

## CITY COUNCIL MEETING MINUTES

Mayor Wallace Cartwright called the regular City Council meeting of March 13, 2014, to order at 6:00 p.m. The invocation was given by Bro. Ron Adams, Emmanuel Church Pentecostal, 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.

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First item to be considered is a motion to adopt the Agenda. Upon motion of Councilmember Williams, seconded by Councilmember Rose, the Agenda was unanimously adopted as submitted upon oral vote.

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

February 13, 2014-Regular Session

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

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Mayor Cartwright closed the Council meeting at 6:05 p.m. and declared a Public Hearing for comments regarding the following Ordinance:

- a. **Ordinance on Second Reading to rezone 705 Eagle Boulevard from I-1 to R-2..**
- b. **Ordinance on Second Reading to amend Shelbyville Municipal Code Title 11, Chapter 2, Zoning Ordinance.**
- c. **Ordinance on Second Reading to amend Shelbyville Municipal Code Title 9, Chapter 6, Section 9-603 Illegal Parking.**
- d. **Solicitation of public input regarding potential uses of funds derived from Local Parks and Recreation Funds through the Division of Recreation Educational Services of the Tennessee Department of Environment and Conservation.**

Sylvia Pinson, Director of the Shelbyville Parks and Recreation Department, rose to speak on the subject of the LPRF grant. She explained that funds are available through the Tennessee Recreation Grant program every two years. The City is proposing an application for Never Rest Park Pavilion Shelter replacement. This project would replace a 50+ year old pavilion with a new 28 x 40 ADA compliant shelter. The project would use the existing concrete pad and will have other amenities not currently available. Total cost of the project is \$66,250. The matching funds required for the project are at a 50/50 match, resulting in grant funds sought in the amount of \$33,125, and with the City's portion being \$33,125, to be included in the FY2015 Budget. . It was acknowledged by the City Manager that no public comments had been mailed to City Hall during this process.

There were no comments to be made on these items and Mayor Cartwright declared the Council meeting reopened at 6:09 p.m.

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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:

The next item to be considered was Ordinance on Third and Final 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 Meek. Mayor Cartwright then requested discussion. Upon roll call, the Ordinance was unanimously approved on Second Reading.

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

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Items of new business were then in order.

The next item on the agenda was Ordinance on Second Reading to rezone a parcel of land owned by James Farrar, located at 705 Eagle Boulevard (addressed as 703 and 705 Eagle Boulevard), being Map 090, Parcel 012.00, from I-1 to R-2 as recommended by the Shelbyville Planning Commission. Following the reading of the Ordinance by the City Attorney, Councilmember Williams moved to adopt the Ordinance. The motion as seconded by Councilmember Pruitt. There being no discussion, roll was called and the motion passed unanimously.

The Council then considered an Ordinance on Second 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. Following reading of the Ordinance by City Attorney, Councilmember Landers moved to adopt the Ordinance, seconded by Councilmember Feldhaus. There being no discussion, the Ordinance was unanimously adopted upon roll call vote.

The City Attorney then read an Ordinance on Second Reading amending Shelbyville Municipal Code Title 9, Chapter 6, Section 9-603, Illegal parking. Councilmember Feldhaus moved to approve the Ordinance, seconded by Councilmember Williams. There being no discussion, the motion was unanimously approved upon roll call vote.

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The first resolution considered by the Council was Resolution to continue current Building Permit Fee Schedule with no increase in those fees as listed on the schedule, including waiver of residential permit fees when related to fire damage and a reduction by one-half for permit fees related to remodeling. Resolution was read by City Attorney and there was no discussion. Upon motion of Councilmember Meek, seconded by Councilmember Rose, and unanimous approval by roll call vote, the motion was adopted.

City Attorney Shofner then read a Resolution authorizing application to Tennessee Housing Development Agency for Home Grant Funds. Councilmember Feldhaus moved to approve the Resolution and Councilmember Pruitt seconded the motion. There being no discussion, roll was called and the Resolution was unanimously approved.

The next item considered was Resolution adopting Capital Improvements Program (CIP) Guide for fiscal years 2015-2021. Resolution was read by City Attorney and there was no discussion.

Motion to approve the resolution was made by Councilmember Williams, seconded by Councilmember Landers, and unanimously approved upon roll call vote.

The Council then considered a Resolution authorizing a grant application to the Tennessee Department of Environment and Conservation for ADA accessible pavilion shelter at Never Rest Park. Resolution was read by City Attorney and there was no discussion. Motion to approve the Resolution was made by Councilmember Rose, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

A Resolution Establishing the Delinquent Property Tax List for Tax Year 2012 and authorizing collection of same was then in order. Resolution was read by City Attorney and there was no discussion. Motion to approve the Resolution was made by Councilmember Pruitt, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

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Councilmember Williams made a motion to approve the Accounts Payables for March 2014. Councilmember Meek 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 January 2014 and the various Department Reports for February 2014. Hearing none, the reports were received as submitted.

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The next item considered was a motion authorizing City Manager to obtain a professional services agreement for a full real estate appraisal by a state licensed real estate appraiser for a full real estate appraisal of the property known as the Argie Cooper Public Library located at 100 South Main Street and further authorizing Building and Codes Director Michael Blanks to conduct an inspection of the premises for any apparent building codes violations. The motion was made by Councilmember Meek, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

Councilmember Williams then made a motion to accept Athletic Leagues Financial Review for Shelbyville Tennis Association. The motion was seconded by Councilmember Landers and carried unanimously upon roll call vote.

