

Regular City Council Meeting Minutes

Regular Meeting: August 12, 2021

Place: Shelbyville Recreation Center, 220 Tulip Tree Road

Call to Order: 6:00 PM, Mayor Wallace Cartwright & Officer Bradley Evans

Invocation: Brother Peter Allen, Fair Haven Baptist Church

Pledge of Allegiance: Led by City Council

Roll Call: Roll was called by City Recorder Lisa Smith and the following were present: Councilmember Rick Overcast, Councilmember Marilyn Ewing, Councilmember Henry Feldhaus, Councilmember Stephanie Isaacs, and Councilmember Gray Haile. Also, in attendance were Mayor Wallace Cartwright, City Manager Josh Ray, City Attorney Ginger Shofner and City Treasurer Kay Parker. Councilmember William Christie was absent. A quorum was declared and the meeting open for Business.

Adopt the Agenda: Mayor Cartwright advised Staff was requesting to amend the Agenda by adding Items D & E under Section XII- Business Items. Councilmember Feldhaus made a motion to amend the Agenda as requested, Councilmember Haile seconded, and the motion carried unanimously by oral vote. Councilmember Overcast made a motion to Adopt the Agenda as amended, Councilmember Haile seconded, and the motion carried unanimously by oral vote.

Proclamation Keon Johnson Day: Mayor Cartwright presented a Proclamation to Keon Johnson's parents proclaiming August 21, 2021, as Keon Johnson Day.

CONSENT AGENDA: *All items in this portion of the Agenda are considered to be routine and non-controversial by the Council and may be approved by one motion; However, a Councilmember may request that an item be removed for separate consideration.*

- A. Approval of Minutes Study Session of June 29th.
- B. Approval of Minutes City Council Meeting of July 8th.
- C. A Resolution of the Mayor and Shelbyville City Council to Establish a Tourism and Marketing Advisory Board. – **Removed to consider separately.**
- D. A Resolution of the City Council of Shelbyville, Tennessee, Authorizing an Official Delegation to the 2021 Annual Conference of the Tennessee Municipal League, and Providing for the Attendance and Expenditures of that Delegation.
- E. A Resolution authorizing the City of Shelbyville to participate in the Pool's James L. Richardson "Driver Safety" Matching Grant Program.
- F. Authorization for the Mayor to send a letter to TDOT requesting that the remaining \$299,730.08 balance of our Small Cities Fund be earmarked for the Fairfield Pike project, first to ROW acquisitions with any remaining balance applied to construction.
- G. Authorization for the Mayor to send a letter to TDOT requesting a one-year contract extension for TAP, Phase 3, Sidewalks Improvements.
- H. Authorization for the Mayor to sign a letter of intent to TDECD to apply for the Select Tennessee Site Development Grant Program for the 231 North Business Park.
- I. Authorization to declare the following items surplus to be listed on GovDeals.com:
 - a) Old playground material equipment – Parks
 - b) 1980 GMC pumper truck – VIN-6551 – Parks

- c) 2014 Nissan Altima – VIN 2936 – Police Drug Fund
- d) 2003 Ford Taurus – VIN 8949 – Police Drug Fund
- J. Authorization to purchase the Police Department five (5) 2021 Dodge Durango pursuit vehicles through a statewide contract at a total cost of \$214,251.50 (FY 22 Budget - \$259,600.00).
- K. Authorization to purchase the Cemetery one (1) 2021 Ford F-150 crew cab pickup truck through a statewide contract at a total cost of \$27,088.00 (FY 22 Budget - \$31,000).
- L. Authorization to purchase the Airport one (1) 2021 Dodge Durango SXT through a statewide contract at a total cost of \$26,641.25 (FY 22 Budget - \$35,000).
- M. Authorization to purchase the Storm Water Division one (1) 2021 Ford F-150 4x4 crew cab pickup truck through a statewide contract at a total cost of \$30,738.00 (FY 22 Budget - \$31,000.00).
- N. Authorization to purchase the Streets Department one (1) 2021 Ford Ranger 4x4 crew cab pickup truck through a statewide contract at a total cost of \$26,221.00 (FY 22 Budget - \$28,000.00).
- O. Authorization to purchase the Solid Waste Department one (1) 2021 Ford F-150 4x4 crew cab pickup truck through a statewide contract at a total cost of \$30,738.00 (FY 22 Budget - \$31,000.00).
- P. Authorization to purchase the Solid Waste Department one (1) 2022 International HV613 SBA road tractor through a statewide contract at a total cost of \$122,110.54 (FY Budget - \$130,000.00).
- Q. Authorization to contract through a statewide contract with Republic Services for a one-year agreement for pick-up and haul services for two 30 cubic yard containers at the burn pit. It is projected this will save approximately \$34,000 at the new State contract pricing.
- R. Authorization to purchase and install lighting for the tennis courts and youth baseball fields at H.V. Griffin Park through a Sourcewell contract at the total cost of \$489,993.00 (FY 22 Budget - \$500,000).
- S. Accept all monthly Department reports.

