

CITY COUNCIL MEETING MINUTES

Mayor Wallace Cartwright called the regular City Council meeting of February 13, 2014, to order at 6:00 p.m. The invocation was given by Bryan Nerron, minister of the House of Prayer, 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, and Councilmember Feldhaus were present. Also present were City Manager Jay Johnson, City Recorder Vickie Haskins, City Treasurer Jamey Owen and City Attorney Ginger Shofner.

First item to be considered is a motion to adopt the Agenda.

Councilmember Feldhaus made a motion to amend the agenda to add the following items, which motion was seconded by Councilmember Williams.

A Resolution of the City of Shelbyville, Tennessee, authorizing grant application and resulting contract with TDOT Aeronautics for 2014 Airport Projects

Motion to accept low bid (or most responsive bid) for replacement of five-ton split gas HVAC unit with a 90 Plus furnace for basement of City Hall and to declare an emergency in the award of same. (Bid review will be conducted on February 13 and identity of best bid will be furnished at or prior to Council meeting).

Motion to acknowledge receipt of Addendum to Mutual Assistance in Fire Fighting Agreement.

Motion to authorize Mayor to execute letter requesting consideration of impact of "Prevent all Soring Acts", as contained in H. R. 1518.

The agenda, as amended, was adopted upon unanimous oral vote of the Councilmembers.

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

January 9, 2014-Executive Session
January 9, 2014-Regular Session

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

Mayor Cartwright closed the Council meeting at 6:04 p.m. and declared a Public Hearing for comments regarding the following Ordinance:

- a. **Ordinance on Second Reading to rezone the 6.4 acres located at Whitthorne Street/Blue Ribbon Parkway from R-3 to R-4 with PUD overlay.**
- b. **Ordinance on Second Reading to Amend Shelbyville Municipal Code Title 1, Chapter 9, Municipal Airport Authority.**

There were no comments to be made on these items and Mayor Cartwright declared the Council meeting reopened at 6:06 p.m.

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

Items of Old Business were then in Order:

The next item to be considered was Ordinance on Second 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. Following the reading of the Ordinance by City Attorney Shofner, Councilmember Rose moved to approve the Ordinance, seconded by Councilmember Williams. Mayor Cartwright then requested discussion. Upon roll call, the Ordinance was unanimously approved on Second Reading.

The Council then considered an Ordinance on Second Reading amending Shelbyville Municipal Code Title 1, Chapter 9, Municipal Airport Authority. Following the reading of the Ordinance by the City Attorney, Councilmember Meek moved to approve the Ordinance. The motion was seconded by Councilmember Landers. Mayor Cartwright then requested discussion. Upon roll call vote, the motion was unanimously approved.

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 James Farrar, located at 705 Eagle Boulevard from I-1 to R-2 as recommended by the Shelbyville Planning Commission and establishing a public hearing for March 13, 2014. Following the reading of the Ordinance by the City Attorney, Councilmember Pruitt moved to adopt the Ordinance. The motion as seconded by Councilmember Landers. There being no discussion, roll was called and the motion passed unanimously.

The Council then considered an Ordinance on First Reading amending Shelbyville Municipal Code Title 11, Chapter 2, Zoning Ordinance readopting the official Zoning Ordinance of the City of Shelbyville in order to comprehensively reflect various amendments made by Ordinances adopted from June 2005 through December 2013, as recommended by the Shelbyville Planning Commission and establishing a public hearing for March 13, 2014. Following reading of the Ordinance by City Attorney, Councilmember Feldhaus moved to adopt the Ordinance, seconded by Councilmember Landers. There being no discussion, the Ordinance was unanimously adopted upon roll call vote.

The City Attorney then read an Ordinance on First Reading amending Shelbyville Municipal Code Title 9, Chapter 6, Section 9-603, Illegal parking and establishing a public hearing from March 13, 2014. Councilmember Williams moved to approve the Ordinance, seconded by Councilmember Pruitt. There being no discussion, the motion was unanimously approved upon roll call vote.

