

REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
JUNE 13, 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 June 13, 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 and pledge were led by Danny Bryant.

Adoption of Agenda:

The agenda for June 13, 2023 will stand.

Approval of Minutes:

The Regular Meeting Minutes of May 9, 2023 were approved as presented.

Oath of Office:

Mackenzie Cross, Aaron Heard, and Cole Collier were sworn in as members of the Fayetteville Fire Department.

Recognition with Presentation of Awards:

Chief Barry Pendergraft recognized the following citizens and employees with awards of commendation:

- Retiring Director of Fayetteville City Schools Bill Hopkins was unable to attend the meeting but will receive the Honorary Police Officer Certificate for his outstanding relationship with the Fayetteville Police Department.
- Retired Huntsville, Alabama Police Department Officer Ben Jennings received the Honorary Police Officer Certificate for his donation of exercise equipment to the Fayetteville Police Department.
- Police Officers Preston Cantrell and Jeremy Miller were each presented with the Certificate of Commendation. On April 20, 2023, Officers Cantrell and Miller were dispatched to the river bridge to respond to a suspicious male on the bridge. Upon arrival they determined that the male was depressed due to the recent death of a family member and financial hardship and was contemplating suicide. The officers quickly responded with de-escalation techniques and compassion to successfully walk the male off the bridge. They then transported the male to the hospital where he received the appropriate care. Their professionalism, compassion and empathy to one of Fayetteville's citizens is deserving of such an honor.
- Officer Dalton Henderson received the Meritorious Service Award for his interest and dedication in re-establishing the Explorer program. This program is a hands-on experience for young men and women who are interested in a career in law enforcement or related field in the criminal justice system. The Fayetteville Police Department currently has six (6) participants in the program.
- Commander Jesse Casias received the Meritorious Service Award for his request to assume the responsibilities of the Community Watch Program. Under his leadership, there are several local communities in the process of implementing this program in their neighborhoods.
- Commander Coby Templeton received the Meritorious Service Award for his exemplary work to secure a grant that provided one hundred thirty-six thousand dollars (\$136,000.00) to the Fayetteville Police Department for the purchase of body cameras for officers in the field.

Reports:

Fire Report:

Chief Tony Kimbrough reported that the Fayetteville Fire Department responded to ninety-six (96) calls for service in the month of May 2023 to include four (4) fires, seventy-five (75) EMS assists, and one (1) swift water rescue.

Police Report:

Chief Barry Pendergraft reported that the Fayetteville Police Department responded to one thousand, three hundred forty-six (1,346) events in the month of May 2023 to include fifty-one (51) traffic accidents with twelve (12) injuries, made eighty-one (81) arrests on ninety-two (92) charges and issued ninety-five (95) citations from one hundred thirty (130) violations.

Finance Report:

Jamey Owen, Finance Director, reported that for Local Option Sales Tax, this month we received three hundred twenty-nine thousand, twenty five dollars (\$329,025.00). We have received two hundred sixty-two thousand, two hundred thirty-three dollars and seventy cents (\$262,233.70) more than this time last fiscal year. We have received over ninety-four percent (94%) of the projected three million, two hundred thousand dollar (\$3,200,000.00) budget. For the Occupancy Tax, this month we received fourteen thousand, four hundred sixteen dollars and twenty cents (\$14,416.20). We have received thirty-two thousand, three hundred fifty-nine dollars and sixty-nine cents (\$32,359.69) more than this time last fiscal year. We have received over one hundred six percent (106%) of the projected one hundred sixty thousand dollar (\$160,000.00) budget. For the Property Tax, this month we received eighteen thousand, seven hundred thirty-eight dollars (\$18,738.00). We have received one hundred thirty-five thousand, three hundred seventy one dollars and eight cents (\$135,371.08) more than this time last fiscal year. We have currently received over ninety-two percent (92%) of the annual budgeted amount.

Recreation Report:

Brian Carter, Parks and Recreation Director, reported that the electrical work at Don Davidson Park has been completed. The inspector has approved the work and the park is now energized. The pipe has been purchased for the Lee parking lot project, and the Parks and Recreation Department is coordinating with the Public Works Department to get it installed. The annual fireworks display will occur on Saturday, July 1st at Don Davidson Park. The recent Fishing Rodeo was a great success. Director Carter expressed his appreciation to everyone that helped with the event.

Public Works Report:

Eddie Plunkett, Public Works Director, reported that two hundred seventy (270) tons of trash and one hundred seventy one (171) tons of brush were collected for the month of May. The Public Works Department currently has three (3) open positions.

