

Regular City Council Meeting Minutes

Regular Meeting: May 11, 2023

Place: Shelbyville Recreation Center, 220 Tulip Tree Road

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

Invocation: Dan Asche, First Christian Church

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 there was a request to Amend the Agenda by moving the First Reading on Ordinance C to the bottom of the Business Items. City Recorder Smith advised this is being done because the Ordinance is a Budget Amendment and some of the items included in the Amendment are on tonight's Agenda for a vote so that could cause the Budget Amendment to change. Councilmember Turnbow made a motion to amend the Agenda as requested, Councilmember Haile seconded, and the motion carried by unanimous oral vote. Councilmember Feldhaus then made a motion to Adopt the Agenda as amended, Councilmember Ewing seconded, and that motion passed by unanimous oral vote.

Presentation of Proposals for Purchase of Spring Street Properties: Presentations were given by Glass Hollow Table and Tavern and Grindstone Cowboy on the Proposals they had submitted for the purchase of the Spring Street Properties.

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 April 4, 2023
 - b. Regular Meeting of April 13, 2023
- B. Accept all Monthly Reports (April)
- C. Approval of Accounts Payable (April)
- D. Approve and Authorize the Mayor and City Attorney to sign the Engagement Letter with Winnett Associates, PLLC for audit services for Fiscal Year ending June 30, 2023, in an amount not to exceed \$30,000.00. There is an additional fee of \$5,000.00 if a single audit is required related to Federal Grants.
- E. Approve and Authorize the Mayor and City Attorney to sign the Engagement Letter and AIA Contract for TLM & Associates for the City Building Program.
- F. Adopt Juneteenth as a City of Shelbyville Holiday for employees and update the City of Shelbyville Personnel Policy to reflect that adoption.
- G. Authorize the Mayor to sign a letter requesting an extension on the Site Development Grant Contract/Timeline from January 30, 2024, to September 30, 2024.

- H. Authorize the Mayor to sign a letter requesting a one (1) year extension on the Corporate Hangar Site Development Grant.
- I. Accept the Bid from Southern Monument Corp. d/b/a Leoma Monument, Leoma Tennessee, sole bidder, for the Willow Mount Cemetery Columbaria Project in the amount of \$82,410. The FY23 budgeted amount was \$100,000 which will cover this as well as the necessary concrete work.
- J. Authorize a Request for Proposals for Banking & Depository Services for the City.

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

Mayor Carroll then closed the Regular meeting and opened Public Hearings at 6:29 PM.

Public Hearing: Ordinances - Second / Final Reading

An Ordinance of the City of Shelbyville, Tennessee to Approve the Rezoning of 0.55 (+/-) Acre Owned by Greg Curl, Newly Subdivided Parcel Constituting the Back Portion of the Original Parcel Which is Referenced on Bedford County Tax Map 0.88.00, Parcel 006.05 From the Medium Density Residential District (R-3) Zoning District to the Low Density (R-1) Zoning District and Repealing Any Ordinance or Portion of Ordinance in Conflict Therewith. **There were no speakers for or against this item.**

An Ordinance Regulating the Use of Engine Compression Braking Devices
There were no speakers for or against this item.

The Public Hearings were closed, and the regular meeting reopened at 6:30 PM.

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

Old Business:

An Ordinance of the City of Shelbyville, Tennessee to Approve the Rezoning of 0.55 (+/-) Acre Owned by Greg Curl, Newly Subdivided Parcel Constituting the Back Portion of the Original Parcel Which is Referenced on Bedford County Tax Map 0.88.00, Parcel 006.05 From the Medium Density Residential District (R-3) Zoning District to the Low Density (R-1) Zoning District and Repealing Any Ordinance or Portion of Ordinance in Conflict Therewith. **Councilmember Christie made a motion to approve, Councilmember Haile seconded, and the motion was carried unanimously by roll call vote.**

An Ordinance Regulating the Use of Engine Compression Braking Devices. **Councilmember Turnbow made a motion to approve, Councilmember Isaacs seconded, and the motion was carried unanimously by roll call vote.**

New Business:

Ordinances – First Reading:

An Ordinance of the City of Shelbyville, Tennessee to Approve the Rezoning of 1.6 (+/-) Acres Owned by James Bret Rollins, Located on the South Side of Madison Street and Comprising the Northern Portion of Bedford County Tax Map 090, Parcel 113.00 From the General Commercial (C-2) Zoning District to the High Density Residential (R-4) Zoning District, and Repealing Any Ordinance or Portion of Ordinance in Conflict Therewith. **Councilmember Turnbow made a motion to approve, Councilmember Feldhaus seconded, and the motion was carried unanimously by roll call vote.**

