



**CLARKSVILLE CITY COUNCIL
REGULAR SESSION
JANUARY 3, 2013**

MINUTES

CALL TO ORDER

The regular session of the Clarksville City Council was called to order by Mayor Kim McMillan on Thursday, January 3, 2013, at 7:00 p.m. in City Council Chambers, 106 Public Square, Clarksville, Tennessee.

A prayer was offered by Councilman Jeff Burkhart; the Pledge of Allegiance was led by Councilwoman Deanna McLaughlin.

ATTENDANCE

PRESENT: Nick Steward (1), Deanna McLaughlin (2), James Lewis, Mayor Pro Tem (3), Wallace Redd (4), Valerie Guzman (5), Marc Harris (6), Geno Grubbs (7), David Allen (8), Joel Wallace (9), Bill Summers (10), Kaye Jones (11), Jeff Burkhart (12)

SPECIAL RECOGNITIONS

Mayor McMillan presented certificates of appreciation to the Montgomery Area Robotics Intelligent Operations (MARIO) Club for their achievements in the recent Music City Best Robotics Competition.

PUBLIC HEARING

Councilman Grubbs made a motion to conduct a public hearing to receive comments regarding requests for zone change. The motion was seconded by Councilman Redd. A voice vote was taken; the motion passed without objection.

ORDINANCE 56-2012-13 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Reda Homebuilders for zone change on property at Twin Rivers Road and Nolen Road from R-1 Single Family Residential District to R-4 Multiple Family Residential District

Rick Reda asked the Council to grant a one month deferral to allow him time to review the zoning options. Stephanie Ware and Mathew Mayer said multi-family zoning would increase crime, traffic issues, noise, trash, and insufficient power for the area which were problems that already existed with the Groves Apartments.

ORDINANCE 57-2012-13 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Randy and Gloria Suggs, Syd Hedrick-Agent, for zone change on property at Gateway Lane and Hayes Street from R-1 Single Family Residential District to OP Office-Professional District

Syd Hedrick reviewed the use options for the OP classification and said the proposed zoning would create a buffer between the residential area and the Publix commercial complex. Architect and resident Pam Powell expressed support for the buffer concept. Joannie Parsons opposed intrusion of commercial activity into the existing neighborhood.

ORDINANCE 58-2012-13 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Thomas W. Cork for zone change on property at Terminal Road and Wilma Rudolph Boulevard from M-2 General Industrial District to C-5 Highway & Arterial Commercial District

There were no comments for or against this request.

Councilman Grubbs made a motion to revert to regular session. The motion was seconded by Councilman Redd. A voice vote was taken; the motion passed without objection.

ZONING

The recommendation of the Regional Planning Staff and Commission were for approval of **ORDINANCE 56-2012-13**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Redd. Based on the request of the applicant, Councilman Redd made a motion to postpone action on this ordinance to the next regular session. The motion was seconded by Councilman Harris. Councilwoman Jones and Councilwoman McLaughlin felt the vote should be taken because area residents were present. The following vote was recorded:

AYE: Burkhart, Grubbs, Harris, Lewis, Redd, Steward, Wallace

NAY: Allen, Guzman, Jones, McLaughlin, Summers

The motion to postpone passed.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 57-2012-13**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Redd. Councilwoman Jones said area residents opposed the change. Councilman Summers said the area should remain residential. Councilman Harris, Councilman Steward, and Councilman Redd felt the property was ideal for mixed use developments. Councilman Burkhart supported the buffer that would be created between the existing residential and commercial developments. The following vote was recorded:

AYE: Burkhart, Grubbs, Harris, McMillan, Redd, Steward, Wallace

NAY: Allen, Guzman, Jones, Lewis, McLaughlin, Summers

The motion to adopt this ordinance on first reading passed.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 58-2012-13**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Redd. The following vote was recorded:

AYE: Allen, Burkhart, Grubbs, Guzman, Harris, Jones, Lewis, McLaughlin, Redd, Steward, Summers, Wallace

The motion to adopt this ordinance on first reading unanimously passed.

