

TOWN OF ASHLAND CITY COUNCIL MEETING MINUTES

February 12, 2019

6:00 PM at Ashland City Municipal Building
101 Court Street, Ashland City, Tennessee

CALL TO ORDER at 6:02 PM by Mayor Steve Allen.

ROLL CALL

Present: Mayor Steve Allen, Vice-Mayor Daniel Anderson, Mr. Tim Adkins, Ms. Alwilda Binkley, Ms. Lisa Walker, Mr. Roger Jackson, Mr. Chris Kerrigan.

Absent: None

PLEDGE OF ALLEGIANCE AND PRAYER – Led by Paul Robert Gupton.

CONSIDERATION OF AGENDA

A motion was made by Adkins, seconded by Walker to approve the agenda. All approved by voice vote.

CONSIDERATION OF MINUTES

A motion made by Adkins, seconded by Binkley to approve the meeting minutes from the January meeting. All approved by voice vote.

PRESENTATION OF AWARDS

- A. **Mayor Allen-** Mayor Allen stepped down and presented a proclamation and plaque to former Mayor Richard Johnson. Former Mayor Johnson and his family stepped forward to accept the award. He also thanked the mayor, council, employees, citizens, and his family for working with him during his combined years of service in the capacity of council member and mayor.

PUBLIC FORUM

- A. **Leah Adams- Water Adjustment.** Ms. Adams stepped forward and stated she is here to ask the council for a water adjustment due to a leaking socket and pipe burst that has been repaired. Mayor stated the bills were \$311.23, \$420.64, \$137.49 and \$133.13, but normally averages \$73.70. A motion made by Jackson, seconded by Kerrigan to adjust the bill down to an average. Vote on motion: Jackson-yes, Kerrigan-yes, Adkins-yes, Binkley-yes, Walker-yes, Anderson-yes, and Mayor-yes.
- B. **Lynn Smiley- Water Adjustment.** Ms. Smiley stepped forward and stated she is here to ask the council for a water adjustment due to a meter bursting and causing a high water bill. Mayor stated the bill was \$1,042.60, but normally averages \$49.03. A motion made by Anderson, seconded by Jackson to adjust both bills down to an average. Vote on motion: Anderson-yes, Jackson-yes, Kerrigan-yes, Adkins-yes, Binkley-yes, Walker-yes, and Mayor-yes.
- C. **Barry McClelland- Water Adjustment.** Mr. McClelland stepped forward and stated he is here to ask the council for a water adjustment due to a toilet leak that has been repaired. Mayor asked if the front office has received the proper paperwork. Ms. Gayle Bowman replied yes. A motion made by Jackson, seconded by Anderson to adjust the bills down to an average. Vote on motion: Jackson-yes, Anderson-yes, Walker-yes, Binkley-yes, Adcock-yes, Kerrigan-yes, and Mayor-yes.
- D. **Dora Salinas - Water Adjustment.** Ms. Salinas stepped forward and stated she is here tonight to ask the council for a water adjustment due to a leak in a sink in the tenant bathroom that has been repaired. Mayor stated the bill is in the amount of \$369.62, but normally averages \$32.61. A motion made by Anderson, seconded by Kerrigan to adjust the bill down to an average. Vote on motion: Anderson-yes, Kerrigan-yes, Adkins-yes, Binkley-yes, Walker-yes, Jackson-yes, and Mayor-yes.
- E. **Amanda Kuttab- Water Adjustment.** Ms. Kuttab stepped forward and stated she is here tonight to ask the council for a water adjustment due water heater issue for several months being cracked and the landlord replacing it. Ms. Bowman stated there were four bills affected by the leak. A motion made by Adkins, seconded by Kerrigan to adjust the bills down to an average. Vote on motion: Adkins-yes, Kerrigan-yes, Jackson-yes, Anderson-yes, Walker-yes, Binkley-yes, and

Mayor-yes.

