

TOWN OF ASHLAND CITY COUNCIL MEETING MINUTES

October 10, 2017

6:00 PM at Ashland City Municipal Building
101 Court Street, Ashland City, Tennessee

CALL TO ORDER at 6:00 PM by Mayor Johnson.

ROLL CALL

Present: Mayor Richard Johnson, Vice-Mayor Steve Allen, Gary Norwood, Lisa Walker, Alwilda Binkley Jimmy Gill, and Roger Jackson.

Absent: None.

PLEDGE OF ALLEGIANCE AND PRAYER – Led by Paul Gupton

CONSIDERATION OF MINUTES

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

PUBLIC FORUM

- A. Rena Shultz Water Adjustment.** Ms. Shultz stepped forward and stated she had a high water bill due to a leak in her toilet that has since been repaired. Mayor stated Ms. Keaton's bill was a total of \$252.82, but normally averages \$42.79. A motion was made by Norwood, seconded by Allen to adjust Ms. Shultz's bill to an average. Vote on motion: Norwood-yes, Allen-yes, Binkley-yes, Jackson-yes, Gill-yes, Walker-yes, and Mayor-yes.
- B. Brandi Hall Water Adjustment.** Ms. Hall came forward and stated she had a leaky toilet which caused a high water bill and has been fixed. Mayor stated Ms. Hall had two water bills; one for \$143.47 and one for \$120.72. In addition, her normal bill averages \$72.07. A motion was made by Norwood, seconded by Allen to adjust Ms. Hall's bills down to an average. Vote on motion: Norwood-yes, Allen-yes, Walker-yes, Gill-yes, Jackson-yes, Binkley-yes, and Mayor-yes.
- C. Joe O'Neil Water Adjustment.** Mr. O'Neil stepped forward and stated he had a leak in his yard at the meter, which was discovered when he was cutting grass and he has since repaired the leak. Mayor stated Mr. O'Neil's bill totaled \$2,108.18, and normally averages \$92.57. A motion was made by Norwood, seconded by Gill to adjust Mr. O'Neil's bill down to an average. Vote on motion: Norwood-yes, Gill-yes, Jackson-yes, Walker-yes, Binkley-yes, Allen-yes, and Mayor-yes.
- D. Guy Pletcher candidacy announcement.** Mr. Pletcher came forward and announced he has registered as a write in candidate for the upcoming election. He further stated he lives on top of Stratton Hill at Katye Court, is married, and works in IT for a law firm.
- E. Gina Minton Water Adjustment.** Ms. Minton came forward and stated she discovered a faucet on the backside of her yard had been turned on and left running, which caused a high water bill. Mayor stated this bill is a total of \$215.29, and normally averages \$32.42. A motion was made by Norwood, seconded by Allen to adjust her bill to an average. Vote on motion: Norwood-yes, Allen-yes, Binkley-yes, Jackson-yes, Walker-yes, Gill-yes, and Mayor-yes.
- F. Rhonda Rives Water Adjustment.** Ms. Rives came forward and stated she multiple problems which caused three high water bills to include 3 toilets, which she replaced the flapper and hardware, a place in the piping in the yard and a spot where the piping connected to the meter base and had blown due to buildup. Mayor stated Ms. Rives bills were \$965.86, \$717.72, and \$316.45, but normally averages \$56.11. A motion was made by Norwood, seconded by Gill to adjust Ms. Wolf's bills to an average. Vote on motion: Gill-yes, Norwood-yes, Jackson-yes, Walker-yes, Binkley-yes, Allen-yes, and Mayor-yes.
- G. Susanne Lindsey Water Adjustment.** Ms. Lindsey came forward and stated she had a line leak that she has since repaired, which caused a high water bill. Mayor stated Ms. Lindsey's water bill was a total of \$972.03, but normally averages \$28.54. A motion was made by Norwood, seconded by Gill to adjust Ms. Lindsey's bill to an average. Vote on motion: Norwood-yes, Gill-yes, Allen-yes, Binkley-yes, Walker-yes, Jackson-yes, and Mayor-yes.

