

**MINUTES  
BOARD OF MAYOR AND ALDERMEN  
REGULAR MEETING  
APRIL 21, 2009**

**Board present**

Mayor Billy Paul Carneal  
Alderman James Hubbard  
Alderman Ken Cherry  
Alderman Jerome Ellis  
Alderman Clay Sneed  
Alderman Bruce Head

**Staff present**

City Manager Paul John Nutting  
Asst. City Manager Regina Holt  
City Recorder Jane Shugart Murphy  
City Clerk Connie W. Watson  
City Attorney James Balthrop

**Board absent**

Alderman Willie Mason

- 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 Public Hearing:
  1. Edward Byrne Memorial Justice Assistance Grant Program (JAG), a grant allowing local governments to support activities to prevent and control crime and to improve the criminal justice system.
- 1.3 Presentation of the City of Springfield Fiscal Year 2008 audit by Jerry Weatherspoon of Weatherspoon/Lowe/Wallace.
- 1.4 Alderman Hubbard moved to approve the minutes of the regular meeting of the Board of Mayor and Aldermen held on March 17, 2009. The motion was seconded and passed by voice vote.
- 2.1 Alderman Hubbard moved for the approval of Ordinance 09-01 on 3<sup>rd</sup> and final reading, an ordinance rescinding Ordinance 06-32 in its entirety and amending Title 12 of the Springfield Municipal Code entitled "Building, Utility, Etc. Codes" by rescinding Chapter 2 entitled "Plumbing Code" in its entirety and substituting a new Chapter 2. The motion was seconded and passed by 6-0 roll call vote.

- 2.2 Alderman Ellis moved for the approval of Ordinance 09-02 on 3<sup>rd</sup> and final reading, an ordinance rescinding Ordinance 06-28 in its entirety and amending Title 19 of the Springfield Municipal Code entitled “Electricity and Gas” by rescinding Chapter 3 entitled “Gas Code” in its entirety and substituting a new Chapter 3. The motion was seconded and passed by 6-0 roll call vote.
- 2.3 Alderman Hubbard moved for the approval of Ordinance 09-03 on 3<sup>rd</sup> and final reading, an ordinance rescinding Ordinance 06-33 in its entirety and amending Title 12 of the Springfield Municipal Code entitled “Building, Utility, Etc. Codes” by rescinding Chapter 4 entitled “Mechanical Code” in its entirety and substituting a new Chapter 4. The motion was seconded and passed by 6-0 roll call vote.
- 2.4 Alderman Hubbard moved for the approval of Ordinance 09-04 on 3<sup>rd</sup> and final reading, an ordinance establishing a permit fee schedule for City of Springfield Mechanical Code. The motion was seconded and passed by 6-0 roll call vote.
- 2.5 Alderman Hubbard moved for the approval of Ordinance 09-05 on 3<sup>rd</sup> and final reading, an ordinance amending Title 7 of the Springfield Municipal Code entitled “Fire Protection and Fireworks” by adding a new Chapter 7 entitled “Automatic Sprinkler and Standpipe Systems.” The motion was seconded and passed by 5-1 roll call vote. Ayes: Hubbard, Cherry, Carneal, Head, Ellis. Nays: Sneed.
- 2.6 Alderman Hubbard moved for the approval of Resolution 09-08, an election resolution in connection with the incurrence of general obligation indebtedness of not to exceed \$3,000,000 by the City of Springfield, Tennessee by the execution with a Public Building Authority of a loan agreement, or other instrument evidencing such indebtedness, to provide funding for certain public works projects and to fund the incidental and other related necessary expenses. The motion was seconded and passed by 6-0 roll call vote.

The resolution places a proposition on the ballot of the regular City election to be held on June 6 asking the voters to vote for or against the issuance of \$3,000,000 in general obligation bonds by the City of Springfield for the purpose of constructing a learning center for higher education in partnership with Robertson County.

- 2.7 Alderman Hubbard moved for the approval of Resolution 09-09, a resolution ratifying the revised Robertson County Growth Plan as adopted by the Robertson County Coordinating Committee on January 29, 2009. The motion was seconded and passed by 6-0 roll call vote.
- 2.8 Alderman Hubbard moved for the approval of Resolution 09-10, a resolution to celebrate the 60<sup>th</sup> anniversary of the University of Tennessee Municipal Technical Advisory Service (MTAS). The motion was seconded and passed by 6-0 roll call vote.

- 2.9 Alderman Hubbard moved for the approval of Resolution 09-11, a resolution authorizing the City of Springfield to enter into contract with the Tennessee Municipal League Risk Management Pool and authorizing the Mayor to execute the “Interlocal Cooperation Agreement relative to participation in the Tennessee Municipal League Risk Management Pool.” The motion was seconded and passed by 6-0 roll call vote.
- 3.1 Alderman Cherry moved to appoint an official, other than the City Manager, to be the City’s ex-officio member on the Robertson County Chamber of Commerce Board of Directors. His recommended appointing is to appoint the Mayor as the City’s ex-officio member instead of the City Manager and requested that the Chamber Board of Directors amend their By-Laws to reflect this change. The motion was seconded and failed by 3-3 roll call vote. Ayes: Sneed, Cherry, Ellis. Nays: Carneal, Head, Hubbard.
- 3.2 The City Manager briefed the Board on the proposed amendment to the current travel policy pertaining to the Board of Mayor and Aldermen only. The amended policy simply removes the first sentence of the second paragraph of the current policy that specifies certain conferences for which prior approval of the Board of Mayor and Aldermen will not be required.

