

REGULAR MEETING
BOARD OF MAYOR AND ALDERMEN
AUGUST 14, 2012

REFERENCE VIDEO DATED AUGUST 14, 2012

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 August 14, 2012. Mayor John Ed Underwood, Jr. was present and presiding. The following named Aldermen were present:

Danny Bryant, Pat Fraley, Marty Pepper, Dorothy Small, Michael Stewart, and Thomas Young, Sr.

Also present was James H. Lee, City Administrator and Johnny D. Hill, Jr., City Attorney.

The prayer was lead by Alderman Young and the pledge by Alderman Stewart.

Approval of Minutes:

Motion was made by Pat Fraley, seconded by Dorothy Small, to approve the minutes of the July 2012 Meeting. Upon roll call, the following voted:

Aye

Danny Bryant, Thomas Young, Sr., Dorothy Small, Pat Fraley, Michael Stewart, and Marty Pepper

Nay

None

Mayor Underwood declared the July Minutes approved.

Reports:

Proclamation for Fayetteville City School System:

Fayetteville City School System was recognized for being one (1) of twenty-one (21) "Exemplary Schools" in the State of Tennessee.

Capital Outlay Budget Approval:

Motion was made by Danny Bryant, seconded by Dorothy Small, to approve the Fayetteville City School System Capital Outlay Budget. Upon roll call, the following voted:

Aye

Thomas Young, Sr., Dorothy Small, Pat Fraley, Marty Pepper, Michael Stewart, and Danny Bryant

Nay

None

Mayor Underwood declared the motion approved.

School Board Budget Amendment #1:

Motion was made by Danny Bryant, seconded by Dorothy Small, to approve the Fayetteville City School Board Budget Amendment #1. Upon roll call, the following voted:

Aye

Dorothy Small, Pat Fraley, Michael Stewart, Marty Pepper, Danny Bryant, and Thomas Young, Sr.

Nay

None

Mayor Underwood declared the motion approved.

Fire Report:

Fire Chief Danny Travis reported that the Fire Department had 66 calls for service with 45 medical calls, and 3 motor accidents with injuries.

Police Report:

Police Chief Doug Carver reported that there were 130 incidents with 58 arrests, 41 crashes and 49 citations for a total of 1,554 events.

Recreation Report:

Rickey Honey, Recreation Director, reported that "Music in the Park" will take place Thursday, August 16, 2012, with a "Movie in the Park" on Friday, August 17, 2012. Mr. Honey stated that a Fast-pitch softball tournament will take place this weekend, August 17th through the 19th. Mr. Honey explained that the water at the Stone Bridge Park is blue due to the chemicals being used to treat the water.

Public Works:

Eddie Plunkett, Public Works Director, reported that 245 tons of residential trash was picked up, along with 214 tons of yard waste for the month of July. Mr. Plunkett stated that Chris Harrison has been hired for the Street Department.

Planning and Zoning Report:

Ryan Tyhuis, City Planner, reported that for the month of July there were nine (9) building permits issued for approximately Seventy-Three Thousand Dollars (\$73,000.00) in work to be done, with the fees being Four Hundred Forty-Five Dollars (\$445.00). Mr. Tyhuis stated that forty-two (42) notices of violations were issued, with thirty-five (35) complied, three (3) contacted, three (3) summoned to court, one (1) granted an extension, one (1) administratively closed and one (1) property was cleaned by the Recreation Department, with an invoice sent to the property owner for the work that was done.

Administrator's Report:

Mr. Lee reported that the City's surplus is being placed on GovDeals, an auction website.

Senior Citizen Deed:

Motion was made by Danny Bryant, seconded by Marty Pepper, to present the Senior Citizen deed, prepared by the City Attorney, to the County Government for approval and signatures. Upon roll call, the following voted:

Aye

Pat Fraley, Michael Stewart, Marty Pepper, Danny Bryant, Thomas Young, Sr., and Dorothy Small

Nay
None

Mayor Underwood declared the motion approved.

Fee Collection Using Credit Cards/Debit Cards:

Motion was made by Michael Stewart, seconded by Marty Pepper, to approve the spending of Nine Hundred Forty-Three Dollars and Thirteen Cents (\$943.13), to buy the Local Government software to interface with the credit/debit card machine reader's with the City's current software. Upon roll call, the following voted:

Aye
Michael Stewart, Marty Pepper, Danny Bryant, Thomas Young, Sr., Dorothy Small, and Pat Fraley

Nay
None

Mayor Underwood declared the motion approved.

Motion was made by Michael Stewart, seconded by Dorothy Small, to enter into to contract with Liberty Website Designs and SPS Payment Systems who will furnish the credit/debit card machine readers, at no cost to the City. Upon roll call, the following voted:

Aye
Marty Pepper, Danny Bryant, Thomas Young, Sr., Dorothy Small, Pat Fraley, and Michael Stewart

Nay
None

Mayor Underwood declared the motion approved.

"Dump the Junk" Week:

Motion was made by Dorothy Small, seconded by Marty Pepper, to approve Clean-up/Fix-up Week, for October 22– 26, 2012. Upon roll call, the following voted:

Aye
Danny Bryant, Thomas Young, Sr., Dorothy Small, Pat Fraley, Michael Stewart, and Marty Pepper

Nay
None

Mayor Underwood declared the motion approved.

