

PUBLIC HEARING  
JUNE 19, 2007

A public hearing was held at the Municipal Building on June 19, 2007, pursuant to notice in the Elk Valley Times. Mayor Gwen Shelton was present and presiding, and the following aldermen were present:

Richard Bolles  
Carolyn Denton  
Dorothy Small  
Joe Askins  
Walter Sloan

The purpose of the public hearing was explained as to consider annexation of the Riverbend area and Mimosa Road area.

Mayor Shelton gave everyone an opportunity to express their opinion on these matters.

Those persons speaking were: (regarding Riverbend area)

Maurice Hale, Carl Butler, John Loyd, Kate Young, Kent Kilpatrick, Paulette Thompson, Michael Key, Jim Roarke, Gina McDonald, Karen Yates, George Stewart, Bill Newman, Jeremy Ogle, Keith Allen.

Regarding Mimosa Road area:

Chris Sullivan, John Small, Jim Cashion, Horner Thompson, Lisa Yates, Tommy Brewer.

Reference tape of the June 19, 2007 meeting for complete record of all comments.

The public hearing was closed.

Mayor

Clerk

REGULAR MEETING  
BOARD OF MAYOR AND ALDERMEN JUNE  
19, 2007

REFERENCE VIDEO DATED JUNE 19, 2007

The Board of Mayor and Aldermen of the City of Fayetteville, Lincoln County, Tennessee, met in open, public session at the regular meeting place of said board in the Municipal Building of said city at 5:00 p.m. on June 19, 2007. Mayor Gwen Shelton was present and presiding. The following named aldermen were present:

Richard Bolles  
Carolyn Denton  
Dorothy Small  
Walter Sloan Joe  
Askins

Also present was Kevin Helms, City Administrator, and Steve Broadway, City Attorney.

The prayer was led by Ricky Keith, Hope Assembly of God, and the Pledge of Allegiance was led by Dorothy Small.

Motion was made by Richard Bolles seconded by Dorothy Small to approve the minutes of the May meetings. Upon roll call, the following voted:

AYE	NAY
Richard Bolles	None
Carolyn Denton	
Dorothy Small	
Walter Sloan	

Abstain: Joe Askins

Mayor Shelton declared the minutes approved.

Motion was made by Joe Askins seconded by Walter Sloan to approve the bills and additional bills for payment. Upon roll call, the following voted:

AYE	NAY
Carolyn Denton	None
Dorothy Small	
Joe Askins	
Walter Sloan	
Richard Bolles	

Mayor Shelton declared the bills and additional bills approved.

Motion was made by Walter Sloan seconded by Joe Askins to authorize Fayetteville City Schools to file amendments concerning expenditure of federal funds for the 2007-2008 fiscal year. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Dorothy Small	None
Joe Askins	
Walter Sloan	
Richard Bolles	
Carolyn Denton	

Mayor Shelton declared the motion adopted.

Motion was made by Joe Askins seconded by Dorothy Small to approve the proposed City School budget for 2007-2008 with the City contribution at \$647,041 and a total budget of \$8,152,642. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Joe Askins	None
Walter Sloan	
Richard Bolles	
Carolyn Denton	
Dorothy Small	

Mayor Shelton declared the motion adopted.

The FPU report was given by Britt Dye and the industrial report was given by Nathan Ward.

A resolution concerning the 5 Year Strategic Plan was considered as follows:

**RESOLUTION TO APPROVE THE UPDATED FIVE-YEAR STRATEGIC  
ECONOMIC DEVELOPMENT PLAN**

**WHEREAS**, the Three-Star Program was developed to meet the needs and challenges of the evolving economic environment in urban and rural communities and to partner with communities to create opportunities for sustained economic growth; and

**WHEREAS**, communities seeking certification as a Three-Star community must meet certain criteria, including the adoption of a five-year strategic economic development plan; and

**WHEREAS**, in achieving the mission of the Three-Star Program, the Department of Economic and Community Development commits to assist communities in developing and implementing a strategic economic plan:

NOW, THEREFORE, BE **IT RESOLVED**, by the city legislative body of Fayetteville, Tennessee, meeting in regular session at Fayetteville, Tennessee, that:

SECTION 1. The legislative body of Fayetteville, Tennessee agrees to adhere to the updated five-year strategic economic development plan, which was originally adopted by Lincoln County.

