

REGULAR MEETING  
BOARD OF MAYOR AND ALDERMEN  
APRIL 14, 2015

REFERENCE VIDEO DATED APRIL 14, 2015

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 April 14, 2015. Mayor Jon Law was present and presiding. The following named Aldermen were present:

Danny Bryant, Anna Catherine Cowley, Violet Harry, Gwen Shelton, Dorothy Small and Michael Whisenant

Also, present were Scott Collins, City Administrator and Johnny D. Hill, Jr., City Attorney

The prayer was lead by Alderman Small and the pledge was lead by Alderman Harry

**Adoption of Agenda:**

Motion was made by Gwen Shelton, seconded by Dorothy Small, to adopt the agenda for April 14, 2015 and was adopted by unanimous voice vote.

Mayor Law declared the motion approved.

**Approval of Minutes:**

The minutes of March 10, 2015, Minutes were read and approved as written.

The minutes of the Public Hearing on March 10, 2015, were read and approved as written.

**Reports:**

**Fayetteville/Lincoln County Industrial Development Board:**

Michael Whisenant, a representative of the Industrial Development Board Oversight Committee, reported that the IDB is working with existing industries in order to stay on top of their current and future needs. Mr. Whisenant stated that the master plan for the Fayetteville-Lincoln County Industrial Park is still being developed. Mr. Whisenant explained that the City is the finalist of two (2) for a possible new industry.

**Fayetteville Public Utilities:**

Britt Dye, the CEO/General Manager, discussed the on-going work on the water plant on Eldad Road, with 950 cubic feet of concert already being laid. Mr. Dye stated that 214 manholes have been replaced. Mr. Dye explained that 2 water mains have been repaired. Mr. Dye stated that the tree trimming crew is currently working in the McBurg/Petersburg area.

**Fire Report:**

Fire Chief Danny Travis reported that the Fire Department had 59 calls for service and 38 medical calls.

**Police Report:**

Police Chief Richard Howell reported that there were 117 incidents with 50 arrests, 43 crashes and 38 citations for a total of 1,535 events.

**Recreation Report:**

Ricky Honey, Recreation Director, reported that the "Battle of the Borders" softball tournament will start Thursday, April 16, 2015, through the weekend. Mr. Honey stated that the Middle School District Baseball Tournament will be played at the Don Davidson Park Complex in May.

**Public Works:**

Eddie Plunkett, Public Works Director, reported that for the month of March there was 230 tons of sanitation was picked up, along with 223 tons of brush.

**Planning and Codes Report:**

Jeff Siefert, Building Inspector, reported for the month of March there were thirteen (13) building permits issued for approximately One Million, Six Hundred Six Thousand, Four Hundred Thirty-Six Dollars (\$1,606,436.00) in work to be done, with the fees being Three Thousand, Nine Hundred Thirty-Eight Dollars and 14/100 (\$3,938.14).

**Administrator's Report:**

Mr. Collins reported that a ground breaking ceremony was held today for the new Public Safety Building, with construction to be completed within eight (8) to nine (9) months. Mr. Collins stated that the Mayor and the I.T. Director are working together to update the video on the website.

**Inter-local Solid Waste Association Lease Agreement:**

Motion was made by Danny Bryant, seconded by Violet Harry, to enter into a lease, as written, between the City of Fayetteville and Inter-local Solid Waste Association. Upon roll call, the following voted:

Aye

Danny Bryant, Dorothy Small, Violet Harry, Michael Whisenant, Gwen Shelton and Anna Catherine Cowley

Nay

None

Mayor Law declared the motion approved.

**Police General Orders:**

Motion was made by Michael Whisenant, seconded by Dorothy Small, to accept the updated General Orders for the Police Department. Upon roll call, the following voted:

Aye

Dorothy Small, Violet Harry, Michael Whisenant, Gwen Shelton, Anna Catherine Cowley and Danny Bryant

Nay

None

Mayor Law declared the motion approved.

**Ordinance No. 2015-02:**

Ordinance No. 2015-02, an ordinance entitled, “An Ordinance Amending Zoning Ordinance Section 14-508, Otherwise Known As The Sign Ordinance To Allow And Regulate Digital Billboards In The Corporate Limits As Replacements For Traditional Billboards That Are Grandfathered Under Current Regulations”, was considered. Said Ordinance is as follows:

**CITY OF FAYETTEVILLE, TENNESSEE  
ORDINANCE NO. 2015-02**

**AN ORDINANCE TO AMEND TITLE 3 OF THE MUNICIPAL CODE  
OF THE CITY OF FAYETTEVILLE TO ADOPT ELECTRONIC  
CITATION REGULATIONS AND FEES**

WHEREAS, Tennessee Code Annotated, Section 55-10-207 was amended by Public Chapter 750, authorizing electronic citations to be filed in court, along with a fee to recover costs associated with both written and electronic citations;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FAYETTEVILLE, TENNESSEE, THAT:

Section 1. The Municipal Code of the City of Fayetteville be amended by adding this new section to Title 3, Chapter 2:

3-206. Electronic citation regulations and fees.

