



**CLARKSVILLE CITY COUNCIL  
REGULAR SESSION  
OCTOBER 3, 2019**

**MINUTES**

**PUBLIC COMMENTS**

Prior to call to order, Dr. Howard Winn expressed support for the decision of the Regional Historic Zoning Commission's denial of Ed White's request to demolish a building located at the corner of Fourth Street and Main Street.

**CALL TO ORDER**

The regular session of the Clarksville City Council was called to order by Mayor Joe Pitts on Thursday, October 3, 2019, at 7:00 p.m. in City Council Chambers, 106 Public Square, Clarksville, Tennessee.

A prayer was offered by Pastor Jerry Jeter, Pleasant View Baptist Church, guest of Councilman Travis Holleman; the Pledge of Allegiance was led by Councilwoman Stacey Streetman.

**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**

There were no special recognitions.

**SCHOOL SYSTEM UPDATE**

Millard House, Director, updated the City Council on the status of the Clarksville-Montgomery County School System. The mission of CMCSS is educate students to insure they reach their potential and the vision is for all students to graduate college and/or career ready. He said the current graduation rate was 95.4% and shared the system's four goals: To improve student achievement, to maximize employee capacity, to improve efficiency and effectiveness, and to engage the public support of

student achievement. Mr. House noted area schools offer advanced placement classes, dual enrollment classes, career tech education pathways, as well as the business and finance academy, science-technology-engineering-math academy, plant and animal system academy, computer and information technology academy, health science academy, media arts and technology academy, criminal justice and homeland security academy, and teaching and learning academy.

#### PUBLIC HEARING: ZONING

Councilman Garrett made a motion to conduct a public hearing to receive public comments regarding requests for zone change. The motion was seconded by Councilman Henley. There was no objection.

**ORDINANCE 30-2019-20** (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Myra Ishee, Houston Smith-Agent, for zone change on property located at the southeast corner of Needmore Road and Hazelwood Road from R-1A Single Family Residential District to R-4 Multiple Family Residential District and C-2 General Commercial District

Houston Smith said multifamily and commercial developments would be best because of this property's close proximity to the racetrack. There was no expressed opposition.

**ORDINANCE 31-2019-20** (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Myra Ishee, Houston Smith-Agent, for zone change on property located at the intersection of Needmore Road and East Boy Scout Road from R-1A Single Family Residential District to R-4 Multiple Family Residential District and C-2 General Commercial District

Houston Smith said this case was separate from the previous case only because the property is divided into two school districts. There was no expressed opposition.

**ORDINANCE 32-2019-20** (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Bristol Ridge Apartments, LLC, for zone change on property south of Highway 76, east of South Gateway Plaza Boulevard, north of Interstate 24, and West of Superior Lane from R-1A Single Family Residential District, C-2 General Commercial District, and AG Agricultural District to C-5 Highway & Arterial Commercial District, R-4 Multiple Family Residential District, and R-1A Single Family Residential District

Bill Belew, owner, said he would extend Gateway Plaza Boulevard to a proposed apartment complex. Cal McKay, McKay-Burchett Engineers, offered to answer questions, but none were asked.

Keith Boyd opposed the proposed multi-family and commercial developments stating that Highway 76 traffic would only worsen. Grace Mitchell was concerned for children's safety and over-crowded schools and said Clover Hills Subdivision could not support additional traffic.

During rebuttal, Mr. Belew said there were no plans to access the development through Clover Hills Subdivision. Keith Boyd said the development's left-turn traffic onto Highway 76 would be problematic.

**ORDINANCE 33-2019-20** (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Reach Holdings, LLC, Stanley Ross-Agent, for zone change on property at the intersection of Bellamy Lane and Carla Court from AG Agricultural District to R-6 Single Family Residential District and R-4 Multiple Family Residential District

Stanley Ross said a traffic study had been performed showing there would be no adverse impact on the current levels of road service which were average to above average.

Mark Harrison said ingress and egress would become a problem because of traffic going to and coming from Civitan Park and felt the development would devalue the existing properties and reduce already low water pressure. Darrell Jones said drainage issues could occur and noted there were no existing street lights or sidewalks.

In rebuttal, Mr. Ross said the development would have staggered ingress and egress and noted drainage would be addressed during the subdivision review process. Mr. Harrison said traffic would be congested on the existing narrow road and the current infrastructure could not support additional water users.

