

REGULAR MEETING  
BOARD OF MAYOR AND ALDERMEN  
APRIL 12, 2022

The Board of Mayor and Aldermen of the City of Fayetteville, Lincoln County, Tennessee, met in an open, public session at the regular meeting place of said Board in the Municipal Building of said City at 5:00 p.m. on April 12, 2022. Mayor Michael Whisenant was present and presiding. The following named Aldermen were present:

Jeff Alder, Tonya Allen, Danny Bryant, Donna Hartman, Roger Martinez and Dorothy Small

Kevin Owens, City Administrator and Johnny D. Hill, Jr., City Attorney were also present.

The prayer was led by Reverend Kini Spady, and the pledge was led by Mayor Whisenant.

**Adoption of Agenda:**

The agenda for April 12, 2022 will stand.

**Approval of Minutes:**

The Regular Meeting Minutes of March 8, 2022 were approved as presented.

**Reports:**

**Fayetteville City Schools:**

Bill Hopkins, Fayetteville City Schools Director, reported that Ralph Askins and Fayetteville Middle Schools are being reconfigured for the upcoming school year. He then introduced the Fayetteville Middle School Beta Club ("Club"). Sponsor Windy Butler stated that members of the Club went to a leadership convention in Gatlinburg in March where the students worked on team building activities, participated in team based leadership challenges which assesses their communication, critical thinking skills, creativity, presentation and collaboration skills. All four groups qualified in first (1<sup>st</sup>) place; therefore, they will be going to Nashville to compete at the national level. In order to be a member of the Beta Club, a student must have a 95 grade average for the semester, complete an application, and have their academic teachers complete the required forms. A team reviews the application to make sure the student's behavior is appropriate and that they are willing to do the service projects. The student is then inducted into the Beta Club as a member. Once accepted the student must maintain a 95 average. Mr. Hopkins then introduced the Fayetteville High School FFA. One of the FFA members stated that the FFA team went to National Convention in the fall of last year, and also went to State Convention in Gatlinburg this spring. They have competed in several competitions with fellow member Jessica Howell winning the state title for extemporaneous speaking. She will be participating in the National competition and is also running to be a regional officer. Seven of the Fayetteville City Schools FFA members received their State Degree this year which requires several years of dedication and challenging work in the Supervised Agricultural Experience (SAE) project, work in the classroom and helping young people as well. Both the Middle School Beta Club and the Fayetteville High School FFA members were congratulated and applauded for their accomplishments. Mr. Hopkins then commented the recent art festival that was held at Ralph Askins School was an enormous success. The goal is to try to get students in some kind of activity, whether it be academic, sport related or other. Lastly, he stated that the official letter was received that indicated the State Fire Marshall has approved the dome project plans.

**Fayetteville Public Utilities:**

Britt Dye, Fayetteville Public Utilities CEO/General Manager, commented that they have found and repaired several water leaks in town, as well as storm drains that were tied into the sewer system. The gas department has completed their operation and emergency plan operation manual. The electric department has met with NERC and FERC to obtain approval for the load curtailment plans in the event of a disaster. FPU is almost ready to synchronize the 150 megawatt solar power farm that is near the county line. Spill control plans are also in place with containments in the event of a large transformer oil spill. All the requirements have been met and plans are being made to build broadband into more of the rural areas in the northwest and northeast portions of the county. No problems are anticipated to get more grant funding for this expansion. Work is still



underway on Huntsville Highway where LED lights have been installed. The electric department is running new conductor from the Molino Road Elk River Substation to the Huntsville Highway for the additional ability to move electric load if needed as part of their contingency plan.

**Fire Report:**

Chief Tony Kimbrough reported that the Fayetteville Fire Department had one hundred sixteen (116) calls for service in the month of March 2022 to include ninety-five (95) assists to EMS, one (1) building fire, and seven (7) motor vehicle accidents. On April 3, 2022, the Fayetteville Fire Department did perform a water rescue on the Elk River where someone had unsuccessfully attempted to drive across the river.

**Police Report:**

Commander Jesse Casias stated that the Fayetteville Police Department reported one hundred ten (110) incidents reportable to TBI, made fifty-eight (58) arrests, issued thirty-four (34) citations, and had a total reportable police activity count of one thousand, four hundred fifty-three (1,453) during the month of March 2022.

**Finance Report:**

Stacy Rozell, Finance Director, reported that Local Option Sales Tax was received in the amount of two hundred fifty-four thousand, seven hundred forty-three dollars and eighty-one cents (\$254,743.81) in the month of March 2022. The year to date amount received is two million, two hundred five thousand, twenty-three dollars and fifteen cents (\$2,205,023.15). We are trending approximately one hundred seventy thousand dollars (\$170,000.00) above the budgeted amount. Payment for the 2020 property taxes must be remitted at the Clerk and Master's office, but we continue to accept payment for the 2021 property taxes.