SECTION 2. The strategic economic development plan includes Lincoln County's economic goals in promoting economic growth, a plan to accomplish those goals and a projected timeline in achieving those goals.

SECTION 3. The strategic economic development plan addresses Lincoln County's goals pertaining to existing industry. Manufacturing recruitment, workforce development, retail/service, tourism, agriculture, infrastructure assessment and educational assessment,

Adopted this 19th day of June, 2007.

APPROVED:

  
City Mayor

ATTEST:



Motion was made by Carolyn Denton seconded by Walter Sloan to approve the resolution. Upon roll call, the following voted:

Aye

Walter Sloan  
Richard Bolles  
Carolyn Denton  
Dorothy Small  
Joe Askins

Nay

None

Mayor Shelton declared the motion approved.

Motion was made by Walter Sloan seconded by Joe Askins to approve the tentative 20072008 budget with a General Fund amount of\$7,224,262. This budget includes merit increases, a 3% cost of living increase and adjustments to the health insurance plan. Upon roll call, the following voted:

Aye

Richard Bolles  
Carolyn Denton  
Dorothy Small  
Joe Askins  
Walter Sloan

Nay

None

Mayor Shelton declared the tentative budget adopted.

Motion was made by Richard Bolles seconded by Joe Askins to call a public hearing for July 10, 2007, to consider the 2007-2008 budget. Upon roll call, the following voted:

Aye

Carolyn Denton  
Dorothy Small  
Joe Askins  
Walter Sloan  
Richard Bolles

Nay

None

Mayor Shelton declared the motion approved.

The following resolution was considered:

**RESOLUTION**

**A RESOLUTION OF THE CITY OF FAYETTEVILLE, TENNESSEE TO ADOPT A CONTINUING APPROPRIATION AND EUDGET FOR THE FISCAL YEAR 2007-2008**

'**WHEREAS**, it now appears that the 2007 -2008 fiscal year budget for the City of Fayetteville will not be approved by July 1, 2007;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MA YOR AND ALDERMEN OF THE CITY OF FAYETTEVILLE, TENNESSEE** that amounts set out in the 2006-2007 Appropriation and Budget are hereby continued until a new 20072008 Appropriation and Budget is adopted.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect from and after its passage and its provisions shall be in force from and after July I, 2007, the public welfare requiring it.

PASSED AND ADOPTED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FA YETTEVILLE, TENNESEEE THIS   19   day of   JUNE  , 2007.

CITY OF FAYETTEVILLE, TENNESSEE A MUNICIPAL CORPORATION

  
\_\_\_\_\_  
Mayor

ATTEST:

City Clerk \_\_\_\_\_

Motion was made by Joe Askins seconded by Dorothy Small to adopt the resolution regarding a continuing appropriation for 2007-2008. Upon roll call, the following voted:

Aye

Dorothy Small

Joe Askins

Walter Sloan

Richard Bolles

Carolyn Denton

Nay

None

Mayor Shelton declared the resolution adopted.

The following resolution regarding a TML safety grant that will match up to \$2000 was considered:

**A RESOLUTION AUTHORIZING THE CITY OF FAYETTEVILLE TO PARTICIPATE IN THE TML RISK MANAGEMENT POOL "SAFETY PARTNERS" LOSS CONTROL MATCHING GRANT PROGRAM**

**WHEREAS**, the safety and well being of the employees of the City of Fayetteville is of the greatest importance; and

**WHEREAS**, all efforts shall be made to provide a safe and hazard-free workplace for the City of Fayetteville employees; and

**WHEREAS**, the TML Risk Management Pool seeks to encourage the establishment of a safe workplace by offering a "Safety Partners" Loss Control Matching Grant Program; and

**WHEREAS**, the City of Fayetteville now seeks to participate in this important program.

**NOV, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FAYETTEVILLE, TENNESSEE** the following:

**SECTION 1.** That the City of Fayetteville is hereby authorized to submit application for a "Safety Partners" Loss Control Matching Grant through the TML Risk Management Pool.