- H. **Rebecca Rickard Water Adjustment.** Ms. Rickard came forward and stated she discovered a hose that was left on in the yard. Mayor stated Ms. Rickard's bill was \$313.62 and normally averages \$74.91. A motion was made by Jackson, seconded by Allen to adjust Ms. Rickard's bill down to an average. Vote on motion: Jackson-yes, Allen-yes, Walker-yes, Gill-yes, Norwood-yes, Binkley-yes, and Mayor-yes.
- I. **Richard Johnson Water Adjustment.** Mayor Johnson asked Vice-Mayor Allen to take the chair for a moment. Mayor stated he had two water bills, one being \$167.57 and the second being \$133.53, that were high due to a leak in the front yard. Mr. Allen stated the average bill is \$65.19. A motion was made by Gill, seconded by Walker to adjust the bills down to an average. Vote on motion: Gill-yes, Walker-yes, Binkley-yes, Norwood-yes, Jackson-yes, and Allen-yes.

REPORTS

None.

OLD BUSINESS

- A. **Ordinance 474: Amending Title 16.** AN ORDINANCE BY THE CITY MAYOR AND COUNCIL OF THE TOWN OF ASHLAND CITY, TENNESSEE TO AMEND TITLE 16 CHAPTER 5 OF THE MUNICIPAL CODE REGULATING DRIVEWAY REGULATIONS. Chief Walker stated we can strikeout 16.501.03 which discusses the owner responsibility of the culverts and change the footage to a 15-foot apron on the hard surface. Mr. Gill asked if the residential homes will be required to have a concrete drive all the way to the house. Chief Walker stated no just the first 15 feet. After much discussion, Norwood made a motion, seconded by Allen to approve Ordinance 474 with the changes Chief Walker discussed. Vote on motion: Norwood-yes, Allen-yes, Walker-yes, Jackson-yes, Binkley-yes, Gill-no, and Mayor-yes.
- B. **Ordinance 476: Budget Amendment.** AN ORDINANCE TO ACCEPT A BUDGET AMENDMENT FOR THE 17/18 FISCAL YEAR. Mr. Norwood asked about overtime figures and how the raises with retroactive pay would affect the budget. Ms. Reed stated she would get the figures together to present them at the next budget meeting. A motion was made by Norwood, seconded by Jackson to approve Ordinance 476. Vote on motion: Norwood-yes, Jackson-yes, Gill-yes, Walker-yes, Allen-yes, and Mayor-yes. **2nd Reading**
- C. **Ordinance 479: Amending Ordinance 437.** AN ORDINANCE TO AMEND AND CORRECT ORDINANCE 437: AMENDING THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESSEE, BY REZONING PARCEL 12.00 OF CHEATHAM COUNTY TAX MAP 55F, GROUP A, LOCATED AT 111 ELIZABETH STREET TO THE C-2 (HIGHWAY SERVICE DISTRICT) ZONING DISTRICT.
- D. **Ordinance 480: Amending Ordinance 454.** AN ORDINANCE TO AMEND AND CORRECT ORDINANCE 454: AMENDING THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESSEE, BY REZONING PARCEL 2.00 OF CHEATHAM COUNTY TAX MAP 49J, GROUP B, LOCATED AT 236 ORCHARD LANE TO THE R-4 (HIGH-DENSITY RESIDENTIAL) ZONING DISTRICT.
- E. **Ordinance 481: Amending Ordinance 456.** AN ORDINANCE TO AMEND ORDINANCE 456: AMENDING THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESSEE, BY REZONING PARCEL 5.08 OF CHEATHAM COUNTY TAX MAP 049N, GROUP E, LOCATED ON NORTH MAIN STREET TO THE C-2 ZONING DISTRICT.
- F. **Ordinance 482: Amending Ordinance 466.** AN ORDINANCE TO AMEND AND CORRECT ORDINANCE 466: AMENDING THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, BY CHANGING THE ZONING CLASSIFICATION OF 115 TURNER STREET FROM R-4 (HIGH DENSITY RESIDENTIAL) TO R-4PUD (RESIDENTIAL HIGH-DENSITY PLANNED UNIT DEVELOPMENT).
- G. **Ordinance 483: Amending Ordinance 471.** AN ORDINANCE TO AMEND AND CORRECT ORDINANCE 471: AMENDING THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESSEE, BY REZONING PARCEL 1.00 AND 2.00 OF CHEATHAM COUNTY TAX MAP 55E, LOCATED ON BELLSTREET TO THE ZONING DISTRICT RESIDENTIAL PLANNED UNIT DEVELOPMENT (R-3PUD). Ms. Reed explained this is the second reading, Ordinance 479 to 483 are ordinances to correct typographical errors on previously passed ordinances for rezone.

