

City of Shelbyville
Mayor & City Council
Regular Meeting Agenda
May 13, 2021

Regular Meeting: May 13, 2021

Time: 6:00 PM

Place: Shelbyville Recreation Center, Meeting Room B, 220 Tulip Tree Road

- I. Call to Order – Police Officer**
- II. Invocation**
- III. Pledge of Allegiance**
- IV. Roll Call**
- V. Adopt the Agenda**
- VI. Approval of Minutes:**
 - Special Called Meeting of March 18, 2021
 - Special Called Meeting of March 30, 2021
 - Special Called Meeting of April 7, 2021
 - Special Called Meeting of April 20, 2021
 - Regular Study Session of March 30, 2021
 - Regular City Council Meeting of April 8, 2021

VII. Public Hearings:

An Ordinance to Amend the Adopted Budget Ordinance (As Amended) of the City of Shelbyville, Tennessee Various Funds for the Fiscal Year 2020-2021, the Period Ending June 30, 2021.

An Ordinance to Amend the City Code of Ordinances, Title 4, Chapter 1, Building Code, Chapter 2, Plumbing Code, Chapter 3, Electrical Code, Chapter 4, Gas Code, Chapter 8, Existing Building Code, Chapter 9, Mechanical Code, Chapter 13, Residential Code, Chapter 15, Property Maintenance Code and Chapter 16, International Energy Conservation Code; To Adopt by Reference the 2018 Edition of the International Residential Code; To Provide for Local Amendments; To Provide for an Effective Date.

An Ordinance Amending the City Code Title 7, Chapter 2, To Adopt By Reference the 2018 Edition of the International Fire Code, Regulating and Governing the Safe-Guarding of Life and Property from Fire and Explosion Hazards Arising from the Storage, Handling and Use of Hazardous Substances, Materials and Devices, and from Conditions Hazardous to Life or Property in the Occupancy of Buildings and Premises

in the City of Shelbyville; Providing for the Issuance of Permits and Collection of Fees Therefore; Repealing Any and All Other Ordinances and Parts of the Ordinances in Conflict Therewith.

Consideration of a motion to allow City Attorney to read caption only on Ordinances and Resolutions.

OLD BUSINESS:

VIII. Ordinances-Second & Final Reading:

- A. An Ordinance to Amend the Adopted Budget Ordinance (As Amended) of the City of Shelbyville, Tennessee Various Funds for the Fiscal Year 2020-2021, the Period Ending June 30, 2021.

- B. An Ordinance to Amend the City Code of Ordinances, Title 4, Chapter 1, Building Code, Chapter 2, Plumbing Code, Chapter 3, Electrical Code, Chapter 4, Gas Code, Chapter 8, Existing Building Code, Chapter 9, Mechanical Code, Chapter 13, Residential Code, Chapter 15, Property Maintenance Code and Chapter 16, International Energy Conservation Code; To Adopt by Reference the 2018 Edition of the International Residential Code; To Provide for Local Amendments; To Provide for an Effective Date.

- C. An Ordinance Amending the City Code Title 7, Chapter 2, To Adopt By Reference the 2018 Edition of the International Fire Code, Regulating and Governing the Safe-Guarding of Life and Property from Fire and Explosion Hazards Arising from the Storage, Handling and Use of Hazardous Substances, Materials and Devices, and from Conditions Hazardous to Life or Property in the Occupancy of Buildings and Premises in the City of Shelbyville; Providing for the Issuance of Permits and Collection of Fees Therefore; Repealing Any and All Other Ordinances and Parts of the Ordinances in Conflict Therewith.

NEW BUSINESS:

IX. Ordinances-First Reading:

- A. An Ordinance to Amend the Adopted Budget Ordinance (As Amended) of the City of Shelbyville, Tennessee Various Funds for the Fiscal Year 2020-2021, the Period Ending June 30, 2021.

- B. An Ordinance of the Shelbyville City Council to Amend Article I General Provisions of the Shelbyville Zoning Ordinance by Replacing Section 1.9 Severability with Section 1.9 Board of Zoning Appeals and Renumbering Section 1.9 Severability to Section 1.10, Interpretation to Section 1.11, Penalties to Section 1.12, and Remedies to Section 1.13. Repeal All Previous Ordinances and Resolutions Pertaining to Principal Structures and to repeal any Ordinance or part of an Ordinance in conflict herewith.