**ORDINANCE 34-2019-20** (First Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of T & B Properties, Chris Biter and Todd Biter-Agents, for zone change on property located at the intersection of Fort Campbell Boulevard and Durrett Drive from C-5 Highway & Arterial Commercial District to R-4 Multiple Family Residential District

Todd Biter said he planned to build 17 townhomes. There was no expressed opposition.

Councilman Garrett 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 30-2019-20**. Councilman Garrett made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Henley. Councilman Allen and Councilwoman Guzman opposed the change because sidewalks were not available for children who walk to school. Councilman Chandler said the City does not need another congested main road because of over-development. Councilman Holleman said he did not have any personal ties to this case. The following vote was recorded:

AYE: Burkhart, Henley, Norris

NAY: Allen, Chandler, Erb, Garrett, Guzman, Holleman, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading failed.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 31-2019-20**. Councilman Garrett made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Holleman. Councilman Holleman said he had no personal ties to this case. Councilwoman Guzman was concerned for the safety of children who walk to school. Councilman Henley felt the City should provide a traffic signal at the intersection. Councilman Allen said wider roadways were needed for emergency vehicles. The following vote was recorded:

AYE: Burkhart, Guzman, Henley, Norris

NAY: Allen, Chandler, Erb, Garrett, Holleman, Pitts, Richmond, Smith, Streetman

The motion to adopt this ordinance on first reading failed.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 32-2019-20**. Councilman Garrett made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Holleman. Councilwoman Streetman said this would be a gated development and not low-income housing and noted the property could already be developed multi-family. Councilman Chandler was concerned about adequate fire service for +/-800 apartments. Councilman Allen commended the applicant for sharing information about the development during the annexation process. Councilman Holleman felt this proposal would be a good balance of commercial and residential in the Exit 11 area. Councilwoman Streetman said buffers would be required between the commercial and residential developments. The following vote was recorded:

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

NAY: Chandler

The motion to adopt this ordinance on first reading passed.

The recommendations of the Regional Planning Staff and Commission were for approval of **ORDINANCE 33-2019-20**. 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: Burkhart, Garrett, Henley, Holleman, Norris, Pitts, Streetman

NAY: Allen, Chandler, Erb, Guzman, Richmond, Smith

The motion to adopt this ordinance on first reading passed.

The recommendation of the Regional Planning Staff was for disapproval of **ORDINANCE 34-2019-20**; the recommendation of the Regional Planning Commission was for approval. Councilman Garrett 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.

## RECESS

The City Council recessed at 8:37 p.m. and reconvened at 8:52 p.m.

## REGIONAL HISTORIC ZONING COMMISSION APPEAL

*Appeal of the decision of the Regional Historic Zoning Commission in reference to Case # HZ-3-2019, Application of Robert E. White for demolition due to unsafe and unstable structure*

City Attorney LANCE BAKER reviewed the procedure for this appeal hearing. He said the City Council would be functioning in a quasi judicial capacity and not in a legislative capacity. Mr. Baker noted that members should ask questions of the witnesses during the evidentiary phase when testimonies are given, not during the deliberation phase. Council Members were informed that a simple majority vote of members present would be required to overturn the decision of the Regional Historic Zoning Commission [RHCZ].

At 9:07 p.m., Regional Planning Director JEFF TYNDALL gave a review of the administrative process of this case and stated the RHCZ is an element of the Common Design Review Board who is responsible for preserving and protecting the historic and/or architectural value of buildings and other structures in the H-1 Historic Overlay District. Mr. Tyndall said this case involved the White's [Ed and Deborah] appeal of the RHZC's decision to deny their request to demolish a building at the corner of 4th Street and Main Street which lies in the H-1 Historic District and is also on the National Register of Historic Places. He shared the following timeline of the case:

June 20, 2017: Engineer Wally Crow provided the Whites with an assessment of the building stating the building should be demolished before it collapses. The Regional Planning Commission [RPC] Staff informed Mr. White that the RHCZ's recommendation would likely be preservation and made him aware of the process for appeal.

January 17, 2018: Mr. White purchased the building and continued its operation as apartments.

January 2019: Mr. White began renovating the building, soon after which renovations were stopped by the Building & Codes Department because a permit had not been issued.

February 22, 2019: A structural assessment was completed by Joshua Parrish of EFI Global at the request of Westfield Insurance Group of Ohio.

June 25, 2019: Mr. White applied to the RPC for permission to demolish the building. Mr. Crow's structural assessment and the EFI Global Insurance engineering report were submitted as evidence, both of which recommended demolition over restoration.

July 22, 2019: The RHZC met and after a public hearing, the matter was deferred to allow the RPC to perform an independent engineering report.

