



**CLARKSVILLE, TENNESSEE
CITY COUNCIL
REGULAR SESSION
FEBRUARY 6, 2014**

MINUTES

PUBLIC COMMENTS

Prior to the meeting, Geneva Bell encouraged members of the City Council to participate in Black History Month events. Justin Grant asked for support of **RESOLUTION 21-2013-14** requesting a special fireworks permit for the annual Best of Clarksville event in October.

Charles Mooreland and Monica Mitchell expressed concern regarding a proposed nightclub that may be established at the entrance to Meadows of Hearthstone Subdivision. Mayor McMillan said a public meeting had been held regarding this issue and said the Street Department would analyze the traffic situation in this area.

CALL TO ORDER

The regular session of the Clarksville City Council was called to order by Mayor Kim McMillan on Thursday, February 6, 2014, at 7:00 p.m. in City Council Chambers, 106 Public Square, Clarksville, Tennessee.

A prayer was offered by Councilman Wallace Redd; the Pledge of Allegiance was led by Councilman Bill Summers.

ATTENDANCE

PRESENT: Kip McNeill (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 RECOGNITION

Mayor McMillan proclaimed Friday, February 7th, as ‘Wear Red Day,’ in recognition of women’s heart health. A copy of the proclamation is printed at the end of these minutes.

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 Harris; there was no objection.

ORDINANCE 49-2013-14 (First Reading) Amending the Zoning Ordinance and map of the City of Clarksville, application of Regional Planning Commission for zone change on portions of Summerhaven Subdivision from R-4 Multiple Family Residential District to R-1A Single Family Residential District

There were no comments in support of or in objection to this request.

ORDINANCE 50-2013-14 (First Reading) Amending the Zoning Ordinance and map of the City of Clarksville, application of Edward C. Burchett for zone change on property at the southern terminus of Buckingham Place from R-1 Single Family Residential District to R-2 Single Family Residential District

There were no comments in support of or in objection to this request.

ORDINANCE 51-2013-14 (First Reading) Amending the Zoning Ordinance and map of the City of Clarksville, application of John E. and Sue M. Goodrich for zone change on property at Crossland Avenue and Elder Street from R-3 Three Family Residential District to C-2 General Commercial District

There were no comments in support of or in objection to this request.

ORDINANCE 52-2013-14 (First Reading) Amending the Zoning Ordinance and map of the City of Clarksville, application of Billy Mace/White & Stafford, LLC, for zone change on property at Tiny Town Road and Heritage Point Drive from C-4 Highway Interchange District to C-5 Highway & Arterial Commercial District

There were no comments in support of or in objection to this request.

Councilman Grubbs made a motion to revert to regular session. The motion was seconded by Councilman Redd; there was no objection.

ZONING

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 49-2013-14**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Redd. The following vote total was displayed, but individual votes were not recorded:

AYE: 12

[Noted after adoption: AYE: Allen, Burkhart, Grubbs, Guzman, Harris, Jones, Lewis, McLaughlin, McNeill, Redd, Summers, Wallace]

The motion to adopt this ordinance on first reading passed.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 50-2013-14**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Redd. The following vote total was displayed, but individual votes were not recorded:

AYE: 12

[*Noted after adoption:* AYE: Allen, Burkhart, Grubbs, Guzman, Harris, Jones, Lewis, McLaughlin, McNeill, Redd, Summers, Wallace]

The motion to adopt this ordinance on first reading passed.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 51-2013-14**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Redd. The following vote totals were displayed, but individual votes were not recorded:

AYE: 10

NAY: 2

[*Noted after adoption:* AYE: Allen, Burkhart, Grubbs, Guzman, Harris, Jones, Lewis, McNeill, Redd, Wallace NAY: 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 52-2013-14**. 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, McNeill, Redd, Summers, Wallace

The motion to adopt this ordinance on first reading 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 33-2013-14** (Second Reading) Amending the Official Code relative to Director of Finance Performance Bond
2. **ORDINANCE 42-2013-14** (Second Reading) Amending the FY14 Capital Projects Budget for Sango Road Improvements
3. **ORDINANCE 43-2013-14** (Second Reading) Amending the FY14 Parks Special Revenue Budget for purchase of a mobility cart for Liberty Park

4. **ORDINANCE 45-2013-14** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of the Regional Planning Commission for zone change on portions of Miller Estates Subdivision and Cross Point Subdivision from R-4 Multiple Family Residential District to R-2 Single Family Residential District
5. **RESOLUTION 22-2013-14** Renewing the Certificate of Compliance for a retail liquor store for Ramesh Kasetty [Caddy's Discount Liquors, 2206B Madison Street]
6. **RESOLUTION 23-2013-14** Renewing the Certificate of Compliance for a retail liquor store for Todd E. Morris [Mulligan's, 2255 Wilma Rudolph Boulevard]
7. Approval of Minutes: January 2nd
8. Approval of Board Appointments:

Residential Development Commission: Valerie Guzman, Joel Wallace, Alan Burkhart, Rex Hawkins – February 2014 through December 2015

Two Rivers Company Board of Directors: Geno Grubbs, Stanley Ross, Laura Schroeder, Mike O'Malley – February 2014 through October 2016

Councilman Redd made a motion to adopt the Consent Agenda as presented. The motion was seconded by Councilman Lewis. The following vote was recorded:

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

The motion to adopt the Consent Agenda as presented passed.