**SECTION 2.** That the City of Fayetteville is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this 19<sup>th</sup> day of June in the year of 2007.

■ Mayor

ATTEST:

City Clerk

Motion was made by Walter Sloan seconded by Joe Askins to approve the resolution and authorize signature by the Mayor. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Joe Askins	None
Walter Sloan	
Richard Bolles	
Carolyn Denton	
Dorothy Small	

Mayor Shelton declared the motion adopted.

Motion was made by Joe Askins seconded by Walter Sloan to authorize expenditure of \$739.37 to cover the City's half of a charge from a BRAC trip last year. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Walter Sloan	None
Richard Bolles	
Carolyn Denton	
Dorothy Small	
Joe Askins	

Mayor Shelton declared the motion adopted.

Motion was made by Joe Askins seconded by Richard Bolles to allow Child Development to participate in the Ecivis program. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Richard Bolles	None
Carolyn Denton	
Dorothy Small	
Joe Askins	
Walter Sloan	

Mayor Shelton declared the motion adopted.

Motion was made by Walter Sloan seconded by Dorothy Small to approve the ethics policy for the Airport Authority, which was recommended by CT AS. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Carolyn Denton	None
Dorothy Small	
Joe Askins	

Walter Sloan  
Richard Bolles

Motion was made by Joe Askins seconded by Dorothy Small to approve the ethics policy for the Industrial Development Board, which was recommended by CTAS. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Dorothy Small	None
Joe Askins	
Walter Sloan	
Richard Bolles	
Carolyn Denton	

Mayor Shelton declared the ethics codes approved.

The following properties belonging to the City and County as a result of the tax sales have been given an estimated value by Ken Noel and Bill Newman:

Darvin Oaks Evangelistic - Map 111, CTL Map 111 Parcel 44.00 Darryl Brown - Map 79K-B-079K Parcel 11	\$12,000 \$10,000
Darryl Brown - Map 079F-E-079F Parcel 27	3,000
Charlie Mae Cathey - Map 079F-C-079F Parcel 30.00	4,000
Linda Faye Marsh - Map 079K-B-079K Parcel 27	5,000
Veronica McGear - Map 079F - E-079F Parcel 31	4,000
Bernice Pitts - Map 079E-L-079E Parcel 11	11,200
Bernice Pitts - Map 079L-C-079L Parcel 1	2,500
Bernice Pitts - Map 079F-C-079F Parcel 23	5,000
Bernice Pitts - Map 079C-L-079F Parcel 20	6,000
Bernice Pitts - Map 079G-A-079F Parcel 24	8,500
Andrew Buchanan Heirs - Map 079F-I-079C Parcel 21	4,000

Motion was made by Walter Sloan seconded by Richard Bolles to approve the proposed values. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Joe Askins	None
Walter Sloan	
Richard Bolles	
Carolyn Denton	
Dorothy Small	

Mayor Shelton declared the motion adopted.

Motion was made by Joe Askins not to annex the Riverbend area properties based on the discussions at the public hearing. There was no second to this motion. Motion was made by Dorothy Small seconded by Carolyn Denton to table this annexation until it can be further discussed and have questions answered at the alderman work session and then possibly come back to the board. This motion was then amended to also include the Mimosa area annexation. Upon roll call, the following voted:

Aye

Walter Sloan  
Richard Bolles  
Carolyn Denton  
Dorothy Small

Nay

None

Abstain: Joe Askins

Mayor Shelton declared this motion adopted.

