

CITY COUNCIL MEETING MINUTES

Mayor Wallace Cartwright called the regular City Council meeting of January 12, 2012, to order at 6:00 p.m. The invocation was given by Bryan Nerren, International House of Prayer, and the Pledge of Allegiance was led by Boy Scout Troup 370 and Cub Scout Troup 390, Den 5. Roll was called and Council Holland, Councilmember Rose, Council member Pruitt, Councilmember Landers, Councilmember Meek and Councilmember Williams were present. Also present were City Manager Jay Johnson, City Recorder Vickie Haskins, City Treasurer Jamey Owen and City Attorney Ginger Shofner.

First item on the Agenda was a motion to adopt the Agenda. Mayor Cartwright announced that two items should be added to the agenda, and that the agenda should be amended: 1) Review and consideration of Calendar Year 2011 Worker's Compensation Report; 2) Review and consideration of the purchase of a pickup truck for Shelbyville Fire Department; 3) Consideration of Professional Services Agreement with Gresham Smith and Associates not to exceed \$5,000.00 for Railroad Avenue SIA Project; 4) Receipt and acknowledge of Comptroller's Report regarding FY 2010 Annual Audit. Councilmember Landers made a motion to adopt the Agenda, as amended. Councilmember Williams seconded the motion and on oral vote, motion was unanimously approved.

Mayor Cartwright asked if there were corrections or additions to the December 8, 2011, regular council meeting minutes, and there were none. Councilmember Meek made a motion to approve the minutes, seconded by Councilmember Holland and upon oral vote the minutes were approved as submitted.

Mayor Cartwright closed the Council meeting at 6:03 p.m. and declared a Public Hearing for comments regarding the Ordinance to rezone property located at 609 Whitthorne Street from PUD (Planned Unit Development) to C-2 (Highway Service District). There were no comments on this item and Mayor Cartwright closed the Public Hearing at 6:05 p.m. and declared the Council meeting reopened.

Councilmember Rose made a motion to authorize the City Attorney to read only the caption to Ordinances on Third and Final reading and Councilmember Holland seconded. Motion was approved unanimously on oral vote.

Mayor Cartwright then called for matters of Old Business.

City Attorney Shofner read caption to an Ordinance on Third Reading to rezone property located at 609 Whitthorne Street from PUD (Planned Unit Development) to C-2 (Highway Service District), as recommended by the Shelbyville Municipal Planning Commission. Councilmember Williams made a motion to approve the Ordinance on Third reading and Councilmember Pruitt seconded. On roll call vote, motion was unanimously approved.

City Attorney Shofner read the caption to an Ordinance on Second Reading to adopt a Reapportionment/Redistricting Plan and Map for the City of Shelbyville, Tennessee. Councilmember Rose made the motion to approve the Ordinance. Motion was seconded by Councilmember Williams. Upon roll call vote, the motion was unanimously approved.

Mayor Cartwright then called for matters of New Business.

Councilmember Holland made a motion to approve the Accounts Payables for December, 2011. Councilmember Landers seconded. On roll call vote, motion was unanimously approved.

The Treasurer's Report for November 2011 and the Various Department Reports for December 2011, were entered into the minutes as accepted.

The next item on the agenda was consideration of proposal to purchase of Brayne Development, LLC, for the purchase of 732 North Main Street for a purchase price of \$130,000.00 to close within 60 days of acceptance of offer. City Manager Jay Johnson announced that he desired for the Council to table the motion for one month. Motion to postpone the motion to the next regular meeting of the Council was made by Councilmember Landers, seconded by Councilmember Williams and carried unanimously upon oral vote.

Mayor Cartwright then called for the next item on the agenda. Councilmember Holland made a motion to execute a Professional Services Agreement with eCivis for Grants Research at an annual cost of \$3,000.00. The motion was seconded by Councilmember Rose and carried unanimously upon oral vote.

The next item to come before the Council was a motion to authorize Mayor to execute Professional Services Agreement with Sports 4 All Foundation to provide additional fitness and nutrition programs for the Shelbyville Parks and Recreation Department. Councilmember Williams made a motion to approve, seconded by Councilmember Pruitt and upon roll call vote the motion was unanimously approved.

Councilmember Meek made the motion to establish a Council Workshop to be conducted on January 24, 2012. Councilmember Holland seconded the motion. Upon oral vote, the motion was unanimously approved.

The next item on the agenda was a motion to acknowledge receipt of the following reports: 1) City of Shelbyville Calendar Year 2012 Goals and TDEC Recreation Division letter on Playground Safety Requirements. Councilmember Holland made moved to approve the motion, which was seconded by Councilmember Pruitt. Upon oral vote, motion carried unanimously.

Councilmember Williams made a motion to authorize Purchasing Agent to purchase under the Tennessee Statewide Contract three (3) vehicles from Tennessee Fleet Sales Murfreesboro (Tennessee Statewide Vendor) in the amount of \$28,451.00, each. The motion was seconded by Councilmember Holland. Upon roll call vote, the motion carried unanimously.

The next item on the agenda was a motion to declare the following items a surplus and that same be advertised for sale and listed on govdeals.com for sale to the highest and best bidder.

