

City Council Meeting Minutes

The Shelbyville City Council met in regular **Study Session** on **Tuesday, August 3, 2021**, at the Shelbyville Recreation Center, 220 Tulip Tree Road. The meeting was called to order at 6:05 PM by Vice-Mayor Henry Feldhaus. Mayor Wallace Cartwright came in at 6:10 PM and became chair of the meeting.

The following were present: Councilmember Marilyn Ewing, Councilmember Stephanie Isaacs, Councilmember Henry Feldhaus, Councilmember Rick Overcast and Councilmember Gary Haile. Also, present were City Manager Josh Ray, City Recorder Lisa Smith, City Attorney Ginger Shofner, and City Treasurer Kay Parker. Councilmember William Christie was absent.

Keon Johnson Day Proclamation: City Manager Ray explained Keon Johnson is a young man born and raised in Shelbyville, Bedford County who was recently signed by the LA Clippers to play in the NBA. The City would like to recognize Mr. Johnson success by presenting him with a Proclamation designating August 21, 2021, as Keon Johnson Day in the City of Shelbyville.

Tax Freeze: Manager Ray state this item has been discussed a couple of times and there are a couple of different options the City can implement. He did advise that the City does already have a program in place to add a 12% reduction to anyone approved for the State's program. Ray stated he would like to bring an official from the State in to provide guidance and options before the Council implements anything. Councilmember Feldhaus stated Rhonda Clanton might also be able to provide some guidance.

Animal Control Ordinance: Ray noted this item is consideration of an update of the Animal Control Ordinance. The notable changes would be (1) No roosters allowed in the City Limits; (2) Fowl are required to remain within a coup and cannot roam at large; (3) Implementation of the TNR (Trap, Neuter, Release) program to help reduce the number of cats roaming at large; and (4) Authority for the City Manager, or designee to waive adoption fees for special promotions. He further noted the updated Ordinance does not limit the number of fowl allowed on property but does require sufficient shelter. Mayor Cartwright questioned if these changes would prevent 4-H clubs from raising prize rooster and others. Ray advised yes; no roosters would be allowed in the City Limits if this Ordinance is adopted as presented. There was no further discussion on this item.

Small Cities Fund Balance: Manager Ray stated the City currently has a balance of \$299,730.08 in the Small Cities Federal Fund. The request is for Council to approve earmarking those funds to the Fairfield Pike project. The dollars would first be applied to the ROW acquisition phase which will reduce the local share from 100% to 20%. The remaining balance will then be applied to construction of the project.

Real Property Purchase: Manager Ray advised the Option Council approved on the 33 acres located on Highway 231 N will expire on August 19th. He further advised Bedford County had voted at their last Commission meeting to purchase one-half of the property at a cost to them of \$1,050,000.00. If approved by Council to proceed with the purchase of this property, the cost to the City would be a matching amount of \$1,050,000.00. Ray noted this property is directly adjacent to the current Business Park and would provide direct access to Highway 231. Additionally, all utilities are sufficient for development and this purchase will allow expansion and make the park a better draw for Businesses. If Council approves this purchase, Staff recommends a survey and annexation. Councilmember Ewing questioned the plans for the two 90 degree turns in the current road. Ray advised the plan is to develop a new entrance straight into the Park and the current entrance would also remain at this time. Economic Director Shane Hooper is working with different programs to try to secure the funds to help with any road development.

Property Loss Control Visit: Manager Ray went over the recent property loss control visit advising that loss replacement insurance coverage will no longer be provided for the Kyle Building. It will still have liability; however, the building is in such disrepair the Insurance has elected to drop the property coverage. The Trollinger Building is currently being looked at and it may also lose the property coverage. Ray advised there is the opportunity to self-insure both buildings which would be around \$300,000. The self-insurance would be a good idea if the City intends to hold on to the buildings for a while. Councilmember Feldhaus stated the original idea was to gut and remodel however COVID had delayed that plan. Currently any plans like this are probably a year away.

Tourism Marketing Advisor Board: Ray stated the funds have been approved for the Tourism & Marketing. The next step is to establish the Advisor Board for Tourism & Marketing. Ray advised a draft Resolution establishing the Board was included in the packet and sets the members at 7 which includes 1 City Council representative.

City Manager Contract Amendment: Ray is requesting to amend his contract to allow for him to live outside the city limits. He noted he had searched for a home inside the city limits but had been unsuccessful and had recently located a home that was ½ mile outside the city limits. Ray asks for his contract to be amended to allow for the purchase of the home slightly outside the city limits.

