



TOWN OF ASHLAND CITY

Regularly Scheduled City Council Meeting

October 13, 2020 6:00 PM

Minutes

CALL TO ORDER

Vice Mayor Anderson called the meeting to order at 6:00 p.m. stating, "I am Daniel Anderson, Vice Mayor for the Town of Ashland City, and I hereby call to order the October 13, 2020 City Council meeting of the Town of Ashland City. Due to the COVID-19 pandemic and in accordance with Governor Lee's Executive Order this meeting is being conducted with limited physical public access. The meeting is being made available to the public however via live video stream on the zoom application. The meeting is being done by electronic means to protect the public health, safety, and welfare of the City's citizens in light of the COVID-19 pandemic."

ROLL CALL

PRESENT

Vice Mayor Daniel Anderson
Councilman Tim Adkins
Councilman Gerald Greer
Councilman Roger Jackson
Councilman Chris Kerrigan

ABSENT

Mayor Steve Allen
Councilwoman Lisa Walker
Vice Mayor Anderson declared a quorum.

APPROVAL OF AGENDA

A motion was made by Councilman Adkins, seconded by Councilman Greer, to approve the agenda. All approved by voice vote.

APPROVAL OF MINUTES

1. September 8, 2020 Council Meeting Minutes

A motion was made by Councilman Greer, seconded by Councilman Kerrigan, to approve the September 8, 2020 Council Meeting Minutes. All approved by voice vote.

PUBLIC FORUM

Patricia Cook- Water Adjustment: 110 Brinkley Street

Ms. Cook stated she left on a Friday morning and didn't get home until Sunday late and the specket outside was on full blast. Further, there is not a hose hooked to it and she thinks maybe the kids in the neighborhood had turned it on. Ms. Reed stated she spoke with Ms. Gayle about this and the reason she does not qualify for an adjustment through the insurance is because she did not have a leak. Further, in the past we have made adjustments in the past for things like this by adjusting the sewer down to an average and reducing the penalty. She stated we would ask council to adjust the sewer and the penalty. Vice Mayor Anderson stated the average bill is \$24.07 charge August \$107.84 new bill would be \$223.37. Councilman Jackson questioned if the insurance company stated if it is a leak or not they would make an adjustment once a year. Vice Mayor Anderson responded he wasn't sure. Councilman Jackson stated that is what he understood they will not come out and check for a leak. Ms. Reed stated that was not her understanding, but she would have to check on it with the insurance provider. Councilman Jackson stated he doesn't think they have to prove anything. Ms. Reed stated she can check, but we would have to defer it. Vice Mayor Anderson questioned if she will be ok with us deferring this until next month. Ms. Cook stated that is fine. A motion was made by

Councilman Kerrigan, seconded by Councilman Jackson, to defer this until next month. All approved by voice vote.

REPORTS

2. City Attorney

Ms. Jennifer Noe stated she doesn't have anything that is not on the agenda.

OLD BUSINESS:

3. Resolution: Alley Abandonment

Ms. Noe stated we are still in the process of going through the old records and she requested this be deferred to next month. A motion was made by Councilman Kerrigan, seconded by Councilman Adkins, to defer this item until the next scheduled meeting. All approved by voice vote.

4. Resolution: Industrial Access Road Grant

A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE AUTHORIZING THE MAYOR TO SIGN A PROPOSAL WITH TENNESSEE DEPARTMENT OF TRANSPORTATION FOR PROJECT NO. 11950-1510-04, 11950-3510-04, 11950-2510-

04. Ms. Reed stated this is for the industrial access road that will run beside Caymas Boats up to the water tower. A motion was made by Councilman Greer, seconded by Councilman Kerrigan, to approve the Resolution for the Industrial Access Road Grant. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

5. Resolution: Use of Force Policy

A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE APPROVING AND AUTHORIZING THE ASHLAND CITY POLICE DEPARTMENT USE OF FORCE POLICY. Ms. Noe stated she has reviewed this and is the result of some recommendations from the Governor's office. Further, the changes were in red and there were not many changes. A motion was made by Councilman Kerrigan, seconded by Councilman Jackson, to authorize the Resolution for the Use of Force Policy. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

6. Ordinance: Correction to Rezone Ordinance 471 & 483

AN ORDINANCE TO AMEND AND CORRECT ORDINANCE 483: AMENDING THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESSEE, BY REZONING PARCEL 1.00 AND 2.00 OF CHEATHAM COUNTY TAX MAP 55E, LOCATED ON BELLSTREET TO THE ZONING DISTRICT RESIDENTIAL PLANNED UNIT DEVELOPMENT (R-4PUD). A motion was made by Councilman Adkins, seconded by Councilman Greer, to accept the correction to the Rezone Ordinance 483. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Kerrigan. Voting Nay: Councilman Jackson.