Planning and Codes Report:

Kristi Gentry, Planning and Codes Director, reported that fifteen (15) permits were issued and three thousand, three hundred sixty-one dollars and forty cents (\$3,361.40) in permit fees were collected for the month of May 2023. The total project valuation was three hundred eighty-nine thousand, nine hundred ninety-eight dollars (\$389,998.00). Six new residential construction projects were awarded their Certificates of Occupancy in May. Several new businesses, some of which are to be located around the downtown square, are in the process of obtaining their Certificates of Occupancy as well. Fifty-seven (57) property violations were written in the month of May. There were two (2) condemnation hearings on May 4th. One of the property owners will demolish the property and the other property owner is exploring the possibility of doing a remodel. During the May Planning Commission meeting, Jim Donaldson was elected Chairman. He will finish out the term of Eric Jones who recently resigned. The annual officer elections will be held during the September Planning Commission meeting. A minor plat was approved in the Eakes Huntsville Highway subdivision where a half-acre was carved off to make an independent lot. A revised site plan was approved for D&M Market on Winchester Highway because TDOT would not allow the "in-out" entrance/exit as originally proposed due to it being located too close to the intersection at Highway 50. The zoning map recertification was passed on to the Board of Mayor and Aldermen for their approval. The Planning Commission continues to work with Ms. Sharon Armstrong on updating the sign ordinance. The blueprint archival continues, as does the American With Disabilities Act (ADA) compliance project. Footage was shot on May 24th and 25th for the CGI video project with over fifty (50) locations visited. The six (6) videos are projected to be completed in about one (1) month and will be launched on our

social media pages and the City’s website. The first community clean-up day was rained out but has been rescheduled for June 17th. The clean-up area will be the streets surrounding the old hospital.

City Administrator’s Report:

Kevin Owens, City Administrator, provided his monthly report to the Board of Mayor and Aldermen. The downtown sidewalk project pre-bid meeting is scheduled for Friday, June 30, 2023 with a bid opening date of July 11th. We are in the process of applying for the Multimodal grant for additional sidewalks and will be seeking support from our state legislators and other representatives. The City did receive the traffic grant for signalization, and we hope to get that started in the month of July. Mr. Owens stated he recently had a meeting with the new director of the Humane Society concerning operations. Great advancements are being made with the building repairs with hopes to close that out next week. Mr. Owens will provide a recommendation at the July work session regarding a vehicle for Animal Control.

Recertification of the zoning map:

Motion was made by Danny Bryant, seconded by Tonya Allen, to approve the recertification of the zoning map. 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.

FCS FY23 Budget Amendment #4 General Purpose:

Motion was made by Jeff Alder, seconded by Dorothy Small, to approve the Fayetteville City Schools FY23 Budget Amendment #4 General Purpose fund. 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.

FCS FY23 Budget Amendment #5 General Purpose:

Motion was made by Dorothy Small, seconded by Roger Martinez, to approve the Fayetteville City Schools FY23 Budget Amendment #5 General Purpose fund. 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.

Approve the FY24 Annual Budget and Tax Rate:

Motion was made by Danny Bryant, seconded by Tonya Allen, to approve the FY24 annual budget and tax rate. The budget includes modifying the Fire Department hourly employees’ pay rates and a six and one-half percent (6.5%) salary increase for all other employees except the Planning and Codes Director who will move to the Director’s scale per previous discussions. The proposed budget also includes a thirty-five cent (\$.35) property

tax rate increase which will bring the new tax rate to one dollar and eighty-five cents (\$1.85). Upon roll call, the following voted:

Aye:
Jeff Alder, Tonya Allen, and Danny Bryant

Nay:
Roger Martinez, Jacob Painter, Dorothy Small, and Donna Hartman

Mayor Hartman declared the motion failed.

Ordinance 2023-07 Process for public comments:

Ordinance 2023-07, an ordinance entitled “An Ordinance to Establish a Process for Members of the Public to Make Public Comments That Are Germane to Actionable Items on the Agenda of the Board’s Regular Meetings” was considered. Said ordinance is as follows:

Motion was made by Danny Bryant, seconded by Tonya Allen, to approve Ordinance 2023-07 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.

Industrial Development Board Oversight Committee appointment (City appointee) – Dale Pierce:

Motion was made by Dorothy Small, seconded by Danny Bryant, to appoint Dale Pierce to the Industrial Development Board Oversight Committee as the City appointee. 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.

Industrial Development Board Oversight Committee appointment (County appointee) – Mike Layne:

Motion was made by Dorothy Small, seconded by Tonya Allen, to appoint Mike Layne to the Industrial Development Board Oversight Committee as the County appointee. 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.

Fayetteville United Methodist Church VBS event permit – June 9, 2023:

Motion was made by Jeff Alder, seconded by Roger Martinez, to retroactively approve the First United Methodist Church Vacation Bible School event permit for June 9, 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.

GWAPLife’s Community Kickback event permit – July 1, 2023:

Motion was made by Tonya Allen, seconded by Jeff Alder, to approve the GWAPLife’s Community Kickback event permit for July 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.

Independence Day Festival event permit – July 1, 2023:

Motion was made by Jacob Painter, seconded by Tonya Allen, to approve the Independence Day Festival event permit for July 1, 2023. 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.

Farm to Table event permit – September 30, 2023:

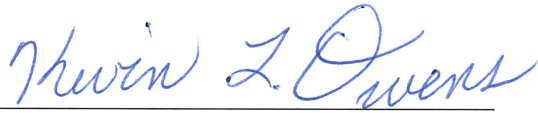
Motion was made by Danny Bryant, seconded by Jacob Painter, to approve the Farm to Table event permit for September 30, 2023. Upon roll call, the following voted:

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

Nay:
None

Mayor Hartman declared the motion approved.

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



City Clerk



Mayor Donna Hartman