CONSENT AGENDA

All items in this portion of the agenda are considered to be routine and non-controversial by the Council and may be approved by one motion; however, a member of the Council may request that an item be removed for separate consideration under the appropriate committee report:

1. **ORDINANCE 35-2012-13** (Second Reading) Amending the FY13 Parks & Recreation Special Revenue Budget to accept in-kind donations for development of historic district design guidelines
2. **ORDINANCE 41-2012-13** (Second Reading) Amending the FY13 Capital Projects Budget to accept a boating infrastructure grant for marina construction
3. **ORDINANCE 42-2012-13** (Second Reading) Conveying a sanitary sewer easement to Pleasant View Utility District
4. **ORDINANCE 43-2012-13** (Second Reading) Amending the Official Code to update Madison Street Corridor Urban Design Overlay design standards and guidelines
5. **ORDINANCE 44-2012-13** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Allen Moser for zone change on property at Fairview Lane and Wilma Rudolph Boulevard from R-1 Single Family Residential District to R-4 Multiple Family Residential District
6. **ORDINANCE 45-2012-13** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Charlotte Weatherford, Allen Moser-Agent, for zone change on property at Fairview Lane and Wilma Rudolph Boulevard from R-1 Single Family Residential District to R-4 Multiple Family Residential District

7. **ORDINANCE 46-2012-13** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Gordon Seay for zone change on property at Tylertown Road and Cindy Jo Drive North from AG Agricultural District to R-2 Single Family Residential District, R-5 Residential District, and C-1 Neighborhood Commercial District
8. **ORDINANCE 47-2012-13** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Todd Morris for zone change on property at Madison Street and Hillcrest Drive from C-5 Highway & Arterial Commercial District to R-4 Multiple Family Residential District
9. **ORDINANCE 48-2012-13** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of James H. Maynard, Moore Design Services-Agent, for zone change on property at Tobacco Road and Creekside Drive from R-3 Three Family Residential District to R-2 Single Family Residential District and R-4 Multiple Family Residential District
10. **ORDINANCE 49-2012-13** (Second Reading) Amending the FY13 Operating Budget for Centerstone roof repair
11. Approval of Board Appointments:

911 Emergency Communications Board: Jimmy Winters – December 2012 – November 2016

Adult Oriented Establishment Board: Ken Day, Monte Mitchell, Raby Nance – January 2013 through December 2016

Audit Committee: George Sprinkel and Sonya Stewart – January 2013 through December 2014

Housing Authority: Diane Vaughn – January 2013 through September 2017 *[Removed; No Action Taken]*

Human Relations Commission: Candy Johnson – January 2013 through June 2013

Museum Board: Jim Durrett, Mack Eddington, Bill Wyatt – January 2013 through December 2015; Valerie Guzman – January 2013 through December 2013

Parking Authority: Ted Crozier, Jr. and Linda Sheppard – January 2013 through December 2016; Wallace Redd – January 2013 through December 2013

Storm Water Board of Appeals: Rick Reda, Billy Ray Suiter: November 2012 through October 2014

12. Approval of Minutes: Special Session December 13

Mayor McMillan removed the Housing Authority appointment from the Consent Agenda and said a new recommendation would be presented at a later date. Councilman Redd made a motion to adopt the Consent Agenda as amended. The motion was seconded by Councilman Harris. Councilman Burkhart, Councilwoman McLaughlin, and Councilman Steward registered a nay vote on Item 7, **ORDINANCE 46-2012-13**. The following vote was recorded:

AYE: Allen, Burkhart, Grubbs, Guzman, Harris, Jones, Lewis, McLaughlin, Redd, Steward, Summers, Wallace

The motion to adopt the amended Consent Agenda passed.

COMMUNITY DEVELOPMENT COMMITTEE

Marc Harris, Chair

Councilman Harris expressed condolences to Director of Housing & Community Development Keith Lampkin for the recent death of his father, Oddie Lampkin.

Councilman Harris reported demolition of 387 Liberty Parkway at a cost of \$5,145.00 and the abatement and demolition of 810 Greenwood Avenue at a cost of \$18,645.00.