7. Ordinance: Amend Title 18

AN ORDINANCE BY THE TOWN OF ASHLAND CITY, TENNESSEE TO AMEND TITLE 18, CHAPTER 3, SECTION 18-308 OF THE MUNICIPAL CODE. Councilman Jackson questioned if this is for adopting the 2018 code book. Ms. Reed stated this is for the commercial businesses to maintain and pump their tanks. Vice Mayor Anderson stated this will require two (2) readings. A motion was made by Councilman Jackson, seconded by Councilman Kerrigan, to approve the Ordinance amending Title 18, Chapter 3, Section 18-308 of the Municipal Code. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

NEW BUSINESS:

8. Mid Cumberland Transportation Agreement

Ms. Melissa Womack stated this is for the free trips that are given through Mid Cumberland's grants anything above and beyond that we pay for out of the budget that is allocated already. Councilman Jackson questioned if they are asking for additional money. Ms. Womack stated

this is a budgeted item and they already have the money in the budget. A motion was made by Councilman Adkins, seconded by Councilman Kerrigan, to approve the Mid Cumberland Transportation Agreement. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

9. Use of Facilities Hold Harmless Agreement

Ms. Reed stated this is an agreement we issued in order to allow use of the police department facilities for a movie production. Further, Ms. Noe has reviewed the agreement and approves. A motion was made by Councilman Kerrigan, seconded by Councilman Greer, to approve the Use of Facilities Hold Harmless Agreement. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

10. Resolution: TCRS Former Employee Buy Back Plan

A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE TOWN OF ASHLAND CITY TO ALLOW PURCHASE OF SERVICE LOST DURING A REQUIRED PROBATIONARY PERIOD FOR EMPLOYEES OF A POLITICAL SUBDIVISION PARTICIPATING IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM IN ACCORDANCE WITH TENNESSEE CODE ANNOTATED, TITLE 8, CHAPTERS 34-37. Ms. Noe stated we had an employee request to buy back their probationary period which they will purchase and extend retirement through TCRS. Further, if they do this it will have a budgetary impact. Councilman Adkins questioned the financial impact this will have in the future. Ms. Noe stated there are too many variables to be able to give an estimate of the cost. A motion was made by Councilman Adkins, seconded by Councilman Greer, to not take action on this Resolution. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

11. Resolution: TCRS Reduction in Probationary Period

A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE TOWN OF ASHLAND CITY TO DISCONTINUE A PERIOD OF TEMPORARY EMPLOYMENT FOR EMPLOYEES OF A POLITICAL SUBDIVISION PARTICIPATING IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM IN ACCORDANCE WITH TITLE 8 SECTION 34 THROUGH 37 OF THE TENNESSEE CODE ANNOTATED. Ms. Reed stated this means employees would no longer have a probationary period in order to participate in TCRS. A motion was made by Councilman Jackson, seconded by Councilman Greer, to approve the Resolution to reduce the TCRS probationary period. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

12. Resolution: "Safety Partners" Matching Grant

A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE TO PARTICIPATE IN THE POOL'S "SAFETY PARTNERS" MATCHING GRANT PROGRAM. Ms. Reed stated this is a 50/50 grant through our insurance company for the purchase of steel toe boots. A motion was made by Councilman Jackson, seconded by Councilman Kerrigan, to approve the Resolution authorizing the "Safety Partners" Matching Grant. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