**Recreation Report:**

Brian Carter, Parks and Recreation Director, reported that the prior week's Easter Eggstravaganza egg hunt was very successful. The spring soccer season has started, and the baseball league is scheduled to begin on May 21<sup>st</sup>. There was an incident at Kid's Park where one of the light poles with a new fixture was vandalized, and this will be repaired.

**Public Works Report:**

Eddie Plunkett, Public Works Director, reported that three hundred eight (308) tons of trash and two hundred twenty (220) tons of brush were collected in the month of March 2022. The Public Works Department will be closed on April 15<sup>th</sup> for Good Friday. We want to ask for those that we pick up their trash, please do not put bags on the ground, but place them in the garbage cart. If their cart is overfilled, they can take the excess to the transfer station themselves or they can purchase an extra cart for the excess garbage. The cost to purchase an additional cart is eighty-five dollars (\$85.00) and ten dollars (\$10.00) will be added to their bill for pickup of the garbage.

**Planning and Codes Report:**

Kristi Gentry, Planning and Codes Director, reported that twenty-three (23) permits were issued and two thousand, three hundred seventy-seven dollars (\$2,377.00) in permit fees were collected for the month of March 2022. The total project valuation was five hundred twenty-four thousand, two hundred thirty-nine dollars (\$524,239.00). For the first quarter of 2022, forty-six (46) permits were issued and three thousand, nine hundred thirty-seven dollars (\$3,937.00) in permit fees were collected. The total project valuation was eight hundred twenty-seven thousand one hundred seventy-two dollars (\$827,172.00). Demolition permits were pulled for two (2) properties on McDonald Street which have been on the property maintenance logs for many years. The owners at 1202 McDonald Street have already submitted plans to rebuild. At the March 2022 Planning Commission meeting, a site plan was approved for Mr. Mike McAlister to install covered metal storage buildings for the purpose of storing boats and recreational vehicles at 602 Norris Street. A minor plat was approved for Gary Smith to subdivide a half-acre from one tract of land and add it to an adjoining tract. The property is located in the area of Winchester Highway and Marrs Road. A site construction plan was approved for a Copperweld expansion located at 49 East Park Drive. This includes a sixty thousand (60,000) square foot expansion. They are also in the process of seeking approval to expand their location at 40 East Park Drive. Also at the Planning Commission, an amendment to the subdivision regulations for the plat certificates was approved. Ten visitors' guides were requested in the month of March 2022.

**Administrator's Report:**

Kevin Owens, City Administrator, stated he is following up on some items from the recent planning session and hopes to give a more comprehensive report in the month of May 2022.

**Emergency purchase – Garbage truck computer:**

Motion was made by Dorothy Small, seconded by Jeff Alder, to ratify the emergency purchase of a garbage truck computer in the amount of four thousand, three hundred eighty-six dollars (\$4,386.00). Upon roll call, the following voted:

Aye:  
Danny Bryant, Tonya Allen, Dorothy Small, Jeff Alder, Donna Hartman and Roger Martinez

Nay:  
None

Mayor Whisenant declared the motion approved.

**Garbage cart replacement policy:**

A garbage cart replacement policy entitled “City of Fayetteville Garbage Policy and Cart Replacement” was considered. Said policy is as follows:

Motion was made by Dorothy Small, seconded by Roger Martinez, to approve the City of Fayetteville Garbage Policy and Cart Replacement as presented . Upon roll call, the following voted:

Aye:  
Tonya Allen, Dorothy Small, Jeff Alder, Donna Hartman, Roger Martinez, and Danny Bryant

Nay:  
None

Mayor Whisenant declared the motion approved.

**Request increase in pay for sanitation workers:**

Motion was made by Danny Bryant, seconded by Tonya Allen, to increase the pay for sanitation workers by two (2) steps at a cost of four thousand, six hundred eighty-four dollars and forty-four cents (\$4,684.44) per year to be paid from the sanitation fund. Upon roll call, the following voted:

Aye:  
Donna Hartman, Danny Bryant, and Tonya Allen

Nay:  
Dorothy Small, Jeff Alder, Roger Martinez, and Mayor Whisenant

Mayor Whisenant declared the motion failed.

**Ordinance 2022-05 – Establish maximum speed limit on W. Market St.:**

Ordinance 2022-05, an ordinance entitled “An Ordinance Establishing Maximum Vehicle Speed Limit on West Market Street” was considered. Said ordinance is as follows:

Motion was made by Tonya Allen, seconded by Roger Martinez, to approve Ordinance 2022-05 as presented. Upon roll call, the following voted:



Aye:

Jeff Alder, Donna Hartman, Roger Martinez, Danny Bryant, Tonya Allen, and Dorothy Small

Nay:

None

Mayor Whisenant declared the motion approved.