July 2019: Upon the recommendation of the Greater Nashville Regional Council, the RPC hired historical architect Roger Matchett, to perform a third party assessment to determine the extent of the deterioration of the building, to determine if the building could be preserved, and to determine how much would it cost to restore the building to basic condition.

August 21, 2019: The RHZC received the third party assessment of the building.

August 26, 2019: Another public hearing was conducted. The commission voted 4 votes to 1 vote to keep the historic building and deny Mr. White's application for demolition.

EVIDENTIARY PHASE: The City Clerk asked all witnesses to swear or affirm that they would tell the truth during their testimonies; all responded in the affirmative.

BRENT CLEMMONS, RPC Design Review Coordinator, narrated the full presentation that was given to the RHZC on July 22, 2019, and said the estimated cost to bring the building to a stable condition would be approximately \$250,000. He shared the general history of the building and highlighted the facts of Mr. Matchett's assessment. There were comments from council members regarding actual costs to restore the building to a historical significance. Mr. Clemmons said there was no way to determine how long the building would stand in its current condition. Mr. Baker said if the City Council denied permission for demolition, the City and the RHZC would be immune from any liability should the building collapse and cause damage. Mr. Clemmons said he was not aware of any interior historical elements. Councilman Henley suggested exploring funding options to assist the Whites with renovation if the building is preserved. Mr. Baker said action on this appeal would be considered the same as action on a zone change request, therefore, if the appeal is not overturned, the applicant must wait twelve months to file a second appeal.

JOHN WALLACE (WALLY) CROW, State of Tennessee licensed engineer for civil, structural, and sanitary/environmental matters, said safety should be the main concern in this case. Mr. Crow said the foundation of the building was failing and there was no support for the existing walls. He noted evidence of some rebuilding at times which says the current building is not the absolute original structure. He said there was a lot of

interior water damage and he felt the building was in a state of progressive collapse. Mr. Crow said there was no support for the roof of the building and the brick walls were moving.

ED WHITE shared information on several of his personal investments in the downtown area. He said he had removed salvageable elements of the interior of the building in question and donated them to the Historical Society. Mr. White said a local contractor quoted \$280,000 to demolish the building. He said it was his opinion that at this point the front door was the only part of the building that should be salvaged.

During rebuttal, BRENT CLEMMONS said in response to some comments, neither he nor Mr. Tyndall were present to state that a building was more important than a person's life. He said the fact that the City of Clarksville and Montgomery County were Certified Local Governments allowed the RPC to obtain funding for the upcoming historical survey which would focus on preservation. He stated the RPC was not questioning Mr. Crow's assessment.

During rebuttal, JEFF TYNDALL said he and Mr. Clemmons, as members of the RPC staff, were present to defend the action of the RHZC. He said he felt Mr. White made a bad investment and that he had been advised of the condition of the building.

The City Council recessed at 10:45 p.m. to allow the recording technician to insert a second DVD, then reconvened at 10:55 p.m.

During rebuttal, WALLY CROW said the building base was beginning to roll resulting in a high risk of collapse.

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

DELIBERATION PHASE: Councilman Garrett made a motion to overturn the decision of the Regional Historic Zoning Commission to deny the Whites' application for a demolition permit. The motion was seconded by Councilman Burkhart.

Councilman Chandler said the members of the RHZC were chosen because of their expertise. He said Mr. White was warned about the condition of the building seven months prior to purchase and there should be some consideration of the historical value of the building.

Councilman Burkhart said the building had been in a state of disrepair for more than twenty years. He and Councilman Erb said safety should come first. Both expressed support to overturn the RHZC's decision.

Councilman Allen felt it would not be economically feasible for anyone to restore the building.

Councilwoman Guzman said the risk of personal injury would remain if the building were not demolished.

Councilman Chandler called for the question. Mr. Baker advised Mayor Pitts that the motion was out of order because the City Council was not acting as a legislative body.

The following vote on the original motion was recorded:

AYE: Allen, Burkhart, Erb, Garrett, Guzman, Henley, Holleman, Pitts, Streetman

NAY: Chandler

ABSTAIN: Norris, Richmond, Smith

The motion to overturn the decision of the Regional Historic Zoning Commission's action on the White's application for demolition passed.