13. Resolution: Tennessee Department of Health: Healthy Built Environment Grant

A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE TO PARTICIPATE IN TENNESSEE DEPARTMENT OF HEALTH'S HEALTHY BUILT ENVIRONMENT GRANT FUNDING PROGRAM. Ms. Reed stated this is a grant to help us extend the trail and it will be a 100% grant. A motion was made by Councilman Adkins, seconded by Councilman Kerrigan, to authorize the Resolution for the Healthy Built Environment Grant. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

14. Resolution and Engagement Letter: Bass, Berry, and Sims Wastewater Treatment Plant

INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF WATER AND SEWER REVENUE AND TAX BONDS BY THE TOWN OF ASHLAND CITY, TENNESSEE IN A PAR AMOUNT NOT TO EXCEED \$16,599,000 TO FINANCE WATER AND SEWER SYSTEM IMPROVEMENTS AND EXTENSIONS AND RELATED COSTS. A motion was made by Councilman Adkins, seconded by Councilman Greer, to approve the Initial Resolution. Voting

Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

15. Resolution: Authorizing Issuance, Sale, and Payment of \$16,599,000; Authorizing Issuance of Bond Anticipation Notes; and Authorizing the Pledge to Pay the Bonds and Notes.
A RESOLUTION AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF \$16,599,000 OF WATER AND SEWER REVENUE AND TAX BONDS BY THE TOWN OF ASHLAND CITY, TENNESSEE; AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES PRIOR TO THE ISSUANCE OF THE BONDS; AND AUTHORIZING THE PLEDGE OF REVENUES OF THE WATER AND SEWER SYSTEM AND THE LEVY OF TAXES TO PAY THE BONDS AND NOTES. A motion was made by Councilman Adkins, seconded by Councilman Greer, to authorize the Resolution Authorizing Issuance, Sale, and Payment of \$16,599,000. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Kerrigan. Voting Nay: Councilman Jackson.
16. Resolution: Multimodal Access Grant
A RESOLUTION OF THE TOWN OF ASHLAND CITY, TENNESSEE TO PARTICIPATE IN THE TENNESSEE DEPARTMENT OF SAFETY'S MULTIMODAL ACCESS GRANT. Ms. Reed stated this is a 95/5 match grant up to one million dollars (\$1,000,000). Further, this is part of the plan for the community development plan and the plan is to apply this grant toward sidewalks going up toward Cashesaver. A motion was made by Councilman Kerrigan, seconded by Councilman Greer, to approve the Resolution for the Multimodal Access Grant. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.
17. Resolution: Approval of Offer for Purchase of Property
A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE TOWN OF ASHLAND CITY, TENNESSEE TO MAKE AN OFFER TO SWAP PROPERTIES WITH CHEATHAM COUNTY, TENNESSEE TO BE PRESENTED TO THE CHEATHAM COUNTY MAYOR AND COUNTY COMMISSION. Councilman Greer clarified this is an even swap for the properties. A motion was made by Councilman Greer, seconded by Councilman Kerrigan, to make an offer to swap properties with Cheatham County, Tennessee. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.
18. Resolution: Accept Resignation of Ward 1 Councilwoman Lisa Walker
A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE TOWN OF ASHLAND CITY TO ACCEPT THE RESIGNATION OF THE OFFICE OF WARD 1 COUNCILWOMAN LISA WALKER. A motion was made by Councilman Kerrigan, seconded by Councilman Adkins, to approve the Resolution to accept the resignation of Ward 1 Councilwoman Lisa Walker. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.
19. Ordinance: Rezone Request: R3 to R3-PUD 580 South Main Street - Map 55F H Parcel 4.00
AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESEE, BY REZONING PARCEL 004.00 OF CHEATHAM COUNTY TAX MAP 55F, GROUP H, LOCATED AT 580 SOUTH MAIN STREET. After some discussion regarding the location and permitting process a motion was made by Councilman Greer, seconded by Councilman Adkins, to approve the Ordinance for Rezone. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer. Voting Nay: Councilman Jackson, Councilman Kerrigan.
20. Ordinance: Rezone Request: R4PUD to R4- Peach/Main Street - Map 49J Parcel 1, 1.01, 4
AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE TOWN OF ASHLAND CITY, TENNESEE, BY REZONING PARCEL 001.00, 001.01, AND 004.00 OF CHEATHAM COUNTY TAX MAP 49J LOCATED ON PEACH/MAIN STREET. Councilman Jackson made a motion to reject this rezone ordinance. After much discussion Councilman Jackson withdrew his motion and made a motion defer this rezone until the next meeting. The motion was seconded by Councilman Greer. All approved by voice vote.
21. Ordinance: Amending Municipal Floodplain Zoning Ordinance

