

## CITY COUNCIL MEETING MINUTES

Mayor Wallace Cartwright called the regular City Council meeting of September 12, 2013 to order at 6:00 p.m. The invocation was given by Brian Nerron of the House of Prayer and the Pledge of Allegiance was led by the Council. Roll was called and Councilmember Feldhaus, Councilmember Rose, Councilmember 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.

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First item to be considered is a motion to adopt the Agenda. Mayor Cartwright asked if any items were to be added to the agenda or deleted from the agenda. Mayor Cartwright announced that three items are requested to be added and one item requested to be removed from the Agenda.

Items to be added:

- 1) A Resolution of the City of Shelbyville, Tennessee, authorizing a delegation to attend the Tennessee Governor's Conference
- 2) Proposed Ordinance Amending Shelbyville Municipal Code on Parking Fee Waiver
- 3) Motion appointing a Special Committee on parking

Item be removed from the agenda:

- 4) New Business: Ordinances on First Reading: No. 6 regarding rezoning of property located on North Jefferson Street.

Councilmember Williams made a motion to accept the agenda, as amended, seconded by Councilmember Feldhaus, and carried unanimously upon oral vote.

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

August 8, 2013

Mayor Cartwright asked if there were any additions or corrections to the minutes. Councilmember Feldhaus made a motion that the minutes should be adopted as presented, seconded by Councilmember Pruitt, and carried unanimously upon oral vote.

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Mayor Cartwright closed the Council meeting at 6:03 p.m. and declared a Public Hearing for comments regarding the following Ordinance:

### **1. Ordinance on Second Reading amending FY 2013 Annual Budget to reflect year end revenues/expenses within various funds.**

There were no comments to be made on these items and Mayor Cartwright declared the Council meeting reopened at 6:05 p.m.

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

Items of Old Business were then in Order:

The first item to consider was Ordinance on Second Reading Amending the FY 2013 Annual Budget to reflect year end revenues/expenses within various funds. City Attorney read the caption of the ordinance. Councilmember Williams made a motion to adopt the Ordinance, seconded by Councilmember Rose, and carried unanimously upon roll call vote.

The next item of old business was motion to accept offer to purchase of surplus real property owned by City, located at Cedar King Road consisting of approximately 2.9 acres for the purchase price of \$5,000

as offered by Thomas Dollar and wife, Gail Dollar; authorizing Mayor to execute sales contract; and further authorizing Mayor and City Recorder to execute Deed and all other closing documents. Councilmember Feldhaus made the motion, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

Items of New Business were then in Order:

The Council first considered an Ordinance on First Reading Stormwater Ordinance to come into compliance with current MS4 permit requirements and setting public hearing for October 10, 2013. The caption of the Ordinance was read by the City Attorney. Councilmember Landers made a motion to approve the Ordinance, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

The next item to be considered by the Council was Ordinance on First Reading amending Shelbyville Municipal Code Title 1, Chapter 15, Travel, and setting a public hearing date of October 10, 2013. Following reading of the caption of the Ordinance by the City Attorney, Councilmember Feldhaus moved to adopt the Ordinance, seconded by Councilmember Pruitt. City Manager commented that this policy not only applied to employees, but to board and committee members and elected officials. Motion to approve carried unanimously upon roll call vote.

The next item to be considered was an Ordinance on First Reading Amending Shelbyville Municipal Code Title 1, Chapter 13, to establish an updated Occupational Safety and Health Program Plan, and setting a public hearing for October 10, 2013. Following the reading of the caption by the City Attorney, Councilmember Meek moved to approve the Ordinance, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

Next to be considered by the Council was Ordinance on First Reading to amend the existing zoning of a parcel of land owned by Ken Hastings, located at 1700 North Main Street, being Tax Map 078B, Group A, Parcel 005.0 from R-2 (Low Density Residential) to C-2 (Highway Service District, as recommended by the Shelbyville Municipal Planning Commission, and setting a Public Hearing date of October 10, 2013. Following the reading of the caption, Councilmember Williams moved to approve the Ordinance, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

The next item on the Agenda was Ordinance on First Reading to amend the existing zoning of a parcel of land owned by Jack Coop (dba Goggin Warehouse) for property located at 1865 S. Cannon Boulevard, identified as Tax Map 100, parcel 054.0 from C-2 (Highway Service District) to I-1 (Light Industrial), as recommended by the Shelbyville Municipal Planning Commission, and setting a Public Hearing date of October 10, 2015. Councilmember Feldhaus moved to approve the Ordinance, seconded by Councilmember Landers, and carried unanimously upon roll call vote.

The next item on the regular agenda had been removed as requested by the applicant. City Manager Johnson commented that the applicant intended to make amendments to the zoning request and to re-submit same to the planning commission for further consideration.

The next item to be considered was Resolution authorizing City Staff to apply for the Governor's Highway Safety Office grant for the Shelbyville Police department for overtime expenses in the amount of \$5,000 with no local match. Following the reading of the Resolution by City Attorney Shofner, Councilmember Rose moved to approve the Resolution. The motion was seconded by Councilmember Landers. City Recorder Haskins commented that the grant is known as the "High Visibility" grant. The Resolution passed unanimously upon roll call vote.