A motion was made by Norwood, seconded by Gill to approve Ordinance 479, 480, 481, 482, and 483. Vote on motion: Norwood-yes, Gill-yes, Walker-yes, Jackson-yes, Binkley-yes, Allen-yes, and Mayor-yes.

- H. **Ordinance 484: Amending Title 18 Chapter 7.** AN ORDINANCE BY THE CITY MAYOR AND COUNCIL OF THE TOWN OF ASHLAND CITY, TENNESSEE TO AMEND TITLE 18 CHAPTER 7 OF THE MUNICIPAL CODE REGULATING ANIMAL, VEGETABLE FATS, OILS AND GREASE, AND SOIL/SAND AND LINT TRAPS AND INTERCEPTORS. A motion was made by Norwood, seconded by Walker to approve Ordinance 484. Vote on motion: Norwood-yes, Walker-yes, Allen-yes, Jackson-yes, Binkley-yes, Gill-yes, and Mayor-yes.
- I. **Resolution 2017-23: Authorization to appraise unused city parcels.** A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE AUTHORIZING THE MAYOR TO HAVE UNUSED PROPERTY PARCELS APPRAISED, BRING APPRAISALS BACK TO COUNCIL AND HAVE PROPERTY DESIGNATED APPROVED BY COUNCIL TO BE SOLD TO THE HIGHEST BIDDER. Mr. Gill asked if the properties can be sold by public auction. Ms. Noe stated yes, you can do public auction after approval from the board. A motion was made by Gill, seconded by Walker to approve Resolution 2017-23. Vote on motion: Gill-yes, Walker-yes, Norwood-yes, Allen-yes, Jackson-no, Binkley-yes, and Mayor-yes.

NEW BUSINESS

- A. **Sierra Knaus-Request to update Title 15 Chapter 6 Parking.** Ms. Reed stated this is on the agenda after Ms. Knaus' request to update at workshop. Chief Coulon asked we put this off until workshop in order to give him time to do some research. Mr. Norwood stated he agreed this is a huge issue.
- B. **Cole Calligan- Request to resubmit Ordinance 478: Rezone Highway 12 at Graham Road.** Council recessed for an attorney/client privilege meeting. Jake Brooks stepped forward stating he is the development construction representative for Mr. Calligan and would like to request the rezone be for industrial. A motion was made by Gill to approve ordinance 478. Motion failed for lack of a second.
- C. **Christmas Parade Theme.** Ms. Sandy Cannon presented a basket and announced the Christmas Parade Theme Contest Winner as being Ms. Janet Smith who suggested Cumberland River Christmas.
- D. **Republic Services Contract.** Mr. Clint Biggers stated this is the contract for sludge removal and this will save the city money compared to the rate we currently pay. Ms. Noe stated she had some changes; the 36-month automatic renewal and the responsible for equipment clause. Gill made a motion, seconded by Jackson to approve the Republic Services Contract with changes from Ms. Noe. Vote on motion: Gill-yes, Jackson-yes, Binkley-yes, Allen-yes, Norwood-yes, Walker-yes, and Mayor-yes.
- E. **Annual Library Maintenance of Effort Agreement.** Mayor stated this agreement has been the same for the past several years. A motion was made by Gill, seconded by Binkley to approve the Library Maintenance of Effort Agreement. Vote on motion: Gill-yes, Binkley-yes, Walker-yes, Allen-yes, Jackson-yes, Norwood-yes, and Mayor-yes.
- F. **Resolution 2017-24: Requesting Exemption for Privilege Hotel Occupancy Tax.** A RESOLUTION TO ASK THE TENNESSEE GENERAL ASSEMBLY TO EXEMPT THE TOWN OF ASHLAND CITY, TENNESSEE FROM THE REQUIREMENTS OF TENNESSEE CODE ANNOTATED 67-4-1425 AND ALLOW THE TOWN OF ASHLAND CITY TO LEVY A TAX ON THE PRIVILEGE OF OCCUPANCY OF A HOTEL. A motion was made by Norwood, seconded by Jackson to approve Resolution 2017-24. Vote on motion: Norwood-yes, Jackson-yes, Gill-yes, Allen-yes, Binkley-yes, Walker-yes, and Mayor-yes.
- G. **Resolution 2017-25: Authorizing the Mayor to sign THSO grant contract.** A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE AUTHORIZING THE MAYOR TO SIGN A TENNESSEE HIGHWAY SAFETY OFFICE GRANT CONTRACT. A motion was made by Gill, seconded by Walker to approve Resolution 2017-25. Vote on motion: Gill-yes, Walker-yes, Allen-yes, Norwood-yes, Jackson-yes, Binkley-yes, and Mayor-yes.
- H. **Resolution 2017-26: Authorization to surplus and retire firearm to Joseph Cantrell.** A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE AUTHORIZING THE SURPLUS AND HONORARIUM OF PROPERTY OWNED BY TOWN OF ASHLAND CITY. Mr.

