

**MINUTES
BOARD OF MAYOR AND ALDERMEN
REGULAR MEETING
APRIL 15, 2008**

Board present

Mayor Billy Paul Carneal
Alderman James Hubbard
Alderman Jerome Ellis
Alderman Kenneth Cherry
Alderman Bruce Head
Alderman Willie Mason

Staff present

City Manager Paul J. Nutting
Asst. City Manager Regina Holt
City Recorder Bobby C. Lehman
City Clerk Connie W. Watson
City Attorney James Balthrop

Board absent

Alderman Clay Sneed

- 1.1 Mayor Billy Paul Carneal called to order the regular meeting of the Board of Mayor and Aldermen at 7:30 P.M. The meeting opened with the pledge of allegiance to the American flag.
- 1.2 Alderman Mason moved for the approval of the minutes from the regular meeting held on March 18, 2008 and the special meeting on March 27, 2008. The motion was seconded and passed by voice call vote.
- 1.3 Two public hearings were held:
 1. Ordinance 08-05, an ordinance amending Title 9 of the Springfield Municipal Code entitled "Business, Peddlers, Solicitors, Etc." by rescinding Chapter 4 entitled "Taxicabs" in its entirety and substituting a new Chapter 4 entitled "Taxicabs."
 2. Ordinance 08-06, an ordinance rezoning the property of Kyle Slater located at 1802 Meadowbrook Drive from R10, Residential to MPO, Medical Professional Office.
- 2.1 Alderman Hubbard moved for the approval of Ordinance 08-05 on 2nd reading. An ordinance amending Title 9 of the Springfield Municipal Code entitled "Business, Peddlers, Solicitors, Etc." by rescinding Chapter 4 entitled "Taxicabs" in its entirety and substituting a new Chapter 4 entitled "Taxicabs."

The City Manager recommended to the Board that it would be best to defer from taking action on Ordinance 08-05 until the next regular meeting in May. He stated the additional time would allow City staff to visit with Mr. Billy Bibee, the

owner of Springfield Taxi, to hear his suggestions or recommendations pertaining to the proposed ordinance before second reading of the ordinance.

Alderman Hubbard moved to defer action on of Ordinance 08-05 until the next regular meeting. The motion was seconded and passed by 6-0 roll call vote.

- 2.2 Alderman Ellis moved for the approval of Ordinance 08-06 on 2nd reading, an ordinance rezoning the property of Kyle Slater located at 1802 Meadowbrook Drive from R10, Residential to MPO, Medical Professional Office. The motion was seconded and passed by 6-0 roll call vote.
- 2.3 Alderman Mason moved for the approval of Ordinance 08-07 on 1st reading, an ordinance amending the schedule of fees for City cemeteries. The motion was seconded and passed by 6-0 roll call vote.
- 2.4 Alderman Hubbard moved for the approval of Ordinance 08-09 on 1st reading, an ordinance adopting the International Fire Code, 2006 edition as the fire prevention code of the City of Springfield, Tennessee by amending Ordinance 06-36 and amending Title 7 of the Springfield Municipal Code entitled “Fire Prevention and Fireworks” by amending Chapter 2 entitled “Fire Code” by rescinding Section 07-201 entitled “Fire Codes Adopted” in its entirety and substituting a new Section 7-201. The motion was seconded and passed by 6-0 roll call vote.
- 2.5 Alderman Hubbard moved for the approval of Ordinance 08-10 on 1st reading, an ordinance rezoning the property of Betty Jones Hewitt located at 3162 New Cut Road from A, Agriculture to R40, Residential. The motion was seconded and passed by 6-0 roll call vote.
- 2.6 Alderman Ellis moved for the approval of Ordinance 08-11 on 1st reading. An ordinance amending Chapter 8 entitled, “Supplementary District Regulations,” of the Springfield Zoning Ordinance to add a new Section 11-809 entitled, “Sidewalk Café Overlay Zone.” The motion was seconded and discussion followed. The consensus of the Board was to allow restaurants on The Square to allow café tables on the sidewalk on a trial basis before the final reading of the proposed ordinance. After discussion, the motion was brought to a roll call vote and passed 6-0.
- 2.7 Alderman Ellis moved for the approval of Resolution 08-11, a resolution accepting the Woodmont Drive bridge as a City street and releasing a bond in the amount of \$7,500 to Country Club Ventures, LLC. The motion was seconded and passed by 6-0 roll call vote.

