



CLARKSVILLE CITY COUNCIL REGULAR SESSION SEPTEMBER 5, 2019

MINUTES

CALL TO ORDER

The regular session of the Clarksville City Council was called to order by Mayor Joe Pitts on Thursday, September 5, 2019, at 7:00 p.m. in City Council Chambers, 106 Public Square, Clarksville, Tennessee.

A prayer was offered by Aron Maberry, Next Steps Pastor of The Tabernacle Church, guest of Councilman Vondell Richmond. The Pledge of Allegiance was led by Councilman Travis Holleman.

ATTENDANCE

PRESENT: Richard Garrett (Ward 1), Vondell Richmond (Ward 2), Ron Erb (Ward 3), Tim Chandler (Ward 4), Valerie Guzman (Ward 5), Wanda Smith (Ward 6), Travis Holleman (Ward 7), David Allen, Mayor Pro Tem (Ward 8), Jeff Henley (Ward 9), Stacey Streetman (Ward 10), Gary Norris (Ward 11), Jeff Burkhart (Ward 12)

SPECIAL RECOGNITIONS

Mayor Pitts proclaimed September as “Imagination Library Month.” He and Councilwoman Streetman presented the proclamation to board members Ellen McCullom, Lisa K. Vinson, and Claudia Rodriguez.

2020 CENSUS UPDATE

Jeff Tyndall, Director of the Clarksville-Montgomery County Regional Planning Commission, and Caitlyn Sperling, U. S. Partnership Specialist, updated the Council on the progress and plans for the upcoming 2020 Census.

CMCSS UPDATE

Mayor Pitts announced the Director of Schools' report would be given October 3rd.

PUBLIC HEARING

Councilman Garrett made a motion to conduct a public hearing to receive comments regarding requests for zone change and an annexation progress report. The motion was Councilman Henley. There was no objection.

ORDINANCE 23-2019-20 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Habitat For Humanity, Syd Hedrick-Agent, for zone change on property east of Wall Street, west of Richardson Street, and south of Daniel Street from R-2A Single Family Residential District to R-6 Single Family Residential District

Syd Hedrick shared a brief history of the property and said the owner hoped to increase its density. No one expressed opposition.

ORDINANCE 24-2019-20 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Corenthians M. Fletcher and James L. Buchanan, III, for zone change on property located at the intersection of Evans Road and Britton Springs Road from RM-1 Single Family Mobile Home Residential District to R-3 Three Family Residential District

No one expressed support for or opposition to this request.

ORDINANCE 25-2019-20 (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Mack Phillips for zone change on property located at the northwest corner of Peterson Lane and Old Trenton Road from AG Agricultural District to R-2 Single Family Residential District

No one expressed support for or opposition to this request.

RESOLUTION 18-2019-20 Adopting the Final Plan of Service Report for annexed territory east of Swift Fox Drive and north of Tylertown Road

There were no comments.

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

ADOPTION OF ZONING

The recommendation of the Regional Planning Staff and Commission were for approval of **ORDINANCE 23-2019-20**. Councilman Garrett made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Burkhart. There was no discussion. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading unanimously passed.

The recommendation of the Regional Planning Staff and Commission were for approval of **ORDINANCE 24-2019-20**. Councilman Garret made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Holleman. There was no discussion. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading unanimously passed.

The recommendation of the Regional Planning Staff and Commission were for approval of **ORDINANCE 25-2019-20**. Councilman Garrett made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Burkhart. There was no discussion. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading unanimously passed.

The Regional Planning Staff and Commission did not make an official recommendation regarding the final Plan of Services Progress Report for the Swift Fox Drive annexation. Councilman Garrett made a motion to adopt **RESOLUTION 18-2019-20**. The motion was seconded by Councilman Burkhart. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman.

