



## **TOWN OF ASHLAND CITY**

### **Regularly Scheduled City Council Meeting**

### **November 10, 2020 6:00 PM**

### **Minutes**

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#### **CALL TO ORDER**

Mayor Allen called the meeting to order at 6:00 p.m. stating, "I am Steven Allen, Mayor for the Town of Ashland City, and I hereby call to order the November 10, 2020 City Council Meeting of the Town of Ashland City. Due to the COVID-19 pandemic, and in accordance with Governor Bill Lee's Executive Order, this meeting is being conducted with limited physical public access. The meeting is being made available however to public 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**

Mayor Steve Allen

Vice Mayor Daniel Anderson

Councilman Tim Adkins

Councilman Gerald Greer

Councilman Roger Jackson

Councilman Chris Kerrigan

All members reported by electronic means. Mayor Allen declared a quorum.

#### **APPROVAL OF AGENDA**

A motion was made by Vice Mayor Anderson, seconded by Councilman Kerrigan, to approve the agenda. All approved by voice vote.

#### **APPROVAL OF MINUTES**

1. October 13, 2020 Council Meeting Minutes

A motion was made by Vice Mayor Anderson, seconded by Councilman Kerrigan, to approve the October 13, 2020 Council Meeting Minutes. All approved by voice vote.

#### **PUBLIC FORUM**

Mayor Allen read the public speaking policy then called on the first speaker.

Lori Hillard- Ms. Hillard stated she would like to make a recommendation for Vivian Foston to serve on the council for the remainder of Ms. Lisa Walker's term. She stated Ms. Foston was on the student council when they were in high school together and has shown leadership skills even at a young age. Ms. Hillard stated with Ms. Walker's resignation that leaves an all male council and every effort to keep the council diversified should be made. She further stated she believes Ms. Foston is the best person for the job.

Cheryl Long- Ms. Long stated she has lived at 1011 Riverview Lane in Ashland City since 2007. Further, there has been significant discussion regarding the excavation and blasting Mr. Walker is doing in her neighborhood and there is a significant amount of noise and violent shaking. She stated she keeps being told the city cannot overrule the state on state permitting and she does not think that is accurate. She gave a few examples of how the city can overrule the state. She asked the city to please look at this a little bit harder and stop the blasting until we can get this figured out.

Doug Long- Mr. Long stated he also lives at 1011 Riverview Lane and there are other neighbors scheduled to speak about the blasting. He stated he when he and his wife Cheryl moved here because they loved the beauty in Ashland City which is why they moved here. Further, the town has a bad reputation and statics show the town on the wrong end of things. He stated he believes the blasting is

an example of why there is this reputation and residential areas with families and homes should be the focus of things coming in to the area.

Zada Law- Ms. Law stated she lives at 1039 Riverview Lane has lived here for 19 years. She stated she is here to ask council if there is anything that can be done about the blasting and loud noise at the residential zoned property located at 1840 Highway 12 South. She stated the blasting started in June. She stated the noise from the trucks can be heard from dawn until after sundown. She stated she has contacted the codes department and The state told her today that the fire marshal's office does not issue permits for the blasting. Mr. Baker with this office further told her that the normal process the city issues an excavating permit and the state receives an intent to blast stating the length of time and amount of material. Further, they can file another intent to do more blasting and this noise and blasting can go on forever. She requested the city do something to help prevent this from happening.

Harold and Bonnie Jerdon- Ms. Jerdon stated she and her husband reside at 1015 Riverview Lane. She further stated she wanted to talk about the blasting and noise problems. She stated they moved here from Illinois about a month ago and they were surprised this is going on in an R-1 area. She stated she mainly has questions and further questioned if any permits were issued. Mayor asked Chief. Ms. Noe stated this is a public forum and is not a question and answer session. Ms. Jerdon asked who she can speak to in regard to her questions. She stated she wants to know if the city has issued any citations as of yet. Further, what has been done about the situation and what more will the city do about it. She stated help is needed and they really need help and it is appreciated. She stated they can't use their property the way they normally would because of all of this blasting. Mayor stated he will get in touch with them Thursday to try help answer their questions. Mr. Jerdon stated the blast today felt like a five (5) on the rector scale.

Jenny Jones- Ms. Jones stated she is a homeowner on Allenwood drive. She stated she spoke at a prior meeting in regard to the rezone on this property. She stated she has serious concerns in regard to what is happening on the property on Highway 12. Further, they routinely begin working at 5:30 a.m. and they end at 8:00 p.m. She stated she checks the decibel level on three (3) different apps on her phone and it averages sixty-four (64) to eighty-eight (88) decibels. She stated concerns in regard to dust and smell. In addition, this property has basically become a quarry. She stated the state and county are placing blame on one another. She stated it is very loud and is awful to have to listen to for hours on end for months on end.