City Manager Ray requested Item C be pulled and considered separately.

Councilmember Overcast made a motion to approve all other items on the Consent Agenda, Councilmember Ewing seconded, and the motion carried unanimously by roll call vote.

Mayor Cartwright then closed the Business meeting at 6:18 PM and opened the Public Hearings.

Public Hearings:

An Ordinance of the Shelbyville City Council to Approve the Global Crossing Subdivision Planned Unit Development Regulating Pattern Book As Recommended by the Shelbyville Planning Commission and Repeal any Ordinance or Part of an Ordinance in Conflict Herewith. There was no speaker for or against this Ordinance.

A Resolution Adopting a Plan of Services for an Area Proposed for Annexation, the Territory Located at the Southeast Corner of the Intersection of Highway 437 By-Pass and Fairfield Pike Referenced on Bedford County Tax Map 69, Parcel 25.09, to Be Annexed by Owner Consent and to be Incorporated within the Boundaries of the City of Shelbyville, Tennessee, and Owned by Barlee Ventures. There were no speakers for or against.

A Resolution to Annex Certain Territory upon Written Consent of the Owners and to Incorporate the Same Within the Boundaries of the City of Shelbyville, Tennessee. This Property is a 3.90 (+/-) Acre Tract of Land Located at the Southeast Corner of the Intersection of Highway 437 By-Pass and Fairfield

Pike Referenced on Bedford County Tax Map 69, Parcel 25.09, and Owned by Barlee Ventures. There were no speakers for or against.

Mayor Cartwright then closed the Public Hearings and reopened the Business meeting at 6:20 PM.

Councilmember Ewing made a motion for City Attorney Shofner to read the caption only on Ordinances Councilmember Feldhaus seconded, and the motion carried unanimously by oral vote.

Old Business:

Ordinances– Second and Final Reading:

An Ordinance of the Shelbyville City Council to Approve the Global Crossing Subdivision Planned Unit Development Regulating Pattern Book As Recommended by the Shelbyville Planning Commission and Repeal any Ordinance or Part of an Ordinance in Conflict Herewith. Councilmember Overcast made a motion to approve, seconded by Councilmember Isaacs and the motion carried unanimously upon roll call vote.

Resolutions – Second and Final Reading:

A Resolution Adopting a Plan of Services for an Area Proposed for Annexation, the Territory Located at the Southeast Corner of the Intersection of Highway 437 By-Pass and Fairfield Pike Referenced on Bedford County Tax Map 69, Parcel 25.09, to Be Annexed by Owner Consent and to be Incorporated within the Boundaries of the City of Shelbyville, Tennessee, and Owned by Barlee Ventures..

Councilmember Feldhaus made a motion to approve, Councilmember Haile seconded, and the motion carried unanimously by roll call vote.

A Resolution to Annex Certain Territory upon Written Consent of the Owners and to Incorporate the Same Within the Boundaries of the City of Shelbyville, Tennessee. This Property is a 3.90 (+/-) Acre Tract of Land Located at the Southeast Corner of the Intersection of Highway 437 By-Pass and Fairfield Pike Referenced on Bedford County Tax Map 69, Parcel 25.09, and Owned by Barlee Ventures.

Councilmember Overcast made a motion to approve, Councilmember Haile seconded, and the motion carried unanimously by roll call vote.

New Business:

Resolutions:

A Resolution of the Mayor and Shelbyville City Council to Establish a Tourism and Marketing Advisory Board. City Manager Ray advised the changes made to the Resolution were stating that the Mayor would appoint the members with Council ratify those, and it stated the terms of the members would be staggered.

Additionally, item 4 of the Resolution stated the Tourism Advisory Board would be the decision-making body for the annual tourism grants distributed by the City of Shelbyville for amounts up to \$5,000. Councilmember Feldhaus made a motion to approve, Councilmember Overcast seconded. City Attorney Shofner pointed out that this is similar to what had been done by the Chamber and the Council is basically delegating authority to this Board so they may want to establish the Bylaws for the Authority Board. The motion then carried unanimously by roll call vote.

