

Regular Meeting of the  
Board of Mayor and Council  
March 14, 2006

The Board of Mayor and Council met in regular session on March 14, 2006 at 7:00 p.m. in the Municipal Building.

Present and presiding: Mayor Gary Norwood.

Council present: Steve Allen, Tommy Nicholson, Dwayne Noe, Rick Johnson, Carol Macha, and Chris LaCrosse.

Others present: Marc Coulon, Cynthia Sanders, Wade A. Reed, Yvonne Stinnett, Marie Pickett, Jack, Shirley and Gary Mraz, Harris Nicholson, C.J. Groulx, Greg Edrington, Steve Pudlo, Chris Cherry, Chuck Walker, Michael Armstrong, Lyn Ray, David Young, Eric Lockert, Gary Binkley, Anita Justice, Murry Hawkins, and Phyllis Schaeffer.

Mayor Norwood called the meeting to order and started with the public hearing on Ordinance #315. There were no comments. Mayor Norwood went on to Ordinance #316. There were no comments. Mayor Norwood closed the public hearing and commenced with the regular meeting.

A motion was made by Johnson, seconded by Noe, to approve the minutes from February as typed. Motion passed unanimously by voice vote.

Public Forum:  
No comments.

Attorney:  
Ms. Noe said if the Council can recall a meeting they had previously on the water line easements Council had agreed to set and approved payments to the people that had not resolved. These payments would be based on the ones resolved. Ms. Noe handed out a breakdown of the payments to be made. This would be a total sum of \$15, 117.30. A motion was made by Macha, seconded by Johnson, to pay the water line easements in the amount of \$15,117.30. Motion passed with a roll call vote of: Macha-yes, Johnson-yes, LaCrosse-yes, Allen-yes, Nicholson-yes, Noe-yes, and Mayor-yes.

Old Business:  
Renaming the city streets, Mr. Johnson was going to check on one of the streets and after he found there was no rush he would like to put it off. Ms. Macha said there were only about 2 streets left to change. Mr. LaCrosse said he hasn't looked into detail but has talked to a couple of residents on Spring Street and wants to talk to more of them. Mr. Hawkins talked with Chief Walker and doesn't think there is any rush and also he doesn't think Kingston Springs is going to change their street names. It was agreed to take this item off the agenda.

A motion was made by Johnson, seconded by Macha, to accept Ordinance #315 – grading operations. Motion passed with a roll call vote of: Johnson-yes, Macha-yes, LaCrosse-yes, Noe-yes, Nicholson-yes, Allen-yes, and Mayor-yes.

A motion was made by Noe, seconded by Johnson to approve Ordinance #316 – budget amendment and acceptance of 04/05 audit report. Motion passed with a roll call vote of: Noe-yes, Johnson-yes, Macha-yes, LaCrosse-yes, Allen-yes, Nicholson-yes, and Mayor-yes.

#### New Business:

Mayor said it was time to reappoint Ms. Stinnett to the Board of Equalization. This board handles situations where people dispute their property tax assessments. A motion was made by Johnson, seconded by LaCrosse, to re-appoint Ms. Yvonne Stinnett to the Board of Equalization. Motion passed unanimously by voice vote.

A motion was made by Macha, seconded by Noe, to approve Resolution 2006-02 – Acceptance of the commemorative coin design for the Sesquicentennial. Motion passed unanimously by voice vote.

Marie Pickett said they were going to have 35 storytellers for the sesquicentennial.

Leland Station – Hwy 12 cut. Ms. Noe said this is concerning the Leland Station subdivision; they are wanting to do a cut onto Hwy 12S, TDOT will only allow it if the city does it. We need to request TDOT to let us do it with a 70' R.O.W. into the development. What Ms. Noe is asking is for the city to request TDOT approve this cut onto Hwy 12S. Ms. Noe believes the name of the road will be Braxton Dr. A motion was made by Noe, seconded by Nicholson, to request TDOT to approve a cut onto Hwy 12S to go into the entrance of Leland Station Subdivision by 70' and this will be a city street. Motion passed unanimously by voice vote.