- 3.1 Alderman Hubbard moved to approve a parade permit application submitted by “On the Go Ministries” to hold a “Robertson County On the Go Festival” on

Saturday, September 20, 2008 from 8:00 A.M. to 9:00 P.M. The motion was seconded and passed by 6-0 roll call vote.

Alderman Cherry requested that future parade permit applications denote whether or not the events are fundraisers and who is to benefit.

- 3.2 Alderman Mason moved for approval to renew the lease for CASA at 101 5th Avenue West, Suite 201 in the Woodard Hall Building. The motion was seconded.

Alderman Cherry moved to amend the motion by renewing the lease for CASA for another year as requested with no charge, but with the stipulation that the lease will be from month to month after the current lease expires at the end of February 2009. The motion to amend was seconded and passed by 6-0 roll call vote.

The main motion to approve the renewal of CASA’s lease passed by 6-0 roll call vote.

- 3.3 Alderman Ellis and the City Manager discussed the long-term water supply issue and some of the options available to the City. They also stated that decisions will have to be made by the Board within the next few years to secure an additional water supply.

- 3.4 Roger Lemasters, Director of Water and Wastewater Department briefed the Board on the proposed agreement for an emergency interconnection with Adams-Cedar Hill Water System.

Alderman Cherry moved to approve the proposed agreement with the stipulation all costs of the interconnection will be borne entirely by the Adams-Cedar Hill Water System with the exception of the work associated with tapping the Springfield Water Wastewater Department water line on Kinneys Road. He also stipulated that additional provisions should be added to the proposed agreement for clarification. The motion was seconded and passed by 6-0 roll call vote.

- 3.5 Fire Chief Maynor Schott briefed the Board on the benefits of implementing a rapid entry key lock box ordinance. The consensus of the Board was to have City staff draft and present a proposed key lock box ordinance.

4.0 Alderman Hubbard moved to approve items 4.1, 4.2, 4.3 and 4.4 of the consent agenda. The motion was seconded and passed by 6-0 roll call vote.

4.1 Legacy Golf Course request to award the bid for the lease of a new a commercial mower. The mower will replace an existing lease unit.

Recommend: **Greenville Turf & Tractor**
John Deere Model 1445 Series II
48 months @ \$449.06 per month

4.2 Public Works Department request to award the bid for mowing certain right of ways and the back of certain guardrails at designated areas in Springfield, and for litter removal.

Recommend: **TRH Contractors**
Amount: \$32,475.00

4.3 Public Works Department request to extend the contract for annual street repair and maintenance with **Sessions Paving Company** for an additional twelve months thru December 31, 2008.

4.4 Springfield Electric Department request to award the bid for video surveillance equipment.

Recommend: **Bluff City Electronics**
Amount: \$10,173.17

City Attorney, Jim Balthrop requested an executive session to discuss pertinent information on the pending litigation of a condemnation lawsuit between the City and the Bedwell Estate.

Alderman Ellis moved to amend the agenda by adding the executive session. The motion was seconded and passed by 6-0 roll call vote.

The Board left the chamber to go into executive session.

The Board reconvened in the Board chamber after the conclusion of the executive session.

City Attorney Jim Balthrop stated that the attorney for the Bedwell Estate has proposed a settlement in the pending lawsuit between the City of Springfield and the Bedwell Estate for the acquisition of property to extend the Batson Boulevard connector to Highway 41. The City paid \$33,800 for the property when it took possession in 2003. The Bedwell Estate is requesting to settle the lawsuit for an additional payment of \$41,200 for a total purchase price of \$75,000.

Alderman Hubbard moved to accept the settlement proposal of an additional \$41,200 to settle the lawsuit. The motion was seconded and passed by 6-0 roll call vote.

- 5.0 The City Manager briefed the Board about action taken by the City of Springfield to mitigate flooding adjacent to Queen Anne Court. Unusual heavy rains, the blockage of a sinkhole and improvements by CSX Railroad contributed to the high water situation. He expressed appreciation to Public Works Department, Water/Wastewater Department, Gas Department, White House Community Fire Department, and the Greenbrier Fire Department for their assistance.

There being no further business to discuss, the meeting was adjourned.

Billy Paul Carneal, Mayor

Attest:

Bobby C. Lehman, City Recorder