



**CLARKSVILLE CITY COUNCIL
REGULAR SESSION
SEPTEMBER 4, 2014**

MINUTES

CALL TO ORDER

The regular session of the Clarksville City Council was called to order by Mayor Kim McMillan on Thursday, September 4, 2014, 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 Mayor Pro Tem James Lewis.

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)

PLANNING COMMISSION

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 16-2014-15 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Safeplace Storage c/o Powers & Means for zone change on property at Peachers Mill Road and Allen Griffey Road from C-2 General Commercial District to C-5 Highway & Arterial Commercial District

Clay Powers offered to answer questions. There was no one present to object to this change.

ORDINANCE 17-2014-15 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Three B Sac Self Storage, LP, John H. Comperry-Agent, for zone change on property at Wilma Rudolph Boulevard and South Hampton Place from M-2 General Industrial District to C-5 Highway & Arterial Commercial District

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

ORDINANCE 18-2014-15 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Wilson and Norma Kirby, Carlson Consulting Engineers, Inc.- Agent , for zone change on property at 101st Parkway & Whitfield Road from R-1 Single Family Residential District to C-5 Highway & Arterial Commercial District

Richard Hopgood said the developer agreed to install an eight-foot wood privacy fence between the subject property and the adjacent residential lot. Ronda Devers expressed concern about traffic problems; Matt Brown said sidewalks should be installed if the property is rezoned.

ORDINANCE 19-2014-15 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Caudill, Maynard, and Robert E. Durrett, III, Robert E. Durrett, III-Agent, for zone change on property at the terminus of West Allen Griffey Road and south of the terminus of Bandera Drive from R-4 Multiple Family Residential District to R-2 Single-Family Residential District

There were no comments in support of or in opposition to this change.

ORDINANCE 20-2014-15 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of the Regional Planning Commission for zone change on portions of Belle Forest Subdivision from R-3 Three Family Residential District to R-2 Single Family Residential District and R-2D Two Family Residential District

There were no comments in support of or in opposition to this change.

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 16-2014-15**. 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.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 17-2014-15**. 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.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 18-2014-15**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Redd. Councilman Burkhart informed the Council that he was an adjoining property owner. Councilman Allen made a motion to go out of regular session to get information from the Street Department. 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 go out of regular session passed. In response to Councilman Allen's question, Traffic Engineer Chris Cowan said the applicant submitted a traffic study which included an extended left turn lane, an additional right turn lane, and a center turn lane on Whitfield and deceleration lane on 101st Parkway. Mr. Cowan said current regulations would not allow access to the property from 101st Parkway. Councilman Redd made a motion to revert to regular session. The motion was seconded by Councilman Lewis. There was no objection. The following vote on the original motion was recorded:

AYE: Allen, Burkhart, Grubbs, Jones, McMillan, Redd, Summers

NAY: Harris, Lewis, McLaughlin, McNeill, 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 19-2014-15**. 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.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 20-2014-15**. Councilman Grubbs 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.

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 2-2014-15** (Second Reading) Authorizing purchase of property on Edmondson Ferry Road for Community Development
2. **ORDINANCE 3-2014-15** (Second Reading) Authorizing purchase of property at 912 Richardson Street for Community Development
3. **ORDINANCE 7-2014-15** (Second Reading) Amending the Zoning Ordinance and the Official Code relative to homeless shelter residential separation distance [*Removed; See below*]
4. **ORDINANCE 9-2014-15** (Second Reading) Amending the 2014-15 Special Revenue Budget for Roadscape Project Phase I and Phase II
5. **ORDINANCE 11-2014-15** (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 Lafayette Point Subdivision from R-3 Three Family Residential District and R-4 Multiple Family Residential District to R-2A Single Family Residential District
6. **ORDINANCE 12-2014-15** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Eddie Burchett for zone change on property at Woodhaven Drive and Terrier Way from R-1 Single Family Residential District to R-2 Single Family Residential District
7. **ORDINANCE 13-2014-15** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Highpoint Row/Jeff Robinson for zone change on property at Marion Street and North First Street from R-4 Multiple Family Residential District and H-1 Historical District to R-4 Multiple Family Residential District
8. **RESOLUTION 5-2014-15** Repealing the Certificate of Compliance for CRM Liquors, LLC (Calvin R. McKay) for operation of Elite Wine & Spirits and approving a Certificate of Compliance for Todd Morris for operation of Elite Wine & Spirits (1820 Madison Street) (*CPD: No Criminal History*)
9. **RESOLUTION 6-2014-15** Approving a Certificate of Compliance for Peter Martin for operation of Ebenezer's (2896 Wilma Rudolph Boulevard) (*CPD: No Criminal History*)
10. Approval of Minutes: July 31, August 7
11. Approval of Board Appointments:

Beer Board: Mary Rives – September 2014 through March 2016

Councilman Allen requested separate consideration of **ORDINANCE 7-2014-15**. Councilman Harris made a motion to adopt the Consent Agenda with the exception of **ORDINANCE 7-2014-15**. 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 adopt the Consent Agenda as amended passed.