FINANCE COMMITTEE

Joel Wallace, Chair

ORDINANCE 54-2012-13 (First Reading) Amending the FY13 Capital Projects Budget to accept grants for the Clarksville River Trail project

Based on the recommendation of the Finance Committee, Councilman Wallace made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Lewis. The following vote was recorded:

AYE: Allen, Burkhart, Grubbs, Guzman, Harris, Jones, Lewis, McLaughlin, Redd, Summers, Wallace

NAY: Steward

The motion to adopt this ordinance on first reading passed.

ORDINANCE 55-2012-13 (First Reading) Amending the FY13 Capital Projects Budget to accept a donation for the Police Scenario House

Based on the recommendation of the Finance Committee, Councilman Wallace made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Redd. Councilman Wallace and Councilwoman Jones expressed appreciation to the donors. Chief of Police Al Ansley said these funds would be used for purchase of equipment for the facility and not for the actual construction. In response to Councilman Summers' question, Chief Ansley said the project was currently under budget. The following vote was recorded:

AYE: Allen, Burkhart, Grubbs, Guzman, Harris, Jones, Lewis, McLaughlin, Redd, Steward, Summers, Wallace

The motion to adopt this ordinance on first reading unanimously passed.

GAS & WATER COMMITTEE

Jeff Burkhart, Chair

Councilman Burkhart said the intersection of College Street and First Street should be paved the week of January 7th following sewer main repair.

PARKS & RECREATION

(Parks, Recreation, General Services)

Deanna McLaughlin, Chair

Councilwoman McLaughlin said nominations for the 2013 “Sports Legends” were being accepted by the Parks & Recreation Department.

PUBLIC SAFETY COMMITTEE

(Building & Codes, Fire, Police)

Geno Grubbs, Chair

Councilman Grubbs shared the following 2012 department statistics: Building & Codes Enforcement Division – 6,121 cases and 35 graffiti complaints; Building & Codes Construction Division – 942 single-family permits and 24,158 inspections; Police Department – 152,588 dispatched and self-initiated calls; Fire & Rescue – 8,791 emergency responses.

STREETS & TRANSPORTATION COMMITTEE

James Lewis, Chair

Councilman Lewis shared the following department statistics for the month of December: Street Department - 141 work orders; Clarksville Transit System-67,046 passengers including 115 on New Year’s Eve Operation Safe Ride; Garage-248 work orders with unleaded fuel at \$2.82 per gallon and diesel fuel at \$3.15 per gallon.

Councilman Lewis thanked Mayor McMillan and the City Council for their support in electing him as Mayor Pro Tem for 2013-14.

NEW BUSINESS

RESOLUTION 32-2012-13 Authorizing the Regional Planning Commission to initiate revisions to the City Zoning Ordinance and the City Code relative to signage and lighting provisions

Councilman Summers made a motion to adopt this resolution. The motion was seconded by Councilwoman Jones.

Mayor McMillan said she planned to form a task force of stakeholders to formulate a solution to this issue.

Councilman Harris made a motion to postpone action on this resolution indefinitely. The motion was not seconded. Councilman Harris made a motion to postpone action on this resolution for two months. The motion was not seconded.

City Attorney Lance Baker recommended a one-month postponement to allow time to evaluate the purpose, intent, and mission of the taskforce. Councilwoman Jones asked that all members of the City Council be a part of the taskforce.

Following discussion, Councilman Summers made a motion to postpone action to the March regular session. The motion was seconded by Councilwoman McLaughlin. The following vote was recorded:

AYE: Allen, Burkhart, Grubbs, Guzman, Harris, Jones, Lewis, McLaughlin, Redd, Steward, Summers, Wallace

The motion to postpone action on this resolution to the March regular session unanimously passed.

CLOSED SESSION

At Mr. Baker's request, the Council recessed for approximately 20 minutes for a closed session regarding the Rachael Rutland v. City case.

MAYOR AND STAFF REPORTS

Mayor McMillan distributed 2013 City Council committee assignments.

ADJOURNMENT

The meeting was adjourned at 9:02 p.m.