

REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
JANUARY 10, 2012

REFERENCE VIDEO DATED JANUARY 10, 2012

The Board of Mayor and Aldermen of the City of Fayetteville, Lincoln County, Tennessee, met in open, public session at the regular meeting place of said Board in the Municipal Building of said City at 5:00 p.m. on January 10, 2012. Mayor John Ed Underwood, Jr., was present and presiding. The following named Aldermen were present:

Danny Bryant, Marty Pepper, Dorothy Small, Michael Stewart, and Thomas Young, Sr.

Also present was James H. Lee, City Administrator.

Not present were Alderman Pat Fraley and City Attorney James S. Hereford, Jr. (deceased).

The prayer was lead by Alderman Bryant and the pledge was lead by Alderman Marty Pepper.

Approval of Minutes:

Motion was made by Dorothy Small, seconded by Marty Pepper, to approve the minutes of the December 2011 Meeting, with corrections being made to the motion on retail package stores, to change appeal to repeal. Upon roll call, the following voted:

Aye

Danny Bryant, Thomas Young, Sr., Dorothy Small, Michael Stewart, and Marty Pepper

Nay

None

Mayor Underwood declared the Minutes approved.

Approval of Bills and Additional Bills:

Motion was made by Michael Stewart, seconded by Danny Bryant, to approve the bills and additional bills for payment. Upon roll call, the following voted:

Aye

Thomas Young, Sr., Dorothy Small, Michael Stewart, Marty Pepper, and Danny Bryant

Nay

None

Mayor Underwood declared the bills and additional bills approved.

Reports:

Swim Team:

Dawn Dixon, representing the local swim team, asked for the City to consider building a new swimming pool for the swim team, as well as for the community.

Industrial Development Board Update:

Larry Craig, Industrial Development Board Chairman, discussed the various renovation projects on the "Posey House", located in the Posey Industrial Park. Mr. Craig explained that the Industrial Development Board (IDB) should receive a grant from the State Department for Two Hundred Fifty Thousand Dollars (\$250,000.00), for the construction of the sewer system in the Posey Industrial Park. Mr. Craig stated that the grant would only pay for a portion of the sewer system and the IDB would be asking the City and County Governments to split the additional cost of the system.

Entrepreneur Program:

Dan Marcum, of Nest-TN, discussed how the TNInvestco Program is a program to help technology entrepreneurs with start-up money in the Fayetteville/Lincoln County Area.

FPU Report:

Britt Dye, CEO of Fayetteville Public Utilities, explained that the water/waste water department is working to replace the water tanks at the E911 Center and the Howell Community. Mr. Dye stated that the water/waste water division is relocating the Biosolids to a new approved disposal site. Mr. Dye stated that the 3-phase work, for the B & W Grows, located on 64 Highway East, has been completed. The telecom department has signed-up ninety (90) new customers during the month of December.

Fire Report:

Fire Chief Danny Travis reported that the Fire Department had 75 calls for service with 46 medical calls, 2 motor accidents with injuries and 1 vehicle fire with an estimated loss of One Hundred Dollars (\$100.00).

Police Report:

Police Chief Doug Carver reported that there were 103 incidents with 65 arrests, 42 crashes and 45 citations for a total of 1,708 events.

Public Works:

Eddie Plunkett, Public Works Director, reported that 246 tons of residential trash was picked up, along with 192 tons of yard waste for the month of December. Mr. Plunkett stated that Public Works would be closed for the Monday, January 16, 2012, for the holiday. Mr. Plunkett explained that Monday's garbage route would be picked up on Tuesday.

Recreation Report:

Rickey Honey, Recreation Director, stated that softball and baseball sign-ups are in progress. Mr. Honey explained that there will be a bid opening on January 17, 2012, for the work to be done on the waterway at Stone Bridge Park. Mr. Honey stated that they are preparing two ball fields for the City high school baseball team.

