

**MINUTES
BOARD OF MAYOR AND ALDERMEN
REGULAR MEETING
JUNE 16, 2009**

Board present

Mayor Billy Paul Carneal
Alderman James Hubbard
Alderman Ken Cherry
Alderman Jerome Ellis
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 Jim Balthrop

Board absent

Alderman Willie Mason
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 Public Hearings:
 1. Ordinance 09-07, an ordinance adopting a budget and establishing a property tax rate for Fiscal Year July 1, 2009 through June 30, 2010 for City of Springfield, Tennessee.
 2. Ordinance 09-08, an ordinance closing 1,527 square feet of an alley lying between Mabel Street and Brown Street for Robertson County.
- 1.2 Presentation of certificates to supervisory employees for the completion of the Municipal Management Academy Level 2 training program.
- 1.3 Alderman Cherry moved to approve the minutes for the regular meeting of the Board of Mayor and Aldermen held on May 19, 2009. The motion was seconded and passed by voice vote.
- 2.1 Alderman Hubbard moved for the approval of Ordinance 09-07, on 2nd reading, an ordinance adopting a budget and establishing a property tax rate for Fiscal Year July 1, 2009 through June 30, 2010 for the City of Springfield, Tennessee.

The City Manager suggested additional amendments to the budget. No action was taken on his recommendations.

The motion was brought back and passed by 5-0 roll call vote.

- 2.2 Alderman Hubbard moved for the approval of Ordinance 09-08 on 2nd reading, an ordinance closing 1,527 square feet of an alley lying between Mabel Street and South Brown Street at the request of Robertson County. The motion was seconded and passed by 5-0 roll call vote.

- 2.3 Alderman Hubbard moved for the approval of Ordinance 09-11 on 2nd reading, an ordinance to adjust the retail electric rates of the Springfield Electric Department due to a wholesale fuel cost adjustment of \$0.00526 per kilowatt-hour by the Tennessee Valley Authority (TVA). The motion was seconded and passed by 5-0 roll call vote.

This adjustment represents a monthly decrease of approximately 4.1% in wholesale electric rates.

- 2.4 Alderman Cherry moved for the approval of Resolution 09-12, a resolution establishing procedures for public inspection of, access to, and duplication of, public records under the Tennessee Public Records Act. The motion was seconded and passed by 5-0 roll call vote.

This resolution will establish policies and procedures for open records requests in accordance with state law.

- 2.5 Alderman Hubbard moved for the approval of Ordinance 09-12 on 1st reading, an ordinance establishing a schedule of fees for the copying of open records. The motion was seconded and passed by 5-0 roll call vote.

These fees are in accordance with the Office of Open Records Counsel schedule of reasonable charges.

- 2.6 Alderman Hubbard moved for the approval of Ordinance 09-13 on 1st reading, an ordinance amending Section 11-807 of the Springfield Zoning Ordinance entitled "Off Street Parking and Loading Requirements," by amending Subsection D, entitled "Commercial Activities," by changing the parking requirements for food and beverage services to one space for every 100 square feet of floor space . The motion was seconded and passed by 5-0 roll call vote.

- 2.7 Alderman Hubbard moved for the approval of Resolution 09-21, a resolution accepting an irrevocable letter of credit in the amount of \$20,000.00 for the grading plan for Lots 11-15, south of New Hope Lane for developer Craig Knowles of Rapid- Restoration. The motion was seconded and passed by 5-0 roll call vote.

- 2.8 Alderman Cherry moved for the approval of Resolution 09-22, a resolution accepting a Letter of Credit in the amount of \$64,700, for developer Rusty Fox, guaranteeing improvements in Oakland Farms Subdivision, Phase 3, Section 5. The motion was seconded and passed by 5-0 roll call vote.
- 2.9 Alderman Cherry moved for the approval of Resolution 09-23, a resolution accepting a Letter of Credit in the amount of \$140,000, for developer Tony Dorris Builders and Developers, guaranteeing the improvements in Timberlake Estates Section 14, Phase 2. The motion was seconded and passed by 5-0 roll call vote.
- 2.10 Alderman Hubbard moved for the approval of Resolution 09-24, a resolution accepting a Maintenance Bond in the amount of \$15,000, for developer Harmon Jones III, for infrastructure improvements in the dedicated right of way and easements of Green Hills Subdivision, Section 1, Phase 3. The motion was seconded and passed by 5-0 roll call vote.
- 2.11 The Board discussed proposed Resolution 09-25 to rename the two divided portions of Curtiswood Lane by creating East Curtiswood Lane and West Curtiswood Lane in order to help with public safety response. Fire Chief Maynor Schott recommended that the easier solution would be to direct E-911 dispatchers to have the Main Fire Station respond to calls on Curtiswood Lane from the Highway 431 South access and to have Fire Station 2 respond to calls on Curtiswood Lane from the Blackpatch Drive access.