- F. **Sandra Gregory- Cheatham County Cruise-in.** Ms. Gregory stated she lives in the 4th district in Cheatham County and is here tonight to ask the council to waive the insurance requirement and permit fees for the cruise-in. She further stated they have cut the hours back from 6:00-9:00 p.m. to 7:00-8:00 p.m. In addition, she is aware of the conflict with Summerfest and will not have the event on that particular weekend.
- G. **Reva Clouse - Sewer Adjustment.** Ms. Reed stated she needed to present a sewer adjustment. She further stated this account was converted from the Local Government System as not having sewer and was probably turned off by mistake. She further stated she has turned the service back on as it has never been turned off; however, the billing for the sewer needs to be adjusted as a loss or billed to the customer. A motion was made by Jackson, seconded by Anderson to not charge the customer and write it off as a loss and make sure to turn the service back on for future billing. Vote on motion: Jackson-yes, Anderson-yes, Walker-yes, Binkley-yes, Adkins-yes, Kerrigan-yes, and Mayor-yes.
- H. **Scott Hoffman- Water Adjustment.** Ms. Reed stated she told Mr. Hoffman she would present for him tonight. She further stated he would like to request a water adjustment due to a leak in the middle of a pasture that has since been fixed. In addition, the bills were in the amount of \$1,302.52, \$270.54 and \$232.35, but normally averages \$123.17. A motion made by Binkley, seconded by Kerrigan to adjust the bills down to an average. Vote on motion: Binkley-yes, Kerrigan-yes, Jackson-yes, Anderson-yes, Walker-yes, Adkins-yes, and Mayor-yes.
- I. **Ricky Meadows- Commerical Property Owner.** Mr. Meadows stepped forward and stated he owns the Gunshop in Ashland City. Further, the property has the main building and an 11,000 square foot building in the back of the property and is nine tenths of an acre. Ms. Walker questioned if the building has an elevator. Mr. Meadows replied it has a freight, but not a public elevator. Ms. Binkley stated this will need to be discussed further later on. Mr. Adkins stated the city hall discussion will be later.
- J. **Charles Morehead- Town of Pegram.** Mr. Morehead stated the fireworks have been with Town of Pegram for forty-one years and he would like the city to take this into consideration if they move forward with a Fourth of July event. Mayor stated the council decided not to do the event and to keep the fireworks at Summerfest instead.
- K. **Harris Nicholson- Fireworks.** Mr. Nicholson stepped forward and stated he heard rumor the city is considering another company and changing from Pyro Shows for the fireworks at Summerfest. He further stated Pyro Shows has had the contract for around twenty-five years and has always done a good job and put on a good show for Ashland City and really gives more than is paid for. He further stated he feels like sometimes the cheapest is not always the best. Ms. Binkley asked if they discussed changing. Mayor replied we accepted proposals.

REPORTS

- A. **City Attorney.**
None.

OLD BUSINESS

- A. **Ordinance: Update Title 18: Chapter 4.** AN ORDINANCE BY THE TOWN OF ASHLAND CITY, TENNESSEE TO AMEND TITLE 18, CHAPTER 4, SECTION 18-415, BY ADDING SUBSECTION (24). A motion was made by Adkins, seconded by Kerrigan to approve the ordinance. Vote on motion: Adkins-yes, Kerrigan-yes, Jackson-yes, Anderson-yes, Walker-yes, Binkley-yes, and Mayor-yes. **2nd Reading**

NEW BUSINESS

- A. **Triathlon Proposal Agreement.** Mayor asked if anyone had any questions. Ms. Walker questioned if a non-city employee can drive the ATV. Chief Coulon stated last year they did to cut costs. Ms. Noe stated we have a policy and we can't violate our policy, we can change the policy, but that would require two readings. Mr. Jackson stated he felt like this could get out of hand really quick and he does not want to change the rules. Mayor stated he felt like this would not change them doing the event here. Ms. Walker stated it would be a big undertaking to complete the construction on the Bicentennial Trail. Ms. Reed confirmed the payment of

\$3,302.17 in 2017 and \$3,500 in 2018. Ms. Noe stated it is not a good idea to allow them to use city equipment. A motion was made by Mr. Jackson, seconded by Kerrigan, to deny the proposal agreement. Vote on motion: Jackson-yes, Kerrigan-yes, Anderson-yes, Walker-yes, Binkley-yes, Adkins-yes, and Mayor-yes.

