

Regular Meeting of the
Board of Mayor and Council
February 12, 2008

The Board of Mayor and Council met in regular session on February 12, 2008 at 7:00 p.m. in the Municipal Building.

Present and presiding: Mayor Gary Norwood.

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

Others present: Tony Young, Lisa R. Cantrell, Michael Armstrong, Sharon Caton, Lee Davidson, Chris Hall, Zach McCarver, Rodney Wilson, P. Gupton, Tom Salter, Anita Justice, Marc Coulon, Chuck Walker, Susan K. Wilson, Wade A. Reed, Chris Cherry Jennifer Noe and Phyllis Schaeffer.

A motion was made by Johnson, seconded by Nicholson, to approve the January minutes. Motion passed unanimously by voice vote.

Public Forum:

Tom Salter, Big Marrowbone Rd. Approached Council and said that a lot of people outside the city was interested in the trail and those living here were coming and using the Bicentennial Trail, and on behalf of the Friends of the River Bicentennial Trail he wanted to thank Tony and his department and Mr. Salter presented Tony with a plaque. Also, Mr. Salter thanked the fire and police departments for their help.

Attorney:

Ms. Noe said she had a couple of things to discuss. I'm sure you remember the lawsuit with Lamar Advertising on the billboard on Hwy 12S that we had denied them; they wanted a larger sign but didn't get their permit before starting, the codes department stopped them then they applied for a permit and were denied. The court date has been set for March 18, 2008 however, they have non-suited last week this means they dismissed it.

The next item discussed was the firearms language for the signs. Ms. Noe said she had it in Resolution form and needed a motion to approve. After a short discussion a motion was made by Nicholson, seconded by Allen to approve Resolution 2008-01 – Firearms signs in the park. Motion passed unanimously by voice vote.

The last item Ms. Noe discussed was that Mr. Rankin approached her about giving the city a piece of property. The property is down there where Harpeth Shoals is located and abuts up against Cumberland River it is 5.33 acres and is on the other side of Riverbluff Park. However, he has several stipulations on the property number 1 he is agreeable to pay for an appraisal but wants it acknowledged as a gift number 2 He would like to have some control over the development of the land or some input on the buildings, his concern is an obstruction of the Harpeth Shoals Condos, and number 3 he wants the property to be only used as a park if ever used for anything else it would revert back to him, and the 4th item which is where it gets complicated is Ashland City started the Bypass project under the direction of Mayor Mary Grey initially then TDOT became involved, as well as a change of engineers, when she met Friday with Mr. Rankin he believes he gave one parcel to the city to be used for the Bypass engineers came in and made changes and there was a second deed that he was compensated for in the amount of \$8,950 he believes the two parcels overlapped what TDOT has is final and TDOT didn't use all of it he wants the part not used deeded back to him, Ms. Noe wanted to bring this to the attention of the

Council. She met with Betty Gail's office he gave less than two acres maybe one acre deeded to the city and is maintained by TDOT It's not only going to involve us it may have to involve TDOT . How do you want to proceed on this? Mr. Rankin would have to deal with TDOT. Ms. Macha asked if he understood this. Ms. Noe replied yes. Mr. Johnson asked if this was just a 70' wide strip, Ms. Noe said probably 70'. Mr. Johnson said not why, does he want it back, but what can he use it for. Ms. Noe said well if you look at it and Mr. Johnson said well, it would mean something to Ryder. After more discussion Ms. Noe said if TDOT owns it then all we can do is make a recommendation. Mayor asked Ms. Noe to do a little more research they didn't have to decide tonight Ms. Noe said if they don't have a problem with her contacting Capital Progress and the surveyor that's what she will do.

New Business:

Lee Davidson gave a R.A.C. update. He said Chris Hall is here tonight and if anyone doesn't know him he is here every day he has an office here. He did not have anything to report on the tank other than he spoke with Mr. Camp and there were some disposal fees right at \$2,000. Mr. Davidson said Mr. Hall would discuss the electrical conduit there might be a reduction in what has to be put in. Mr. Cherry wanted a spare put in for fiber optics. It will be cheaper to put in now than to wait and do it at a later time. He would like them to check on the feasibility of putting it in now. Mayor asked Lee or Chris to check on the electric around the trees. Mr. Davidson said he would check on it. Chief Walker said we should put in a new hydrant at the corner of the floor covering store and that Chris Cherry has a hydrant all they need to do is put in a T so they can move the existing hydrant.

Mr. LaCrosse asked about the status of the traffic flow where Mr. Camp was going to look at the site and make sure this will not be an impediment to the traffic flow, and now that it has been combined with the streetscape grant can this be changed. Mr. LaCrosse said that Mr. Camp was going to actually go out and mark up the road and make sure it was going to work. Mr. Davidson said that they would do that and it can be shifted some, you don't want to make major changes. Mr. LaCrosse replied then we do have some flexibility.

