

REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
NOVEMBER 14, 2023

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 November 14, 2023. Mayor Donna Hartman was present and presiding. The following named Aldermen were present:

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

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

The prayer was led by Bro. Eric Reynolds of South Fayetteville Church of Christ, and the pledge was led by homeschooled 9th grader Marie Smith.

Adoption of Agenda:

The agenda for November 14, 2023 will stand.

Approval of Minutes:

The Regular Meeting Minutes of October 10, 2023 were approved as presented.

Public Comments:

Drew Young spoke in opposition to item “10. H. Ordinance 2023-13 Amend Title 10, Chapter 1 of the Municipal Code” on the agenda.

Johnny Pitcock spoke in opposition to item “10. H. Ordinance 2023-13 Amend Title 10, Chapter 1 of the Municipal Code” on the agenda.

Oath of Office:

Dustin Ward was sworn in as a member of the Fayetteville Fire Department.

Reports:

Fayetteville/Lincoln County Chamber of Commerce:

Carolyn Denton, Fayetteville/Lincoln County Chamber of Commerce Director, reported that the 31st Annual Host of Christmas Past was a great success with great attendance and more than fifty (50) vendors. Ms. Denton expressed her appreciation to the many people who helped make the event possible. Hamburger Day on the Hill is scheduled for March 27, 2024. The new fiscal year for the Chamber began in October and was celebrated by the annual banquet. The new officers are President Erica Smith, President-Elect Shannon Neal, Treasurer Jason Hambrick, Secretary Mary Beth Seals and Past President Erin Mills. The winners that were nominated and voted on by the membership were as follows:

Sheriff Joyce McConnell – Individual of the Year

Fabulous Fifties Foundation – Nonprofit Member of the Year

Buckley Farms – Business of the Year

Fayetteville Main Street:

Aimee Byrd, Fayetteville Main Street Director, stated that the 2023 “First Saturday’s” concluded with the October event. There have been eight (8) “Confetti Pop” events to recognize new businesses, relocations of current businesses, new owners and/or business anniversaries. Two hundred two (202) of the courthouse ornaments have been sold to date. Main Street’s co-workspace is now open with five (5) micro offices, three (3) of which are already booked. Main Street received a fifteen thousand dollar (\$15,000) grant from Launch Tennessee to supplement the food and beverage program. In total, forty thousand dollars (\$40,000) has been received in grants to support food and beverage in our community. Spirits with the Spirits was successful with sixty (60) tickets sold. Over four hundred dollars (\$400) was raised for cemetery

restoration. We were not selected to receive the Downtown Improvement grant. Main Street’s New Years Eve celebration will be at the Museum with the band Midnight Jane playing from 9:00 pm until midnight. The 2024 Slawburger Festival is scheduled for April 20th.

Lincoln County Emergency Management Agency:

Doug Campbell, Lincoln County Emergency Management Agency (EMA) Director, on behalf of the EMA/Fire Committee of Lincoln County, read and then presented Chief Tony Kimbrough with the following letter of appreciation:

Fire Report:

Chief Tony Kimbrough reported that in the month of October 2023 the Fayetteville Fire Department responded to one hundred twenty-one (121) calls for service to include one (1) fire, one hundred (100) EMS assists, and seven (7) motor vehicle accidents.

Police Report:

Chief Barry Pendergraft reported that the Fayetteville Police Department responded to seven hundred ninety-eight (798) events in the month of October 2023 to include forty-five (45) traffic accidents with five (5) injuries, made twenty-seven (27) arrests and issued thirty-six (36) traffic citations for fifty-three (53) violations.

Finance Report:

Loretta Garner, Finance Director, reported that the software conversion from eGov to Local Government is nearing completion. The credit card readers have been installed and we are currently accepting card payments. Local option sales tax collected for the month of September decreased, but indications are that October is looking to rebound. The occupancy tax collected has also decreased at a rate of one to two percent (1-2%) per month.

Recreation Report:

Nathan Browning, Parks and Recreation Director, reported that the Farmers Market roof has been repaired. The Christmas lights have been installed with some additions. We are working to obtain quotes for the tennis/pickleball courts at the Recreation Center. Our recent Trunk or Treat event held at Stone Bridge Park was a big success. Applications to be in the Christmas Parade are being accepted. We are reimplementing policies whereby a rental fee will be charged for the use of the baseball or softball fields outside of the City leagues or scheduled events. Athletic boards have been established for baseball, softball and soccer. We continue to work on improvements to the gun range. We are working closely with Fayetteville Public Utilities to get electric power run to the new scoreboard at the soccer field. Lastly, we continue to look for the best location to install the Veterans of Foreign Wars (VFW) bricks to recognize and celebrate our local veterans.

Public Works Report:

Eddie Plunkett, Public Works Director, reported that one hundred thirty-nine (139) tons of brush, fourteen (14) tons of leaves, and two hundred fifty-three (253) tons of trash were collected for the month of October.