HOMELESS SHELTER ZONE

ORDINANCE 7-2014-15 (Second Reading) Amending the Zoning Ordinance and the Official Code relative to homeless shelter residential separation distance

This ordinance was removed from the original Consent Agenda. Councilman Harris made a motion to adopt this ordinance on second reading. The motion was seconded by Councilman Summers. Councilman Allen encouraged the Council to disapprove this ordinance. He and Councilman Redd felt the change was being requested for the benefit of Manna Café. Councilman Harris said the change would apply to the entire city and the ordinance did not authorize establishment of any homeless shelter. The following vote was recorded:

AYE: Burkhart, Grubbs, Guzman, Harris, Jones, McLaughlin, McNeill, Summers

NAY: Allen, Lewis, Redd, Wallace

The motion to adopt this ordinance on second reading passed.

COMMUNITY DEVELOPMENT COMMITTEE

David Allen, Chair

Councilman Allen said Grace Community Church recently sponsored “Operation Serve” which assists fixed and low-income residents with necessary home repairs through the Community Development Block Grant program. The ninth annual event helped families in Wards 3, 6, 7, and 11.

FINANCE COMMITTEE

Joel Wallace, Chair

ORDINANCE 14-2014-15 (First Reading) Amending the FY15 Operating Budget for Burchwood Park redevelopment

Councilman Wallace made a motion to adopt this ordinance on first reading. The motion was seconded by Councilwoman Jones. 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 15-2014-15 (First Reading) Amending the FY15 Parking Authority budget for parking meter sleeves and cleaning the Cumberland Garage

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.

GAS & WATER COMMITTEE

Jeff Burkhart, Chair

Councilman Burkhart said a claim submitted by Moore's Office Supplies, Franklin Street, for reimbursement for water line repairs following ADA sidewalk installation was being resolved.

PARKS, RECREATION, GENERAL SERVICES

Wallace Redd, Chair

Councilman Redd invited the Council and the public to the annual RiverFest event on September 5th and 6th.

PUBLIC SAFETY COMMITTEE

(Building & Codes, Fire, Police)

Geno Grubbs, Chair

RESOLUTION 7-2014-15 Authorizing a Memorandum of Understanding between the Clarksville Police Department and the Bureau of Alcohol, Tobacco, Firearms, and Explosives

Councilman Grubbs made a motion to adopt this resolution. 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 resolution passed.

Councilman Grubbs reported the following August department statistics: Clarksville Fire & Rescue – 1,057 emergency responses; Building & Codes Enforcement Division – 501 cases.

STREET COMMITTEE

James Lewis, Chair

Councilman Lewis reported 350 work orders completed by the Street Department during the month of August.

TRANSPORTATION COMMITTEE

Marc Harris, Chair

Councilman Harris reported the following August department statistics: Clarksville Transit System – 63,430 passengers; Nashville-Clarksville Express – 5,413 passengers; City Garage – 353 work orders with unleaded fuel at a cost of \$3.09 and diesel fuel at a cost of \$2.94.

NEW BUSINESS

RESOLUTION 8-2014-15 Authorizing an interlocal agreement with Emergency Communications District of Montgomery County

Councilman Grubbs made a motion to consider **RESOLUTION 8-2014-15**. The motion was seconded by Councilman Burkhart. The following vote was recorded:

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

The motion to consider passed. Councilman Grubbs made a motion to adopt this resolution. The motion was seconded by Councilman Harris. The following vote was recorded:

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

The motion to adopt this resolution passed.

MAYOR AND STAFF REPORTS

There were no Mayor or Staff reports.

In response to Councilman Allen's question, Mayor McMillan said the appraisal for the downtown Bank of America property had been received and the City would be following the proper acquisition process.

ADJOURNMENT

The meeting was adjourned at 8:04 p.m.