Lockert property – alley. Ms. Noe said the city apparently on the original plat back in 1800 and 1930 of downtown Ashland City showed an alleyway. This is what is used by the Tea Room. It has never been named, paved, or used and city evidently never knew it was there. With the development by the Lockerts' it was discovered as a possible old alleyway since the city never kept it up she doesn't know if we could claim it but to err on the side of precaution the city will need to do something. The only one involved is Ms. Shearon who does not have a problem and will sign a right to waiver. Ms. Noe said she needs a motion to abandon this alley contingent on Ms. Shearon signing the waiver. Both sides of the alley are owned by the Locker's. If we keep it the city will be responsible for the upkeep if they put in the development they would be responsible and will use this as an ingress and egress. Mr. Eric Lockert said the Tea Room will remain and on the other piece they may have a professional building it wouldn't be in their interest to block this area. A motion was made by Macha, seconded by LaCrosse, to abandon the alley from Sycamore to Ms. Shearon's property contingent on Ms. Shearon signing the waiver.

Mr. Johnson asked if it would be a service road. Mr. Lockert replied nothing will change the ingress and egress will come off of Oak Street. Motion passed with a roll call vote of:

Macha-yes, LaCrosse-yes, Allen-yes, Nicholson-yes, Noe-yes, Johnson-yes, and Mayor-yes.

Ms. Noe said she had an agreement that needs to be signed with TDOT in essence this is about water & sewer lines on Hwy 12 for the benefit of Harpeth Shoals ; whenever you go on or near the road belonging to TDOT you need an agreement with them. There was a discussion about the lines going in that the developer will be doing. A motion was made by Johnson, seconded by Nicholson, to approve the agreement and authorize the Mayor to sign. Motion passed unanimously by voice vote.

Mr. Harris Nicholson talked with the county saying he had talked with Mr. Hawkins a couple of months ago and would like to keep the fireworks show the same as last year which he says was 12,000, the Council had already approved 10,000. A motion was made by Noe, seconded by Nicholson, to approve the Pyroshow from \$10,000 TO \$12,000. Motion passed with a roll call vote of: Noe-yes, Nicholson-yes, Allen-yes, LaCrosse-yes, Macha-yes, Johnson-yes, and Mayor-yes.

The next item was the electric plugs for Riverbluff. Mayor told the Council that Tony did not have enough plugs for Summerfest he is asking \$10,250 to have additional plugs added. Ms. Macha prefers not to amend the budget and Mr. Johnson said he remembers Tony saying it didn't bother him if he has to wait. Mr. Johnson said lets wait to next year's budget. Also, this will need to be put out for bids. A motion was made by Noe, seconded by LaCrosse, to put off until the next budget year. Motion passed unanimously by voice vote.

Hwy 49 change order #1 is a net change in the contract price. A motion was made by Noe, seconded by Macha, to pay the changed price to \$41,971. Motion passed with a roll call vote of: Noe-yes, Macha-yes, LaCrosse-yes, Johnson-yes, Nicholson-yes, Allen-yes, and Mayor-yes. Mayor said he wanted them to get started on the cleanup the work was great but it has dragged on long enough.

A motion was made by LaCrosse, seconded by Noe, to approve pay request #5 for Hughey Construction in the amount of \$21,992.10 Motion passed with a roll call vote of: LaCrosse-yes, Noe-yes, Nicholson-yes, Allen-yes, Macha-yes, Johnson-yes, and Mayor-yes.

A motion was made by Noe, seconded by Johnson, to approve the Higher's & Koonce pay request in the amount of \$926. Motion passed with a roll call vote of: Noe-yes, Johnson-yes, Macha-yes, LaCrosse-yes, Allen-yes, Nicholson-yes, and Mayor-yes.

