

Regular Meeting of the
Board of Mayor and Council
November 14, 2006

The Board of Mayor and Council met in regular session on November 14, 2006 at 7:00 p.m. in the Municipal Building.

Present and presiding: Mayor Gary Norwood.

Council present: Steve Allen, Tommy Nicholson, Dwayne Noe, Rick Johnson, Carol Macha, and Chris LaCrosse.

Council absent: none.

Others present: Chuck Walker, Lisa R Cantrell, Danny Schaeffer, Allen Nicholson, Darryl R Carroll, Jennifer Cummings, Beth Stuart, Tony Young, Vanessa Bowman, Zach McCarver, Paul Gupton, Glen N. Dodson, Eli Binkley, Jerry Reed, Rod E Wilkins, Don Thompson, Donald Walkup, Wade A Reed, Eric Johnson, Tom Salter, Michael Armstrong, Juanita L. Goff, Chris Cherry, Jennifer Noe, Murry Hawkins and Phyllis Schaeffer.

Mayor Norwood called the meeting to order at 7:03 p.m.

The meeting began with the public hearing on Ordinance #326 – rezoning a portion of Thompson Rd.

Mayor Norwood called for any comments from the public.

Don Walkup approached and said he has had water issues that they have fought for several years. It took a long time to get that situation cleared and doesn't want any further water problems. Mr. Walkup said that was his main concern. Mayor Norwood said when they go before the planning commission they will address the water drainage.

Dennis Goff 1030 Gallaher Rd. said he lives next door to this property Gallaher separates the residential area if they close it in he will be surrounded by Commercial property he is concerned about the traffic on the road and the water issue. Mayor Norwood replied if they use that road it also will be addressed in the planning commission.

Juanita Goff 1030 Gallaher Rd. asked what would separate their property from the building will there be a wall or something. Mayor replied that the planning commission has landscaping rules, it would probably not be a wall but some type of landscaping would separate the properties.

Mayor Norwood reminded everyone this is a rezoning request not a site plan request or anything at this time.

There were no more comments so Mayor Norwood closed the public hearing and went on to the regular meeting.

Those present for the public hearing were present for the regular meeting.

A motion was made by Noe, seconded by Macha, to approve both sets of minutes the special called meeting on October 30th and the regular October meeting as typed. Motion passed unanimously by voice vote.

Public Forum:

Gary Binkley with the Chamber of Commerce approached the Council requesting a donation for Christmas on the Cumberland. The county has agreed to give \$500 and may possibly give \$1,500. They have already raised \$1,200 from the businesses. They will gladly accept any donation from the city. Mr. Binkley then gave the activities planned for that weekend.

Attorney:

Ms. Noe advised everything she had was on the agenda.

Old Business:

A motion was made by LaCrosse, seconded by Nicholson, to approve Ordinance #326 rezoning portion of Thompson Rd on 2nd reading. Motion passed with a roll call vote of: LaCrosse-yes, Nicholson-yes, Allen-yes, Noe-yes, Macha-yes, Johnson-yes, and Mayor-yes.

New Business:

Ms. Noe went over the RAC contract for phase II. Ms. Noe advised she would like to get with the recorder and engineer to make sure they are aware of some of the legal wording and things to be done that is involved. A motion was made by Johnson, seconded by Noe, to approve the contract. Motion passed unanimously by voice vote.

A motion was made by Macha, seconded by Allen, to approve Ordinance #327 – rezoning portion of Hwy 12S on 1st reading. After much discussion the motion passed with a roll call vote of: Macha-yes, Allen-yes, Nicholson-yes, Noe-yes, Johnson-yes, LaCrosse-yes, and Mayor-no.

A motion was made by Noe, seconded by Allen, to approve Resolution 2006-11 – Updated personnel policy and wage policy. Motion passed with a roll call vote of: Noe-yes, Allen-yes, Nicholson-yes, Macha-yes, LaCrosse-yes, Johnson-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Macha, to approve Resolution 2006-12 – TCRS benefit increase for retired employees. Motion passed with a roll call vote of: Johnson-yes, Macha-yes, Noe-yes, Nicholson-yes, Allen-yes, Lacrosse-yes, and Mayor-yes.

A motion was made by Macha, seconded by Noe, to approve \$2,000 for Christmas on the Cumberland. Motion failed with a roll call vote of: Macha-yes, Noe-yes, Allen-no, Nicholson-no, LaCrosse-no, Johnson-no, and Mayor-no.

Mayor said he would like to give something but not \$2,000. Would the Council like to make some kind of donation? Mr. Allen said yes.

A motion was made by Nicholson, seconded by Macha, to donate \$1,000 for Christmas on the Cumberland. Motion passed with a roll call vote of: Nicholson-yes, Macha-yes, LaCrosse-yes, Johnson-yes, Allen-yes, Noe-yes, and Mayor-yes.

