

CITY COUNCIL MEETING MINUTES

Mayor Wallace Cartwright called the regular City Council meeting of October 11, 2012, to order at 6:00 p.m. The invocation was given by Ray Armstrong of the Fellowship for Christ, and the Pledge of Allegiance was led by the Council. Roll was called and Councilmember Holland, Councilmember Pruitt, Councilmember Williams, Councilmember Landers, and Councilmember Meek were present. Councilmember Rose was absent. Also present were City Manager Jay Johnson, City Recorder Vickie Haskins, City Treasurer Jamey Owen and City Attorney Ginger Shofner. The Mayor expressed the sympathy for Councilmember Kay Rose, whose husband, Harold Rose, passed away and was buried today.

First item on the Agenda was a motion to adopt the Agenda. Mayor Cartwright asked if there were any items to be added or deleted. It was announced that the following two amendments should be added to the agenda:

BY ADDING:

- (1) Resolution authorizing the Mayor to execute grant contract with Tennessee Department of Agriculture to plant 20 trees in City Parks.

BY DELETING ITEM IX, No. 2, and substituting therefor, the following:

- (2) Motion to amend Musgrave Park Lease Agreement so as to include the following language:
“Lessee shall pay one-half of all property taxes levied on the full 8-acre tract of which this is a portion, including City of Shelbyville and Bedford County taxes for both real and personal property”

Mayor Cartwright announced that the agenda, as amended, was adopted.

The next item on the agenda was approval of the minutes from the meetings held September 13, 2012 (Regular Session) and September 27, 2012 (Special Session). Mayor Cartwright asked if there were any additions or corrections to be made to the minutes, and hearing none, he announced that the minutes would stand as submitted.

Mayor Cartwright called for matters of old business.

Councilmember Williams made a motion to authorize the City Attorney to read only the caption to Ordinances and Councilmember Pruitt seconded. Motion was approved unanimously on oral vote.

The next item on the agenda was Ordinance on Third and Final reading to add 404 Belmont Avenue to the Historic Overlay Zone for the area known as Belmont Avenue Historic District, as recommended by the Shelbyville Municipal Planning Commission. City Attorney Shofner read the caption of the Ordinance. Motion to approve the Ordinance was made by Councilmember Holland, seconded by Councilmember Williams, carried unanimously upon roll call vote.

City Attorney Shofner read the caption to an Ordinance on Third and Final reading to amend the adopted FY 2011-2012 Annual Budget of the City of Shelbyville, Tennessee, to reflect year end revenues/expenses within various funds, and providing for an effective date. Councilmember Williams made a motion to approve the Ordinance. The motion was seconded by Councilmember Pruitt and carried unanimously upon roll call vote.

Business items under old business included a Resolution formally adopting Youth Sports Leagues Background Screening Guidelines for Credentialing Volunteers. City Attorney Shofner read the Resolution. Councilmember Pruitt made a motion to approve the Resolution. The motion was seconded by Councilmember Holland, and carried unanimously upon roll call vote.

Mayor Cartwright called for matters of new business.

The first item was an Ordinance on First Reading to amend Title 1, Chapter 2, of the Shelbyville Municipal Code, Personnel Rules and Regulations, by deleting all language contained in said Chapter, and referring to the Resolution adopting Personnel Policies and Procedures dated October 11, 2012, as the official personnel policy of the City of Shelbyville, establishing public hearing date of November 8, 2012. Following the reading of the caption of the Ordinance, Motion to approve the Ordinance on First Reading was made by Councilmember Meek, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

All Resolutions were read into the record by City Attorney Shofner prior to any action being taken.

The next item of new business was a Resolution to establish a Personnel Policy for the City of Shelbyville, Tennessee, by adopting Personnel Policies and Procedures dated October 11, 2012, and effective January 1, 2013. City Attorney read the Resolution. Councilmember Williams made a motion to approve the Resolution, which was seconded by Councilmember Pruitt. There being no discussion, roll was called and the Resolution was unanimously approved.

The Council then considered a Resolution to establish a policy controlling computer, e-mail and internet usage by adopting Computer and Network Policies and Procedures dated October 11, 2012, to be an appendix to the Personnel Policies and Procedures manual, herewith adopted, and effective January 1, 2013. City Attorney Shofner then read the Resolution. Councilmember Landers made a motion to approve the Resolution, which was seconded by Councilmember Williams. There being no discussion, roll was called and the Resolution was unanimously approved.

Consideration of Resolution establishing a policy controlling social media and internet posting by adopting Social Media Use and Internet Posting Policy dated October 11, 2012, to be an appendix to the Personnel Policies and Procedures manual, herewith adopted, and effective January 1, 2013. City Attorney read the Resolution. Councilmember Holland made a motion to adopt the Resolution, seconded by Councilmember Meek, and carried unanimously upon roll call vote.

The Council then considered a Resolution adopting guidelines for preparation of Annual Use Agreements between athletic leagues and the City of Shelbyville. Councilmember Holland made a motion to approve the Resolution, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

The next item was a Resolution adopting a policy encouraging Citizens' Comments concerning City business by the addition of a Citizen's Comments item to be included on the City Council Study Session Agenda subject to rules and mandates as included in said Resolution. Councilmember Pruitt made a motion to approve the Resolution, seconded by Councilmember Meek, and carried unanimously upon roll call vote.

Resolution authorizing an official delegation to the 2012 Governor's Conference in Nashville, Tennessee, for October 18-19, 2012, providing for the attendance and expenditures of that delegation, consisting of the Mayor, City Manager and certain Councilmembers. Councilmember Holland made a motion to approve the Resolution, seconded by Councilmember Williams. The Resolution was adopted unanimously upon roll call vote.

