

Regular City Council Meeting Minutes

Regular Meeting: February 9, 2023

Place: Shelbyville Recreation Center, 220 Tulip Tree Road

Call to Order: 6:00 PM, Mayor Randy Carroll & Officer White

Invocation: Brother Charles Armstrong – Fellowship for Christ

Pledge of Allegiance: Led by City Council

Roll Call: Roll was called by City Recorder Lisa Smith and the following were present: Councilmember Bobby Turnbow, Councilmember Marilyn Ewing, Councilmember William Christie, Councilmember Gray Haile, Councilmembers Henry Feldhaus and Stephanie Isaacs. Also, in attendance were Mayor Randy Carroll, City Manager Scott Collins, City Treasurer Kay Parker, and City Attorney Ginger Shofner. A quorum was declared and the meeting open for Business.

Adopt the Agenda: Mayor Carroll advised the first item up was Adopting the Agenda. Hearing no requests to amend the Agenda, **Councilmember Haile made a motion to adopt the Agenda as submitted, Councilmember Ewing seconded, and that motion passed by unanimous oral vote.**

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 City Council Minutes of the following:
 - a. Study Session of January 3, 2023
 - b. Regular Meeting of January 12, 2023
 - c. Special Called Workshop December 13, 2022
 - d. Special Called Workshop December 14, 2022
- B. Accept all Monthly Reports (January)
- C. Accept Treasurer's Report (December)
- D. Approval of Accounts Payable (January)
- E. Authorization to forward the Swing Estates Annexation Request for 124 acres located on the south side of Union Street and reference on Bedford County Tax Map 079, Parcel 047.00 to the Planning Commission for further study.
- F. Approval of and Authorization for the Mayor and City Attorney to sign the Professional Services Agreement in the amount of \$165,000 with Griggs & Maloney for a Preliminary Engineering Report on the City's Flume & Flood Pump System.
- G. Approval to declare a 2012 Honda Civic, VIN 8501 as surplus through GovDeals.com. This vehicle is a court awarded seizure through the Police Department and proceeds from the sale will be placed in the Police Drug Fund.
- H. Authorization to purchase a 2023 Ford F-150 4x4 crew cab truck with upfitting of all equipment from Lonnie Cobb Ford, Henderson, TN through TN statewide contract #209-75347, in the amount of \$54,920 for the Police Department. This purchase will be made through the Drug Fund and assigned to the Criminal Investigation Division.
- I. Authorization to purchase a 2023 Ford F-150 responder vehicle with upfitting of all equipment from Lonnie Cobb Ford, Henderson, TN through TN statewide contract #209-75347, in the amount of \$47,865 for the Fire Department. This purchase replaces one approved by Council at the November

Council meeting due to availability issues. The approved amount at the November session was \$48,011 and the original FY23 Budgeted amount was \$39,700.

- J. Authorization to purchase a 2023 Ford F-150 4x4 extended cab pickup with upfitting of all equipment from Lonnie Cobb Ford, Henderson, TN through TN statewide contract #209-75347, in the amount of \$42,883 for the Parks & Recreation Department. This purchase replaces one approved by Council at the September Council meeting due to availability issues. The approved amount at the September session was \$35,319 and the original FY23 Budgeted amount was \$30,000.

Councilmember Isaacs made a motion to approve all items on the Consent Agenda, Councilmember Christie seconded. The motion carried unanimously by roll call vote.

Public Hearing: None

Councilmember Ewing made a motion to allow City Attorney to read caption only on Ordinances and Resolutions, Councilmember Turnbow seconded and the motion carried unanimously by oral vote.

Old Business: None

New Business:

Ordinances – First Reading:

An Ordinance of the City of Shelbyville, Tennessee to Approve the Rezoning of 1.10 (+/-) Acres Owned by Ben Livingston, Located on the West Side of Sevier Street and Referenced on Bedford County Tax Map 78I, Group B, Parcels 7.11, 7.12 and 8.00 From General Commercial (C-2) Zoning District to Medium-High Residential Density (R-3A) Zoning District, and Repealing Any Ordinance or Portion of Ordinance in Conflict Therewith. **Councilmember Christie made a motion to approve, Councilmember Turnbow seconded, and the motion carried unanimously by roll call vote.**

An Ordinance of the City of Shelbyville, Tennessee to Approve the Rezoning of 10.01 (+/-) Acres Owned by Tejinder & Baljinder Judge, Located on the Side of the Future Extension of Calsonic Way and Referenced on Bedford County Tax Map 069, Parcel 058.06 From the Low-Density Residential District (R-2) Zoning District to the Light Industrial (I-1) Zoning District, and Repealing any Ordinance or Portion of Ordinance in Conflict Therewith. **Councilmember Feldhaus made a motion to approve, Councilmember Isaacs seconded, and the motion carried unanimously by roll call vote.**

An Ordinance to Adopt a Reapportionment/Redistricting Plan and Map For the City of Shelbyville, Tennessee. **Councilmember Turnbow made a motion to approve, Councilmember Isaacs seconded, and the motion carried upon unanimous roll call vote.**

An Ordinance to Amend the Adopted Budget Ordinance (As Amended) of the City of Shelbyville, Tennessee Various Funds, For the Fiscal Year 2022-2023, the Period Ending June 30, 2023. **Councilmember Turnbow made a motion to approve, Councilmember Ewing seconded, and the motion carried unanimously upon roll call vote.**