(a) As used in this section, "electronic citation" means a written citation or an electronic citation prepared by a law enforcement officer on paper or on an electronic data device with the intent the citation shall be filed, electronically or otherwise, with a court having jurisdiction over the alleged offense.

(b) Pursuant to and in accordance with state statutory requirements found in Tennessee Code Section 55-10-207(e), each court clerk shall charge and collect an electronic citation fee of five dollars (\$5.00) for each citation which results in a conviction.

Section 2. Date of effect. This ordinance shall take effect upon its passage, the public welfare requiring it.

Section 3. Sunset provision. This Ordinance and its fee requirement shall terminate five (5) years from the date of adoption of this Ordinance, and the City's Code shall be so annotated.

Approved and adopted this 14<sup>th</sup> day of April, 2015.

  
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Jon Law, Mayor

ATTEST:



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Scott Collins, City Clerk

Motion was made by Gwen Shelton, seconded by Violet Harry, to approve Ordinance No. 2015-02. Upon roll call, the following voted:

Aye

Violet Harry, Michael Whisenant, Gwen Shelton, Anna Catherine Cowley, Danny Bryant and Dorothy Small

Nay

None

Mayor Law declared the motion approved.

**City Administrator Attending the TCMA Conference:**

Motion was made by Dorothy Small, seconded by Gwen Shelton, to allow the City Administrator to attend the TCMA Conference which is slated for two and one-half (2 ½) days. Upon roll call, the following voted:

Aye

Michael Whisenant, Gwen Shelton, Anna Catherine Cowley, Danny Bryant, Dorothy Small and Violet Harry

Nay

None

Mayor Law declared the motion approved.

**De-Humidification System:**

Motion was made by Danny Bryant, seconded by Dorothy Small, to approve "up to" Nine Thousand, Nine Hundred Ninety-Nine Dollars (\$9,999.00), for a dehumidification system for the Municipal Building. Upon roll call the following voted:

Aye

Gwen Shelton, Anna Catherine Cowley, Danny Bryant, Dorothy Small, Violet Harry and Michael Whisenant

Nay

None

Mayor Law declared the motion approved.

**City Attorney's Contract:**

Motion was made by Danny Bryant, seconded by Gwen Shelton, to enter into a three (3) year contract with Johnny Hill, Jr. as the City Attorney and to allow the Mayor to sign the contract. Upon roll call, the following voted:

Aye

Danny Bryant, Dorothy Small, Michael Whisenant and Gwen Shelton

Nay

Anna Catherine Cowley and Violet Harry

Mayor Law declared the motion approved.

**Parade Permit:**

Motion was made by Gwen Shelton, seconded by Michael Whisenant, to approve the parade permit for Tiger Tracks on May 15, 2015. Upon roll call, the following voted:

Aye

Danny Bryant, Dorothy Small, Violet Harry, Michael Whisenant, Gwen Shelton and Anna Catherine Cowley

Nay

None

Mayor Law declared the motion approved.

**Parade Permit:**

Motion was made by Dorothy Small, seconded by Gwen Shelton, to approve the parade permit for Southern Weekend of Art on June 19<sup>th</sup> and 20<sup>th</sup>. Upon roll call, the following voted:

Aye

Dorothy Small, Violet Harry, Michael Whisenant, Gwen Shelton, Anna Catherine Cowley and Danny Bryant

Nay

None

Mayor Law declared the motion approved.

**Parade Permit:**

Motion was made by Danny Bryant, seconded by Michael Whisenant, to approve the parade permit for Imagination Library on September 12, 2015. Upon roll call, the following voted:

Aye

Violet Harry, Michael Whisenant, Gwen Shelton, Anna Catherine Cowley, Danny Bryant and Dorothy Small

Nay

None

Mayor Law declared the main motion approved.

**Notification:**

For a matter of information only, Fayetteville Public Utilities has filed State Forms CT-0253 regarding a Tennessee State Revolving Fund Loans for Three Million, Seven Hundred Twenty Thousand Dollars (\$3,720,000.00), a second Tennessee State Revolving Fund Loan for One Million, Seven Hundred Thousand Dollars (\$1,700,000.00) and a Rural Utility Service Loan for One Million, Nine Hundred Thousand Dollars (\$1,900,000.00).

Motion was made, seconded, and unanimously adopted to adjourn.

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Mayor

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City Clerk