AN ORDINANCE ADOPTED FOR THE PURPOSE OF AMENDING THE TOWN OF ASHLAND CITY, TENNESSEE MUNICIPAL ZONING ORDINANCE NUMBER 372 REGULATING DEVELOPMENT WITHIN THE CORPORATE LIMITS OF ASHLAND CITY, TENNESSEE, TO MINIMIZE DANGER TO LIFE AND PROPERTY DUE TO FLOODING, AND TO MAINTAIN ELIGIBILITY FOR PARTICIPATION IN THE NATIONAL FLOOD INSURANCE PROGRAM. Ms. Noe stated after updating the flood maps we are required to adopt this ordinance. Vice Mayor Anderson stated this will allow residents that live within the flood plain to purchase flood insurance. Ms. Noe stated that is part of this correct. A motion was made by Councilman Jackson, seconded by Councilman Greer, to approve the Municipal Floodplain Zoning Ordinance. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

22. Budget Amendment #1 FY 2020-2021

AN ORDINANCE BY THE MAYOR AND CITY COUNCIL TO ACCEPT A BUDGET AMENDMENT FOR THE 20/21 FISCAL YEAR. Ms. Reed requested discussing the road resurfacing bid prior to passing this amendment. She further stated this will actually be amendment #2 for the fiscal year. Council discussed the road resurfacing then came back to the budget amendment. Ms. Reed requested the addition of fifty thousand dollars (\$50,000) allocated from the street aid fund. A motion was made by Councilman Adkins, seconded by Councilman Greer, to approve the Budget Amendment Ordinance with the addition of the allocation for the Street Aid Fund. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

SURPLUS PROPERTY NOMINATIONS:

23. Firearms- Police Department

Vice Mayor Anderson stated the police department will be trading in confiscated and old weapons for credit upon approval. A motion was made by Councilman Kerrigan, seconded by Councilman Greer, to approve the surplus of the firearms. All approved by voice vote.

24. EZ GO Golf Cart w/Charger- Parks and Recreation

A motion was made by Councilman Adkins, seconded by Councilman Kerrigan, to approve the surplus of the EZ GO Golf Cart with Charger. All approved by voice vote.

EXPENDITURE REQUESTS:

25. Bid Award: Road Resurfacing

Ms. Reed stated we had three (3) bids for the road resurfacing. Further, we are about fifty thousand (\$50,000) shy from being able to resurface all the roads listed. She further stated we would like to add this to the budget amendment. This would come out of the street aid budget which is separate from the general fund. A motion made by Councilman Jackson, seconded by Councilman Kerrigan, to award the Road Resurfacing Bid to the low bidder Tennessee Valley Paving Company. Voting Yea: Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

26. Bid Award: Shade Structures

Mr. Sampson stated he would recommend awarding this without the gutters. A motion was made by Councilman Adkins, seconded by Councilman Greer, to award the Shade Structure Bid without the gutters. All approved by voice vote.

27. Quotes from 3 HVAC companies for heating and cooling units at Riverbluff Park

Mr. Sampson stated he provided three (3) quotes and he recommends going with the low bid. Further, this will be purchased with the CARES act money. A motion was made by Councilman Kerrigan, seconded by Councilman Jackson, to approve the low bid quote for the HVAC purchase. All approved by voice vote.

OTHER

Councilman Jackson stated when he was coming home from Nashville he noticed children playing in the spillway pipe. Further, the bars are not required on the pipe here, but this is something we need to think about to keep the children safe.

Councilman Adkins thanked the event committee for their hard work in the event on Saturday. Ms. Womack said thank you and commented they had a good turn out and everyone had a good time.

ADJOURNMENT

A motion was made by Councilman Jackson, seconded by Councilman Kerrigan, to adjourn. All approved and the meeting adjourned at 7:11 p.m.

VICE MAYOR DANIEL ANDERSON

CITY RECORDER KELLIE REED, CMFO, CMC