

REGULAR MEETING  
BOARD OF MAYOR AND ALDERMEN  
MARCH 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 March 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, was also present.

The prayer was led by Main Street Board President and outgoing Leadership Lincoln President Trish Bouldin, and the pledge was led by Fayetteville City School drama students Kaelynn Johnson, Mikael Buchannan, and Cielo Abernathy.

**Adoption of Agenda:**

Motion was made by Danny Bryant, seconded by Tonya Allen, to add item “M. Ordinance 2023-04 – Collection of Property Taxes” to the agenda. 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.

Motion was made by Jacob Painter, seconded by Jeff Alder, to add item “N. Permission to Remove Trees Around the Downtown Square” to the agenda. 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.

**Approval of Minutes:**

The Regular Meeting Minutes of February 14, 2023 were approved as presented.

**Reports:**

**Fayetteville Main Street:**

Aimee Byrd, Fayetteville Main Street Executive Director, reported that the “A Red Carpet Affair” grand ball held in January 2023 was a great success with over one hundred (100) attendees. National and State accreditation was completed, and a strategic plan created in January. Eighteen (18) merchants hosted as many as seventy participants for a Chocolate Walk that was held in February. A membership mixer is planned for March. “First Saturday’s” will begin in April, and the “Slawburger Festival” will be held on April 15<sup>th</sup>. Other events are planned for 2023 as well.

**Fayetteville City Schools:**

Bill Hopkins, Fayetteville City Schools Director, stated that currently Fayetteville High School has three hundred seventy-eight (378) students, Fayetteville Middle School has two hundred forty-two (242)

students, and Ralph Askins has five hundred fifty-one students enrolled. The Tigers basketball team has made it to the quarterfinals. The first middle school and high school play was a great success with many talented young people participating. Mr. Hopkins announced that he will be retiring at the end of May 2023 and thanked the Board of Mayor and Aldermen for their kindness stating he has enjoyed his tenure in Fayetteville.

**Humane Society:**

Hannah Faulkner, Humane Society board member, provided some animal control statistics for 2023 to date:

Total animal intake	170
Animals from the City animal control	28
Animals from the County animal control	51
Stray surrenders (undetermined if city or county)	43
Animals surrendered by their owner	48
Adoptions	115
Animals euthanized	20
Reclaimed animals	26
Animals transferred to various rescue partners	56
Animals microchipped (funded by a grant)	99
Animals spayed/neutered	117
Animals vaccinated (funded by a grant)	130

The Humane Society has reinstated their membership program and has various tiers of participation.

**Fire Report:**

Chief Tony Kimbrough reported that the Fayetteville Fire Department responded to eighty-five (85) calls for service in the month of February 2023 to include one (1) building fire, sixty-two (62) EMS assists, and five (5) motor vehicle accidents with injuries.

**Police Report:**

Chief Barry Pendergraft reported that the Fayetteville Police Department responded to one thousand, sixty-six (1,066) events in the month of February 2023 to include twenty-five (25) traffic accidents, made fifty-six (56) arrests, and issued seventy-seven (77) citations. Since the first community watch program meeting, there have been two (2) more neighborhoods that have inquired about and are interested in the program.

**Finance Report:**

Jamey Owen, Finance Director, reported that for Local Option Sales Tax, last year this month we received three hundred thirty-four thousand, seven hundred eighty-eight dollars and ninety-four cents (\$334,788.94), while this year this month we received three hundred seventy-two thousand eighty-eight dollars and seventy-six cents (\$372,088.76). We have received one hundred eighty-seven thousand, six hundred eight dollars and sixty-seven cents (\$187,608.67) more than this time last fiscal year. We have received over sixty-six percent (66%) of the projected three million, two hundred thousand dollar (\$3,200,000.00) budget. For the Occupancy Tax, last year this month we received nine thousand, sixty-two dollars and thirty-three cents (\$9,062.33), while this year this month we received fourteen thousand, seven dollars and thirty-nine cents (\$14,007.39). We have received twenty-seven thousand, five hundred ninety-six dollars and thirty-six cents (\$27,596.36) more than this time last fiscal year. We have received over seventy-eight percent (78%) of the projected one hundred sixty thousand dollar (\$160,000.00) budget. In January 2022, we received two hundred thirty-five thousand, one hundred seventy-three dollars (\$235,173.00) in property taxes, while in January 2023, we received five hundred eighty-one thousand, nine hundred forty-four dollars (\$581,944.00). Year to date through January, we have received eighteen thousand, nine hundred sixty-three dollars and ninety-two cents (\$18,963.92) less than last year. Through February 2023, we have received two million, seven hundred seventy-five thousand, three hundred twelve dollars in property taxes for the fiscal year.