The next item to be considered was a Resolution authorizing Uptown Shelbyville Action Committee to submit an application to participate in Tennessee Downtowns, a program of Tennessee Economic and Community Development. City Manager Jay Johnson stated that he felt the application was incomplete in some areas and since the Council is being asked to endorse it, he suggested that it was premature for the Council to take action. After discussion and comments, Councilmember Holland made a motion to defer this matter to a Special Meeting to be held on October 30, 2012, at 5 p.m. The motion to defer was seconded by Councilmember Williams, and carried unanimously upon roll call vote.

Councilmember Williams made a motion to approve the Accounts Payables for September 2012. Councilmember Pruitt seconded. On roll call vote, motion was unanimously approved.

The Treasurer's Report for August 2012 and the Various Department Reports for September 2012, were entered into the minutes as submitted.

Motion was made by Councilmember Meek to authorize the Mayor and City Recorder to renew lease for the Senior Citizens Building on Helton Drive. The motion was seconded by Councilmember Holland and carried unanimously upon roll call vote.

The Council then considered a motion to authorize the Mayor to enter into a Professional Services Agreement with Gresham, Smith and Partners for engineering services for signalization of E. Depot Street/Bethany Lane/Coney Island Road. Councilmember Pruitt moved to approve the Motion, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

The next item was motion authorizing application to Tennessee Department of Transportation Aeronautics Division for additional financial assistance and amending the current grant contract to include an amount to repair/refurbish the parking ramp and all taxiways leading thereto. Councilmember Landers moved to approve the Motion, seconded by Councilmember Meek. The Mayor requested discussion and City Manager Johnson commented that the matching funds from the City was included in the Budget and that no Budget Amendment would be necessary to pay those funds. The motion carried unanimously upon roll call vote.

Councilmember Holland made a motion authorizing the City Parks and Recreation Department to discontinue maintenance and upkeep of a certain park area located at the corner of Tillman Street and Motion Street. The motion was seconded by Councilmember Williams. City Manager Johnson elaborated that the City was open to reconsidering this matter in the future. The motion carried unanimously upon roll call vote.

Councilmember Pruitt made a motion to acknowledge receipt of the following reports:

- a. Comptroller's report regarding FY 2011 Annual Audit
- b. Report and presentation on new Street Sign Regulations
- c. Report on proposed drainage projects

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

Motion to declare the following items as surplus and that same be advertised for sale with same to be listed on govdeals.com for sale to the highest and best bidder.

- a. 1994 GMC pickup truck
- b. 1959 GMC ladder truck
- c. 1998 GMC Sonoma
- d. Miscellaneous computers/printers/monitors (Administration Office)
- e. Miscellaneous computers/printers/monitors (Police Department)

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

Three bids were received for Infield Dirt and Mound Clay to be delivered to H. V. Griffin Park. Councilmember Williams made a motion was made to accept low bid from Southern Athletic Fields, Inc. of Columbia, TN, for infield mix at \$45 per ton and mound clay at \$150 per ton as recommended by the Bid Committee. The Motion was seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

Two bids were received for Indoor Swimming Pool Renovations at Shelbyville Recreation Center. Councilmember Holland made a motion to accept low bid from Madison Swimming Pools, LLC, of Goodlettsville, TN, at \$120,365, total, as recommended by the Bid Committee.

The Motion was seconded by Councilmember Williams, and carried unanimously upon roll call vote.

Motion to accept Option to Renew Agreement with Tire & Muffler USA of Shelbyville, Tennessee, for one year with all prices to remain the same for one year, as recommended by the Bid Committee. Motion was made by Councilmember Landers, seconded by Councilmember Meek, and carried unanimously upon roll call vote.

Councilmember Holland made a motion to accept Option to Renew agreement for paving of City streets with Wright Paving Contractors of Fayetteville, TN, for one year with all prices to remain the same. The Motion was seconded by Councilmember Williams, and carried unanimously upon roll call vote.

Councilmember Landers made a motion to accept Option to Renew agreement for culvert pipe with K & W Culvert Supply of Lynnville, TN, for one year with all prices to remain the same. The Motion was seconded by Councilmember Meek, and carried unanimously upon roll call vote.

Councilmember Meek made a motion to accept Option to Renew agreement for personal protection equipment for the Fire Department with NAFECO, Inc. of Decatur, AL, through December 31, 2012, with all prices to remain the same. The Motion was seconded by Councilmember Williams and carried unanimously upon roll call vote.

Mayor Cartwright then called for the items that were previously added to the Agenda.

Resolution authorizing the Mayor to execute grant contract with Tennessee Department of Agriculture to plant 20 trees in City Parks was read by the City Attorney. Councilmember Holland moved to approve the Resolution, seconded by Councilmember Landers, and carried unanimously upon roll call vote.

Motion to amend Musgrave Park Lease Agreement so as to include the following language: "Lessee shall pay one-half of all property taxes levied on full 8-acre tract of which this is a portion, including City of Shelbyville and Bedford County taxes, both for real and personal property." Councilmember Williams moved to approve the Motion, which was seconded by Councilmember Pruitt, and approved unanimously upon roll call vote.

Announcements were made as follows:
Fire Prevention Week, October 8-13, 2012
Fall Clean-up Week, October 15-18, 2012
Governor's Conference will be held October 18 and 19, 2012.
Tennessee Re-hab Coffee will be held October 16, 2012.

There being no other business to come before the Council, the meeting was adjourned at 6:40 p.m.

APPROVED:

MAYOR WALLACE CARTWRIGHT

ATTEST

VICKIE HASKINS, CITY RECORDER

APPROVED AS TO FORM:

CITY ATTORNEY GINGER B. SHOFNER