Planning and Codes Report:

Kristi Gentry, Planning and Codes Director, reported that thirteen (13) permits were issued and two thousand, fifty-six dollars (\$2,056.00) in permit fees were collected for the month of October 2023. The total project valuation was six hundred thirty-one thousand, nine hundred six dollars (\$631,906.00). Work has ceased on the old Taco Bell building as the existing structure has been determined to be unsafe. There were forty-eight (48) property violations issued for the month of October. At the October Planning Commission meeting, officer elections were held with Jim Donaldson being elected Chairman, Craig Carmichael was elected Vice-Chairman, and Dr. Mike Harry was elected Secretary. Director Gentry then extended a thank you to all that were involved in helping to make the Host of Christmas Past a great event.

City Administrator’s Report:

Kevin Owens, City Administrator, provided his monthly report to the Board of Mayor and Aldermen. Work is beginning on the 2024-2025 budget preparations. We are awaiting news of the multimodal grant recipients, hoping to hear sometime in the month of November. Staff members continue to work on morale

issues throughout the City and will be working throughout until January 1st towards getting the animal control services to full service. Currently we are doing emergency services only. The contractor has executed the contract for the sidewalk project; therefore, we will be announcing a preconstruction meeting date soon.

Permission to sell 1996 GMC truck (Public Works Department) for scrap:

Motion was made by Danny Bryant, seconded by Dorothy Small, to grant permission for the Public Works Department to sell a 1996 GMC truck for scrap due to safety reasons. Upon roll call, the following voted:

- Aye:
Jeff Alder, Tonya Allen, Danny Bryant, Roger Martinez, Jacob Painter, and Dorothy Small
- Nay:
None

Mayor Hartman declared the motion approved.

Resolution R-2023-23 Apply for funding of new tower fire truck):

Resolution R-2023-23, a resolution entitled “A Resolution Authorizing the City of Fayetteville to Apply for Funding for Purchase of Tower Fire Truck” was considered. Said resolution is as follows:

Motion was made by Tonya Allen, seconded by Roger Martinez, to approve Resolution R-2023-23 as presented. Upon roll call, the following voted:

- Aye:
Tonya Allen, Danny Bryant, Roger Martinez, Jacob Painter, Dorothy Small and Jeff Alder
- Nay:
None

Mayor Hartman declared the motion approved.

Resolution R-2023-24 Apply for grant for canine purchase:

Resolution R-2023-24, a resolution entitled “A Resolution Authorizing the City of Fayetteville Police Department to Seek AKC Reunited/USPCA Grant for Canine Purchase” was considered. Said resolution is as follows:

Motion was made by Jacob Painter, seconded by Jeff Alder, to approve Resolution R-2023-24 as presented. Upon roll call, the following voted:

- Aye:
Danny Bryant, Roger Martinez, Jacob Painter, Dorothy Small, Jeff Alder and Tonya Allen
- Nay:
None

Mayor Hartman declared the motion approved.

Resolution R-2023-25 Accept Safe Haven baby box:

Resolution R-2023-25, a resolution entitled “A Resolution Authorizing the City of Fayetteville Fire Department to Accept Safe Haven Baby Box” was considered. Said resolution is as follows:

Motion was made by Roger Martinez, seconded by Jacob Painter, to approve Resolution 2023-25 as presented. Upon roll call, the following voted:

Aye:
Roger Martinez, Jacob Painter, Dorothy Small, Jeff Alder, Tonya Allen, and Danny Bryant

Nay:
None

Mayor Hartman declared the motion approved.

Resolution R-2023-26 FPU DWB22 2024-263:

Resolution R-2023-26, a resolution entitled “Resolution Authorizing and Providing for the Financing of the Construction of a Water Facilities Project, Including Authorizing the Execution of Applications, Contractual Agreements, and Other Necessary Documents, and Making Certain Representations, Certification, and Pledges of Certain Revenue in Connection with Such Financing” was considered. Said resolution is as follows:

Motion was made by Dorothy Small, seconded by Danny Bryant, to approve Resolution R-2023-26 as presented. Upon roll call, the following voted:

Aye:
Jacob Painter, Dorothy Small, Jeff Alder, Tonya Allen, Danny Bryant and Roger Martinez

Nay:
None

Mayor Hartman declared the motion approved.

Resolution R-2023-27 FPU DWB22 2024-264:

Resolution R-2023-27, a resolution entitled “Resolution Authorizing and Providing for the Financing of the Construction of a Water Facilities Project, Including Authorizing the Execution of Applications, Contractual Agreements, and Other Necessary Documents, and Making Certain Representations, Certification, and Pledges of Certain Revenue in Connection with Such Financing” was considered. Said resolution is as follows:

Motion was made by Jeff Alder, seconded by Roger Martinez, to approve Resolution R-2023-27 as presented. Upon roll call, the following voted:

Aye:
Dorothy Small, Jeff Alder, Tonya Allen, Danny Bryant, Roger Martinez, and Jacob Painter

Nay:
None

Mayor Hartman declared the motion approved.

