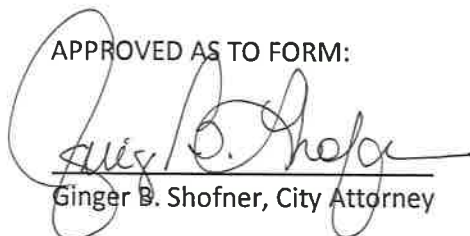
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