Ms. Caton discussed Ordinance #339 Flood Damage Prevention Ordinance. This came from Janice Mitchell with FEMA and has been approved by the state. The model ordinance that is presented now is the minimum requirements. The ordinance approved last year was more restrictive than the minimum requirements. After further discussion a motion was made by Macha, seconded by LaCrosse, to approve Ordinance #339 on 1st reading. Motion passed with a roll call vote of: Macha-yes, LaCrosse-yes, Johnson-yes, Allen-yes, Nicholson-yes, Gill-yes, and Mayor-yes.

Mayor asked the Council about a city administrator. In December Gary Jaeckel was down here do you want to pursue it further. It will be for next fiscal year. Mr. Johnson said at the workshop they discussed having a called meeting and have Gary Jaeckel back. When is the last day to change the Charter? Ms. Noe will get the date.

Chief Walker said they received one bid on the heat and air conditioning. He thought we would have received one more. Denney Mechanical was the only bid received. Chief Walker said they do a good job. A motion was made by LaCrosse, seconded by Johnson, to award the bid to Denney Mechanical for \$16,512.86. Motion passed with a roll call vote of: LaCrosse-yes, Johnson-yes, Gill-yes, Nicholson-yes, Allen-yes, Macha-yes, and Mayor-yes.

Mr. Cherry said we only received one bid from Van Brocklin & Associates on the sewer sampler. A motion was made by Johnson, seconded by LaCrosse, to award the sewer sampler bid to Van Brocklin in

the amount of \$6,653. Motion passed with a roll call vote of: Johnson-yes, LaCrosse-yes, Allen-yes, Nicholson-yes, Gill-yes, Macha-yes, and Mayor-yes.

Ms. Schaeffer said there were two bids received for the janitorial bid. Susie Q's Housekeeping and Squeaky Clean Services both bids were for \$1,800. Ms. Schaeffer recommended Squeaky Clean Services if the bid was awarded. Mayor said we have a second option and that would be to hire a part time person to work for us. Mr. LaCrosse asked if we would save money. Mayor said not necessarily. MS. Macha asked how many hours would it be. Mayor replied 25 to 30 hours. To be advertised to hire a part time person starting salary \$12.00 an hour and then it can be negotiated from there.

A motion was made by Johnson, seconded by LaCrosse, to advertise for the mowing bid. Motion passed unanimously by voice vote.

A motion was made by Johnson, seconded by Macha, to approve the Higher's & Koonce pay request in the amount of \$170. Motion passed with a roll call vote of: Johnson-yes, Macha-yes, Gill-yes, Nicholson-yes, Allen-yes, LaCrosse-yes, and Mayor-yes.

A motion was made by Nicholson, seconded by Johnson, to approve Lose & Associates pay request in the amount of \$2,216.42 Motion passed with a roll call vote of: Nicholson-yes, Johnson-yes, Macha-yes, LaCrosse-yes, Gill-yes, Allen-yes, and Mayor-yes.

Other:

Mr. Gary Binkley gave an update about the new business's and said there was a ribbon cutting for the new barber shop and there will be a ribbon cutting on February 15th for Liberty Tax Service. Also, Mr. Binkley advised on March 28th will be the Spring Gold Tournament and that the golf course is under new management.

Ms. Noe said she had one more thing to discuss that was overlooked on the agenda and that is the Lose & Associate contract. This will be an addendum; it is 10% to 6% to pay for the onsite inspector of \$30,000. The addendum has a projected cost. A motion was made by Macha, seconded by LaCrosse, to approve the addendum. Motion passed with a roll call vote of: Macha-yes, LaCrosse-yes, Johnson-yes, Allen-yes, Nicholson-yes, Gill-yes, and Mayor-yes.

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

Chief Coulon discussed background checks and asked if he had permission to purchase an agreement with Locate Plus at a cost of 1,500 a year. After a discussion the Mayor said it would be worked out for Marc to go ahead and use the company.

Mr. Young said he wanted Council to be aware that there is a 10% increase in the cost of fireworks due to their expenses.

Mr. Cherry was asked when they were going to complete the water plant. Mr. Cherry replied they still have one issue and that is the tile floor. We are holding \$20,000 in retainage. They are supposed to do the lettering and flagpole this week. Mr. Cherry says he hopes by the end of March. Mayor asked when did we send the letter giving them 30 days. Mr. Cherry said that was almost up. Mayor said we would not wait until the end of March to get with Rodney if it was not done by the end of February.

A motion was made by Johnson, seconded by LaCrosse to adjourn. Motion passed unanimously by voice vote. Meeting adjourned at 8:26 p.m.

Gary Norwood, Mayor

Phyllis Schaeffer, City Recorder