Ordinances – First Reading:

An Ordinance of the City of Shelbyville, Tennessee to Approve the Rezoning of 3.91 (+/-) Acres Owned by Barlee Ventures, Located Southeast of the Intersection of Highway 437-Bypass and Fairfield Pike and Referenced on Bedford County Tax Map 69, Parcel 25.09 From Bedford County R-1 (Agriculture and Forestry) and Bedford County Commercial-2 (C-2) to Commercial -2 (General Business District), and Repealing an Ordinance or Portion of Ordinance in Conflict Therewith. Councilmember Feldhaus

made a motion to approved, Councilmember Isaacs seconded, and the motion carried by unanimous roll call vote.

An Ordinance to Amend the City Code of Ordinances, Title 3, Animals and Fowls, Chapter 1, 2, and 3 and to Repeal Any and All Ordinance in Conflict Herewith and Provide for an Effective Date.

Councilmember Ewing made a motion to defer this item to a later Agenda. She noted she felt there was a lot more discussion needed. Councilmember Feldhaus seconded and the motion to defer carried unanimously by roll call vote.

Business Items:

Consideration of a motion to amend the City Manager's Employment Contract Section 14 Residency Requirement by adopting Amendment 2 which states "Employee agrees to establish residency within 3 miles of the corporate boundaries of the City of Shelbyville" and authorizing Mayor to sign.

Councilmember Overcast made a motion to approve. Councilmember Ewing question if there was any room for compromise on this issue such as having the property annexed into the City. She advised with the recent increase in property taxes the City Manager should lead by example. City Manager Ray advised the property is not adjacent to the City Limits, if it was, he would be willing to Annex. Councilmember Isaacs seconded and the motion was approved with the following vote: Councilmember Overcast – Yes, Councilmember Isaacs – Yes, Councilmember Haile – No, Councilmember Ewing – No and Councilmember Feldhaus – Yes.

Consideration of a motion to authorize the Mayor to sign the National Cooperative Contract Five-year Lease Agreement with NASPO Watchguard Video for Body Cams and In-Car Video Systems for the Police Department. This will be an annual expense of \$95,314.80 for five years. Councilmember Overcast made a motion to approve, Councilmember Haile seconded, the motion then carried by unanimous roll call vote.

Consideration of a motion to authorize the purchase of a 33 acres tract of land identified as 2905 Highway 231 North, Shelbyville TN at the cost to the City of \$1,050,000.00, requesting a survey to clarify boundary lines and to begin the Annexation process. This is an equal joint purchase with Bedford County. Councilmember Feldhaus made the motion to authorize the purchase and include closing costs with the funds coming from General Funds and being transferred to Fund 610, Industrial Development, Councilmember Isaacs seconded, and the motion carried by unanimous roll call vote.

Consideration of a motion to authorize the Mayor to convey an approximate 22 acres tract of land from the current 231 North Business Park or the land purchased in Item C to the State of Tennessee for the new TCAT school construction, subject to the 231 N. Business Park Oversight Committee recommendation and in coordination with the State of Tennessee. Councilmember Feldhaus made a motion to authorize, Councilmember Overcast seconded, the motion then carried by unanimous roll call vote.

Accounts Payable (July 2021) Councilmember Overcast made a motion to approve, Councilmember Ewing seconded, the motion then carried by unanimous roll call vote.

Appointments: None

Announcements: The 83rd Annual Tennessee National Walking Horse Celebration will take place August 25th through September 4th.

On behalf of the Bell Buckle Chamber of Commerce Rodney Simmons presented a framed print of the Moon Pie Festival poster for 2021 to the City of Shelbyville for all the assistance with the Festival noting it was one of the best attended in the history of the event.

Sylvia Pinson reminded everyone of Maupin Festival this Friday and Saturday night noting it would be held in Unionville.

With no further business the meeting adjourned at 6:44 PM.

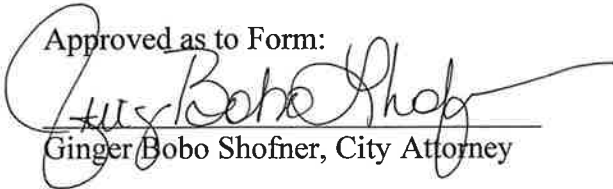
Approved:


Wallace Cartwright, Mayor

Attest:


Lisa Smith, City Recorder

Approved as to Form:


Ginger Bobo Shofner, City Attorney