**Recreation Report:**

Brian Carter, Parks and Recreation Director, reported that the platforms have been reattached at Don Davidson Park for the electrical work, and we are waiting on the transformers to be received and installed. Bollards around the bathrooms at S. J. King Park should be installed within the next two (2) weeks. We are looking forward to starting our spring baseball league on April 17<sup>th</sup>. There have been over one hundred (100) children sign up for baseball this season. Softball signups will continue through March. The floors at the pool have been etched and will be painted when weather permits. Recently we received wind damage to one (1) of



the pavilions at Stone Bridge Park. We also sustained damage at the ballfield next to the Recreation Center when a vehicle drove through the fence. We are working with the applicable insurance companies for the needed repairs. We are looking to implement the strategic plan to help with obtaining grants for the department. The scoreboard has been installed at the soccer field and should be energized prior to the season beginning. Once the applicable insurance policy is in place, we will begin the tile and fence work at the parking lot adjacent to the soccer field.

**Public Works Report:**

Eddie Plunkett, Public Works Director, reported that two hundred fourteen (214) tons of trash, one hundred forty-eight (148) tons of brush and ten (10) tons of leaves were collected for the month of February. Work will begin within one (1) week on the Old Mulberry Road/Terry Avenue bridge replacement if it is approved at tonight’s meeting.

**Planning and Codes Report:**

Kristi Gentry, Planning and Codes Director, reported that thirteen (13) permits were issued and eight hundred seventeen dollars (\$817.00) in permit fees were collected for the month of February 2023. The total project valuation was one hundred thirteen thousand, one hundred ninety six dollars (\$113,196.00). There were fifty-eight (58) property maintenance violations written in February. Two (2) condemnation hearings were held on February 8<sup>th</sup>, and the City will spend budgeted funds to demo one of the properties and a lien will be placed on that property as a result. There were commercial projects approved at the recent Planning Commission meeting. Hill’s Power Sports is purchasing one lot with an existing building to sell Gravely mowers, and the adjacent lot for equipment storage. A site construction plan was approved for South Central Human Resource Agency to build a ten thousand (10,000) square foot warehouse addition that will be connected to the existing building by a breezeway. Also, a site plan was approved for D&M Market on Winchester Highway for the development of a new convenience store and smoke shop at the corner of Highway 50 and Winchester Highway. This development will also have electric car charging stations at this location. We continue with the blueprint archival project and have completed scans of approximately seven hundred twenty-six (726) sheets of blueprints. This project is ongoing. An informational pamphlet has been created containing information about frequently asked questions concerning building permits. These brochures will be distributed to all area building supply stores, realtor offices and the Chamber of Commerce for distribution to educate and communicate with our residents about building, remodeling, and property maintenance requirements. Inspections have been completed and approved for the Home Grant applicants. Invitations for the bid process will be sent out and walk throughs will follow with interested contractors. Lastly, the American with Disabilities Act (ADA) plan is being analyzed and coordinated with other departments to determine what work has been completed to date. Funding requests will be included in the next fiscal year budget to allow for additional work to be done.

**City Administrator’s Report:**

Kevin Owens, City Administrator, provided his monthly report to the Board of Mayor and Aldermen. Our annual Strategic Planning session is scheduled for Saturday, March 18<sup>th</sup> beginning at 8:00 a.m. All of the department directors have been working diligently on their budget request requirements for the next fiscal year. The first budget work session is scheduled for April 13<sup>th</sup>. This year’s Hamburger Day on the Hill will be on Wednesday, March 29<sup>th</sup> in Nashville. Administration Director Pam Gentry is working with the department heads to review the current personnel policy for any needed revisions. The City is embarking on a new community clean-up initiative. This will be accomplished with volunteers who will focus on various parts of the City.

