



**CLARKSVILLE CITY COUNCIL  
REGULAR SESSION  
SEPTEMBER 3, 2015**

**MINUTES**

**PUBLIC COMMENTS**

Prior to the meeting, Brian Drotar and John Rudolph, representing the Clarksville Soccer Club, and Denise Pickett, representing the Montgomery County Soccer Association, asked for the City Council's consideration of allowing local soccer teams to use the Heritage Park soccer fields for practices, not just for official games. Brady Robinson had asked to speak, but was not present. Rev. Tommy Bailey had asked to speak regarding a local "Stop Violence" organization, but was not present.

**CALL TO ORDER**

The regular session of the Clarksville City Council was called to order by Mayor Kim McMillan on Thursday, September 3, 2015, 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:** 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)

**SPECIAL RECOGNITION**

Mayor McMillan welcomed members of Boy Scout Troop 526 who were in attendance.

**SPECIAL PRESENTATIONS**

John Troyer, Tennessee's representative for the Government Finance Officers Association, presented the "Certificate of Achievement for Excellence in Financial Reporting" to the City of Clarksville for the Comprehensive Annual Financial Report, the highest form of recognition in the area of governmental accounting and financial reporting. Mr. Troyer presented the "Financial Reporting Achievement Award" to Finance Director Laurie Matta.

Doug Delaney, Parsons Brinkerhoff Consultants, and Felix Castrodad, Nashville Metro Transit Authority, presented results of the Regional Transit Authority's study on the proposed Northwest Corridor.

## 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 Lewis. There was no objection.

**ORDINANCE 24-2015-16** (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Steve Slate and Bill Blackwell for zone change on property at the intersection of Tiny Town Road and Sand Piper Drive from R-2 Single Family Residential District to C-5 Highway & Arterial Commercial District

There were no comments for or against this request.

**ORDINANCE 25-2015-16** (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Purvis & Beck Partnership for zone change on property at the intersection of Union Hall Road and Needmore Road from M-3 Planned Industrial District to M-1 Light Industrial 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 Lewis. There was no objection.

## ZONING

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 24-2015-16**. 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, Burkhardt, Garrett, Grubbs, guzman, Lewis, Powres, Redd, Smith, Wallace

NAY: Allen, McLaughlin

The motion to adopt this ordinance on first reading passed.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 25-2015-16**. 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, Burkhardt, 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 5-2015-16** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Jason Lee Senseney for zone change on property at the intersection of Oak Street and Providence Boulevard from C-2 General Commercial District to C-5 Highway & Arterial Commercial District
2. **ORDINANCE 12-2015-16** (Second Reading) Amending the FY16 Internal Audit Budget for a HIPPA Assessment
3. **ORDINANCE 13-2015-16** (Second Reading) Accepting donation of property from Clarksville Capital Corporation for an access easement for the Upland Trail
4. **ORDINANCE 14-2015-16** (Second Reading) Amending the Official Code to establish the Parking Commission *[Removed; see Parking Commission below]*
5. **ORDINANCE 15-2015-16** (Second Reading) Authorizing extension of utilities to property on International Boulevard; request of WEB Development
6. **ORDINANCE 17-2015-16** (Second Reading) Amending the Official Code relative to public property designations
7. **ORDINANCE 18-2015-16** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Syd Hedrick for zone change on property at the intersection of Greenwood Avenue and Clark Street from R-3 Three Family Residential District to R-6 Single Family Residential District
8. **ORDINANCE 19-2015-16** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Action Properties, John Kreaske-Agent, for zone change on property at the intersection of Kraft Street and Providence Boulevard from M-1 Light Industrial District to C-2 General Commercial District
9. **ORDINANCE 20-2015-16** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Honeycutt Properties, LP, for zone change on property at the intersection of Warfield Boulevard and Stokes Road from R-1 Single Family Residential District to C-2 General Commercial District
10. Adoption of Minutes: Special Session August 6, Regular Session August 6, Special Session August 17

11. Approval of board appointments: *[Removed; see Parking Commission below]*

Parking Commission: Ted Crozier, Charlsie Lankford – September 2015 through August 2016; Bill Powers, Mitch Robinson, Linda Shepherd – September 2015 through August 2017

Councilwoman McLaughlin requested separate consideration of **ORDINANCE 14-2015-16**. Councilman Burkhart made a motion to adopt the Consent Agenda as amended. The motion was seconded by Councilman Lewis. Councilman Alexander voted “nay” on **ORDINANCE 20-2015-16**. Councilwoman McLaughlin voted “nay” on **ORDINANCE 5-2015-16**, **ORDINANCE 18-2015-16**, and **ORDINANCE 20-2015-16**. The following vote was recorded:

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

NAY: Alexander

The motion to adopt the Consent Agenda as amended passed.

#### PARKING COMMISSION

**ORDINANCE 14-2015-16** (Second Reading) Amending the Official Code to establish the Parking Commission

This ordinance was removed from the original Consent Agenda. Councilman Wallace made a motion to adopt this ordinance on second reading. The motion was seconded by Councilwoman Guzman.