COMMUNITY DEVELOPMENT COMMITTEE

David Allen, Chair

Councilman Allen said information about the housing rehabilitation program had recently been mailed to 248 single-family homeowners of Ward 3. He said the \$57,000 sidewalk improvement project in the New Providence area had been completed.

FINANCE COMMITTEE

Joel Wallace, Chair

ORDINANCE 44-2013-14 (First Reading: postponed December 19) Amending the FY14 Parking Authority Budget for vehicle sensors and meter credit card mechanisms

The recommendation of the Finance Committee was for approval. Councilman Wallace 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, McNeill, Redd, Summers, Wallace

The motion to adopt this ordinance on first reading passed.

ORDINANCE 46-2013-14 (First Reading) Authorizing exercise of right of eminent domain for intersection utility relocations (Hazelwood Road & Trenton Road)

The recommendation of the Finance Committee was for approval. Councilman Wallace made a motion to adopt this ordinance on first reading. Councilman Allen said consideration should be given to realignment of this intersection during this project. Councilman Burkhart stated his intent to abstain from voting because he had a personal interest in one property involved. The following vote was recorded:

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

NAY: Jones

ABSTAIN: Burkhart

The motion to adopt this ordinance on first reading passed.

ORDINANCE 47-2013-14 (First Reading) Amending the FY14 Parks Special Revenue Fund for special revenue related improvements

The recommendation of the Finance Committee was for approval of this ordinance. 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, McNeill, Redd, Summers, Wallace

The motion to adopt this ordinance on first reading passed.

ORDINANCE 48-2013-14 (First Reading) Amending the FY14 General Fund budget to accept federal and state grants to complete the FEMA/TEMA hazard mitigation acquisition and demolition project

The recommendation of the Finance Committee was for approval of this ordinance. Councilman Wallace made a motion to adopt this ordinance on first reading. The motion was seconded by Councilwoman McLaughlin. The following vote was recorded:

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

The motion to adopt this ordinance on first reading passed.

GAS & WATER COMMITTEE

Jeff Burkhart, Chair

Councilman Burkhart expressed appreciation to Gas & Water employees for their work and support during the recent extremely cold weather.

PARKS, RECREATION, GENERAL SERVICES

Wallace Redd, Chair

Councilman Redd said the Parks & Recreation Committee recently discussed the possibility of funding and constructing a wheel chair accessible fishing pier at a location not yet determined.

PUBLIC SAFETY COMMITTEE

(Building & Codes, Fire, Police)

Geno Grubbs, Chair

Councilman Grubbs reported the following department statistics for the month of January: Building & Codes Construction Division – 1,568 inspections; Building & Codes Enforcement Division – 242 cases; Building & Codes Abatement Division – 16 work orders; Building & Codes Administration – 53 Single Family permits; Police – 11,747 responses; Fire & Rescue – 883 emergency calls.

RESOLUTION 21-2013-14 Authorizing a fireworks display during the October Best of Clarksville event

The recommendation of the Public Safety Committee was for disapproval of this resolution. Councilman Grubbs made a motion to adopt this resolution. The motion was seconded by Councilwoman McLaughlin. Councilman Allen said he supported allowing displays conducted by licensed fireworks professionals. Councilwoman McLaughlin said if the number of days fireworks can be sold are reduced, the number of fireworks-related emergency calls would also decline. Councilman Lewis made a motion to refer this resolution back to the Public Safety Committee for additional review and consideration of amendments to sections of the City Code relative to fireworks. The motion was seconded by Councilman Summers. The following vote was recorded:

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

The motion to refer this resolution back to the Public Safety Committee passed.

STREET COMMITTEE

James Lewis, Chair

Councilman Lewis said the Street Department completed 196 work orders during January.

TRANSPORTATION COMMITTEE

Marc Harris, Chair

Councilman Harris reported the following Transportation statistics for the month of January: CTS – 55,356 passengers; Clarksville-Nashville Express – 598 passengers; City Garage – 310 work orders; unleaded fuel \$2.90 per gallon, diesel fuel \$3.03 per gallon.

NEW BUSINESS

LIBERTY PARK RESTAURANT SUBLEASE

RESOLUTION 24-2013-14 Approving a sublease for Liberty Park restaurant

Mayor McMillan made a motion to adopt this resolution. The motion was seconded by Councilman Redd. City Attorney Lance Baker reviewed the proposed sublease. There was discussion regarding the sale and/or lease of property outside the land leased by the restaurant. Developer Darby Campbell said his company planned to open Liberty Park Grill no later than Memorial Day, May 26, 2014. The following vote was recorded:

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

NAY: Jones

The motion to adopt this resolution passed.

REPORT ON DEBT OBLIGATION

Mayor McMillan presented the Report on Debt Obligation, specifically relative to Electric System Revenue Refunding Bonds, Series 2014, in accordance with requirements of the Tennessee Department of State and Local Finance. No action was required.

MAYOR AND STAFF REPORTS

Mayor McMillan reported that \$325,264 would be transferred from General Fund Departments to the Two Rivers Company in accordance with the salary savings provision in the FY14 Budget (ORDINANCE 91-2012-13). The TRC had previously received \$24,736 which was deducted from the maximum funding of \$350,000 for the current fiscal year.

ADJOURNMENT

The meeting was adjourned at 8:06 p.m.

ADOPTED: March 6, 2014