After further discussion, Alderman Ellis moved to resolve the problem by instructing E-911 dispatchers to have each fire station be primarily responsible for responding to a specific portion of Curtiswood Lane. The motion was seconded and passed by 5-0 roll call vote. No action was taken on Resolution 09-25.

- 3.1 Alderman Ellis moved to authorize the Springfield Police Department to submit a second JAG Grant application. The motion was seconded and passed by 5-0 roll call vote.

The award of the second JAG Grant will give the Police Department \$25,033 to purchase digital cameras for their cars and a security system for the Police Department building.

- 3.2 Alderman Hubbard moved for approval to reappoint Dorothy Woodard of Ward 1 and Bo Adams of Ward 5 to the Cemetery Commission. The motion was seconded and passed by 5-0 roll call vote.

- 3.3 Alderman Hubbard moved to approve an agreement with Hastings Architecture Associates, LLC for the design of the learning center for higher education in the not to exceed fee amount of \$260,711. The motion was seconded and passed by 5-0 roll call vote.

David Brewer, City Engineer, informed the Board that project construction will begin February 15, 2010 and the date of substantial completion will be June 1, 2011. The new facility is scheduled to open in August 2011.


- 3.4 Alderman Hubbard moved to approve a change order to the contract for tennis court renovation at Garner Street Park in the amount of \$475 for a new total contract price of \$85,915. The motion was seconded and passed by 5-0 roll call vote.

The change order is for the installation of a five-foot walk gate to help make the tennis courts wheelchair accessible.

- 3.5 Alderman Hubbard moved to approve compensating property owners, Henry K. Jones (Easement #42) in the amount of \$4,200 and Mac Baggett (Easement #02) in the amount of \$200 for easement acquisitions for sewer projects on Highway 41 South and Highway 41 North respectively. The motion was seconded and passed by 5-0 roll call vote.

- 3.6 Alderman Hubbard moved to approve a proposed amendment to the North Industrial Park agreement between the City of Springfield and the Robertson County Industrial Board. The motion was seconded and passed by 5-0 roll call vote.

Under the proposed amendment, all of the proceeds from the sale of land, including the amount currently held in a special account by the City, will be used to pay the remaining debt service for the project. Any remaining obligations for debt service that cannot be paid with land sale proceeds will have to be paid by the parties in the same proportionate amounts that the parties had been paying toward debt service prior to the amendment. Any proceeds from the sale of the property after the retirement of the debt service will be shared by the parties in the same proportionate amounts that the parties paid toward the retirement of the debt.

- 3.8 Jim Armstrong, the engineer hired to do the study of the Queen Ann Court drainage area, briefed the Board on the overall situation and the status of his study.
- 3.7 Alderman Hubbard moved to approve the proposed agreement with CSX Railroad for the cleanup of the sinkhole affecting the Queen Ann Court area drainage. The motion was seconded and passed by 4-1 roll call vote. Ayes: Ellis, Carneal,  Hubbard, Head. Nays: Cherry.

Under the agreement, a contractor for CSX Railroad will remove the sediment and debris in the sinkhole at the railroad's sole expense, with the exception that the City of Springfield will contribute a proportionate share of \$2,000 toward the cost of the work.

4.1 Alderman Hubbard moved to approve a request by the Springfield Electric Department to award the bid for a System ARC Flash Analysis to Allen & Hoshall in the amount of \$13,890.00. The motion was seconded and passed by 5-0 roll call vote.

5.0 City Manager\Staff Report

Mayor Carneal and City Manager Paul Nutting each thanked Aldermen Ken Cherry and Clay Sneed for their service to the community.

6.0 With no further business to discuss, the meeting adjourned at 9:30.

Billy Paul Carneal, Mayor

Attest:

Jane Shugart Murphy, City Recorder

