

## CITY COUNCIL MEETING MINUTES

Mayor Wallace Cartwright called the regular City Council meeting of February 14, 2013, to order at 6:00 p.m. The invocation was given by Randall Harmon of East Park Methodist Church and the Pledge of Allegiance was led by the Council. Roll was called and Councilmember Feldhaus, Councilmember Pruitt, Councilmember Landers, Councilmember Meek, Councilmember Rose, 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 on the Agenda was a motion to adopt the Agenda. Councilmember Williams made a motion to adopt the agenda as presented, 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 meetings:  
January 10, 2013-Regular Meeting  
January 17, 2013-Executive Session  
January 17, 2013-Special Session.

There being no corrections or amendments to make to the minutes, the Mayor announced that they would stand approved as submitted.

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The next item on the agenda was proclamation establishing the last Tuesday of February each year as Shelbyville Spay & Neuter Day. City Attorney Shofner read the Proclamation and Mayor Cartwright made the presentation to the representatives of the interested organizations.

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There were no matters of old business to be brought before the Council.

Councilmember Rose 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.

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Items of New Business were then in order.

The next item was an Ordinance on First Reading to establish Title 12, Chapter 6, of the Shelbyville Municipal Code, establishing guidelines for permitting of Special Events, Parades, and Temporary Street Closures.. Following the reading of the caption of the Ordinance, Motion to approve the Ordinance on First Reading was made by Councilmember Rose, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

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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 supporting the completion of the western section of State Route 437. Councilmember Landers moved to approve the Resolution, which was seconded by Councilmember Meek. There being no discussion, roll was called, and the Resolution was unanimously approved.

City Attorney then read resolution to amend Personnel Policies and Procedures, Section 7.10 in order to correct language contained therein. Councilmember Pruitt made a motion to approve the Resolution, seconded by Councilmember Rose, and carried unanimously upon roll call vote.

The next item was a Resolution to adopt the International Code Council Building Valuation Data Table Reduced by 20%, an Amended Schedule of fees, and Building Permit Application for the City of Shelbyville Building Permit and Inspections. The City Attorney read the Resolution. Councilmember Williams then made a motion to amend the Resolution to as to include a 25% reduction during the first year and to approve the Resolution with the said amendment. The City Attorney then read that portion of the Resolution containing the proposed amendment. Councilmember Landers seconded the motion to approve the amended Resolution, and upon roll call vote the amended Resolution was unanimously adopted by the Council.

The next item was a Resolution authorizing Mayor and City Recorder to execute Quitclaim Deed transferring any interest of the City of Shelbyville in and to the Rail Spur to Bedford Railroad Authority. City Manager Jay Johnson pointed out that this is the rail spur that serves Manuli and Gold River Feeds. Following the reading of the Resolution by the City Attorney, Councilmember Pruitt made a motion to approve the Resolution, seconded by Councilmember Feldhaus, and unanimously approved by the Council upon roll call vote.

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Councilmember Meek made a motion to approve the Accounts Payables for January 2013. Councilmember Pruitt seconded. On roll call vote, motion was unanimously approved.

The Treasurer's Report for December 2012 and the Various Department Reports for January 2013, were entered into the minutes as submitted.

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The next item was motion authorizing Mayor and City Manager to enter into a Comprehensive Energy Audit Agreement between the City of Shelbyville and Ameresco, Inc. and further authorizing the payment of the audit fee associated therewith in the amount of \$7,200. Councilmember Rose moved to approve the motion, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

Mayor Cartwright then brought forth the motion authorizing Mayor to enter into an agreement with the Tennessee Walking Horse National Celebration to provide solid waste services for a period of 120 days from the date of March 4, 2013, with all tipping fees and any additional expenses incurred by the City to be reimbursed in full by the TWHNC. Councilmember Feldhaus moved to approve the motion, seconded by Councilmember Rose, and carried unanimously upon roll call vote.

Councilmember Williams made a motion to authorize the Mayor to approve the George Buchanan Building Rental Fee Schedule, as presented, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

The next item to consider was

- a. Motion to conduct a fireworks display on July 4, 2013, at H.V. Griffin Park.
- b. Request for authority to approach Bedford County to request payment of one-half of the costs of any contract entered into in order to conduct the fireworks display.
- c. Motion to allow Purchasing Agent to issue requests for proposals for a fireworks display on July 4, 2013, at H.V. Griffin Park, and providing for Bedford County to pay one-half of the costs.

Mayor Cartwright announced that the Council would take all these related items into one vote. Councilmember Meek moved to approve all three sections of this item, which was seconded by Councilmember Feldhaus, and carried unanimously upon roll call vote.

Councilmember Meek then made a motion to approve expenditures for TML Legislative Conference to be held in Nashville, Tennessee, on March 4 and 5, 2013, for Councilmembers, Mayor and City Manager. The motion was seconded by Councilmember Williams, and carried unanimously upon roll call vote.

The next item was changed from the motion appearing on the agenda. The item to come before the Council was Motion to establish an Executive Session regarding pending litigation for Tuesday, February 26, 2013, at 4 p.m., at City Hall Conference Room. Councilmember Williams moved to approve the amended motion, seconded by Councilmember Pruitt, and carried unanimously upon roll call vote.

Motion to authorize Mayor and Councilmembers to execute Certificate of Compliance for Retail Liquor Store regarding Shree Sava LLC d/b/a Economy Liquors, owners: Virendra Patel and Sharmistha Patel. Councilmember Feldhaus moved to approve the motion, seconded by Councilmember Williams, and carried unanimously upon roll call vote.

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

- a. FY 2013 mid-year budget status and financial report
- b. Stormwater Management Project List
- c. TDOT improvements to S. Cannon Bridge and Safety Project for intersection of Highway 437 and Fairfield Pike
- d. Petition of Shelbyville Tennis Association, Shelbyville High School, and Harris Middle School teams.

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

Councilmember Meek made a motion to declare the following items as surplus and that same be advertised for sale or disposal, as follows:

- a. 1993 GMC pickup truck to be listed on govdeals.com for sale to the highest and best bidder
- b. Miscellaneous bicycles to be listed on govdeals.com for sale to the highest and best bidder.
- c. 1998 Crown Victoria (to scrap)
- d. 1984 Chevrolet diesel Army truck (to scrap)
- e. 1986 Chevrolet diesel Army truck (to scrap)

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

Councilmember Landers made a motion to approve sole purchase request for 18 Tasers for Police Department. The motion was seconded by Councilmember Williams. City Manager Jay Johnson then clarified that these items are being purchased from the Police Equipment Fund. The motion carried unanimously upon roll call vote.

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The next item was Mayor appointment to Historical Zoning Commission to serve remainder of terms as vacated by two current Commissioners that have resigned. (Kay Templeton and Travis Spivey). Appointments were Jo Ann Holland to serve the remainder of term to 2016; and Cindy Stephenson to serve the remainder of term to regular appointment date 2013.

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There being no other business to come before the Council, the meeting was adjourned at 6:30 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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CITY ATTORNEY GINGER B. SHOFNER