



**CLARKSVILLE CITY COUNCIL
REGULAR SESSION
JULY 7, 2016**

MINUTES

PUBLIC COMMENTS:

Prior to the meeting, Kyong Degen asked for assistance in obtaining a letter questioning the Korean American Center's use of previously awarded city funds.

CALL TO ORDER

The regular session of the Clarksville City Council was called to order by Mayor Kim McMillan on Thursday, July 7, 2016, at 7:00 p.m.

A prayer was offered by Pastor Timothy Grant, Deliverance Outreach Temple (Ward 3). The Pledge of Allegiance was led by Mayor Pro Tem Joel Wallace (Ward 9).

ATTENDANCE

PRESENT: 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)

ABSENT: Richard Garrett (Ward 1), Wallace Redd (Ward 4)

SPECIAL RECOGNITIONS

Mayor McMillan presented a certificate of appreciation to Security Officer Laurie McNulty, Security Officer William Welty, and Military Liaison Bill Harpel for contacting emergency personnel and administering CPR to Building Maintenance employee Charles Jackson following his sudden illness at City Hall on June 1, 2016.

Mayor McMillan proclaimed July 14, 2016, as "Pat Head Summitt Day" in the City of Clarksville. A copy of the proclamation follows this transcription.

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 4-2016-17 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Johnson Properties, LP, Sidney Johnson-Agent, for zone change on property at the intersection of Stone Container Drive & Old Russellville Pike from M-3 Planned Industrial District to C-5 Highway & Arterial Commercial District

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

ORDINANCE 5-2016-17 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Clarkland, c/o Herb Baggett, for zone change on property located at the terminus of Townsend Court from O-1 Office District to R-2A Single Family Residential District

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

ORDINANCE 6-2016-17 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Ernest E. Carpenter, Mark Day-Agent, for zone change on property at the intersection of Tiny Town Road & Needmore Road from AG Agricultural District to C-5 Highway & Arterial District

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

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

CONSIDERTION OF ZONING

The recommendations of the Regional Planning Commission and Staff were for approval of **ORDINANCE 4-2016-17**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Alexander. The following vote was recorded:

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

ABSTAIN: Powers

The motion to adopt this ordinance on first reading passed.

The recommendations of the Regional Planning Commission and Staff were for approval of **ORDINANCE 5-2016-17**. Councilman Grubbs made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Alexander. The following vote was recorded:

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

The motion to adopt this ordinance on first reading passed.

The recommendations of the Regional Planning Commission and Staff were for approval of **ORDINANCE 6-2016-17**. Councilman Grubbs 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, Grubbs, Guzman, Lewis, McLaughlin, Powers, 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 88-2015-16** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Wanda Morrison, Mark Holleman-Agent, for zone change on property north of Dover Road, east of Paula Drive, and west of Aurelia Lynn Drive from R-1 Single Family Residential District to C-2 General Commercial District
2. **ORDINANCE 94-2015-16** (Second Reading) Accepting donation of property from Donald Malone for future sewer system improvements
3. **RESOLUTION 1-2016-17** Renewing a retail liquor store Certificate of Compliance for Billy G. Brown (Bill's Package Store, 1651 Ft. Campbell Boulevard)
4. **RESOLUTION 3-2016-17** Approving a Certificate of Compliance for sale of wine in a food store for David Behm, Terry Edward Pfortmiller, Jason Chandler Hart, Charles E. Youngstrom for Aldi #20 (1626 Ft. Campbell Boulevard)
5. **RESOLUTION 4-2016-17** Renewing a retail liquor store Certificate of Compliance for Peter Martin (Ebenezer's, 2896 Wilma Rudolph Boulevard)
6. Adoption of Minutes: May 31, June 2, June 7, June 14, June 22
7. Approval of Board Appointments:

Ethics Commission: Ellen Kanervo – July 2016 through June 2019

Parking Commission: Wilbur Berry – July 2016 through December 2016

Public Art Commission: Valerie Guzman – June 2016 through May 2018; Jennifer Snyder – June 2016 through May 2020

Senior Citizens Board: Barbara Johnson – July 2016 through June 2018

Tree Board: Bryan Beusher, Karla Kean, Wes Powell – July 2016 through June 2019

Councilman Lewis made a motion to adopt the Consent Agenda as presented. The motion was seconded by Councilman Powers. Councilman Grubbs abstained from voting on **ORDINANCE 88-2015-16**. The following vote on the motion was recorded:

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

The motion to adopt the Consent Agenda, with one abstention noted, passed.

FINANCE COMMITTEE

Joel Wallace, Chair

RESOLUTION 2-2016-17 Authorizing an Interlocal Agreement between the City of Clarksville and Montgomery County pertaining to the division of 2016 Byrne Justice Assistance grant fund allocation and the administration and use of such funds

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

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

The motion to adopt this resolution passed.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE

David Allen, Chair

Councilman Allen said a contract had been awarded for \$390,000 for renovation of 815 Crossland Avenue for a family transitional center for temporary living space and counseling for three families.