The Council then considered a motion authorizing Mayor and City Attorney to enter into contract for safety improvements along streets running parallel to North Main Street. Motion was made by Councilmember Pruitt, seconded by Councilmember Feldhaus. City Manager Johnson explained that this project was approved by TDOT at a recent meeting at a cost to the state of \$96,700.00. The motion carried unanimously upon roll call vote.

Councilmember Landers made a motion authorizing payment of Railroad Avenue project boundary survey with Caffey Surveying, Inc. The motion was seconded by Councilmember Meek and carried unanimously upon roll call vote.

The next item on the Agenda was motion to accept the following reports:

- a. Commerce Business Park Committee Report
- b. 2013 Annual Report of the Shelbyville Police Department
- c. TDOT Grant Monitoring Report
- d. TDOT Road Safety Review
- e. Duck River Development Agency Annual Report

Following the reading of the motion by Mayor Cartwright, Councilmember Feldhaus made a motion to approve the reports and moved to add to that motion that the City of Shelbyville commit the sum of \$750,000 over the next three years as funding for a business park and that said funds be applied to the business park addressed in the report of the Commerce Business Park Committee subject to the county (Bedford County) also committing the sum of \$750,000 to

this project. The motion was seconded by Councilmember Rose. Mayor Cartwright then called for discussion. Councilmember Landers clarified that the full \$750,000 would not be included in the City's budget for a single year, but would be set aside over a period of three years.

Councilmember Feldhaus stated that he wished for the City to commit the sum of \$250,000 each year toward developing a commerce business park. Mayor Cartwright asked that the motions be separated with a motion to approve the reports and a separate motion regarding the setting aside funds for the commerce business park. Councilmember Feldhaus then withdrew the motion before the council with the understanding that he would immediately follow-up with a separate motion regarding funding of the commerce business park. Councilmember Feldhaus then moved to approve the reports, seconded by Councilmember Rose, and carried unanimously upon oral vote. Mayor Cartwright then recognized Councilmember Feldhaus for his follow-up motion. Councilmember Feldhaus made a motion that the City commit the sum of \$750,000 to be included in the budget over the next three fiscal years to be applied to the purchase and development of a commerce business park and further moved that if the commerce business park acreage currently under consideration be found to be feasible that approval of that particular project be subject to Bedford County also committing the sum of \$750,000 to that project as proposed by the Business Park Committee. The motion was seconded by Councilmember Rose. Mayor Cartwright then asked for discussion. Councilmember Williams was recognized. He raised the question as to whether the commitment of these funds would tie the City's hands in any way in obtaining a bond issue for the funding of a commerce business park. City Manager Jay Johnson stated that he did not believe approval of this motion would result in complications of obtaining bond funding for the project. A bond issue would come before the Council as a specific motion at a specific time for a specific purpose. City Manager Johnson reminded the Council that the numbers presented by the Commerce Business Park Committee are preliminary for purchase and development of that particular site. City Manager Johnson reiterated that he believed that development of a commerce business park is important. Councilmember Feldhaus stated that he believed it was time for the City Council to stop paying lip service and to commit the taxpayers funds to the development of an industrial park/commerce business park. He further stated that the sum of \$250,000 equaled to approximately 2% of the total budget and he believed this is a minimal commitment. Councilmember Williams stated his concerns that this commitment may cause hardship with the city's budget and that it may cause complications regarding obtaining a bond issue for the project at a later date. Councilmember Pruitt stated concerns about the site proposed by the Commerce Business Park Committee. Councilmember Landers stated that he believed it would be a good idea to set the money aside, but not for a specific site to be developed. City Attorney Shofner suggested that it may be better to put this matter on the Council's agenda for April. City Recorder Haskins stated that she had a motion and a second on the floor. Mayor Cartwright ended the discussion and called for the roll to be taken. Upon roll call vote, the motion was unanimously approved.

The next item on the agenda was Council appointment to serve a two-year term on the Bedford County Board of Equalization. Bedford County Tax Assessor has recommended reappointment of Mary Ann Jenkins. Councilmember Feldhaus moved to reappoint Mary Ann Jenkins, seconded by Councilmember Williams, and carried unanimously upon oral vote.

Announcements included: Annual Spring Cleanup is April 14-17, 2014

Walking Horse Trainers show is currently in progress.

Joint Study Session is set for next Thursday with the City Council and Parks and Recreation Department

Bedford County Tax Sale Tuesday, March 18, 2014.

Delinquent 2012 taxes may be paid at City Hall until March 24; thereafter the taxes will be payable at the Bedford County Clerk & Master's Office.

Elm Street project will begin within the next ten days.

50<sup>th</sup> Anniversary Celebration of the Eaglettes Tennessee State Championship will be held on Saturday March 22, 2014, at 5 p.m.

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There being no further business to come before the Council, the meeting was adjourned at 6:50 p.m .

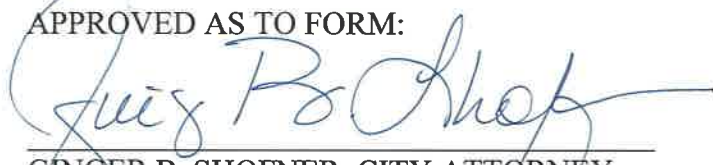
APPROVED:

  
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MAYOR WALLACE CARTWRIGHT

ATTEST:

  
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VICKIE HASKINS, CITY RECORDER

APPROVED AS TO FORM:

  
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GINGER B. SHOFNER, CITY ATTORNEY