Under the proposed amended policy, each elected official will be able to make an individual choice about which national conference, state conference, and seminar or educational/training session held within the state of Tennessee to attend in any one year without prior approval. Prior approval will only be necessary for attendance at additional conferences, seminars, and educational/training sessions.

Alderman Hubbard moved for approval to amend the current travel policy for the Board of Mayor and Aldermen. The motion was seconded.

Alderman Hubbard moved for approval to amend the proposed modification of the current travel policy by recommending that if a Board member is appointed to serve on any certain committee, he should be allowed to attend two (2) without prior approval from the Board. The motion died meetings of the organization for lack of a second.

The original motion was brought back and passed by 6-0 roll call vote.

- 3.3 Alderman Hubbard moved for the approval of a request from Mr. George Schick of Tall Oak Development to be awarded a refund on taxes paid for tax year 2007 and that taxes for tax year 2008 be forgiven. The motion was seconded and failed by 0-6 roll call vote.

- 3.4 Alderman Ellis moved to approve the following parade requests:
1. Robertson County Chamber of Commerce to hold “Chairs on the Square Festival” on May 2, 2009 from 7:00 A.M. to 5:00 P.M.
  2. Robertson County Arts Council to hold “Strolling thru the Arts” art show and sale on May 9, 2009 from 4:00 P.M. to 9:00 P.M.
  3. The Church of the Lord Jesus Christ to hold a “Parade of Cars” parade on May 30, 2009 from 10:00 A.M. to 11:30 A.M.
  4. Robertson County Fair Association to hold the annual “Opening of the Fair” parade on Monday, August 31, 2009 from 5:00 P.M. to 6:30 P.M.

The motion was seconded and passed by 6-0 roll call vote.

- 3.5 Alderman Hubbard moved to authorize the Springfield Police Department to submit the application for a law enforcement JAG grant. The motion was seconded and passed by 6-0 roll call vote.
- 3.6 Alderman Hubbard addressed the Board on issues and possible solutions for at risk youth within our community. No action was taken.
- 3.7 Alderman Cherry moved to approve the adjustment of an easement payment to Mr. and Mrs. Claude Barbee for the Highway 41S sewer project from \$1,900 to \$3,000. The motion was seconded and passed by 5-0-1 roll call vote. Ayes: Sneed, Carneal, Hubbard, Head, Cherry. Naves: None. Abstain: Ellis.
- 3.8 Alderman Sneed moved to appoint Mr. James Alford to serve on the Planning Commission for Ward 6. The motion was seconded and passed by 6-0 roll call vote.
- 3.9 Allan Ellis, Director of Public Works, gave a status report on the drainage situation at Queen Ann Court and the surrounding vicinity. He informed the Board that the City is requesting that the CSX Railroad participate in the cost of cleaning the sinkhole located between the railroad tracks and Bill Jones Industrial Drive. He stated the owners of the 1.09-acre property within which the sinkhole is located will not grant for the railroad access to the property. The only condition under which the owners of the property would allow access to the property would be if the City would exchange the .15 acre of property located in front of their business for the 1.09-acre property within which the sinkhole is located.

Alderman Sneed moved to amend the agenda by adding an item to discuss and possibly take action on the issue pertaining to the 1.09 acres of property between the railroad tracks and Bill Jones Industrial Drive within which the sinkhole is located. The motion was seconded and passed by 6-0 roll call vote.

- Alderman Hubbard moved to approve exchanging ownership of the City's .15 acres of property located in front of S&S Precision Products on Bill Jones Industrial Drive for the 1.09 acres of property owned by S&S Precision Products. The motion was seconded and passed by 6-0 roll call vote.
- 3.10 Alderman Sneed moved to authorize a contract with Ensafe in the amount of \$35,000, the access agreement with the property owners and the funding for the project to seal the old City landfill located on the former Ryder Truck site located at West Hillcrest and 17<sup>th</sup> Avenue. The motion was seconded and passed by 6-0 roll call vote.
- 4.0 Alderman Hubbard moved for the approval of consent items 4.1, 4.2, 4.3, 4.4, 4.5, and 4.6. The motion was seconded and passed by 6-0 roll call vote.
- 4.1 Public Works Department request for approval to extend the street sign contract with G&C Supply Co. for an additional twelve (12) months, through December 31, 2009.
- 4.2 Public Works Department request for approval to award the annual street repair and maintenance contract to Four Star Paving, LLC in amount of \$1,155,928.53 and reserving the right to extend this contract for an additional twelve months after the December 31, 2009 completion date, with mutual consent.
- 4.3 Springfield Water/Wastewater Department request for approval to award the purchase of 1,500 linear feet of 12" PVC water line to Consolidated Pipe and Supply in the amount of \$12,825.00.
- 4.4 Springfield Water/Wastewater Department request for approval to award the bid for the new Sleepy Hollow sewage pump station, force main and gravity sewer project to Scott & Ritter in the amount of \$474,893.20.
- 4.5 Parks and Recreation Department request for approval to award the bid for tennis court renovation at Garner Street Park to Tennis Court Construction in the amount of \$85,440.00.
- 4.6 Government Buildings Department request for approval to award the bid for landscape maintenance of City Hall, Downtown, and the Greenway to K&K Lawn Care in the amount of \$11,100.00.

5.0 City Manager Report

6.0 With no further business to discuss, the meeting adjourned at 9:15.

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**Billy Paul Carneal, Mayor**

**Attest:**

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**Jane Shugart Murphy, City Recorder**