



**CLARKSVILLE CITY COUNCIL
REGULAR SESSION
MAY 7, 2015
MINUTES**

CALL TO ORDER

The regular session of the Clarksville City Council was called to order by Mayor Kim McMillan on Thursday, May 7, 2015, at 7:00 p.m. in City Council Chambers, 106 Public Square, Clarksville, Tennessee.

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

ATTENDANCE

PRESENT: Richard Garrett (Ward 1), Deanna McLaughlin (Ward 2), James Lewis (Ward 3), Wallace Redd (Ward 4), Valerie Guzman (Ward 5), Wanda Smith (Ward 6), Geno Grubbs (Ward 7), David Allen (Ward 8), Joel Wallace, Mayor Pro Tem (Ward 9), Mike Alexander (Ward 10), Bill Powers (Ward 11), Jeff Burkhart (Ward 12)

PUBLIC HEARING

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

ORDINANCE 61-2014-15 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of John C. Fletcher for zone change on property located at Ft. Campbell Blvd. and Dover Crossing from C-2 General Commercial District to C-5 Highway & Arterial Commercial District

Mark Riggins spoke on behalf of the applicant and asked for support of this change. Jeff Fletcher said the family intended to construct a car dealership on the property. No one spoke against this change.

ORDINANCE 62-2014-15 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Bud E. Leavell, Edward C. Burchett-Agent, for zone change on property located at McCormick Lane and Trophy Trace from R-1 Single Family Residential District to R-4 Multiple Family Residential District and R-2A Single Family Residential District

No one spoke for or against this request.

Councilman Grubbs made a motion to revert to regular session. The motion was seconded by Councilman Lewis. There was no objection.

ADOPTION OF ZONING

The recommendation of the Regional Planning Staff was for disapproval of **ORDINANCE 61-2014-15**; the recommendation of the Regional Planning Commission was for approval. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Burkhart. The following vote was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, Powers, Redd, Smith, Wallace

NAY: McLaughlin

The motion to adopt this ordinance on first reading passed.

The recommendation of the Regional Planning Staff and Commission were for approval of **ORDINANCE 62-2014-15**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Wallace. The following vote was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, 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 46-2014-15** (Second Reading) Amending the FY15 Capital Projects Budget to accept a TDOT Multimodal Access Project grant
2. **ORDINANCE 47-2014-15** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Kevin Kennedy and Bruce Kennedy, Wade Hadley-Agent, for zone change on property at the intersection of Needmore Road and Trenton Road from R-1 Single Family Residential District and R-4 Multiple Family Residential District to C-2 General Commercial District
3. **ORDINANCE 48-2014-15** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Hui Sun Cho, Sung Cho-Agent, for zone change on property at the intersection of Franklin Street and Reynolds Street from R-3 Three Family Residential District to C-1 Neighborhood Commercial District

4. **ORDINANCE 49-2014-15** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Shaun Robertson for zone change on property at the intersection of Maple Lane and Riverview Drive from R-2 Single Family Residential District to R-6 Single Family District
5. **ORDINANCE 51-2014-15** (Second Reading) Amending the FY15 Capital Projects to increase funding for the public safety communications system
6. **ORDINANCE 52-2014-15** (Second Reading) Amending the Zoning Ordinance and City of Clarksville Code relative to vested property rights site review requirements
7. **ORDINANCE 54-2014-15** (Second Reading) Amending the FY15 General Fund Budget for purchase of an HVAC for the Custom House Museum's storage facility
8. Adoption of Minutes: March 26, March 30, April 2, April 20
9. Approval of Board Appointments:

Housing Authority: John Castleman – May 2015 through September 2018

Natural Gas Acquisition Board: Cindee Ellis – May 2015 through December 2017

Tree Board: Mike Borske – May 2015 through June 2015

Zoning Appeals: Tracy Knight – May 2015 through December 2015

Councilman Burkhart made a motion to adopt the Consent Agenda. The motion was seconded by Councilman Lewis. Councilwoman McLaughlin registered “nay” vote on **ORDINANCE 47-2014-15** and **ORDINANCE 49-2014-15**. The following vote on the motion was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to adopt the Consent Agenda passed.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE

David Allen, Chair

Councilman Allen said the Office of Housing & Community Development would be submitting a video (shown during this report) to the National Community Development Association as an entry for the John A. Sasser National Community Development Week Award.

FINANCE COMMITTEE

Joel Wallace, Chair

ORDINANCE 55-2014-15 (First Reading) Authorizing right of eminent domain to obtain easements and rights-of-way for intersection improvements at Needmore Road & Trenton Road and Edmondson Ferry Road & Ashland City Road (41A Bypass) and installation of downtown sidewalks

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: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to adopt this ordinance on first reading passed.

RESOLUTION 28-2014-15 Accepting the 2016-2010 Public Improvements Program compiled by the Regional Planning Commission

The recommendation of the Finance Committee was for approval of this resolution. Councilman Wallace made a motion to adopt this resolution. The motion was seconded by Councilman Lewis. The following vote was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to adopt this resolution passed.

RESOLUTION 34-2014-15 Adopting the Montgomery County Multi-Jurisdictional Hazard Mitigation Plan

The recommendation of the Finance Committee was for approval of this resolution. Councilman Wallace made a motion to adopt this resolution. The motion was seconded by Councilman Lewis. The following vote was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to adopt this resolution passed.

