

REGULAR SESSION

February 23, 2016

The Board of Mayor and Aldermen of the City of McMinnville, Tennessee, met in regular session at its regular meeting place, City Hall, Tuesday, February 23, 2016, at approximately 7:00 p.m. Adequate public notice of the agenda was given by notices posted at City Hall, articles in the Southern Standard newspaper and news reports on the local radio stations. Present were: Mayor Jimmy Haley; Vice Mayor Ben Newman; Aldermen Jimmy Bonner, Everett Brock, Ryle Chastain, Steve Harvey and Mike Neal. Absent: None. Others present: Bill Brock, Acting City Administrator; Shirley Durham, City Recorder; Tim Pirtle, City Attorney and members of the news media and press.

The meeting was presided over by the Honorable Mayor Jimmy Haley, with Shirley Durham, City Recorder, recording the action taken at the meeting.

CONSIDERATION OF MINUTES

Mayor Haley stated that written copies of the minutes of the regular session of February 9, 2016 had been sent to each member of the Board of Mayor and Aldermen previously. He asked if any member of the Board wished to make any corrections, additions or modifications to the minutes.

Motion was made by Mr. Chastain to dispense with the reading of the minutes and approve them as written. The motion was seconded by Mr. Neal and carried.

RECOGNITION OF VISITORS

Mayor Haley recognized Carolyn Lance, 419 West Main Street, who asked the Board to deny Hardee's request to rezone their property.

Mayor Haley recognized Brook Holmes, Co-Director Main Street McMinnville, who reported they have all the contracts signed for Main Street LIVE this year. The only change they have made this year is they will have opening acts before the headliners.

COMMUNICATIONS

Motion was made by Mr. Bonner to approve a request from Martha Phillips, Executive Director Children's Advocacy Center, for the City to serve as one of their prominent sponsors during their annual observance of April-Child Abuse Prevention Month, through participation in the following manner:

- Donate the use of the Court Square grassy lot for a field of flags display and Awareness banner during the month (Partnership with Evening Exchange).

- Allow display of Child Abuse Awareness banner and/or display of pinwheels at the lot where the McMinnville Stone sits on North Chancery during the month.
- Issue a proclamation recognizing April as Child Abuse Prevention Month.
- Encourage staff participation in a free *Stewards of Children* “Protecting our Future” abuse awareness training.
- Encourage staff participation in *Shirts to Stop the Hurts* (wear any blue shirt each Friday in April).
- Encourage staff participation in national *Tie One! to End Child Abuse* on April 22nd.
 “Wear an ugly tie and let people know, there is nothing uglier than child abuse.”

The motion was seconded by Mr. Chastain and carried.

PETITIONS

There were no petitions.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

Motion was made by Mr. Neal to confirm Mayor Haley’s appointment of Allison Moore to the McMinnville Regional Planning Commission to fill the unexpired term of Anthony Pelham, who resigned after accepting the position of Water and Sewer Director for the City of McMinnville. The motion was seconded by Mr. Bonner and carried.

Motion was made by Mr. Newman to confirm Mayor Haley’s appointment of Rachel Killebrew to another term on the Historic Zoning Commission. The motion was seconded by Mr. Chastain and carried.

The next item of new business was to discuss Bluegrass Underground tickets. Mayor Haley recognized Mr. Harvey who had requested this item to be placed on the agenda.

Mr. Harvey stated he wanted to discuss the possibility of passing the complimentary Bluegrass Underground tickets to city employees. He felt this would be a nice gesture to them, the people that work hard to make our departments run as well as they do. He wanted to see how the other Board members felt. Personally, he had a problem with getting that benefit, that personal benefit to him, from spending the taxpayers’ money.

Mayor Haley stated in the past, any tickets the Aldermen did not want he had offered to employees.

Motion was made by Mr. Bonner to turn all tickets over to city employees. The motion was seconded by Mr. Harvey.

In discussion Mr. Newman stated that sometimes they go and make connections there with people from WCTE, with people from Upper Cumberland that they deal with, the folks that run it, and others. It is a good thing to go to this and see these people and keep that connection we have with them and keep the lines of communication open. A lot of times this is the only opportunity to see these people.

Following discussion and upon call of the roll Aldermen Bonner and Harvey voted Aye. Voting Nay: Aldermen Brock, Chastain, Newman and Mayor Haley. Alderman Neal abstained. Motion failed. Mayor Haley asked the Aldermen to let him know who wants to go and any leftover tickets he will make available to employees.