The next item considered was Resolution to adopt a Youth Sports Concussion and Head Injury Policy for the City of Shelbyville and amending parks and Recreation Policies and Procedures accordingly and further requiring that all leagues meet standards as part of the required Annual Facility Use Agreement. Following the reading of the Resolution, Councilmember Rose made a motion to approve the Resolution, which was seconded by Councilmember Pruitt. Following discussion and comments made by City Manager Jay Johnson, Councilmember Rose moved to amend the Resolution so as to remove the language requiring the policy to be included in and required by the Annual Facility Use Agreement. The amendment was seconded by Councilmember Williams. The amendment was unanimously approved upon roll call vote. The full Resolution, as amended, was unanimously approved upon roll call vote.

Councilmember Meek made a motion to approve the Accounts Payables for February 2014. Councilmember Williams seconded and upon roll call vote motion was unanimously approved.

Mayor Cartwright asked if there were any amendments to be made to the Treasurer's Report for December 2013 and the various Department Reports for January 2014. Hearing none, the reports were received as submitted.

The next item considered was a motion approving funding for the Walking Horse Trainer's Association 2014 Show in the amount of \$5,000.00. Councilmember Meek moved to approve the motion, seconded by Councilmember Landers, and unanimously approved upon roll call vote.

Councilmember Feldhaus made a motion authorizing Shelbyville Municipal Airport Authority Bylaws to be adopted by said Authority. The motion was seconded by Councilmember Pruitt. City Manager Johnson commented that a change had been made to the Bylaws since the Council Study Session, which amended Bylaws had been furnished to the Councilmembers. Roll was called and the motion unanimously approved.

Councilmember Williams made a motion adopting Shelbyville Parks and Recreation Department Athletic User Fees Policy as recommended by the Shelbyville Parks and Recreation Board on January 13, 2014. The motion was seconded by Councilmember Meek and carried unanimously upon roll call vote.

The next item considered was Motion authorizing Mayor to enter into agreement with Davis Stokes Architects for building addition to Fire Hall No. 1. The motion was made by Councilmember Feldhaus, seconded by Councilmember Rose and carried unanimously upon roll call vote.

Councilmember Williams made a motion to establish a joint meeting with the Shelbyville City Council and the Shelbyville Parks and Recreation Board for March 20, 2014. The motion was seconded by Councilmember Meek and carried unanimously upon roll call vote.

The next item considered by the Council was motion to approve expenditures for TML Legislative Conference to be held in Nashville, Tennessee, on March 17 and 18, 2014, for Councilmembers, Mayor and City Manager. The motion was made by Councilmember Landers and seconded by Councilmember Pruitt. City Manager Johnson commented that this was an important meeting since there are a number of bills to be introduced to the Legislature of great interest to this city and cities across the state. Upon roll call vote, the motion was unanimously approved.

Next was a motion to accept offer to purchase for Police Department K-9 Rena for the sum of \$2,500.00. Councilmember Meek moved to approve the motion, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

Councilmember Feldhaus made a motion to approve fireworks display for July 4, 2014, to be held at H.V. Griffin Park and authorizing request from Bedford County for payment of one-half the costs of the fireworks display. The motion was seconded by Councilmember Pruitt and unanimously approved upon roll call vote.

The next item considered was motion to amend the scope of the Airport Marketing Agreement with Aviation Marketing Consulting and further authorizing payment of the sum of \$2,000 for additional services. Councilmember Feldhaus moved approve the motion, seconded by Councilmember Meek. City Manager Jay Johnson commented that this item was approved by the Shelbyville Airport Authority at their regular meeting. Upon roll call vote, the motion was unanimously approved.

Councilmember Williams moved to accept Athletic Leagues Financial Review for Bedford County Baseball, seconded by Councilmember Rose, and unanimously approved upon roll call vote.