**Request increase in pay for pool manager:**

Motion was made by Tonya Allen, seconded by Roger Martinez, to increase the pay for the pool manager in an amount not to exceed seven hundred dollars (\$700.00) for the season. Upon roll call, the following voted:

Aye:

Roger Martinez, Danny Bryant, Tonya Allen, Dorothy Small, and Jeff Alder

Nay:

Donna Hartman

Mayor Whisenant declared the motion approved.

**Ordinance 2022-04 – Rezone property on Rocky Knob Ln.:**

Ordinance 2022-04, an ordinance entitled “An Ordinance Amending the Zoning Ordinance of Fayetteville Tennessee to Provide for the Inclusion of Required Regulatory Changes to the Official Zoning Map” was considered. Said ordinance is as follows:

Motion was made by Jeff Alder, seconded by Danny Bryant, to approve Ordinance 2022-04 as presented. Upon roll call, the following voted:

Aye:

Roger Martinez, Danny Bryant, Tonya Allen, Dorothy Small, Jeff Alder, and Donna Hartman

Nay:

None

Mayor Whisenant declared the motion approved.

**FCS Pay Request Broaddus Inv. #5 - Gym/Safe Room Project #PDMC-PJ-04-TN-2019-003:**

Motion was made by Roger Martinez, seconded by Tonya Allen, to approve the Fayetteville City Schools, City of Fayetteville Safe Room/Gymnasium Project #PDMC-PJ-04-TN-2019-003, Broaddus invoice #5 in the amount of nineteen thousand, three hundred thirty-six dollars (\$19,336.00). Upon roll call, the following voted:

Aye:

Danny Bryant, Tonya Allen, Dorothy Small, Jeff Alder, Donna Hartman, and Roger Martinez

Nay:

None

Mayor Whisenant declared the motion approved.



**FCS Pay Request Broaddus Inv. #6 - Gym/Safe Room Project #PDMC-PJ-04-TN-2019-003:**

Motion was made by Jeff Alder, seconded by Roger Martinez, to approve the Fayetteville City Schools, City of Fayetteville Safe Room/Gymnasium Project #PDMC-PJ-04-TN-2019-003, Broaddus invoice #6 in the amount of nineteen thousand, three hundred eighty-two dollars and twenty-six cents (\$19,382.26). Upon roll call, the following voted:

Aye:  
Tonya Allen, Dorothy Small, Jeff Alder, Donna Hartman, Roger Martinez, and Danny Bryant

Nay:  
None

Mayor Whisenant declared the motion approved.

**Request for qualifications for American Rescue Plan Act consultant:**

Motion was made by Tonya Allen, seconded by Roger Martinez, to approve Community Development Partners, LLC consultant services for the City of Fayetteville American Rescue Plan Act (ARPA) direct allocation and Fayetteville Public Utilities’ Tennessee Department of Environment and Conservation (TDEC) American Rescue Plan Act (ARPA) funding. There will be separate contracts for each entity. Upon roll call, the following voted:

Aye:  
Dorothy Small, Jeff Alder, Roger Martinez, Danny Bryant, and Dorothy Small

Nay:  
Donna Hartman

Mayor Whisenant declared the motion approved.

**18<sup>th</sup> Annual Blue Ribbon Walk event permit – May 12, 2022:**

Motion was made by Dorothy Small, seconded by Tonya Allen, to approve the 18<sup>th</sup> Annual blue Ribbon Walk event permit for May 12, 2022. Upon roll call, the following voted:

Aye:  
Jeff Alder, Donna Hartman, Roger Martinez, Danny Bryant, Tonya Allen, and Dorothy Small

Nay:  
None

Mayor Whisenant declared the motion approved.

**Kids Fishing Rodeo event permit – June 11, 2022:**

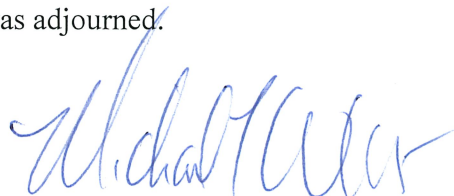
Motion was made by Dorothy Small, seconded by Roger Martinez, to approve the Kids Fishing Rodeo event permit for June 11, 2022. Upon roll call, the following voted:

Aye:  
Donna Hartman, Roger Martinez, Danny Bryant, Tonya Allen, Dorothy Small and Jeff Alder

Nay:  
None

Mayor Whisenant declared the motion approved.

There being no more business before the Board, the meeting was adjourned.

  
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Mayor Michael T. Whisenant

  
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City Clerk