An Ordinance of the City of Shelbyville, Tennessee to Approve the Rezoning the Rezoning of 1.6 (+/-) Acres Owned by Shasha LLC, Located on the East Side of Bethany Lane, and Referenced on Bedford County Tax Map 089F, Group G, Parcel 018.00 From the General Commercial (C-2) Zoning District to the High Density Residential (R-4) Zoning District and Repealing any Ordinance or Portion of Ordinance in Conflict Therewith. **Councilmember Feldhaus made a motion to follow the unfavorable recommendation from the Planning Commission and not approve this Ordinance, Councilmember Turnbow seconded, and the motion passed upon roll call vote.** Motion passed Ordinance failed on First Reading.

Ordinance C has been moved to the end of Business Items.

Resolutions:

A Resolution to Adopt the Design Standards for the City of Shelbyville. **Councilmember Feldhaus made a motion to approve, Councilmember Haile seconded.** City Attorney Shofner recommended that the Resolution be changed into an Ordinance and adopted into Zoning Ordinance or the Municipal Code. **Councilmember Feldhaus amended his motion to change the Resolution over to an Ordinance, seconded by Councilmember Turnbow and the motion was approved by unanimous roll call vote. Roll Call was then had to approve the First Reading of the Resolution, now Ordinance, and the motion passed unanimously.**

A Resolution of the Mayor and City Council of the City of Shelbyville, Tennessee, Authorizing a Grant Application with the State of Tennessee Department of Agriculture for Animal Friendly Spay/Neuter Grant. **Councilmember Ewing made a motion to approve, Councilmember Isaacs seconded, and the motion passed unanimously upon roll call vote.**

A Resolution of the City Council of Shelbyville, Tennessee, Authorizing an Official Delegation to the 2023 Annual Conference of the Tennessee Municipal League, and Providing for the Attendance and Expenditures of that Delegation. **Councilmember Feldhaus made a motion to approve, Councilmember Ewing seconded, and the motion passed unanimously upon roll call vote.**

Business Items:

Consideration of a Motion to Approve and Authorize a Letter to be sent to Bedford County concerning the Local Option Sales Tax. **Councilmember Turnbow made a motion to approve and authorize, Councilmember Isaacs seconded, and the motion passed unanimously upon roll call vote.**

Consideration of a Motion to Authorize City Manager to engage outside Counsel concerning the Local Option Sales Tax. **Councilmember Ewing made a motion to approve and authorize, Councilmember Isaacs seconded.** Discussion was then had to set an amount to limit the cost. **Councilmember Ewing amended her motion to set the amount to spend for engaging outside Council to \$50,000, Councilmember Isaacs agreed to the amendment and the motion passed unanimously upon roll call vote.**

Consideration of a Motion to Establish a City YouTube Channel and to authorize the purchase of necessary equipment in an amount up to \$30,000, from the Cable/TV Fund. **Councilmember Ewing made a motion to approve, Councilmember Feldhaus seconded, and the motion passed unanimously upon roll call vote.**

Consideration of a Motion to Accept a Proposal for the sale of the two City owned buildings, (building #1 located at 100 South Spring Street, Shelbyville and former known as the Kyle Building and building #2 located at 104

South Spring Street, Shelbyville and former known as the Trolinger Building). City Manager Collins recommended deferring this item as they had only been given the presentations tonight and he felt there could be additional information to hear. **Councilmember Turnbow made a motion to defer, Councilmember Feldhaus seconded.** Councilmember Feldhaus stated he appreciated the presentations, and he felt a collaboration between both parties and the City would be great. It was exciting to see the vision both presentations had. **Roll Call was then had and the motion to defer passed unanimously.**

Consideration of a Motion to Approve Garver, Franklin, Tennessee as the provider of Professional Airport Services for the Shelbyville Municipal Airport for the next five (5) years. **Councilmember Turnbow made a motion to approve, Councilmember Feldhaus seconded, and the motion was carried by unanimous roll call vote.**