E911 Board to Purchase Land, Where Tower is Located:

Motion was made by Danny Bryant, seconded by Marty Pepper, to postpone this matter until the next regularly scheduled Board Meeting. Upon roll call, the following voted:

Aye

Thomas Young, Sr., Dorothy Small, Pat Fraley, Michael Stewart, Marty Pepper, and Danny Bryant

Nay

None

Mayor Underwood declared the motion approved.

Resolution R-12-07:

Resolution R-12-07, a resolution entitled, "A Resolution Authorizing The City Of Fayetteville To Participate In The TML Risk Management Pool "Safety Partners" Loss Control Matching Grant Program", was considered. Said Resolution is as follows:

**CITY OF FAYETTEVILLE
RESOLUTION NO. R-12-07**

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 are 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 Safety Grant Program; and

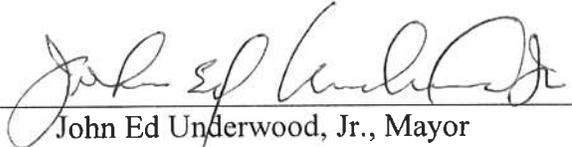
WHEREAS, the City of Fayetteville is now seeking to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMAN OF FAYETTEVILLE, TENNESSEE:

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

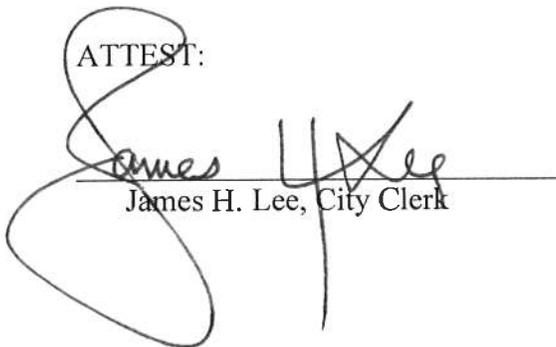
SECTION 2. The City of Fayetteville is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Approved and adopted this the 14th day of August, 2012.



John Ed Underwood, Jr., Mayor

ATTEST:



James H. Lee, City Clerk

Motion was made by Michael Stewart, seconded by Dorothy Small, to approve Resolution R-12-07, with the City to match the grant by Two Thousand Dollars (\$2,000.00). Upon roll call, the following voted:

Aye

Dorothy Small, Pat Fraley, Michael Stewart, Marty Pepper, Danny Bryant, and Thomas Young, Sr.

Nay

None

Mayor Underwood declared the Resolution adopted.

Annual Leave Donation:

Motion was made by Marty Pepper, seconded by Pat Fraley, to allow Mr. Lee to change the Annual Leave Donation Policy to allow employees to donate annual leave to other City employees. Upon roll call, the following voted:

Aye

Pat Fraley, Michael Stewart, Marty Pepper, Danny Bryant, Thomas Young, Sr., and Dorothy Small

Nay

None

Mayor Underwood declared the motion approved.

Board Appointments:

1. Motion was made by Marty Pepper, seconded by Michael Stewart, to appoint Jeremy Baker to the Recreation Board to fill the remaining term of Monty Hall. Upon roll call, the following voted:

Aye

Michael Stewart, Marty Pepper, Danny Bryant, Thomas Young, Sr., Dorothy Small, and Pat Fraley

Nay

None

Mayor Underwood declared the motion approved.

2. Motion was made by Marty Pepper, seconded by Michael Stewart, to appoint Ruby Edde to the Recreation Board to fill the remaining term of Mike Raby. Upon roll call, the following voted:

Aye

Marty Pepper, Danny Bryant, Thomas Young, Sr., Dorothy Small, Pat Fraley, and Michael Stewart

Nay

None

Mayor Underwood declared the motion approved.

3. Motion was made by Pat Fraley, seconded by Marty Pepper, to reappoint Danny Shelton to the Planning Commission. Upon roll call, the following voted:

Aye

Danny Bryant, Thomas Young, Sr., Dorothy Small, Pat Fraley, Michael Stewart, and Marty Pepper

Nay

None

Mayor Underwood declared the motion approved.

4. Motion was made by Pat Fraley, seconded by Danny Bryant, to concur with the Industrial Development Board Oversight Committee's recommendation to appoint Bonnie Carter Hereford as the City's representative on the Industrial Development Board, provided that the County government also approves. The term of office will be until June 30, 2015 to fill the vacancy. Upon roll call, the following voted:

Aye

Thomas Young, Sr., Dorothy Small, Pat Fraley, Michael Stewart, Marty Pepper, and Danny Bryant

Nay

None

Mayor Underwood declared the motion approved.

Call for Public Hearing:

1. Motion was made by Pat Fraley, seconded by Michael Stewart, to call for a Public Hearing on the proposed ordinance, "An Ordinance Amending Fayetteville Municipal Code Title 7; Chapter 2 For The Purpose Of Adopting Regulations For The Installation Of Rooftop And Ground Mounted Solar Photovoltaic Array Systems And Their Appurtenances". Upon roll call, the following voted:

Aye

Dorothy Small, Pat Fraley, Michael Stewart, Marty Pepper, Danny Bryant, and Thomas Young, Sr.

Nay

None

Mayor Underwood declared the motion approved.

2. Motion was made by Pat Fraley, seconded by Michael Stewart, to call for a Public Hearing on the De-annexation of property owned by James Rocky Drake. Upon roll call, the following voted:

Aye

Pat Fraley, Michael Stewart, Marty Pepper, Thomas Young, Sr., and Dorothy Small

Nay

Danny Bryant

Mayor Underwood declared the motion approved.

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

Mayor

Clerk