- 1. Vending machine
- 2. Laser color printer
- 3. 28 ft. fire extension ladder
- 4. 14 ft. small space ladder
- 5. 14 ft. attic ladder
- 6. Phoenix combo rescue tool
- 7. Qty. 64-50 ft. sections 2 1/2 inch fire hose
- 8. Riding lawnmower, 42 inch cut
- 9. Riding lawnmower, 46 inch cut
- 10. Qty. 5-2216 lb. steel cascade air bottles
- 11. 1995 International Sanitation truck

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

Three bids were received for flashing beacons for US 231 near Heritage Medical Center. The Bid Committee recommends accepting the bid of \$58,498.00 submitted by Stansell Electric Company, Inc., Nashville. Councilmember Holland made the motion to accept the bid of Stansell Electric Company, Inc., Nashville, seconded by Councilmember Rose, and was unanimously approved on roll call vote.

Items added to the agenda were: 1) Review and consideration of Calendar Year 2011 Worker's Compensation Report; 2) Review and consideration of the purchase of a pickup truck for Shelbyville Fire Department; 3) Consideration of Professional Services Agreement with Gresham Smith and Associates not to exceed \$5,000.00 for Railroad Avenue SIA Project; 4) Receipt and acknowledge of Comptroller's Report regarding FY 2010 Annual Audit.

First item added to the agenda is a motion to acknowledge Calendar Year 2011 Worker's Compensation Report. Councilmember Meek made a motion to accept the report, seconded by Councilmember Holland and carried unanimously upon oral vote.

Second item added to the agenda is a motion to purchase a pickup truck for the Fire Department to be purchased under the Tennessee Statewide Contract to be purchased from Country Ford Inc. (Tennessee Statewide Vendor) in the amount of \$28,687.00. Councilmember Holland made the motion to authorize the Purchasing Agent to make this purchase. Motion was seconded by Councilmember Meek and upon roll call vote, the motion carried unanimously.

Third item added to the agenda is a motion to authorize Mayor to execute a Professional Services Agreement with Gresham Smith and Associates not to exceed \$5,000.00 for engineering services regarding the SIA Project. Councilmember Rose made the motion, which was seconded by Councilmember Williams. Discussion was then asked for. City Manager Jay Johnson reported that the State's engineers have made certain recommendations regarding utility relocation that should be looked at more closely in an attempt to reduce the estimated costs associated with the utility relocation. Upon roll call vote, the motion was unanimously approved.

The final item added to the agenda is a motion to acknowledge receipt of the Comptroller's report of the FY 2010 annual audit. Motion to acknowledge the report was made by Councilmember Williams, seconded by Councilmember by Councilmember Pruitt. Upon oral vote, the motion carried unanimously.

City Recorder Vickie Haskins announced that on January 18, 2012, at 9:30 a.m., the Leadership Bedford Class of 2012 would hold a ribbon cutting at the Shelbyville-Bedford County Chamber of Commerce re-opening the Chamber's foyer and meeting room which have been remodeled and refurbished as the Class Project.

There being no other business to come before the Council, the meeting was adjourned at 6:18 p.m.

APPROVED:



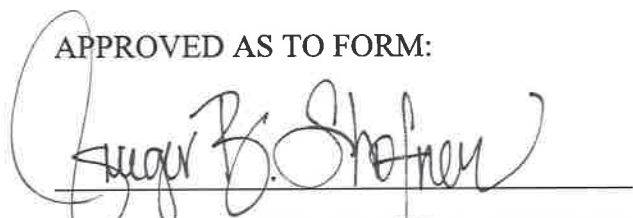
MAYOR WALLACE CARTWRIGHT

ATTEST



VICKIE HASKINS, CITY RECORDER

APPROVED AS TO FORM:



CITY ATTORNEY GINGER B. SHOFNER

CALLED EXECUTIVE SESSION

PURSUANT TO THE AUTHORITY OF TENNESSEE CODE ANNOTATED, WE HEREBY CALL AN EXECUTIVE SESSION TO MEET IN THE COURTROOM AT CITY HALL ANNEX ON THURSDAY, JANUARY 26, 2012, AT 7:30 O'CLOCK P.M. TO CONSIDER THE FOLLOWING MATTERS:

- 1. Call to Order.**
- 2. Consideration of Motion to enter Executive Session with City Attorney regarding matter of pending litigation.**
- 3. Adjourn.**

Mayor Wallace Cartwright

City Recorder Vickie Haskins

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The session was called to order at 7:30 p.m. Present were Mary Ferrara, attorney formerly representing the City, Terri Ricks, the new attorney for the City, Councilmembers Holland, Pruitt, Williams, Meek, Rose, and Landers. Also present were Mayor Wallace Cartwright, City Attorney Ginger Shofner, City Manager Jay Johnson and City Recorder Vickie Haskins. Mary Ferrara and Ginger Shofner made reports regarding the status of both the Federal and State cases.

The session was adjourned at 8:00 p.m.

APPROVED:


MAYOR WALLACE CARTWRIGHT

ATTEST


VICKIE HASKINS, CITY RECORDER

APPROVED AS TO FORM:


CITY ATTORNEY GINGER B. SHOFNER