Motion was made by Richard Bolles seconded by Joe Askins to call a public hearing for the July 10, 2007 meeting to consider annexation on the Molino Road. Upon roll call, the following voted:

Aye

Richard Bolles  
Carolyn Denton  
Dorothy Small  
Joe Askins  
Walter Sloan

Nay

None

Mayor Shelton declared this motion adopted.

Motion was made by Walter Sloan seconded by Richard Bolles to call a public hearing for the July 10, 2007 meeting to be considered the second public hearing on changes to the urban growth boundary. Upon roll call, the following voted:

Aye

Carolyn Denton  
Dorothy Small  
Joe Askins  
Walter Sloan  
Richard Bolles

Nay

None

Mayor Shelton declared the motion adopted.

Motion was made by Walter Sloan seconded by Carolyn Denton to accept with regret the resignation of Harold Bradford from his alderman position. Upon roll call, the following voted:

Aye  
Dorothy Small  
Joe Askins  
Walter Sloan  
Richard Bolles  
Carolyn Denton

Nay  
None

Mayor Shelton declared the motion adopted.

Prior to selecting a person to fill the vacant alderman position, the three candidates for alderman on the November ballot who were not elected were given an opportunity to speak. Motion was made by Richard Bolles seconded by Carolyn Denton to select Marty Pepper to fill the vacant alderman position based on his experience and qualifications. Dorothy Small commented that she felt the person with the most votes in the election should be given the position. Upon roll call, the following voted:

Aye  
Joe Askins  
Walter Sloan  
Richard Bolles  
Carolyn Denton  
Dorothy Small

Nay  
None

Mayor Shelton declared the motion adopted.

Bill Duncan has resigned his position on the Planning Commission and his replacement will be considered in July.

After a short recess, the oath of office was issued to Marty Pepper and he assumed his position on the board.

Dot Thompson, a long-time member of the Historical Zoning Commission, passed away recently, and sympathy was expressed to her family. A replacement for her position on the Commission will be looked into.

Motion was made by Walter Sloan seconded by Richard Bolles to extend Carolyn Denton's appointment to the Library Board until next year. Upon roll call, the following voted:

Aye  
Walter Sloan  
Richard Bolles  
Carolyn Denton  
Dorothy Small  
Joe Askins

Nay  
None

Motion was made by Dorothy Small seconded by Joe Askins to appoint Roy Harris, Sr. to the Historic Commission. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Richard Bolles	None
Carolyn Denton	
Dorothy Small	
Joe Askins	
Walter Sloan	

Mayor Shelton expressed appreciation to Michael Dempsey and William Hurd for their service on the FPU Board.

Motion was made by Walter Sloan seconded by Dorothy Small to approve the Mayor's recommendation of Glen Oldham to serve on the FPU Board. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Carolyn Denton	None
Dorothy Small	
Joe Askins	
Walter Sloan	
Richard Bolles	

Motion was made by Dorothy Small seconded by Marty Pepper to approve the Mayor's recommendation of Janine Wilson to serve on the FPU Board. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Dorothy Small	None
Joe Askins	
Walter Sloan	
Richard Bolles	
Carolyn Denton	

Motion was made by Walter Sloan seconded by Richard Bolles to approve the reappointment of Jimmy Carter to the Industrial Development Board as a County appointee, reappoint Jim Neale to the Industrial Development Board as a City appointee, and approve the appointment of David Bagley to the Board as a County appointee. These appointments are also subject to County Commission approval. Upon roll call, the following voted:

<u>Aye</u>	<u>Nay</u>
Joe Askins	None
Walter Sloan	
Richard Bolles	

Carolyn Denton  
Dorothy Small

Mayor Shelton declared the appointments approved.

Carolyn Denton expressed thanks to the outgoing FPU board members for their service.  
Joe Askins expressed his appreciation for the concern shown for his health problems.

After department reports were completed, motion was made, seconded, and unanimously adopted to adjourn.

Mayor

Clerk