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Councilmember Meek made a motion to approve the Accounts Payables for September 2013. Councilmember Landers 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 July 2013 and the various Department Reports for August 2013. Hearing none, the reports were received as submitted.

The next item was Motion authorizing Mayor and City Attorney (sic City Recorder) to enter into a contract for sale of property located at 732 North Main Street, and further authorizing Mayor and City Attorney (sic City Recorder) to execute Deed for same, together with all other closing documents. Councilmember Williams made the motion, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

Mayor Cartwright then recognized the members of the Shelbyville Downtown Task Force for their efforts toward improving the downtown area; and a motion to dismiss the members of the Shelbyville Downtown Task Force from further service. Councilmember Williams moved to dismiss the members of the task force from further service, seconded by Councilmember Pruitt, and carried unanimously upon oral vote.

Councilmember Feldhaus then made a motion to declare the following items as surplus and that same be advertised for sale with same to be listed on govdeals.com (unless otherwise noted) for sale to the highest and best bidder.

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| a. 2002 Chevrolet Impala (#137)   | Police Department |
| b. 2002 Chevrolet Impala (#138)   | Police Department |
| c. Obsolete car accessories-partitions, consoles, light bars, radios, siren boxes (to scrap). |                   |
| d. Obsolete computer equipment  | Police Department |
| e. Bicycles   | Police Department |
| f. Dynamo air hockey table  | Recreation Center |

Motion was seconded by Councilmember Rose and carried unanimously upon roll call vote.

Councilmember Feldhaus made a motion to accept the following reports:

- a. Report on Downtown Task Force
- b. Fourth Quarter/Fiscal Year End 2013 Budget Review and Financial Statement
- c. Letter from Tennessee Comptroller's Office of Review of FY 2012 Audit.

Motion was seconded by Councilmember Williams, and carried unanimously upon oral vote.

The Council then considered various contract renewals, as follows:

- a. Motion to accept option to renew agreement with CMS Uniforms, Inc. Nashville, Tennessee for Fire Department uniforms for one year at the same price and services, as recommended by the Bid Committee. Motion to accept this option to renew as made by Councilmember Williams, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.
- b. Motion to purchase one-ton crew cab truck with dump bed for Public Works Department from Town and Country Ford through Tennessee Statewide Contract No. 3068 for a total price of \$36,245, as recommended by the Bid Committee. Councilmember Landers made a motion to accept the purchase, seconded by Councilmember Meek, and carried unanimously upon roll call vote.
- c. Motion to accept option to renew with Team Electric for light fixtures for Recreation Center Indoor Pool through December 31, 2013, at a cost of \$1,050 per fixture as recommended by the Bid Committee. Councilmember Pruitt made a motion to accept the option to renew, seconded by Councilmember Landers, and approved unanimously upon roll call vote.

Bid for new 85 cubic yard transfer trailer for sanitation department was then considered by the Council. Bid committee recommends the acceptance of the bid from Spector Manufacturing for \$94,179. Motion to accept the bid was made by Councilmember Feldhaus, seconded by Councilmember Rose, and passed unanimously upon roll call vote.

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

First was Resolution of the City of Shelbyville, Tennessee, authorizing a delegation to attend the Tennessee Governor's Conference on October 3 and 4, 2013. The Resolution was read by City Attorney Shofner. Councilmember Williams made a motion to adopt the Resolution, seconded by Councilmember Feldhaus, and carried unanimously upon roll call vote.

The Council then considered a motion appointing a Special Committee on parking on the public square. Councilmember Williams moved to approve the motion and seconded by Councilmember Pruitt. City Manager Johnson made comments regarding this committee and its purpose. Motion carried unanimously upon roll call vote.

The next item considered was proposed Ordinance Amending Shelbyville Municipal Code on parking fees waivers on the public square. City Manager Jay Johnson commented regarding the timing of this proposed Ordinance explaining that this proposed Ordinance was not included in the advertised Agenda. Following short discussion with the Council, Councilmember Williams made a motion to defer this item to a time following the meeting of the Special Committee, with same to be also added to the Council's agenda for the regular study session on October 1, 2013. This motion was seconded by Councilmember Rose and carried unanimously upon roll call vote.

The next item on the agenda was Mayor appointment to the Parks and Recreation Advisory Board. Mayor Cartwright appointed George Johnson to serve on this Board. :

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The following announcements were made:

City Councilmembers will hold a joint meeting with the members of the Shelbyville Municipal Airport Authority on September 30, 2013, commencing at 5 p.m.

September 17 is open house at MTEC hosted by Motlow.

September 23 is Firehouse Bar-b-que sponsored by the Chamber of Commerce, commencing at 5 p.m.

September 26 is playground dedication of new playground at Never Rest Park

September 18 is recognition of 40 years of service as a volunteer firefighter of David Deason

There being no further business to come before the Council, the meeting was adjourned at 6:29 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