

Town of Ashland City
Board of Mayor and Council
August 9, 2016

The Board of Mayor and Council of the Town of Ashland City met in regular session on August 9, 2016 at 6:00 p.m. in the Municipal Building.

Present and presiding: Mayor Rick Johnson.

Council present: Vice-Mayor Steve Allen, Lisa Binkley, Alwilda Binkley, Jimmy Gill, and Roger Jackson.

Others present: Paul Gupton, Tim Adkins, Marc Coulon, Chuck Walker, Jennifer Noe, Melissa Womack, Chris Cherry, Tony Young, Anita Justice, Roger Davis, Elizabeth Garrick, Glen Spain, Tim O'Neal, William Dyrbala, Courtney Dyrbala, Sinde Matlock, Kellie Reed, and Rebecca Cohen.

Mayor called the meeting to order at 6:05 p.m. and declared a quorum was present.

A motion was made by Gill, seconded by Walker to approve the July minutes as typed. Motion passed unanimously by voice vote.

Public Forum:

Mr. Roger Davis approached council and stated his outside hydrant was left on and asked for an adjustment. Mayor Johnson asked Mr. Davis to have a seat and allow the clerk to pull the paperwork.

Ms. Elizabeth Garrick approached council and stated she has a substantial water bill at the condo she rents in the amount of \$323.60. She further stated the owner of the made repairs and she submitted paperwork requesting an adjustment. Mayor confirmed the paperwork was submitted showing a toilet was leaking and an average bill for this account is \$84.69. A motion was made by Gill and seconded by Allen to adjust Ms. Garrick's water bill down to an average. Motion was passed with a roll call vote of: Gill-yes, Allen-yes, Walker-yes, Mayor-yes, Binkley-yes, and Jackson-yes.

Mr. Glen Spain approached council on behalf of his son, Glen Spain Jr., who had a high water bill. Further, he had been in and out of the condo a couple of times a week and had only used the water to replace the faucet prior to the condo being sold. Mayor stated an average bill is \$45 and the current bill is \$408.93. Mayor also asked Mr. Cherry to look into this to ensure there is not a leak for the current tenant. A motion was made by Gill and seconded by Binkley to adjust Ms. Garrick's water bill down to an average. Motion was passed with a roll call vote of: Gill-yes, Binkley-yes, Walker-yes, Allen-yes, Mayor-yes, and Jackson-yes.

Mr. Tim O'Neal approached council and stated he is the reason the noise ordinance is being amended. He further stated he and his family have complained multiple times in regard to the noise and brought to everyone's attention the ordinance that restricts construction times. Further, 55 hours is enough hours in a neighborhood for compressors and roads being blocked. In addition, Saturday is family time when people are over to visit and all this has nothing to do with not wanting houses being built. He also stated he does not understand why nothing has been done and Kingston Springs and Pegram have similar ordinances. He also stated he felt he wasn't treated fairly. Ms. Binkley asked where Mr. O'Neal lives. Mr. O'Neal responded Hickory Circle.

Mayor asked Mr. Davis to come back forward. Mr. Davis approached and Mayor explained Mr. Davis' average bill is \$102.66 and the bill in question is \$187.26. A motion was made by Gill and seconded by Binkley to adjust Mr. Davis' water bill down to an average. Motion was passed with a roll call vote of: Gill-yes, Binkley-yes, Jackson-yes, Walker-yes, Allen-yes, and Mayor-yes.

Attorney:

None.

Old Business:

None.

New Business:

Mayor stated next on the agenda is Ordinance 449. After the introduction was read by Ms. Reed Mayor stated a copy of the ordinance is on file and asked Chief Walker if he had any suggestions. Chief Walker stated he and Brian had addressed the issue after Mike Armstrong and Jim MacDanz left and complaints had been received before he was aware of the ordinance. Further, at the time it was brought to his attention he worked out a deal for them to work on that first weekend; however, he was allowed to issue a permit for the construction to start at 6:00 a.m. Further, if construction is limited a lot of the current construction would have to be stopped. Mr. Gill asked if this affect factories as well. Mr. Walker clarified it only states construction work. A discussion ensued. Mayor stated the city has a noise ordinance if it gets too loud. Ms. Noe further stated the noise ordinance is worded by the decibel and further if this code is not changed the Habitat for Humanity will no longer be able to build being the houses they build are done on Saturdays and Sundays. After much discussion Mr. Gill made a motion which was seconded by Allen pass Ordinance 449 and change the to 6:00 a.m. to 8:00 p.m. seven days a week be permitted for construction. Motion passed with a roll call vote of: Gill-yes, Allen-yes, Jackson-yes, Binkley-yes, Walker-yes, and Mayor-yes.

Ms. Womack presented the Mid-Cumberland Contract and stated this contract is to continue transport to and from the Senior Center. Further, a grant was awarded that will provide transportation for seniors to go anywhere in the county when they sign up through the Senior Center. Mayor asked if Ms. Noe has approved the contract. Ms. Noe stated yes she does. A motion was made by Gill and seconded by Binkley to approve the contract. Motion passed with a roll call vote of: Gill-yes, Binkley-yes, Walker-yes, Jackson-yes, Allen-yes, and Mayor-yes.