Letter of Intent – Site Development Grant: Manager Ray noted this is a request to allow the Mayor to sign a Letter of Intent for the City to apply for a Site Development Grant to be used at the 231 N. Business Park. He advised the current Site Development Grant has been completed and closed.

OLD BUSINESS:

ORDINANCES – Public Hearing – Second & 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. There have been no changes since First Reading and there was no additional discussion.

RESOLUTIONS – Public Hearing – Second & Final Reading:

A Resolution Adopting a Plan of Services for an Area Proposed for Annexation, the Territory Located at the Southern Comer 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 was no discussion and have been no changes since First Reading.

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 Southern Comer 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 have been no changes since the First Reading.

NEW BUSINESS:

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. City Recorder Smith stated

this is a First Reading Ordinance to rezone the property being Annexed in the previous item. If the Annexation is approved the Ordinance will be up for a First Reading with a Public Hearing and Second Reading to follow in September.

RESOLUTIONS:

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. There was no discussion on this item.

A Resolution authorizing the City of Shelbyville to participate in the Pool's James L. Richardson "Driver Safety" Matching Grant Program. Ray advised this is an annual Grant project that the City has participated in the past. The Grant will provide for backup cameras to be installed in various department vehicles.

BUSINESS ITEMS:

National Cooperative Contract Lease Agreement – Police Dept. – Body Cams & In-Car Video System: Manager Ray stated this is a new program that will allow for Body Cams, which is a first for the Police Department. In-Car Video Systems will work in conjunction with the Body Cams and all the information will be stored in a cloud-based system. Ray advised this is a five (5) year lease with the cost being \$95,314.80 for the first year and then \$95,314.80 for the next four (4) years.

Request for Mayor to send a letter to TDOT – Requesting extension for TAP 3 Sidewalks Improvements: Ray advised while the project is underway it will not be completed in time therefore the Mayor needs approval to sign a letter requesting an extension for the TAP 3 project.

Surplus List: Manager Ray stated the item listed on the Agenda attachment were being surplus including all the materials from the former Celebration Station.

PURCHASING/BID ITEMS:

Purchasing:

TN Statewide Contract Purchase – Police Dept. – Five (5) 2021 Dodge Durango Pursuit Vehicles

TN Statewide Contract Purchase – Cemetery – 2021 Ford F-150 4x2 Crew Cab Pickup

TN Statewide Contract Purchase – Airport – 2021 Dodge Durango SXT

TN Statewide Contract Purchase – Stormwater – 2021 Ford F-150 4x4 Crew Cab Pickup

TN Statewide Contract Purchase – Streets Dept. – 2021 Ford Ranger 4x4 Crew Cab Pickup

TN Statewide Contract Purchase – Solid Waste – 2021 Ford F-150 4x4 Crew Cab Pickup

TN Statewide Contract Purchase – Solid Waste – 2022 Int. HV613 SBA Road Tractor

TN Statewide Contract Purchase – Solid Waste – Container Service at Burn Pit

National Cooperative Purchase – Parks Dept. – Lighting Tennis Courts & Youth Baseball

Manager Ray advised these are all items approved in the FY21-22 Budget. Each item is being purchased below the budgeted amount. Ray advised that deliver time on these will most likely be 6 to 8 months.

Councilmember Feldhaus questioned the use of a Consent Agenda at next week's Business Meeting, which Manager Ray had suggested in an earlier email. Ray noted the Consent Agenda is used to lump together items that are considered by the Council to be unanimous consent. If a Councilmember wishes to discuss an item on the Consent Agenda, they can request it be pulled and discussed. All items left on the Consent Agenda would then be approved with one single vote.

Councilmember Feldhaus questioned the Container Service at the Burn Pit. Manager Ray advised the existing contract would be replaced by a new contract with this service and the savings would be about \$34,000.00

Councilmember Ewing questioned the rezoning Ordinance verifying that the rezoning would only be addressed if the annexation is approved. Acting City Planner Kevin Chastine stated that was correct and advised the rezoning came from the Planning Commission with a favorable recommendation.

APPOINTMENTS: None

OTHER BUSINESS: None

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

CITIZENS COMMENTS: None

ADJORN:

With nothing further to discuss Mayor Cartwright adjourned the meeting at approximately 6:54 PM.

Approved:


Mayor Wallace Cartwright

Attest:


City Recorder Lisa Smith

Approved as to Form:


City Attorney Ginger Bobo Shofner