GAS & WATER COMMITTEE

Joel Wallace

ORDINANCE 1-2016-17 (First Reading) Authorizing extension of utilities to 3588 Sango Road; request of Mary Nelson

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

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

The motion to adopt this ordinance on first reading passed.

ORDINANCE 2-2016-17 Authorizing use of eminent domain for acquisition of easements and/or rights of way for utility relocation required to facilitate construction for the TDOT roadway widening project on S.R. 76 (U.S. 41 Bypass)

The recommendation of the Gas & Water Committee was for approval. 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, Grubbs, Guzman, Lewis, McLaughlin, Powers, Smith, Wallace

The motion to adopt this ordinance on first reading passed.

ORDINANCE 3-2016-17 (First Reading) Authorizing extension of utilities to 3751 Sango Road; request of Shirley Joiner

The recommendation of the Gas & Water Committee was for approval. Councilman Wallace made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Grubbs. Councilman Burkhart said he would not vote on this ordinance due to a personal interest in the property. The following vote was recorded:

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

ABSTAIN: Burkhart

The motion to adopt this ordinance on first reading passed.

PARKS, RECREATION, GENERAL SERVICES

Bill Powers, Chair

Councilman Powers said the tennis program was still underway. The regular soccer program was complete for the year and the adaptive soccer registration would begin soon. He said the Wonder Kids Triathlon would be held August 6th.

PUBLIC SAFETY COMMITTEE

(Building & Codes, Fire & Rescue, Police)

Geno Grubbs, Chair

Councilman Grubbs shared the following monthly department statistics: Building & Codes – 1,728 inspections; Building & Codes Construction Division – 555 cases; Building & Codes Administration – 68 single-family permits; Building & Codes Abatement Program – 107 work orders; Fire & Rescue – 1,079 emergency responses; Police – 13,333 calls.

STREETS-TRANSPORTATION-GARAGE COMMITTEE

James Lewis, Chair

Councilman Lewis shared the following monthly department statistics: Streets – 246 work orders; Clarksville Transit System – 58,532 passengers; Clarksville-Nashville Express – 5,346 passengers; City Garage – 461 work orders (unleaded fuel \$1.98/gallon, diesel fuel \$1.68/gallon)

NEW BUSINESS

RESOLUTION 5-2016-17 Approving an encroachment easement agreement with Regions Bank

Since this items was not presented during the June 30th Executive Session, Councilman Allen made a motion to consider this resolution. The motion was seconded by Councilwoman Guzman. The following vote was recorded:

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

The motion to consider this resolution passed with the required 2/3 majority vote. City Attorney Lance Baker said Regions Bank planned to sell the downtown building and found that an easement for the in-air connection between the main building and the drive-up facility on the ground was never recorded. He said the City would retain the existing public alley. The following vote on the resolution was recorded:

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

The motion to adopt this resolution passed.

MAYOR AND STAFF REPORTS

Councilman Grubbs invited the public to the annual Independence Day Celebration at Liberty Park on July 3rd.

ADJOURNMENT

The meeting was adjourned at 7:40 p.m.

PROCLAMATION

Pat Head Summitt Day

WHEREAS, *on June 14, 1952, Patricia Sue Head was born to Richard and Hazel Head in Clarksville, TN; and*

WHEREAS, *Trish, as she was known then, her four siblings and parents lived in Clarksville until they relocated to neighboring Cheatham County so that she could pursue her dream of playing basketball; and*

WHEREAS, *Pat graduated from the University of Tennessee at Martin, playing for the school's first women's basketball coach and in the inaugural women's tournament at the 1976 Summer Olympics where the team won silver medals; and*

WHEREAS, *she started her career at the University of Tennessee as a graduate assistant in 1974 and was named head coach shortly thereafter earning \$250 monthly and personally washing the team's uniforms; and*

WHEREAS, *Pat will forever be recognized as the pre-eminent coach and mentor. From very humble beginnings she built a program that took her team to sixteen Southeastern Conference regular season titles, sixteen SEC tournament titles, appearances in every NCAA tournament from 1982-2012 winning eight championships, advancing to the Sweet 16 every year except 2009 and becoming the winningest coach, male or female, in Division I college basketball history while having every player who completed college eligibility graduate with a degree; and*

WHEREAS, *girls across the county have grown up watching the Lady Vols play under Pat Head Summitt's tutelage having only one desire; to one day become a Lady Vol; and*

WHEREAS, *Pat Head Summitt's legacy will live on in the hearts and lives of every person touched by her and the amazing Lady Vols.*

Now, Therefore, I, Kim McMillan, Mayor of the City of Clarksville, do hereby proclaim July 14, 2016, a day to stop and honor the passing of a legend and invite all citizens to join in and remember the Clarksville native Pat Head Summitt.