Planning and Zoning Report:

Ryan Tyhuis, City Planner, reported that for the calendar year of 2011 there was a total of two hundred eighty-two (282) violations issued with two hundred forty-five (245) complied/closed, seven (7) fined or charged court cost in municipal court, four (4) dismissed with compliance, eight (8) lots were cleaned by public works or the recreation department, and seven (7) case administratively closed. For the month of December, there were a total of seven (7) building permits issued for approximately Three Hundred Sixty

Thousand, Nine Hundred Dollars (\$360,900.00) in work to be done, with the fees being One Thousand, One Hundred Seventeen Dollars (\$1,117.00).

Administrator's Report:

Mr. Lee stated that Tennessee Department of Transportation has made some adjustments to the contract for the signalization of the traffic lights and the contract is ready to be signed. Mr. Lee explained that the auditors are here and their report should be ready by the middle of February. Mr. Lee stated that the survey work on the Biosolid field should be completed by the middle of January.

Resolution R-12-01:

Resolution R-12-01, a resolution entitled "A Resolution Of The Board Of Mayor And Alderman Of The City Of Fayetteville, Tennessee Approving To Submit For Funds For The Tanyard Branch Basin Sewer System", was considered. Said Resolution is as follows:

**CITY OF FAYETTEVILLE
RESOLUTION NO. R-12-01**

**A RESOLUTION OF THE BOARD OF MAYOR AND ALDERMAN OF THE
CITY OF FAYETTEVILLE, TENNESSEE APPROVING TO SUBMIT FOR
FUNDS FOR THE TANYARD BRANCH BASIN SEWER SYSTEM**

WHEREAS, the City of Fayetteville, Tennessee is eligible for funds under the State of Tennessee "Small Cities" Community Development Block Grant Program; and

WHEREAS, there exists a need to rehabilitate the Tanyard Branch Basin area of the Fayetteville Public Utilities sewer system; and

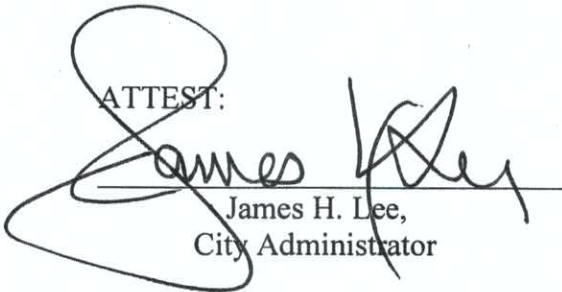
WHEREAS, the City of Fayetteville wishes to make an application for said project;


NOW, THEREFORE, BE IT RESOLVED, THAT

- (1) The Mayor be authorized and directed to execute and submit an application for funds to the Tennessee Department of Economic and Community Development in the amount of \$450,000.
- (2) The Mayor be authorized and directed to enter into all necessary agreements to receive and administer such grant funds.
- (3) The total cost of the project is \$584,416. The balance of \$134,416 in local matching contribution will be provided by funds from the Fayetteville Public Utilities.

PASSED AND SO ORDERED THIS 10TH DAY OF JANUARY, 2012.

ATTEST:


James H. Lee,
City Administrator


John Ed Underwood, Jr.,
Mayor

Motion was made by Dorothy Small, seconded by Michael Stewart, to adopt Resolution R-12-01. Upon roll call the following voted:

Aye

Dorothy Small, Michael Stewart, Marty Pepper, Danny Bryant, and Thomas Young, Sr.

Nay

None

Mayor Underwood declared the motion approved.

Ordinance 2012-01:

Ordinance 2012-01, an ordinance entitled “An Ordinance Amending The Annual Budget And Capital Program Of The City Of Fayetteville, Tennessee, For Fiscal Year 2012”, was considered. Said Ordinance is as follows:

ORDINANCE NO. 2012 – 01

AN ORDINANCE AMENDING THE ANNUAL BUDGET AND CAPITAL PROGRAM OF THE CITY OF FAYETTEVILLE, TENNESSEE, FOR FISCAL YEAR 2012,

WHEREAS, the Board of Mayor and Alderman has established a program to encourage efficient budget management by returning 50% of budgeted savings to departments; and

WHEREAS, Tennessee Code Annotated requires these items to be budgeted expenditures;

NOW, THEREFORE BE IT ORDAINED by the Board of Mayor and Alderman of the City of Fayetteville, Tennessee, that the following amounts be added to the budgeted amounts set forth for fiscal year 2011 in Ordinance No. 2011 – 15.