Yasmine Ali- Dr. Ali stated she is a property owner on Riverview Lane. Further, Mr. Walker continues to pursue his gravel mining and trucking business regardless of being denied his rezone request by City Council. Mr. Walker continued to blast and load rock the day after the rezone. Dr. Ali stated they can clearly hear the noise inside their homes. She voiced concerns for wildlife and stated the dust has caused allergy problems as she was sick just last week because of it. She suggested the city ask the state to cancel the blasting permit.

Jerome Terrell- Mr. Terrell stated activity has been steady. There are five (5) projects going and everything is still looking strong.

Mayor stated we all appreciate you all speaking tonight and the council has listened to everything everyone has said.

## **REPORTS**

### **2. City Attorney**

City Attorney Ms. Jennifer Noe stated she doesn't have anything to present that isn't on the agenda.

## **OLD BUSINESS:**

### **3. Patricia Cook Adjustment**

Ms. Bowman stated this was an adjustment that came before council last month when she was not here. Further, when we went to Serveline the purpose was to stop all the adjustments. Serveline will not pay for this because it is considered negligence. If you choose to do this it will continue and grow. The bill was in the amount of three hundred and ninety seven dollars and four cents (\$397.04) and we would only adjust sewer amount down to twenty four dollars and seven cents (\$24.07). Vice Mayor Anderson questioned if they can handle it in

the office. Ms. Bowman stated yes if the council gives us that authority we can make adjustments for things that have not went down the sewer similar to the way they do pool adjustments. Ms. Noe stated in order to do this we would need to change our current policy and we could look at this at the next meeting. After a few minutes Mayor declared council took no action. Ms. Bowman stated they will tell her she will have to pay this bill.

4. Resolution: Alley Abandonment

Ms. Noe stated Ms. Kellie Reed found some minutes authorization to sign some easements on this property. Further, she will be doing a title search and if it was done we may not have to do anything. She asked for a deferral in order for her to check on this further. A motion was made by Vice Mayor Anderson, seconded by Councilman Adkins, to defer this until the next scheduled meeting. All approved by voice vote.

5. 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.** Councilman Jackson stated if we do this we need to think about how many houses will be crammed in there. A motion was made by Vice Mayor Anderson, seconded by Councilman Adkins, to approve the Ordinance to Rezone 580 South Main Street. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Kerrigan. Voting Nay: Councilman Jackson. **2nd Reading**

6. 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 PARCELS 001.00, 001.01, AND 004.00 OF CHEATHAM COUNTY TAX MAP 49J, GROUP D, LOCATED ON NORTH MAIN STREET, PEACH STREET, AND ARBOR LOOP.** Mayor stated this is for first reading as it was deferred last month. Councilman Adkins questioned if Mr. Riegle can talk about what he plans to do. Mr. Steven Riegle stated when he purchased the property the R-4PUD was already designated for the property. Further, they have already developed and constructed the plans for the lots. There will be fourteen (14) single family homes among the lots shown. A motion was made by Councilman Jackson, seconded by Councilman Greer, to approve the Rezone Ordinance. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

7. 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.** A motion made by Vice Mayor Anderson, seconded by Councilman Kerrigan, to approve the Municipal Floodplain Zoning Ordinance. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

8. Ordinance: Amend Title 18  
**AN ORDINANCE BY THE TOWN OF ASHLAND CITY, TENNESSEE TO AMEND TITLE 18, CHAPTER 3, SECTION 18-308.** A motion was made by Vice Mayor Anderson, seconded by Councilman Kerrigan, to approve the Ordinance Amending Title 18, Chapter 3, Section 18-308. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

9. Budget Amendment #2 FY 2020-2021

**AN ORDINANCE BY THE MAYOR AND CITY COUNCIL TO ACCEPT A BUDGET AMENDMENT FOR THE 20/21 FISCAL YEAR.** A motion was made by Councilman Adkins, seconded by Vice Mayor Anderson, to approve the Budget Amendment Ordinance. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman

Jackson, Councilman Kerrigan.

## **NEW BUSINESS:**

### **10. Citco Agreement for Handheld Devices**

Ms. Bowman stated this is for the purchase of two (2) handhelds for meter reads. Further, this will allow them to have handheld devices that will be docked and automatically loaded into the system. This will reduce mistakes in data entry. She discussed the yearly support fees with Citco and Tyler. A motion was made by Councilman Kerrigan, seconded by Councilman Greer, to approve the Citco Agreement for Handheld Devices. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

### **11. Tyler Agreement for Handheld Devices**

A motion was made by Councilman Greer, seconded by Councilman Adkins, to approve the Tyler Agreement for Handheld Devices. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

### **12. Mowing Contract Renewal**

Mr. Scott Sampson stated this is to extend the mowing contract with Les Stewart for one (1) year. The original contract stated we could extend the contract two (2) times and this will be for the second and final extension. A motion was made by Councilman Jackson, seconded by Vice Mayor Anderson, to approve the Mowing Contract Renewal. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