Councilmember Landers made a motion to accept the following reports:

- a. FY 2013 Annual Audit and Comprehensive Financial Report
- b. Mid-year report of FY 2014 Annual Budget
- c. 2013 Employee Safety Report
- d. 2013 Annual Report of Building and Codes Department
- e. 2013 Annual Report of City Recorder's Department
- f. 2013 Annual Report of Fire Department
- g. 2013 Annual Report of Public Works Department

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

Next, Councilmember Feldhaus made a motion to declare the following items as surplus and that same be listed on govdeals.com and sold to the highest and best bidder:

- a. Paramount Chest Press Model #0800
- b. Paramount Leg Extension Model #0100
- c. Paramount Lower Back Model #FL1200
- d. Paramount Shoulder Press Model #1000
- e. Paramount Vertical Butterfly Model #0900
- f. Paramount Tricep Press Model #0500
- g. Paramount Lateral Row Model #0700
- h. Paramount Leg Curl Model #0200
- i. Paramount Arm Curl Model #0600
- j. Paramount Abdominal Model #1100
- k. 1991 Nissan Maxima

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

The Council then considered option to renew 4th of July fireworks with Premier Pyrotechnics of Petersburg, Tennessee. Councilmember Feldhaus made a motion to approve the renewal, seconded by Councilmember Williams, and unanimously approved upon roll call vote.

Councilmember Pruitt made a motion to approve option to renew contract with Vulcan Materials Co. for rock for the Public Works Department at the same price as last Year's contract. The motion was seconded by Councilmember Landers and carried unanimously upon roll call vote.

Councilmember Feldhaus moved to approve sole source purchase for the Shelbyville Fire Department SCBA Equipment (air bottles) in the amount of \$7,700 from Fire-Storm, Inc. Motion was seconded by Councilmember Williams and carried unanimously upon roll call vote.

The Council then considered the items previously added to the agenda, as follows:

A Resolution of the City of Shelbyville, Tennessee, authorizing grant application and resulting contract with TDOT Aeronautics for 2014 Airport Projects. The Resolution was read by the City Attorney. Councilmember Rose moved to approve the Resolution which was seconded by Councilmember Meek. Mayor Cartwright then asked for discussion. City Manager Johnson made brief comments regarding the application process and reiterated the fact that the City's matching funds for the project would be five percent of the total cost of the project. He stated that the airport was a tremendous asset to the City; however, there are repairs needed to maintain the operation. Upon roll call vote, Resolution was unanimously approved.

Next was a motion to accept the low bid and most responsive bid of Redds Heating and Air Conditioning at a cost of \$8,998.00 for replacement of five-ton split gas HVAC unit with a 90 plus furnace for basement of City Hall and to declare an emergency in award of same.

Councilmember Feldhaus moved to approve the motion, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

Next was motion to acknowledge receipt of Addendum of Mutual Assistance in Fire Fighting Agreement. Councilmember Williams moved to approve, seconded by Councilmember Rose. City Manager Johnson explained that the agreement currently provides for mutual assistance for responding to emergencies. The addendum addresses joint training exercises. Upon roll call vote, the motion was unanimously approved.

The next item considered is a motion to authorize Mayor to execute a letter requesting consideration of impact of "Prevent all Soring Acts", as contained in H.R. 1518. Councilmember Williams moved to approve the motion and the motion was seconded by Councilmember Rose. City Manager Johnson stated that the last paragraph of the letter will be amended to include a request for clarification of the economic impact of the Tennessee Walking Horse to Tennessee and to other states. Mr. Johnson read the entire paragraph aloud prior to the vote. Councilmember Landers moved to add certain recipients to those already named. Upon roll call vote the motion and amendments were unanimously approved.

The only announcement made was that the Chamber of Commerce Annual Luncheon will be held on Tuesday, February 18, 2014, at the Blue Ribbon Circle.

There being no further business to come before the Council, the meeting was adjourned at 6:39 p.m .


APPROVED:


MAYOR WALLACE CARTWRIGHT

ATTEST:


VICKIE HASKINS, CITY RECORDER

APPROVED AS TO FORM:


GINGER B. SHOFNER, CITY ATTORNEY