City Attorney Lance Baker reviewed proposed changes to the language that was adopted on first reading as recommended by the City Attorney’s Office. Councilman Wallace made a motion to adopt the proposed amendments. The motion was seconded by Councilman Lewis. The following vote was recorded:

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

NAY: Alexander

The proposed amendments passed. Councilwoman McLaughlin offered an amendment to delete the entire language of the ordinance and substitute instead language which would eliminate the parking commission and require parking regulations, rates, and fines to be established by the City Council and appeals to be heard in City Court. The motion was seconded by Councilman Garrett. Following comments from Parking Director David Smith and City Judge Charles Smith, Councilman Wallace called for the question. The question was seconded by Councilman Redd. A voice vote was taken; the motion to cease discussion on the amendment passed. The following vote was recorded:

AYE: Allen, Garrett, McLaughlin, Smith

NAY: Alexander, Burkhart, Grubbs, Guzman, Lewis, Powers, Redd, Wallace

Councilwoman McLaughlin's amendment failed. Councilman Allen said the Parking Commission should develop criteria for dismissing tickets. Councilman Redd called for the question on the original motion. The question was seconded by Councilman Lewis. A voice vote was taken; Councilwoman McLaughlin voted "nay." The motion to cease discussion passed. The following vote on the original motion was recorded:

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

NAY: Allen, McLaughlin, Smith

The motion to adopt this ordinance on second reading as amended passed.

Councilman Redd made a motion to approve the following appointments to the Parking Commission:

Ted Crozier, Charlsie Lankford – September 2015 through August 2016; Bill Powers, Mitch Robinson, Linda Shepherd – September 2015 through August 2017

The motion was seconded by Councilman Lewis. The following vote was recorded:

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

NAY: McLaughlin

The motion to approve appointments to the Parking Commission passed.

## HOUSING & COMMUNITY DEVELOPMENT COMMITTEE

*David Allen, Chair*

Councilman Allen said the Office of Housing & Community Development served 4,870 individuals through the Emergency Solutions Grant of \$133,400 during FY15 offering street outreach, shelter, rapid re-housing, homeless prevention, and transitional housing. He said the City had been awarded a Shelter Plus Care grant in the amount of \$107,060 to assist homeless persons with disabilities.

## FINANCE COMMITTEE

*Joel Wallace, Chair*

### **ORDINANCE 21-2015-16** (First Reading) Authorizing donation of property on Providence Court to Buffalo Valley for Community Development

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 Redd. 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 8-2015-16** Accepting the Tennessee Department of Transportation's proposal for a Park & Ride facility at the intersection of SR76 and South Gateway Plaza Boulevard

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 Redd. 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 9-2015-16** Accepting the Tennessee Department of Transportation's proposal for the Tylertown Road intersection

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 Redd. 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 22-2015-16** (First Reading) Amending the Official Code relative to utility connection fees

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 passed.

#### PARKS, RECREATION, GENERAL SERVICES

*Valerie Guzman, Chair*

Councilwoman Guzman invited the public to upcoming events including Buddy Ball, Youth Basketball, and Riverfest.

#### PUBLIC SAFETY COMMITTEE

(Building & Codes, Fire & Rescue, Police)

*Geno Grubbs, Chair*

Councilman Grubbs shared the following monthly department statistics: Fire & Rescue – 1,052 emergency responses; Police – 13,785 calls; Building & Codes Construction Division – 1,604 inspections; Building & Codes Enforcement Division – 413 cases; Building & Codes Administration – 74 single family permits.

#### STREET COMMITTEE

*James Lewis, Chair*

Councilman Lewis said the Street Department completed 209 work orders during August.

#### TRANSPORTATION COMMITTEE

*Deanna McLaughlin, Chair*

Councilwoman McLaughlin shared the following department statistics: Clarksville Transit System – 57,544 passengers; Seniors Ride Free Day – 72% increase over the previous year; Clarksville-Nashville Express – 5,586 passengers; City Garage – 346 work orders.

Councilwoman McLaughlin congratulated Randy Reese for having been recently selected as the City's Fleet Manager.

#### 215 LEGION STREET (BANK OF AMERICA PROPERTY)

**ORDINANCE 16-2015-16** (First Reading; Postponed August 6<sup>th</sup>) Authorizing purchase of real property located at 215 Legion Street

Councilman Allen made a motion to adopt this ordinance on first reading. The motion was not seconded; no action was taken.

**ORDINANCE 23-2015-16** (First Reading) Authorizing an interlocal agreement with Montgomery and authorizing purchase of property for creation of a civic square plaza

Councilman Wallace made a motion to adopt this ordinance on first reading. The motion was seconded by Councilwoman McLaughlin. Councilman Wallace said this was a good opportunity for Montgomery County to be involved in redevelopment of downtown. He said this project would improve the downtown connection to Austin Peay State University.

Councilman Redd opposed this project. He said if the existing bus transfer station were relocated, a new facility must be constructed prior to demolition of the existing station because of its federal funding. Councilman Redd felt both governments should spend the proposed funds on issues presently facing the City and the County. Councilman Allen and Councilwoman McLaughlin expressed support for the project stating it would ignite downtown development.

Following discussion, Councilman Garrett called for the question. The question was seconded by Councilman Alexander. A voice vote was taken; Councilman Redd voted “nay.” The motion to cease discussion passed. The following vote on the original motion was recorded:

AYE: Alexander, Allen, Garrett, Guzman, McLaughlin, Powers, Smith, Wallace

NAY: Grubbs, Lewis, Redd

The motion to adopt this ordinance on first reading passed.

#### MAYOR AND STAFF REPORTS

There were no Mayor or Staff reports.

#### ADJOURNMENT

The meeting adjourned at 8:47 p.m.