- B. **I Am Responding Agreement.** Chief Walker stated this agreement is an annual agreement. A motion made by Anderson, seconded by Jackson to approve the agreement. Vote on motion: Anderson-yes, Jackson-yes, Kerrigan-yes, Adkins-yes, Binkley-yes, Walker-yes, and Mayor-yes.
- C. **Cook's Pest Control Agreement.** Ms. Noe stated she reviewed the paperwork and would recommend deleting section six of the agreement, but everything else is fine. A motion was made by Jackson, seconded by Binkley to get bids from other companies for the service. Vote on motion: Jackson-yes, Binkley-yes, Walker-yes, Anderson-yes, Kerrigan-yes, Adkins-yes, and Mayor-yes.
- D. **Data Card Renewal Agreement.** A motion was made by Adkins, seconded by Kerrigan to approve the agreement. Vote on motion: Adkins-yes, Kerrigan-yes, Jackson-yes, Anderson-yes, Walker-yes, Binkley-yes, and Mayor-yes.
- E. **Fireworks Agreement Discussion.** Mr. Sampson presented two proposals from different companies. After much discussion a motion was made by Jackson, seconded by Walker to go with the Pyro Shows option one agreement. Vote on motion: Jackson-yes, Walker-yes, Binkley-yes, Adkins-yes, Kerrigan-yes, Anderson-yes, and Mayor-yes.
- F. **Resolution: Hotel/Motel Tax.** A RESOLUTION TO ASK THE TENNESSEE GENERAL ASSEMBLY TO EXEMPT THE TOWN OF ASHLAND CITY, TENNESSEE FROM THE REQUIREMENTS OF TENNESSEE CODE ANNOTATED 67-4-1425 AND ALLOW THE TOWN OF ASHLAND CITY TO LEVY A TAX ON THE PRIVILEGE OF OCCUPANCY OF A HOTEL. Ms. Reed informed the council a resolution was previously passed requesting a five percent tax. Ms. Noe stated she received a call from Ms. Littleton requesting this resolution lessening the amount to two and half percent. A motion was made by Binkley, seconded by Jackson to request we stay with the five percent and send notification to Representative Littleton and Senator Roberts. Motion passed unanimously by voice vote.
- G. **Resolution: Authorization for IIMC Conference Grant Application.** A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE TO PARTICIPATE IN THE 2019 IIMC ANNUAL CONFERENCE SCHOLARSHIP PROGRAM. Mayor asked Ms. Reed if she would be the only one attending the conference. Ms. Reed replied Ms. Gayle Bowman will be going as well; however, they will only allow the one grant applicant. A motion was made by Anderson, seconded by Kerrigan to approve the contract. Vote on motion: Anderson-yes, Kerrigan-yes, Adkins-yes, Binkley-yes, Walker-yes, Jackson-yes, and Mayor-yes.
- H. **Ordinance: Amending Zoning Ordinance: Maximum Height.** AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE TOWN OF ASHLAND CITY, BY DELETING THE DEFINITION OF STORY IN SECTION 2.020 AND CHANGING THE MAXIMUM HEIGHT OF BUILDINGS IN VARIOUS ZONING DISTRICTS IN ASHLAND CITY, TENNESSEE. Chief Walker stated this ordinance will raise the height maximum from three stories to four stories and will take out the maximum height. A motion was made by Anderson, seconded by Kerrigan, to amend code and pass the ordinance. Vote on motion: Anderson-yes, Kerrigan-yes, Jackson-yes, Walker-yes, Binkley-yes, Adkins-yes, and Mayor-yes.
- I. **Ordinance: Magnolia Springs- Rezone Request 1203 and 1211 Old Hydes Ferry Pike: C-2 and R-2 to C-2.** AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESEE, BY REZONING PARCEL 6.00 OF CHEATHAM COUNTY TAX MAP 62, LOCATED AT 1203 AND 1211 OLD HYDES FERRY ROAD. A motion was made by Adkins, seconded by Anderson, to accept the rezone of the parcel. Vote on motion: Adkins-yes, Anderson-yes, Walker-yes, Binkley-yes, Kerrigan-yes, Jackson-yes, and Mayor-yes.
- J. **Ordinance: Reigle Homes- Rezone Request 9 Parcels on Arbor Loop: R-3 to R-3PUD.** AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESEE, BY REZONING PARCEL 6.00, 7.00, 9.00, 10.00, 11.00, 12.00, 13.00, 14.00 AND 15.00 OF CHEATHAM COUNTY TAX MAP 49J, GROUP D, LOCATED ON ARBOR LOOP. A motion was made by Walker, seconded by Anderson, to accept the rezone of the parcels. Vote on motion: Walker-yes, Anderson-yes, Binkley-yes, Adkins-yes, Kerrigan-yes, Jackson-yes, and Mayor-yes.