The motion to adopt this resolution unanimously 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 9-2019-20** (Second Reading) Amending the FY20 General Fund Operating Budget to increase operating budgets for departments/entities for the purpose of paying for items planned in FY19 but will necessitate funding in FY20
2. **ORDINANCE 11-2019-20** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Michael Connerth for zone change on property located at the intersection of Martin Luther King Parkway (SR76) and Vaughan Road from C-5 Highway & Arterial Commercial District to C-2 General Commercial District
3. **ORDINANCE 12-2019-20** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Shirley A. Stewart Revocable Living Trust for zone change on property located at the intersection of Old Ashland City Road and Proctor Drive from O-1 Office District to M-1 Light Industrial District
4. **ORDINANCE 13-2019-20** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Jim Flake, Vernon Weakley-Agent, for zone change on property located at the intersection of Tracy Lane and Whitfield Road from R-1 Single Family Residential District to R-4 Multiple Family Residential District
5. **ORDINANCE 14-2019-20** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Eagles Bluff Partnership for zone change on property located west of Wilma Rudolph Boulevard, east of Old Trenton Road, and south of Wylma Van Allen Place from C-5 Highway & Arterial Commercial District to C-2 General Commercial District
6. **ORDINANCE 15-2019-20** (Second Reading) Authorizing negotiations and agreements for purchase of easements and/or rights of way and/or condemnation through use of eminent domain for acquisition of property for the TDOT Rossview Road widening project
7. **RESOLUTION 15-2019-20** Approving appointments to the Clarksville Housing Authority and the Natural Gas Acquisition Board
8. Adoption of Minutes: July 25, August 1

Councilman Henley made a motion to adopt the Consent Agenda as presented. The motion was seconded by Councilman Allen. Councilman Burkhart recorded an abstention on Item 4, **ORDINANCE 13-2019-20**, and Item 5, **ORDINANCE 14-2019-20** and stated he was part owner in both affected properties. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this resolution unanimously passed.

FINANCE COMMITTEE

ORDINANCE 16-2019-20 (First Reading) Authorizing transfer of property on South Second Street to Bikers Who Care

The recommendation of the Finance Committee was for approval. Councilman Burkhart made a motion to adopt this ordinance on first reading. The motion was seconded by Councilwoman Streetman. Councilman Henley said donating this property to Bikers Who Care was not fair to other non-profit agencies and made a motion to postpone action on this ordinance indefinitely. The motion was seconded by Councilman Chandler. The following vote was recorded:

AYE: Allen, Chandler, Erb, Garrett, Henley, Richmond, Smith

NAY: Burkhart, Guzman, Holleman, Norris, Pitts, Streetman

The motion to postpone action on this ordinance indefinitely passed.

Councilwoman Guzman noted the BWC did build a park at McGregor Park, but not on this property. Councilman Henley said the 2003 City Council did not intend to allow the BWC to sell the property. Councilman Chandler reminded members that the current City Council recently voted to not give taxpayer dollars to non-profit agencies. Councilwoman Smith felt the BWC should meet the requirements of the original agreement.

ORDINANCE 17-2019-20 (First Reading) Accepting donation of property on Franklin Street from Fifth Ward Missionary Baptist Church

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

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading unanimously passed.

ORDINANCE 18-2019-20 (First Reading) Accepting donation of certain real property located at 520 Roselawn Drive from Edward Burchett

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

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading unanimously passed.

ORDINANCE 19-2019-20 (First Reading) Amending the Official Code relative to peddler permits

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

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading unanimously passed.

ORDINANCE 20-2019-20 (First Reading) Amending the Official Code relative to withdrawal of applications for zone change

The recommendation of the Finance Committee was for approval. Councilman Burkhart made a motion to adopt this ordinance on fairest reading. The motion was seconded by Councilman Allen. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading unanimously passed.

ORDINANCE 21-2019-20 (First Reading) Amending the FY20 Operating and Capital Budget in the amount of \$1,818,233 for a grant to construct the Red River Pedestrian Bridge

The recommendation of the Finance Committee was for approval. Councilman Burkhart made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Norris. In response to Councillady Smith's question, Mayor Pitts said a pedestrian bridge over Kraft Street (to connect the Frosty Morn property to the Red River walking trail) could not be added to this grant. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading unanimously passed.