Norwood stated nothing against Mr. Cantrell; however, he struggles to support this being the retirement was less than 20 years and he feels the city should have a policy in place that makes this clear. Ms. Noe stated it would be a good idea to implement a policy. A motion was made by Gill, seconded by Allen to approve Resolution 2017-26. Vote on motion: Gill-yes, Allen-yes, Binkley-yes, Walker-yes, Norwood-no, Jackson-yes, and Mayor-yes.

- I. **Resolution 2017-27: Updating Vacation Policy.** A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ASHLAND CITY UPDATING A PERSONNEL POLICIES AND PROCEDURE MANUAL GOVERNING EMPLOYMENT WITH THE TOWN OF ASHLAND CITY. Mr. Allen asked for an overview of this policy. Mr. Norwood stated this accumulates vacation per pay period. Ms. Noe stated these changes came about because of the FSLA laws not allowing an employer to withhold the final pay below minimum wage. Mr. Jackson questioned what difference it makes if an employee is given vacation at the beginning of the year. Mr. Norwood stated in private business employees have to manage their time. After some discussion a motion was made by Norwood, seconded by Allen to approve Resolution 2017-27. Vote on motion: Norwood-yes, Allen-yes, Binkley-yes, Jackson-no, Gill-yes, Walker-yes, and Mayor-yes.
- J. **Resolution 2017-28: Authorization for Mayor to sign proposal with Tennessee Department of Transportation for State Project Number 11005-4229-04.** A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE AUTHORIZING THE MAYOR TO SIGN A PROPOSAL WITH TENNESSEE DEPARTMENT OF TRANSPORTATION FOR STATE PROJECT NUMBER 11005-4229-04. A motion was made by Gill, seconded by Walker to approve Resolution 2017-28. Vote on motion: Gill-yes, Walker-yes, Allen-yes, Jackson-yes, Binkley-yes, Norwood-yes, and Mayor-yes.
- K. **Resolution 2017-29: Updating Incentive Pay.** A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE AMENDING THE INCENTIVE PAY SCHEDULE. Mayor stated this is part of the changes recommended after the salary study. A motion was made by Gill, seconded by Norwood to approve Resolution 2017-29. Vote on motion: Gill-yes, Norwood-yes, Binkley-yes, Walker-yes, Jackson-no, Allen-yes, and Mayor-yes.
- L. **Resolution 2017-30: Authorizing the Mayor to sign Tennessee Highway Safety Agreement.** A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE AUTHORIZING THE MAYOR TO SIGN A TENNESSEE HIGHWAY SAFETY OFFICE GRANT CONTRACT. A motion was made by Gill, seconded by Binkley to approve Resolution 2017-30. Vote on motion: Gill-yes, Binkley-yes, Allen-yes, Walker-yes, Norwood-yes, Jackson-yes, and Mayor-yes.
- M. **Ordinance 485: Budget Amendment (additional police personnel, TAMCAR scholarship, A.O. Smith donation, and traffic light).** AN ORDINANCE TO ACCEPT A BUDGET AMENDMENT FOR THE 17/18 FISCAL YEAR. Mayor stated he appreciates all the police department does, but he will have to be opposed at this time. Mr. Norwood stated this is not only for the salaries. A motion was made by Norwood, seconded by Gill to approve Ordinance 485. Vote on motion: Norwood-yes, Gill-yes, Walker-yes, Binkley-yes, Allen-yes, Jackson-no, and Mayor-no.
- N. **Ordinance 486: Rezone 100 Duke Street and 102 Duke Street from C-1 to R-3.** AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESSEE, BY REZONING PARCEL 2.01 AND 2.02 OF CHEATHAM COUNTY TAX MAP 55F, GROUP C, LOCATED AT 100 DUKE STREET AND 102 DUKE STREET TO THE ZONING DISTRICT R-3. Chief Walker stated a rezone of these parcels has been discussed previously; however, the developer withdrew due to mitigation concerns and a blue line stream going through the property. He further stated this is more suited for residential. A motion was made by Gill, seconded by Norwood to approve Ordinance 486. Vote on motion: Gill-yes, Norwood-yes, Jackson-no, Allen-yes, Binkley-yes, Walker-yes, and Mayor-yes.
- O. **Traffic Light Contract.** Ms. Noe stated A.O. Smith has not seen this contract. In addition, this is the first phase for the engineering should not exceed twenty-thousand dollars. Mr. Jackson stated there are too many red lights now. A motion was made by Norwood, seconded by Allen to approve the contract for not more than twenty-thousand. Vote on motion: Norwood-yes, Allen-yes, Walker-yes, Binkley-yes, Jackson-no, Gill-yes, and Mayor-yes.
- P. **Resolution 2017-31 Longevity Policy.** A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ASHLAND CITY UPDATING THE LONGEVITY PAYMENT SECTION IN THE WAGE AND SALARY POLICY GOVERNING EMPLOYMENT WITH THE TOWN OF ASHLAND CITY. A