RESOLUTIONS

Resolution No. 1974, a resolution to authorize the City of McMinnville, Tennessee, to accept the low bid from Ford of Murfreesboro for two (2) 2016 Police Rated All-Wheel Drive Utility Vehicles in the amount of \$26,296.00 each for a grand total of \$52,592.00, as per specifications prepared by the City of McMinnville Public Works Department; to authorize the City Administrator to issue the necessary purchase order; and to express the time when the resolution becomes effective was introduced for adoption.

Motion was made by Mr. Neal to adopt Resolution No. 1974. The motion was seconded by Mr. Chastain and upon call of the roll Aldermen Bonner, Brock, Chastain, Harvey, Neal, Newman and Mayor Haley voted Aye. Voting Nay: None. Motion carried.

Resolution No. 1975, a resolution authorizing the City of McMinnville to participate in The Pool's Property Conservation Matching Grant Program was introduced for adoption.

Motion was made by Mr. Newman to adopt Resolution No. 1975. The motion was seconded by Mr. Brock and upon call of the roll Aldermen Bonner, Brock, Chastain, Harvey, Neal, Newman and Mayor Haley voted Aye. Voting Nay: None. Motion carried.

Resolution No. 1976, a resolution to authorize the Mayor of the City of McMinnville, Tennessee, to accept a dedication of an existing forty (40) feet street running parallel to the North right-of-way margin of State Highway 70-S Bypass known as Sunnyside Heights on delivery of deeds executed by each and all property owners between State Highway 56 and the existing public street dedicated by the owner of the existing motel; and to express the time when the resolution shall become effective was introduced for adoption.

Motion was made by Mr. Chastain to adopt Resolution No. 1976. The motion was seconded by Mr. Harvey.

In discussion it was pointed out that upon the delivery of deeds from the property owners, the City would take over the maintenance of this right-of-way without it being brought up to city standards.

Mr. Newman stated they had discussed this several times in committee meetings and he was never satisfied that this was ever anything but a private road, when it was up against the buildings and then when it was moved next to the bypass. He felt if it had ever been dedicated as a public road and the City accepted it, we would have an obligation to do it. He just did not think it was ever a public road that the City took over. He did not want to take it on as another city street.

Mr. Harvey stated whether it was ever a city street or not, this is a very unusual situation with five different property owners. It has been going on for a long, long time and he did not think it was ever going to change unless the City does something about it. It is the perception of visitors and our citizens that it is a city street and the City is not fixing its street. That may not be true, but that is the perception, and that is the reason enough to solve this problem.

Following discussion and upon call of the roll Aldermen Brock, Chastain, Harvey, Neal and Mayor Haley voted Aye. Voting Nay: Aldermen Bonner and Newman. Motion carried.

ORDINANCES

Ordinance No. 1721, an ordinance to change the zoning classification of 0.33 acre of property located at 407 West Main Street, as shown on the map attached to the ordinance as Exhibit 1, from R-1 Low Residential District to C-1 Central Commercial District; and to set the time for the ordinance to become effective was introduced for second and final reading.

Motion was made by Mr. Bonner to pass Ordinance No. 1721 on second and final reading. The motion was seconded by Mr. Chastain and upon call of the roll Aldermen Bonner, Brock, Chastain, Harvey, Neal, Newman and Mayor Haley voted Aye. Voting Nay: None. Motion carried.

DEPARTMENTAL REPORTS

Water and Sewer Director Anthony Pelham reported the McMinnville Water Department won the Regional 4 Best Tasting Water Contest sponsored by the Tennessee Association of Utility Districts. The drinking water samples were judged on clarity, bouquet and taste. TAUD Region 4 consists of Clay, Cumberland, DeKalb, Fentress, Jackson, Macon, Overton, Pickett, Putnam, Roane, Smith, Trousdale, Warren and White counties. In addition to the city and two county utilities, other utilities submitting drinking water samples for the competition were

Byrdstown Water Department, Crab Orchard Utility District, and the city of Crossville and the city of Jamestown.

The winner of each region will participate in the statewide competition in August and the statewide winner will represent Tennessee in the Great American Taste Test in Washington, D.C. in February, 2017.

Mr. Pelham also informed the Board that within the next two months we should have an automatic call service that will call customers two days before their water is scheduled to be cut off for non-payment.

City Attorney Tim Pirtle stated he attended the Tennessee Municipal Attorneys Conference last week and they are moving the locations of their annual conference around the State and he would like to offer the Park Theatre as a possible site for the conference. Mayor Haley told him to get the information and he would see what he could do to make that happen.

ANNOUNCEMENTS

Mayor Haley reminded everyone of some upcoming events: Bologna Day – March 8th, the Chamber will be taking a bus to Nashville, Legislative Breakfast – March 18th at 7:00 a.m., WCTE Dinner is March 10th in Cookeville.

ADJOURNMENT

There being no further business the meeting adjourned.

City Recorder

Mayor