Ms. Womack presented the United Talent contract and stated this contract is for Mary Sarah to perform during Music on Main. Further, Ms. Noe had approved the contract. A motion was made by Walker and seconded by Gill to approve the contract. Motion passed with a roll call vote of: Walker-yes, Gill-yes, Binkley-yes, Jackson-yes, Allen-yes, and Mayor-yes.

Mr. Young presented the Summerfest contract and gave the council the two options from the company for dates for 2017 Summerfest. Mr. Young confirmed the date in May is the same weekend as graduation. A motion was made by Gill and seconded by Allen to approve the contract with the date set in June. Motion passed with a roll call vote of: Gill-yes, Allen-yes, Jackson-yes, Walker-yes, Binkley-yes, and Mayor-yes.

Mayor stated Resolution 2016-05 is for the adjustment pay for the Lead Accounting Clerk I. A motion was made by Gill and seconded by Allen to approve the resolution. Motion passed with a roll call vote of: Gill-yes, Allen-yes, Jackson-yes, Walker-yes, Binkley-yes, and Mayor-yes.

Mr. Cherry asked permission to purchase a one-ton F450, which is in the budget and will cost approximately \$50,000. A motion was made by Gill and seconded by Binkley to approve the purchase. Motion passed with a roll call vote of: Gill-yes, Binkley-yes, Walker-yes, Allen-yes, Jackson-yes, and Mayor-yes.

Chief Walker stated the county has cut a check to purchase extrication tools. In addition, this will cost \$20,605 and is provided by a single source supplier. A motion was made by Gill and seconded by Allen to approve the purchase of the extrication tools. Motion passed with a roll call vote of: Gill-yes, Allen-yes, Jackson-yes, Binkley-yes, Walker-yes, and Mayor-yes.

Ms. Noe stated she had some changes to be made to the DMS software contract that she has marked up. A motion was made by Gill and seconded by Walker to approve the contract contingent on Ms. Noe's changes. Motion passed with a roll call vote of: Gill-yes, Walker-yes, Binkley-yes, Allen-yes, Jackson-yes, and Mayor-yes.

Chief Walker stated TML cut a check for approximately \$34,000 for hail and lightening damage to the roof at Station II. and asked the council for permission to accept bids for repairs. A motion was made by Gill and was seconded by Binkley to bid the repairs. Motion passed unanimously by voice vote.

Ms. Noe stated the cleaning contract could be approved as an agreement to use in the future for any employee that is hired for that position if the council chooses to approve. A motion was made by Allen and seconded by Gill to approve the cleaning contract and to use in the future as needed. Motion passed by roll call vote of: Allen-yes, Gill-yes, Walker-yes, Binkley-yes, Jackson-yes, and Mayor-yes.

Ms. Noe explained the bank agreement is the same as the last contract with the exception of Ms. Schaeffer's name being taken off. A motion was made by Gill and seconded by Walker to approve the contract. Motion passed by a roll call vote of: Gill-yes, Walker-yes, Binkley-yes, Jackson-yes, Allen-yes, and Mayor-yes.

Mr. Cherry stated Ordinance #450 is to amend the budget to pay for the paving. Further, the bid was late and the work carried over into July in the new fiscal year and the \$556,620 would have to be budgeted. A motion was made by Gill and seconded by Binkley to pass Ordinance #450. Motion passed by a roll call vote of: Gill-yes, Binkley-yes, Jackson-yes, Allen-yes, Walker-yes, and Mayor-yes.

Mr. Cherry stated Ordinance #451 is to amend Chapter 18. A motion was made by Gill and seconded by Walker to pass Ordinance #451. Motion passed by roll call vote of: Gill-yes, Walker-yes, Allen-yes, Jackson-yes, Binkley-yes, and Mayor-yes.

Mayor presented a list of ideas for the Special Called Council Meeting agenda and asked for thoughts. Mr. Allen asked if it is required to ask each candidate the same question. Mayor asked Ms. Noe if this should be a requirement. Ms. Noe stated each councilman has the right to ask questions; however, in the past a time has been limited for each person being interviewed. A discussion ensued regarding Robert's Rules of order and Ms. Noe stated she would pull some information prior to the meeting.

Other:

Mayor informed council read a thank you card from Ms. Schaeffer to the council.

Mayor shared a thank you letter from the county thanking the Fire Department for their efforts in recovery from a boating accident.

Ms. Walker wanted to thank everyone for their work with the triathlon including the Fire, Police, and Parks Departments. Mayor asked if the number of people who entered had been reported yet. Mr. Young stated an approximate guess would be 270-300 people, but he will receive a report of the number soon.

A motion was made by Gill, seconded by Walker to pay the bills. Motion passed with a roll call vote of: Gill-yes, Walker-yes, Jackson-yes, Binkley-yes, Allen-yes, and Mayor-yes.

A motion was made by Gill, seconded by Allen to adjourn. Motion passed unanimously by voice vote. Meeting adjourned at 7:00 p.m.

Rick Johnson, Mayor

Kellie Reed, Lead Accounting Clerk I.