Resolution R-2023-28 FPU DW8 2024-260:

Resolution R-2023-28, a resolution entitled “Resolution Authorizing and Providing for the Financing of the Construction of a Water Facilities Project, Including Authorizing the Execution of Applications, Contractual Agreements, and Other Necessary Documents, and Making Certain Representations, Certification, and Pledges of Certain Revenue in Connection with Such Financing” was considered. Said resolution is as follows:

Motion was made by Roger Martinez, seconded by Dorothy Small, to approve Resolution R-2023-28 as presented. Upon roll call, the following voted:

Aye:
Jeff Alder, Tonya Allen, Danny Bryant, Roger Martinez, Jacob Painter, and Dorothy Small

Nay:
None

Mayor Hartman declared the motion approved.

Ordinance 2023-13 Amend Title 10, Chapter 1 of the Municipal Code:

Ordinance 2023-13, an ordinance entitled “An Ordinance to Amend Title 10, chapter 1 of the Municipal Code of the City of Fayetteville” was considered. Said ordinance is as follows:

Motion was made by Roger Martinez, seconded by Danny Bryant, for this ordinance to be removed for consideration and to go back to the appropriate committee for further discussion.

Motion was then made by Dorothy Small, seconded by Tonya Allen, to amend the motion made by Roger Martinez and asked that this item be postponed until further study can be done as a result of information that the Board recently received adding the request that Attorney John Hill research the Tennessee Code Annotated referenced in said information. Upon roll call, the following voted on the amended motion as follows:

Aye:
Tonya Allen, Danny Bryant, Roger Martinez, Jacob Painter, Dorothy Small, and Jeff Alder

Nay:
None

Mayor Hartman declared the amendment to the original motion approved.

Upon roll call, the following then voted on the amended motion as follows:

Aye:
Danny Bryant, Roger Martinez, Jacob Painter, Dorothy Small, Jeff Alder, and Tonya Allen

Nay:
None

Mayor Hartman declared the motion approved.

Croy Engineering – Additional bid services on sidewalk project (\$2,365):

Motion was made by Jacob Painter, seconded by Jeff Alder, to approve the additional bid services by Croy Engineering on the sidewalk project in an amount of two thousand, three hundred sixty-five dollars (\$2,365.00). Upon roll call, the following voted:

Aye:
Roger Martinez, Jacob Painter, Dorothy Small, Jeff Alder, Tonya Allen and Danny Bryant

Nay:
None

Mayor Hartman declared the motion approved.

Move Animal Control money from appropriations to operations:

Motion was made by Danny Bryant, seconded by Jacob Painter, to move the FY24 appropriations balance for Animal Control in the amount of fifty-two thousand, eighty two dollars (\$52,082.00) from appropriations to Animal Control operations. Upon roll call, the following voted:

Aye:
Jacob Painter, Dorothy Small, Jeff Alder, Tonya Allen, Danny Bryant, and Roger Martinez

Nay:
None

Mayor Hartman declared the motion approved.

Certificate of Deposit – matures 11/14/2023 (\$200,000):

Motion was made by Jeff Alder, seconded by Jacob Painter, to approve to reinvest the Certificate of Deposit that matures on November 14, 2023 in the amount of two hundred thousand dollars (\$200,000.00) in a twelve (12) month Certificate of Deposit at the Bank of Lincoln County who quoted the highest interest rate of 5.2%. Upon roll call, the following voted:

Aye:
Dorothy Small, Jeff Alder, Tonya Allen, Danny Bryant, Roger Martinez, and Jacob Painter

Nay:
None

Mayor Hartman declared the motion approved.

Fire Department pay scale correction:

Motion was made by Jacob Painter, seconded by Tonya Allen, to approve the corrected Fire Department pay scale as presented. Upon roll call, the following voted:

Aye:
Jeff Alder, Tonya Allen, Danny Bryant, Roger Martinez, Jacob Painter, and Dorothy Small

Nay:
None

Mayor Hartman declared the motion approved.

Request to purchase 10 additional NextGen licenses (not to exceed \$4,000):

Motion was made by Jeff Alder, seconded by Jacob Painter, to approve the purchase of ten additional NextGen software licenses at a cost not to exceed four thousand dollars (\$4,000.00). Upon roll call, the following voted:

Aye:
Tonya Allen, Danny Bryant, Roger Martinez, Jacob Painter, Dorothy Small, and Jeff Alder

Nay:
None

Mayor Hartman declared the motion approved.

Bright Lights and Festive Nights event permit – December 1, 2023:

Motion was made by Jacob Painter, seconded by Jeff Alder, to approve the Bright Light and Festive Nights event permit for December 1, 2023. Upon roll call, the following voted:

Aye:

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

Nay:

None

Mayor Hartman declared the motion approved.

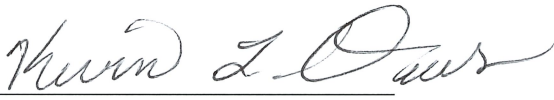
Planning Commission appointment – Frank Hughes (for information only):

Mayor Hartman announced that she had appointed Frank Hughes to the Planning Commission.

Proclamation – “Family Court Awareness Month”:

Mayor Hartman read aloud a proclamation designating every month of November be “Family Court Awareness Month”.

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



City Clerk



Mayor Donna Hartman