RESOLUTION 16-2019-20 Authorizing an interlocal agreement with Austin Peay State University for fire services

The recommendations of the Public Safety Committee and Finance Committee were for approval. Councilman Burkhart made a motion to adopt this resolution. The motion was seconded by Councilman Henley. There was no discussion. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this resolution unanimously passed.

RESOLUTION 17-2019-20 Authorizing assignment of a portion of Fund Balance from insurance proceeds for Clarksville Transit System

The recommendation of the Finance Committee was for approval. Councilman Burkhart made a motion to adopt this resolution. The motion was seconded by Councilman Henley. There was no discussion. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this resolution unanimously passed.

GAS & WATER COMMITTEE

Chairlady Guzman shared the following monthly department statistics: 247 million cubic feet of gas, 569 million gallons of treated water, 430 million gallons of treated sewage, 11,000 calls, 5,244 work orders, and 390 after-hours calls.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE

Chairman Allen said reconstruction contracts were recently awarded for 855 Parham Drive (\$109,000) and 453 Kelly Lane (\$120,000). Demolition of the Wesley Chapel Church was near completion. Councilman Allen reported 1,470 households were served and 3,049 food boxes had been delivered as part of the Continuum Care Program.

PARKS & RECREATION

Chairlady Guzman noted upcoming events including RiverFest, Tie Dye Celebration, Fort Defiance activities, Downtown Market, Movies in the Park, and a B-Cycle Ghost Tour.

PUBLIC SAFETY COMMITTEE

Chairman Henley shared the following monthly department statistics: Fire Rescue - 931 runs; Police - 14,499 calls. Seven new Police cadets were recently hired.

STREETS & GARAGE COMMITTEE

ORDINANCE 22-2019-20 (First Reading) Amending the Official Code pertaining to drainage, land disturbance, and development activities and stormwater management

The recommendation of the Street Committee was for approval, however, Councilman Chandler made a motion to postpone action to the October regular session to allow time for further evaluation. The motion was seconded by Councilman Henley. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to postpone action unanimously passed.

Councilman Chandler said fuel costs were down and fewer Garage work orders were completed during FY20 year-to-date than in FY19 for approximately \$17,000 less. He said vehicle expenses totaled \$202,617 for the previous month.

Councilman Chandler said the Street Department completed 470 work orders during August including paving of Eastern Hills, Enclave, and Spring Creek Subdivisions.

Councilman Burkhart offered a prayer asking for healing and comfort for City Employees and for the Family of Street Department Employee Jeffrey Prosecky, Jr. who lost his life on September 3rd while on duty.

TRANSPORTATION COMMITTEE

Chairlady Smith shared the following monthly department statistics: Clarksville Transit System - 60,121 passengers including 7,809 seniors and 1,982 students. Councillady Smith said the Transit Center renovation was should be completed by the end of October and announced new shelters would be located on North Second Street, Wilma Rudolph Boulevard, Holiday Drive, and Dunlop Lane. Three new buses were scheduled for delivery by mid-September.

Councillady Streetman expressed appreciation to Reda Homebuilders for purchasing a second advertising wrap for a CTS bus.

LEGISLATIVE AGENDA

RESOLUTION 19-2019-20 Approving the City of Clarksville's Legislative Agenda for consideration by the Tennessee General Assembly

Councilman Burkhart made a motion to adopt this resolution. The motion was seconded by Councilman Erb. Mayor Pitts said the joint City-County legislative agenda would be presented to the local delegation of the Tennessee General Assembly during a reception on September 24. He expressed appreciation to Councilman Burkhart, Councilman Erb, and Councillady Streetman for serving on the committee and thanked City departments for their input. The following vote was recorded:

AYE: Allen, Burkhart, Chandler, Erb, Garrett, Guzman, Henley, Holleman, Norris, Pitts, Richmond, Smith, Streetman

The motion to adopt this resolution unanimously passed.

MAYOR AND COUNCIL MEMBER REPORTS

Mayor Pitts welcomed Senator Bill Powers who was in the audience.

In response to Councilman Allen's request, Mayor Pitts said Senator Powers was already seeking to establish an additional driver's license center.

ADJOURNMENT

The meeting was adjourned at 7:57 p.m.