Mr. Cherry advised they only received one bid for the Brinkley St. materials in the amount of \$26,064.22 his recommendation is to accept this bid. A motion was made by Johnson, seconded by Allen to accept the only bid. Motion passed with a roll call vote of: Johnson-yes, Allen-yes, LaCrosse-abstain, Macha-yes, Nicholson-yes, Noe-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Macha, to award the banner bid to Display Sales for the spring banners. Motion passed with a roll call vote of: Johnson-yes, Macha-yes, LaCrosse-yes, Allen-yes, Nicholson-yes, Noe-yes, and Mayor-yes.

The USA Mobility contract has been deferred to next month.

Ms. Noe said with the IEC contract the city is entering into a monitoring agreement of the system that is already installed. One of the first things is that it provides that it would be automatically renewed and what to do if the city does not want to renew. That is a lot of responsibility on someone to remember her recommendation is to have that portion of the contract changed. Also in section 11 and 12 they have no liability to the city and further if anyone sued them then we would be responsible. These need to be deleted.

A motion was made by Johnson, seconded by Noe, to accept this contract with the changes Ms. Noe recommended.

Ms. Noe's suggestion is the amendment would be the contract would renew upon an invoice being sent and the city having 30-60 days to pay or reject. Mr. Young said we are receiving a discount on the price of this service.

Motion passed with a roll call vote of: Johnson-yes, Noe-yes, Macha-yes, LaCrosse-yes, Nicholson-yes, Allen-yes, and Mayor-yes.

A motion was made by Noe, seconded by Macha, to approve the IKON agreement. Ms. Noe said it was okay. Motion passed with a roll call vote of: Noe-yes, Macha-yes, Johnson-yes, LaCrosse-yes, Allen-yes, Nicholson-yes, and Mayor-yes.

Mr. Hawkins spoke to the Council about authorizing the Mayor to send a letter to the County to have the 1101 Committee reconvene as there are 3 issues not resolved: 1. the property at Hidden Lakes to Bearwallow Rd, 2. Marks Creek to the river, and 3. moving the city line to Davidson County line

A motion was made by Johnson, seconded by Macha, authorizing the Mayor to send a letter requesting the 1101 committee reconvene. Motion passed unanimously by voice vote

Eric Johnson with the Parks Board gave a report on things they have done and what they will be working on. Mr. Johnson asked where does the Council see this board as a fundraiser or a resource. Mayor Norwood commented he would much rather see bike-

walks on the trail but if it boils down to donut sales he will get out there and help. But really doesn't want soliciting businesses.

Mr. Johnson said he would like to have a council member at their meetings and said they meet the 3rd Tuesday of each month at 6:00 p.m. Mayor Norwood said Eric has been a great asset to the Board.

Mr. Hawkins advised the Council that he has contacted Frost.net the pricing is the same as the 1st company Auto Collections. He still recommends Auto Collections as they are a smaller company. The pricing is the same .35 on the dollar.

A motion was made by Macha, seconded by Johnson, to approve the W & O construction pay request in the amount of \$25,337.02 Motion passed with a roll call vote of: Macha-yes, Johnson-yes, LaCrosse-yes, Nicholson-yes, Allen-yes, and Mayor-yes.

Councilman Noe had to leave.

A motion was made by Macha, seconded by Johnson, to approve Hart Freeland Robert's pay request in the amount of \$10,736.39 Motion passed with a roll call vote of: Macha-yes, Johnson-yes, LaCrosse-yes, Nicholson-yes, Allen-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Macha, to approve 3 invoices from Higher's & Koonce in the amounts of \$255.00, 1,166.18, and 8,656. Motion passed with a roll call vote of: Johnson-yes, Macha-yes, LaCrosse-yes, Allen-yes, Nicholson-yes, and Mayor-yes.

A motion was made by LaCrosse, seconded by Johnson, to approve 2 of the invoices from Lose & Associates in the amount of \$5,223.87 and \$2,260.72.

Mr. Hawkins said he couldn't talk to Chris on these 2 bills for RAC but they were consistent with prior billing. Motion passed with a roll call vote of: LaCrosse-yes, Johnson-yes, Macha-yes, Nicholson-yes, Allen-yes, and Mayor-yes.

Lose and Associates 2 invoices for the trailhead were deferred to next month.

Other:

Mayor advised that Marc would be back next Monday.

Mayor handed out a coin to each Council member letting them know these were the coins going to the "adopted" soldiers and reminded everyone that the get together for the soldiers was going to be this Saturday at 10:30 a.m. at the Senior Center. Mayor also said the soldiers wanted to present Ashland City with something to thank us for supporting them in Iraq.

Ms. Macha asked about the cable company audit. Mr. Hawkins said it was going well and we should receive about 12 to 1300 dollars back. Charter is due to renew in 2007.

A motion was made by Johnson, seconded by Macha to pay the bills. Motion passed with a roll call vote of: Johnson-yes, Macha-yes, Allen-yes, Nicholson-yes, LaCrosse-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Macha, to adjourn. Motion passed unanimously by voice vote. Meeting adjourned at 9:03 p.m.

Gary Norwood, Mayor

Phyllis Schaeffer, City Recorder