RESOLUTION 35-2014-15 Authorizing a grant application and adopting the 2015-20 Consolidated Plan, the 2015-16 Action Plan, and the 2015-16 Budget for Community Development Block Grant and HOME Program

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

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to adopt this resolution passed.

GAS & WATER COMMITTEE

Wallace Redd, Chair

ORDINANCE 58-2014-15 (First Reading) Authorizing extension of city utilities to property on Charles Bell Road; request of Terry Weakley

The recommendation of the Gas & Water Committee was for approval of this ordinance. Councilman Redd made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Lewis. The following vote was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to adopt this ordinance on first reading passed.

ORDINANCE 59-2014-15 (First Reading) Authorizing extension of city utilities to property on Dunlop Lane; request of William Francis Wooton

The recommendation of the Gas & Water Committee was for approval of this ordinance. Councilman Redd made a motion to adopt this ordinance on first reading. The motion was seconded by Councilwoman Guzman. The following vote was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to adopt this ordinance on first reading passed.

PARKS, RECREATION, GENERAL SERVICES

Valerie Guzman, Chair

Councilwoman Guzman invited the public to the annual Warrior Week festivities on May 9th and announced the Downtown Saturday Market would begin May 16th.

PUBLIC SAFETY COMMITTEE

(Building & Codes, Fire, Police)

Geno Grubbs, Chair

ORDINANCE 56-2014-15 (First Reading) Amending the Official Code relative to keeping backyard chickens

The recommendation of the Public Safety Committee was for approval of this ordinance. 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: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Powers, Redd, Smith, Wallace

NAY: Lewis, McLaughlin

The motion to adopt this ordinance on first reading passed.

Councilman Grubbs reported the following April department statistics: Building & Codes Construction Division – 1,734 inspections; Building & Codes Enforcement Division – 587 cases; Building & Codes Administration – 74 single-family permits; Fire & Rescue – 982 emergency runs; Police – 12,682 responses.

Councilman Grubbs invited the Council to the Law Enforcement Memorial Day ceremony on May 15th.

STREET COMMITTEE

James Lewis, Chair

Councilman Lewis said the Street Department completed 300 work orders during April.

TRANSPORTATION COMMITTEE

Deanna McLaughlin, Chair

Councilwoman McLaughlin reported the following April department statistics: CTS – 62,663 passengers; Garage – 338 work orders with unleaded fuel at \$2.27 per gallon and diesel fuel at \$1.94 per gallon.

NEW BUSINESS

BANK OF AMERICA PROPERTY

ORDINANCE 57-2014-15 (First Reading) Authorizing purchase of the downtown Bank of America property

Councilman Allen made a motion to postpone action on this ordinance to the next regular session. The motion was seconded by Councilman Redd. The following vote was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to postpone passed.

CBID/TRC BOARD MEMBERSHIP

ORDINANCE 60-2014-15 (First Reading) Amending the Official Code relative to membership of the Central Business Improvement District Management Corporation (Two Rivers Company)

Councilman Wallace made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Alexander. Councilman Burkhart said he would not vote on this ordinance because he

is a downtown stakeholder. Councilman Lewis made a motion to postpone action on this ordinance to the next regular session to allow time for gathering additional information. The motion was seconded by Councilman Redd. Following discussion, Councilman Redd called for the question. The question was seconded by Councilman Lewis. A voice vote was taken; the motion to cease discussion passed. The following vote on the motion was recorded:

AYE: Grubbs, Guzman, Lewis, Powers, Redd, Smith

NAY: Alexander, Allen, Garrett, McLaughlin, Wallace

ABSTAIN: Burkhart

The motion to postpone passed.

PARKS B-CYCLE GRANT

Councilman Wallace made a motion to consider **ORDINANCE 63-2014-15** on first reading. The motion was seconded by Councilman Lewis. The following vote was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to consider passed.

ORDINANCE 63-2014-15 (First Reading) Amending the FY15 Parks & Recreation Budget to accept donation of \$118,000 from Clarksville Academy for two B-Cycle bicycle rental stations

Councilman Wallace made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Garrett.

There was no objection to hearing comments from Parks Manager Kevin Cowling. Mr. Cowling said the Department would add more bicycle rental stations throughout the city if these stations proved to be successful. He said the bicycles were included in the project cost and the Parks Department would maintain the stations and bicycles.

There was no objection to reverting to regular session. The following vote was recorded:

AYE: Alexander, Allen, Burkhart, Garrett, Grubbs, Guzman, Lewis, McLaughlin, Powers, Redd, Smith, Wallace

The motion to adopt this ordinance on first reading passed.

CHARTER REVISIONS

RESOLUTION 36-2014-15 Ratification of Tennessee General Assembly Private Chapter __ of the Private Acts of 2015 relative to comprehensive amendments to the Official Charter of the City of Clarksville

Councilman Lewis made a motion to adopt this resolution. The motion was seconded by Councilwoman Guzman.

Mayor McMillan stated the adopted chapter had not yet been signed by the Governor and made a motion to postpone action on this resolution to the next regular session. The motion was seconded by Councilman Alexander. A voice vote was taken; the motion to postpone passed.

MAYOR AND STAFF REPORTS

Mayor McMillan announced that since some members would not be available on May 18th, the planned budget work session had been rescheduled to May 21st.

ADJOURNMENT

The meeting was adjourned at 8:01 p.m.