- C. An Ordinance of the Shelbyville City Council to Amend Article II Definitions of the Shelbyville Zoning Ordinance by Adding A Definition Of FENCE, Amending the Definition of Accessory Use and Structure, Amend Article III by Adding Section 3.14 Fencing, and Amend Section 6.3(E) Destruction and To Repeal Any Ordinance or Part of An Ordinance in Conflict Herewith.
- D. An Ordinance of the City of Shelbyville, Tennessee To Approve the Rezoning of 17.8 (+/-) Acres Owned by Barrani Kafroshy, Located West of 126 South Cannon Boulevard and Referenced on Bedford County Tax Map 089H Group A, Parcel 004.00 From R-1 (Low Density Residential District) to Commercial -2 (C-2) (General Business District), and Repealing any Ordinance or Portion of Ordinance in Conflict Therewith. This item received an unfavorable recommendation from the Planning Commission.

X. Resolutions:

- A. A Resolution of the Mayor and City Council of the City of Shelbyville, Tennessee Removing all Restrictive Covenants for Land Regulations of the 231 North Business Park and have the Property Only Subject to the Zoning Ordinance of the City of Shelbyville and its Subdivision Regulations.
- B. A Resolution of the City Council of Shelbyville, Tennessee in Support of the Drug Dealer Liability Act Lawsuit and Approving Retention of Legal Counsel.

XI. Business Items:

- A. Accounts Payable (April 2021)
- B. Treasurer's Report (April 2021)
- C. Various Department Reports. (April 2021)
- D. Consideration of a motion to amend Section 4 of the Employment Agreement of City Manager Josh Ray to provide direction for his 7% retirement contributions to be paid into his ICMA-RC account, retroactive to his first day of employment.
- E. Consideration of a motion to amend Section 7 of the Employment Agreement of City Manager Josh Ray to state the City will reimburse up to \$10,000 for moving expenses and the City will pay the applicable taxes to ensure Ray receives the fully authorized amount of \$10,000.
- F. Consideration of a motion to direct Staff on creating an Ordinance restricting the number of liquor stores that can exist within the municipal limits of Shelbyville.
- G. Consideration of a motion to enter into an agreement with the County for a joint venture to fund Tourism with a contribution of \$21,282 from the FY21 Hotel/Motel tax to be paid into a Tourism Fund and \$61,750 being Budgeted in the FY22 Budget and \$116,850 in the FY23 Budget for continued support of the venture.
- H. Consideration of a motion to establish an Enterprise Fund for Solid Waste Operations in accordance with Tennessee Code Annotated § 68-211-874(a).

- I. Consideration of a motion to authorize the Mayor to sign a letter to TDEC requesting an extension for the Site Development Grant Project at the 231 N. Business Park, if deemed by Staff to be necessary.
- J. Consideration of a motion to lower the age requirement to participate in the City's Retirement Plan to 18 years of age.
- K. Consideration of a motion to set eligibility for the City's 7% contribution to the Retirement Plan on an employee's behalf to the one-year anniversary date of the fulltime employee and this will be retroactive to January 1, 2021.
- L. Consideration of a motion to add the Retirement Track Target Date Fund, changing to a Zero Revenue Share Class to the City's 401K Plan.
- M. Consideration of a motion to approve a Certificate of Good Moral Character for Siddharth Patel, Celebration Liquors, 1413 N. Main Street, Shelbyville, TN 37160.

XII. Purchasing/Bid Awards:

- A. Consideration of a motion to award the bid for Sidewalk Improvements Phase 3 and Phase 4 to Curl Construction in the amount of \$1,353,198.27, pending TDOT concurrence.

XIII. Appointments:

- A. Consideration of a motion from Council to appoint one seat on the Board of Construction Appeals. This appointment will be for one (1) year.
- B. Consideration of a nomination from Council for two seats on the Shelbyville Power Board. The term is for three (3) years.

XIV. Announcements:

City Hall will be closed on May 31st for Memorial Day. Monday's trash will be picked up on Tuesday, June 1st with Tuesday's regular route.

XV. Adjourn:



Mayor Wallace Cartwright