Consideration of a Motion to Appropriate \$10,000 to Bedford Builds Habitat for Humanity, Shelbyville, Tennessee. **Councilmember Ewing made a motion to approve, Councilmember Haile seconded, and the roll call vote was as follows: Councilmember Haile – Yes, Councilmember Christie – No, Councilmember Isaacs – Yes, Councilmember Turnbow – No, Councilmember Feldhaus – No, Councilmember Ewing – Yes. With the vote tied 3-3 City Recorder Smith called for a vote from Mayor Carroll and he voted No. The motion to approve failed with 4 no and 3 yes votes.**

Consideration of a Motion to Appropriate \$100,000 to the Shelbyville Bedford Partnership for FY24. **Councilmember Feldhaus made a motion to approve, Councilmember Isaacs seconded, and the roll call vote was as follows: Councilmember Christie – No, Councilmember Isaacs – Yes, Councilmember Turnbow – No, Councilmember Feldhaus – Yes, Councilmember Ewing – No, Councilmember Haile – No. The motion to approve failed with 4 no and 2 yes votes.**

Consideration of a Motion to Authorize the Closure of South Spring Street from the Public Square to the Intersection with McGrew Street during the period of Construction for the Glass Hollow Table & Tavern. **Councilmember Christie made a motion to authorize, Councilmember Turnbow seconded.** Councilmember Feldhaus questioned how long this closure would last. City Manager advised it would be closed during construction for the safety of the public. **Councilmember Feldhaus made a motion to amend the motion to allow the City Manager, Public Works Director, and Police Chief to have the discretion on when the road would need to be closed, Councilmember Haile seconded the amendment which passed unanimously by roll call vote. A roll call vote was then had on the original motion, and it also passed unanimously on roll call vote.**

Ordinance – First Reading – Item moved to bottom of Business Items

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. City Treasurer Parker advised the Bedford Habitat appropriation would need to be removed. **Councilmember Feldhaus made a motion to amend the Ordinance with the line item for Bedford Habitat removed, Councilmember Christie seconded, and the motion passed with a unanimous roll call vote. Councilmember Christie then made a motion to approve the Ordinance as amended, Councilmember Haile seconded, and the motion passed by unanimous roll call vote.**

Purchasing / Bids

Consideration of a Motion to Approve Issuing Purchase Orders for FY24 Vehicles through the Statewide Contract from Lonnie Cobb Ford prior to July 1, 2023, if they become available. **Councilmember Christie made a**

motion to approve the request, Councilmember Isaacs seconded, and the motion was carried by unanimous roll call vote.

Consideration of a Motion to let Request for Proposal (RFP) for the Removal of Three (3) Metal Buildings on the Park Property. **Councilmember Feldhaus made a motion to approve, Councilmember Isaacs seconded, and the motion was carried by unanimous roll call vote.**

Appointments:

The appointment was for the first available seat or Cliff Hirst on the Power Board. City Recorder called for Nomination for the seat. Councilmember Feldhaus – David Coffee, Councilmember Ewing – David Coffee, Councilmember Haile – David Coffee, Councilmember Christie – David Coffee, Councilmember Isaacs – David Coffee and Councilmember Turnbow – Kyle Insell. David Coffee with assume the seat of Cliff Hirst on the Power Board.

City Recorder Smith then requested nominations for the seat of Thomas Johnson, Councilmember Turnbow – Thomas Johnson, Councilmember Isaacs – Thomas Johnson, Councilmember Christie – Thomas Johnson, Councilmember Haile – Thomas Johnson, Councilmember Ewing – Thomas Johnson and Councilmember Feldhaus – Thomas Johnson. All Councilmember unanimously voted for Mr. Thomas Johnson to retain his seat. Each appointment is for a 3-year term.

Announcement: City Hall will be closed on May 29th for Memorial Day. Monday's trash will be picked up on Tuesday, May 30th with Tuesday's regular route.

With no further business Councilmember Turnbow made a motion to adjourn, Councilmember Haile seconded, and the meeting adjourned at 7:03 PM.

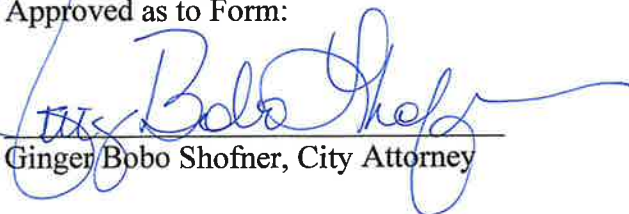
Approved:


Randy Carroll, Mayor

Attest:


Lisa Smith, City Recorder

Approved as to Form:


Ginger Bobo Shofner, City Attorney