An Ordinance of the City of Shelbyville, Tennessee Establishing the Municipal Property Tax Rate for the Fiscal Year 2023-2024 at \$1.59 on Each \$100 of Assessed Valuation of Property and Providing for an Effective Date of July 1, 2023. **Councilmember Turnbow made a motion to amend the Ordinance to state the tax rate of \$1.48, Councilmember Ewing seconded the amendment. A roll call vote on the amendment to \$1.48 was had as follows, Councilmember Christie – Yes, Councilmember Haile – Yes, Councilmember Ewing – Yes, Councilmember Feldhaus – No, Councilmember Turnbow – Yes, Councilmember Isaacs – No. The**

motion to amend passed with 4 yes votes and 2 no votes. Councilmember Christie then made a motion to approve the Ordinance as amended, Councilmember Turnbow seconded. Councilmember Feldhaus asked if a Property Tax rate based on the FY 22-23 Budget would still have to be passed during the Budget process in May and June. City Attorney Shofner advised that was correct. **A roll call vote was then had as follows, Councilmember Isaacs – No, Councilmember Christie – Yes, Councilmember Haile – Yes, Councilmember Ewing – Yes, Councilmember Feldhaus – No, Councilmember Turnbow – Yes. The motion passed by a 4 yes 2 no vote.**

Resolutions:

A Resolution Authorizing an Official Delegation to the 2023 Tennessee Municipal League Legislative Conference in Nashville, Tennessee, for March 13-14, 2023, providing for the Attendance and Expenditures of that Delegation, Consisting of the Mayor, City Manager and City Councilmembers. **Councilmember Haile made a motion to approve, Councilmember Ewing seconded and the motion passed unanimously upon roll call vote.**

A Resolution of the Shelbyville City Council to Repeal All Previous Ordinances and Resolutions Pertaining to Planning and Community Development Fee Schedule, and to Adopt An Updated Planning and Community Development Fee Schedule. **Councilmember Christie made a motion to approve, Councilmember Turnbow seconded, and the motion carried unanimously by roll call vote.**

A Resolution of the Shelbyville City Council to Repeal All Previous Ordinances and Resolutions Pertaining to Planning and Community Development Fee Schedule, and to Adopt An Updated Planning and Community Development Fee Schedule. City Attorney advised there were two different Resolution options submitted for Council's consideration. The first one to be considered for a vote is \$1,500,000 with the local match being \$750,000, which would upgrade the current tennis court, install two new tennis courts and two new pickle ball courts with all lighting associated with them, **Councilmember Feldhaus made a motion to approve this Option, Councilmember Isaacs seconded and a roll call vote was as follows, Councilmember Ewing – No, Councilmember Feldhaus – Yes, Councilmember Turnbow – No, Councilmember Isaacs – Yes, Councilmember Christie – No, Councilmember Haile – No. The motion failed with a 4 no – 2 yes vote.** The second option was then presented, \$750,000 with a local match of \$375,000, which would be two new tennis courts and all lighting associated with them. Mayor Carroll called for a motion and hearing none the Resolution (Option 2) died for lack of a motion.

Business Items:

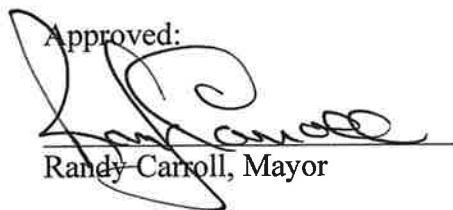
Consideration of a motion to Approve the Contract with Neel-Schaffer for Scope of Engineering Work on TDOT TAP 5 Project - Greenway/Riverwalk Trail System with River Overlook and to Authorize the Mayor and City Attorney to sign. City Manager Scott Collins advised the Scope and Contract for the Engineering work was submitted by Neel-Schaffer and the amount is \$303,319.00 and this amount will be over two (2) Budget cycles. Collins advised this amount is approximately 18% of the total estimated cost of the project and is very reasonable with industry standards being from 16% to 25%. Councilmember Christie questioned the cost of the project and Collins stated it is expected to be \$1.7 million and this is being done with a TDOT Transportation Alternative Grant which pays 80% of construction costs. City Recorder advised this Grant has been before the Council several times and was only approved recently when submitted as Phase 7, however TDOT has requested we rename the project to Phase 5 to be more consistent with other Phases. **Councilmember Feldhaus made a motion to approve, Councilmember Christie seconded, and the motion carried by unanimous roll call vote.**

Appointments:

Bedford County Listening Project Committee: Mayor Carroll appointed the following: Stephanie Isaacs (**renter; city council member**), 2) Bryan Stevens (**building and codes director**), 3) Annette Warren (**renter**), 4) Cara Grimes (**renter**), 5) Sophia Tillett (**renter**), 6) JoAnne Vasil (**representative of the BCLP, recent renter and low-income homeowner**), 7) Barbara Gossar (**representative of the BCLP, recent renter**). **Councilmember Feldhaus made a motion to approve the appointments, Councilmember Isaacs seconded and the motion carried by unanimous oral vote.**

Announcement: City Hall will be Closed on Monday, February 20th in observation of President's Day. Monday's trash will be picked up on Tuesday, February 21st with Tuesday's regular route.

With no further business Councilmember Turnbow made a motion to adjourn, Councilmember Haile seconded and the meeting adjourned at 6:27 PM.

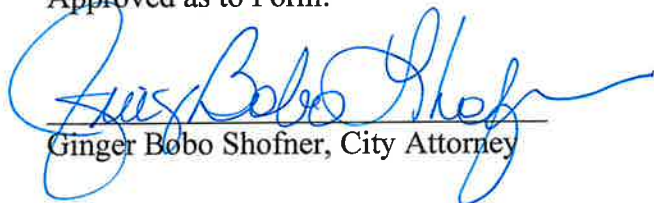
Approved:

Randy Carroll, Mayor

Attest:



Lisa Smith, City Recorder

Approved as to Form:



Ginger Bobo Shofner, City Attorney