A motion was made by Macha, seconded by Noe, to approve W&O Construction pay request #4 in the amount of \$204,796.13 Motion passed with a roll call vote of: Macha-yes, Noe-yes, Nicholson-yes, Allen-yes, LaCrosse-yes, Johnson-yes, and Mayor-yes.

A motion was made by LaCrosse, seconded by Johnson, to approve Hart Freeland Robert's pay request in the amount of \$9,418.10 Motion passed with a roll call vote of:

LaCrosse-yes, Johnson-yes, Macha-yes, Noe-yes, Allen-yes, Nicholson-yes, and Mayor-yes.

A motion was made by Noe, seconded by Johnson, to approve 3 pay requests for Lose & Associates in the total amount of \$7,262.41 Motion passed with a roll call vote of: Noe-yes, Johnson-yes, Nicholson-yes, Allen-yes, LaCrosse-yes, Macha-yes, and Mayor-yes.

Other:

Deputy Chief Coulon approached the Council about changing their computer company. About a year ago Local Government said they had a police package, well it all fell through the city got refunded 13,500 they have had to go back to the original provider. Deputy Chief Coulon passed out a sheet of costs to the Council to replace the server, RMS support, migration of data, maintenance and an IT person will cost \$17,954.07 less the 13,500 he is requesting the additional \$4,454.07 that can't wait to the new budget year as they have state reports that have to be done and currently they are not correct. Mayor said Marc has worked diligently with the new person but they can't get the bugs worked out, the reports to the state must be correct to stay certified. They can't wait. Mayor asked the Council if they would approve this amendment. A motion was made by Johnson, seconded by Noe, to approve the expenditure. Motion passed with a roll call vote of: Johnson-yes, Noe-yes, Nicholson-yes, Allen-yes, LaCrosse-yes, Macha-yes, and Mayor-yes.

The Mayor talked to the Council in reference to the insurance HSA account. He would like to give the amount budgeted twice a year to help those that need to pay out expenses before the deductible is met. He has spoken with Ms. Noe who advised that a letter would be used stating that if they terminate their employment they would be responsible for paying the city back for the portion that was not due them. Also, it will be added in the personnel policy manual. He would like the Council to approve or be aware of this change if it can be done. Ms. Noe advised if it is added to the personnel policy it has to be done by resolution and approved by Council. Mayor said we could have a special called meeting at the workshop to address this.

Ms. Noe advised Council she found the old file on the water & sewer line credit. The codes was set in 1988 then was changed in 1999. Hickory Hills was the only or last one where the developer put in a sewer line where we entered into a contract to administer the guidelines which is currently on the books. The first ordinance provided that the developer would get 50% for any other taps onto the line. Ordinance 190 it was repealed and in 1999 provided a 40 % credit for each tap fee on the project. After some discussion it was decided to put this on the next workshop agenda. We will need a written agreement with Mr. Rankin on the line for Harpeth Shoals.

Mr. Binkley got up and spoke to the Council letting them know if there is an event they would like posted on their calendar there is a form to fill out and if it meets their criteria they will add it to the calendar. Mr. Binkley advised of some up and coming ribbon cuttings, meetings and events that are coming up in March and April.

Marie Pickett said they are still submitting old photos in the Ashland City Times each week.

Mr. Johnson thanked Marc for the report he gave them on speeders. He said that was a good tool to have and is glad we are using it. Deputy Chief Coulon said if they have a request for a street to be monitored just let him know and he will take care of it.

A motion was made by Johnson, seconded by Noe to pay the bills. After a few questions the motion passed with a roll call vote of: Johnson-yes, Noe-yes, Nicholson-yes, Allen-yes, LaCrosse-yes, Macha-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Noe, to adjourn. Motion passed unanimously by voice vote. Meeting adjourned at 8:08 p.m.

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Gary Norwood, Mayor

Phyllis Schaeffer, City Recorder

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