### **13. Amend Title 12, Chapter 1: Section 12-101. Standard Codes Adopted**

**AN ORDINANCE BY THE TOWN OF ASHLAND CITY, TENNESSEE TO AMEND TITLE 12, CHAPTER 1, SECTION 12-101.** A motion was made by Vice Mayor Anderson, seconded by Councilman Kerrigan, to approve the Ordinance to Amend Title 12, Chapter 1, Section 12-101 of the Municipal Code. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

### **14. Event/Park Committee Discussion**

Mayor stated we discussed this last week and the Event Committee has been abolished and the Parks Committee has taken the responsibility. He stated they will need a motion for the Parks Committee to take over the budgeted allocations and to abolish the Events Committee. Vice Mayor Anderson clarified the Parks Board will be taking over Music on Main and the other city events. Mayor Allen confirmed. Councilman Adkins requested a monthly report from the Parks Committee. A motion was made by Councilman Adkins, seconded by Councilman Kerrigan, to abolish the Event Committee and rename the allocations budgeted. All approved by voice vote.

### **15. Council Vacancy Interviews**

Mayor stated he would like to get a motion to hold a special called meeting to make an appointment for next week for selection. A motion was made by Councilman Kerrigan, seconded by Vice Mayor Anderson, to hold a special called meeting next Tuesday night prior to the budget meeting.

Mayor stated he would like to allow time tonight for the candidates to introduce themselves and council to ask any questions they may have. Ms. Vivian Foston stated she was born and raised in Ashland City. She stated she presently works for Thomas and Company, who handles things such as unemployment, wage verification, and taxes for large companies. She mentioned she has served as a volunteer for several organizations and she currently serves on the Board of Zoning and Appeals. Councilman Greer questioned what Ms. Foston's vision is for Ashland City's future. Ms. Foston stated she would like to see more events in the city, expansion of the Senior Center, a community center, and something for the Veterans. Vice Mayor Anderson questioned if she could change one thing what would it be. Ms. Foston responded the traffic. Ms. Misty Holloway stated she has been a resident of Ashland City all her life. She stated she has two (2) children and ran for the ward one council position against Ms. Lisa Walker in the last election and has been interested in the position for about a year and a half now. Councilman Adkins asked Ms. Holloway to tell a little about herself and her involvement in

the community. Ms. Holloway stated she works at HCA healthcare and has been there for nineteen (19) years in various capacities, but mostly in managing healthcare offices. She stated she has been volunteering in the Ashland City basketball and softball programs. She stated she is on the Parks and Recreation Board and helped with the movie in the park event recently. She further stated she is excited to bring more events to the city. Mr. JT Smith stated he lived here in Ashland City almost all his life and has been active in the community. He stated he has served on the Ashland City Fire Department for around twelve (12) years. He stated he currently serves on the Ashland City Police Department and has been doing so for about nine (9) years. He manages a business here in the city and works several of the events here in the city. Councilman Adkins questioned Mr. Smith's priorities for the city. Mr. Smith responded he would like to see safe places for the kids to have activities and safe neighborhoods. He stated he looks forward to seeing the city grow and people coming together. Mr. Michael Smith stated he has lived in Ashland City for about fifteen (15) years after having lived in Ashland City most of his life. He further stated his background is in accounting and finance. He reviewed his work history stating he has worked for Nashville Parks and Recreation and he currently serves on the Parks Committee. He stated he worked in Treasury in the City of Nashville and attended the Metro Council meetings. He stated he worked for First American National Bank as a stock broker, he has done some auditing work, and currently works as an accountant. Councilman Greer questioned Mr. Smith about his vision for the future. Mr. Smith stated Ashland City is growing and for Ashland City to continue to be a great small city it needs to be controlled. Further, the downtown district needs to be looked at and it needs to be more vibrant. He stated a community center would be great for the city as well.

#### **EXPENDITURE REQUESTS:**

##### **16. Archive Social Quote**

Ms. Bowman stated this will help with public records requests for social media and will give us access to pull up anything that is deleted. Further, this company takes a picture of the record every ten (10) seconds. She stated the yearly cost of this expenditure will be two thousand three hundred and eighty-eight dollars (\$2,388). A motion was made by Vice Mayor Anderson, seconded by Councilman Greer, to approve the Archive Social Quote. Voting Yea: Mayor Allen, Vice Mayor Anderson, Councilman Adkins, Councilman Greer, Councilman Jackson, Councilman Kerrigan.

#### **OTHER**

Gerald Greer thanked Mr. Sampson and Ms. Reed for helping him get the concert together for the Musicians of the Nashville Symphony concert last month. He stated there was approximately two hundred and fifty (250) people present at the concert. Mayor thanked Councilman Greer for making it possible and stated he has heard how great it was.

Mayor stated he spoke to Commissioner Gary Binkley and he discussed the property exchanged and they will discussing this further on Monday night, but there may be some stipulations.

#### **ADJOURNMENT**

A motion was made by Councilman Greer, seconded by Vice Mayor Anderson, to adjourn the meeting. All approved by voice vote and the meeting adjourned at 7:26 p.m.

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MAYOR STEVE ALLEN

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CITY RECORDER KELLIE REED, CMFO, CMC