City Court	\$	3,121
Information Technology	\$	2,203
Purchasing	\$	788
Police	\$	1,582
Emergency Communications	\$	958
Fire	\$	810
Planning & Codes	\$	7,915
Garage	\$	3,059

This ordinance shall take effect upon its passages, the public welfare requiring it. All ordinances or parts of ordinances in conflict with any provision of this ordinance are hereby repealed.

1-11-12
Date


John Ed Underwood, Jr., Mayor


James H. Lee, City Clerk

Motion was made by Danny Bryant, seconded by Tom Young, to adopt Ordinance 2012-01. Upon roll call the following voted:

Aye

Michael Stewart, Marty Pepper, Danny Bryant, Thomas Young, Sr., and Dorothy Small

Nay

None

Mayor Underwood declared the motion approved.

William D. Jones Road Funding:

Motion was made by Dorothy Small, seconded by Marty Pepper, to earmark up to Three Hundred Thousand Dollars (\$300,000.00) for the repair of William D. Jones Road.

Motion was made by Danny Bryant, seconded by Michael Stewart, to amend the main motion that the funding of this project to be taken from the General Obligation Bond, which was created from Resolution R-09-02 passed in March 2009. Upon roll call, the following voted on the amendment:

Aye

Michael Stewart, Marty Pepper, Danny Bryant, Thomas Young, Sr., and Dorothy Small

Nay

None

Mayor Underwood declared the motion approved.

Upon roll call, the following voted on the main motion:

Aye

Marty Pepper, Danny Bryant, Thomas Young, Sr., Dorothy Small, and Michael Stewart

Nay

None

Mayor Underwood declared the motion approved.

Call for a Public Hearing for Rezoning of 513 Hedgemont Avenue:

Motion was made by Michael Stewart, seconded by Marty Pepper, to call for a public hearing for the rezoning of property located on 513 Hedgemont Avenue. Upon roll call, the following voted:

Aye

Danny Bryant, Thomas Young, Sr., Dorothy Small, Michael Stewart, and Marty Pepper

Nay

None

Mayor Underwood declared the motion approved.

Architect Firm for Pool Design:

Motion was made by Danny Bryant, seconded by Marty Pepper, to retain HFR Designs for the architect work for the construction of a new recreation swimming pool. Upon roll call, the following voted:

Aye

Thomas Young, Sr., Dorothy Small, Michael Stewart, Marty Pepper, and Danny Bryant

Nay

None

Mayor Underwood declared the motion approved.

Appointments for Recreation Board:

1. Motion was made by Michael Stewart, seconded by Dorothy Small, to reappoint Monty Hall to the Recreation Board. Upon roll call, the following voted

Aye

Dorothy Small, Michael Stewart, Marty Pepper, Danny Bryant, and Thomas Young, Sr.

Nay

None

Mayor Underwood declared the motion approved.

2. Motion was made by Dorothy Small, seconded by Marty Pepper, to reappoint Jackie Hamlin to the Recreation Board. Upon roll call, the following voted:

Aye

Michael Stewart, Marty Pepper, Danny Bryant, Thomas Young, Sr., and Dorothy Small

Nay

None

Mayor Underwood declared the motion approved.

3. Motion was made by Dorothy Small, seconded by Michael Stewart, to appoint Dorothy Daniels to the Recreation Board. Upon roll call, the following voted:

Aye

Marty Pepper, Danny Bryant, Thomas Young, Sr., Dorothy Small, and Michael Stewart

Nay

None

Mayor Underwood declared the motion approved.

Appointment for Fayetteville Housing:

Motion was made by Danny Bryant, seconded by Marty Pepper, to appoint Charles Cannon to the Fayetteville Housing Board. Upon roll call, the following voted:

Aye

Danny Bryant, Thomas Young, Sr., Dorothy Small, Michael Stewart, and Marty Pepper

Nay

None

Mayor Underwood declared the motion approved

Motion was made, seconded, and unanimously adopted to adjourn.

Mayor

Clerk