motion was made by Jackson, seconded by Gill to approve Resolution 2017-31. Vote on motion: Jackson-yes, Gill-yes, Norwood-yes, Walker-yes, Allen-yes, Binkley-yes, and Mayor-yes.

- Q. Purchasing Property for TDOT Highway 49 Project and possible city hall site.** Mayor stated TDOT wants the city to commit to buying the property for the straightening of Highway 49 and he would like council's permission to allow him to begin conversations with property owners. Mr. Gill stated he felt the county should help pay. Mayor stated he would just like some direction from the council on if they would like to see the project move forward. After much discussion a motion was made by Norwood, seconded by Allen for the Mayor to discuss with the property owners. Vote on motion: Norwood-yes, Allen-yes, Binkley-yes, Walker-yes, Gill-yes, Jackson-yes, and Mayor-yes.
- R. Sprinkler Regulations Discussion.** Ms. Reed stated this is to serve as a reminder of the special called meeting that was scheduled at the workshop meeting.

OTHER BUSINESS

- A. Chief Coulon Transport Cost Request.** Chief Coulon stated he has spoken to Ms. Reed in regard to adding transport costs back into the budget once they are collected, but she has been unable to find where the council discussed this in the past. Mr. Norwood stated he remembered the discussion, but could not remember if it was an ordinance or resolution. Ms. Reed stated she would do some research and bring it back to council at the next meeting.
- B. Music on Main.** Ms. Walker reminded everyone the Music on Main event is on Saturday and encouraged everyone to attend.
- C. Gary Norwood.** Mr. Norwood asked about the IT position and what work is completed. Chief Walker stated the IT Committee has met and prioritized some projects for Jason Cannon to complete; however, sixty to seventy percent of his time is spent with the police department. He further mentioned Mr. Cannon is agreeable to list work on his invoices. Mr. Norwood then questioned where we are with the dedication of the Christopher LaCrosse Pavilion. Mr. Young stated the plaque was ordered and they need to schedule placing it on the monument. Mr. Norwood then questioned what is being added at the old Bubba's Used Cars lot. Chief Walker responded storage units and the engineering paperwork states it is suitable.
- D. Jimmy Gill.** Mr. Gill stated he thinks Kevin's crew is understaffed and needs more help to keep up. Mayor stated he agrees and they are looking into having other people work the taps, which would keep from holding up developers.

ADJOURNMENT

A motion was made by Norwood, seconded by Gill to adjourn. Motion passed unanimously by voice vote. Meeting adjourned at 7:51 p.m.


RICHARD JOHNSON, MAYOR


KELLIE REED, CITY RECORDER