- K. **Ordinance: Budget Amendment.** Ms. Reed asked if this could be brought back at the end of new business. Mayor stated we will come back to this.
- L. **Cheatham County Cruise-in Discussion.** Mayor stated Ms. Sandra Gregory is here and spoke during the public forum to request fees waived. Mr. Jackson stated we cannot waive fees for one and not the other. A motion was made by Binkley, seconded by Kerrigan, to deny waiving the fees for the cruise in. Motion passed unanimously by voice vote.
- M. **City Hall Discussion.** Ms. Reed presented a spreadsheet with potential properties. Mr. Adkins stated he felt like they needed to wait on the report from Mr. Wright. Chief Walker stated Mr. Wright is working on square footage needs. Mayor stated he would like to move this discussion to the budget meeting. After much discussion a motion was made by Jackson, seconded by Anderson, to move this discussion to the budget meeting. Motion passed unanimously by voice vote.
- N. **School Board Contract Discussion.** Ms. Noe stated she had revamped the original contract from 1993 and had sent it to the school board. Further, their attorney had made changes putting the bulk of the liability on the city. After some discussion a motion was made by Anderson, seconded by Jackson, to accept the approved by the Board of Education. Mr. Adkins disclosed he has a potential conflict as he is employed by the Board of Education. Vote on motion: Anderson-yes, Jackson-yes, Walker-no, Binkley-yes, Adkins-yes, Kerrigan-yes, and Mayor-no.
- O. **Riverbluff Playground Rubber Mulch Discussion.** Mr. Sampson presented several quotes for rubber mulch for the Riverbluff playground. Ms. Walker questioned if we have the capability to unload. Mr. Sampson confirmed yes they do. Mr. Kerrigan questioned the cost of regular mulch. Mr. Sampson stated approximately \$5,000 with a lifetime of two to three years. A motion was made by Jackson, seconded by Kerrigan, to go with the rubber mulch totaling \$16,470. Vote on motion: Jackson-yes, Kerrigan-yes, Anderson-yes, Walker-yes, Binkley-yes, Adkins-yes, and Mayor-yes.
- P. **Port Authority Appointments.** Ms. Noe stated the city is due to make the appointments for the Port Authority. Further, the city currently has Ms. Sanders and Mr. Walker appointed in these positions. A motion was made by Jackson, seconded by Adkins, to allow the current representatives to remain on the port authority. Motion passed unanimously by voice vote.
- Q. **Ordinance: Budget Amendment.** AN ORDINANCE TO ACCEPT A BUDGET AMENDMENT FOR THE 18/19 FISCAL YEAR. Ms. Reed stated she did have a \$650,000 place holder in this ordinance for the purchase of land and stated she would like to remove this and add \$16,400 for the purchase of rubber mulch. A motion was made by Adkins, seconded by Anderson, to approve the amendment with the mentioned changes. Vote on motion: Adkins-yes, Anderson-yes, Jackson-yes, Kerrigan-yes, Binkley-yes, Walker-yes, and Mayor-yes.

SURPLUS PROPERTY NOMINATIONS:

- A. **2008 Ford Expedition.** A motion was made by Anderson, seconded by Kerrigan to approve the surplus of the 2008 Ford Expedition. Motion passed unanimously by voice vote.

EXPENDITURE REQUESTS

- A. **Mini Excavator.** Mr. Jackson questioned if water and streets can share equipment. Ms. Reed confirmed the street department can share the water department's equipment as long as the street department reimburses the water fund for half the cost of the fair market value of the equipment. A motion was made by Walker, seconded by Binkley, to approve the purchase of the mini excavator. Vote on motion: Walker-yes, Binkley-yes, Adkins-yes, Kerrigan-yes, Jackson-yes, Anderson-yes, and Mayor-yes.

OTHER BUSINESS

- A. **Braxton Lee Homestead.** Mayor reported receiving a phone call from the Braxton Lee Homestead owners in regard to giving the city up to eight acres if the city builds the road and puts in utilities for the property. Mr. Anderson stated not too long ago the county wanted to build a jail on the property. Ms. Binkley replied she didn't think that was the best location for the jail. Mayor stated we can discuss this further at budget meeting.
- B. **Caldwell Park.** Ms. Walker asked if we are going to do anything with the Caldwell Park property. Mayor stated we would like to, but we can discuss it further at budget.

ADJOURNMENT

A motion made by Adkins, seconded by Jackson to adjourn. All approved by voice vote and the meeting adjourned at 7:42 p.m.



STEVE ALLEN, MAYOR



KELLIE REED, CITY RECORDER