**Old Mulberry Rd./Terry Ave. bridge replacement (est. \$100,000 from bond funds):**

Motion was made by Danny Bryant, seconded by Jeff Alder, to approve the Old Mulberry Road/Terry Avenue bridge replacement for an estimated one hundred thousand dollars (\$100,000.00) from bond funds. 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.

**Cost of insurance policy for Lee parking lot at soccer complex (\$1,104.34):**

Motion was made by Tonya Allen, seconded by Roger Martinez, to approve the cost of an insurance policy for the Lee parking lot adjacent to the soccer field complex for an annual cost of one thousand, one hundred four dollars and thirty-four cents (\$1,104.34). 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.

**Permission for paving of Farmers’ Market by Leadership Lincoln:**

Motion was made by Jacob Painter, seconded by Jeff Alder, to grant permission for Leadership Lincoln to pave the parking lot at the Farmers’ Market at no cost to the City. 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.

**Call for Public Hearing – rezoning Green Street property:**

Motion was made by Danny Bryant, seconded by Roger Martinez, to approve the call for a public hearing for the rezoning of Green Street property. 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.

**Ordinance 2023-03 – COF FY23 Budget Amendment #6:**

Ordinance 2023-03, an ordinance entitled “An Ordinance of the City of Fayetteville, Amending the Annual Budget and Capital Program for Fiscal Year 2023” was considered. Said ordinance is as follows:

Motion was made by Danny Bryant, seconded by Jeff Alder, to approve Ordinance 2023-03 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.



**Increase in salary for Judge Rhea Thompson:**

Motion was made by Tonya Allen, seconded by Jacob Painter, to approve the increase in Judge Rhea Thompson’s salary to eight hundred dollars (\$800.00) per month. 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.

**Appoint Acting City Administrator:**

Motion was made by Jeff Alder, seconded by Danny Bryant, to appoint Pam Gentry as acting City Administrator as recommended by City Administrator Kevin Owens and defined by the City of Fayetteville Charter. 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.

**Appoint Assistant City Clerk:**

Motion was made by Danny Bryant, seconded by Tonya Allen, to appoint Pam Gentry as assistant City Clerk as recommended by City Administrator Kevin Owens and defined by the City of Fayetteville Charter. 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.

**Easter Eggstravaganza event permit – April 6, 2023:**

Motion was made by Jacob Painter, seconded by Roger Martinez, to approve the Easter Eggstravaganza event permit for April 6, 2023. 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.

**Slawburger Festival event permit – April 15, 2023:**

Motion was made by Jacob Painter, seconded by Jeff Alder, to approve the Slawburger Festival event permit for April 15, 2023. 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.

**Blue Ribbon Walk event permit – May 11, 2023:**

Motion was made by Jeff Alder, seconded by Jacob Painter, to approve the Blue Ribbon Walk event permit for May 11, 2023. 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.

**Southern Weekend of Art event permit – September 16-17, 2023:**

Motion was made by Danny Bryant, seconded by Tonya Allen, to approve the Southern Weekend of Art event permit for September 16-17, 2023. 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.

**Ordinance 2023-04 – Collection of Property Taxes:**

Ordinance 2023-04, an ordinance entitled “An Ordinance Providing for the Collection of Delinquent Property Taxes by City Attorney” was considered. Said ordinance is as follows:

Motion was made by Tonya Allen, seconded by Jeff Alder, to approve Ordinance 2023-04 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.

**Removal of the trees around the square:**

Motion was made by Danny Bryant, seconded by Jacob Painter, to approve the removal of trees around the square in preparation for the downtown sidewalk project. Upon roll call, the following voted:

Aye:

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

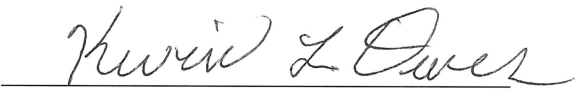


Nay:  
None

Mayor Hartman declared the motion approved.

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

  
Mayor Donna Hartman

  
City Clerk