#### CONSENT AGENDA *City Clerk*

*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 17-2019-20** (Second Reading) Accepting donation of property on Franklin Street from Fifth Ward Missionary Baptist Church
2. **ORDINANCE 18-2019-20** (Second Reading) Accepting donation of certain real property located at 520 Roselawn Drive from Edward Burchett
3. **ORDINANCE 20-2019-20** (Second Reading) Amending the Official Code relative to withdrawal of applications for zone change
4. **ORDINANCE 23-2019-20** (Second 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
5. **ORDINANCE 24-2019-20** (Second Reading) Amending the Zoning Ordinance and Map of the City of Clarksville, application of Corinthians 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
6. **ORDINANCE 25-2019-20** (Second 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
7. **RESOLUTION 20-2019-20** Approving a Certificate of Compliance for sale of wine at Dollar General, 1100 Ash Ridge Drive

8. **RESOLUTION 21-2019-20** Approving a Certificate of Compliance for sale of wine at Dollar General, 155 Edmondson Ferry Road

9. **RESOLUTION 23-2019-20** Approving appointments to the Community Health Foundation Board, Customs House Museum Board, and Parking Commission

- *Community Health Foundation: Dr. Mark Trawinski - October 2019 through February 2021*
- *Museum Board: Kell Black - October 2019 through December 2021*
- *Parking Commission: Carol Clark - September 2019 through August 2021, Councilman Travis Holleman - October 2019 through August 2021*

10. Adoption of Minutes: September 5

Councilman Burkhart made a motion to adopt the Consent Agenda as presented. The motion was seconded by Councilman Norris. The following vote was recorded:

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

The motion to adopt the Consent Agenda as presented unanimously passed.

FINANCE COMMITTEE *Jeff Burkhart, Chair*

**ORDINANCE 19-2019-20** (Second 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 second reading. The motion was seconded by Councilman Henley. City Attorney Lance Baker briefly explained the proposed amendments. Councilman Burkhart made a motion to adopt the amendments. 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 the amendments unanimously passed. The following vote on the motion as amended was recorded:

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

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

**ORDINANCE 21-2019-20** (Second 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 second reading. Councilman Burkhart made a motion to approve an amendment to include funding for Pollard Road paving. 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 amendment unanimously passed. The following vote on the motion as amended was recorded:

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

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

**ORDINANCE 26-2019-20** (First Reading) Pertaining to advertising, logos, emblems, etc. on city water tanks

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 Holleman. 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 27-2019-20** (First Reading) Amending the FY20 General Government Operating and Capital Budget and the FY20 Clarksville Transit System Operating and Capital Budget to provide matching funds for three buses and four vans

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 28-2019-20** (First Reading) Amending the FY20 Housing & Community Development Budget to include the 2018 Continuum of Care Program grant transfer from Robertson County

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 Garrett. 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 22-2019-20** Authorizing retirement of patrol service dog “Karma” from the K-9 Unit and authorizing donation to Police Officer Joshua Swaffer

The recommendations of the Finance Committee and Public Safety Committee were for approval. Councilman Burkhart made a motion to adopt this resolution. The motion was seconded by Councillady Smith. 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** *Valerie Guzman, Chair*

Councillady Guzman shared the following monthly department reports: 11,000 calls, 5,000 work orders, 414 after-hours calls, 99,000 meter readings, 44 new gas services, 3,200 feet installed pipe, 43 natural gas odor responses.

**HOUSING & COMMUNITY DEVELOPMENT COMMITTEE** *David Allen, Chair*

Councilman Allen said the Wesley Chapel demolition was 32% complete. Restroom construction at the Lettie Kendall Activity Center was 90% complete. Councilman Allen said the Office of Housing & Community Development would host a Fair Housing Workshop on October 9th at the Public Library.

**PARKS & RECREATION COMMITTEE** *Valerie Guzman, Chair*

Councillady Guzman said discussions were held during the committee’s September 9th meeting regarding ongoing and upcoming projects, human resources issues, and electric scooters.

**PUBLIC SAFETY COMMITTEE** *Jeff Henley, Chair*

Councilman Henley shared the following monthly department statistics: Building & Codes - 1,205 inspections, 285 enforcement cases, 86 single family permits, and 56 abatement work orders; Fire Rescue - seven new recruits, 1,208 emergency runs; Police - 13,215 calls

**STREETS & GARAGE COMMITTEE** *Tim Chandler, Chair*

**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. First reading on this ordinance was postponed on September 5, 2019. Councilman Chandler made a motion to adopt this ordinance on first reading. The motion was seconded by Councillady Streetman. The following vote was recorded:

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

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

Councilman Chandler shared the following monthly department reports: Streets - paving of four subdivisions and the 5-point intersection of Greenwood Avenue. He said the department was waiting for the TDOT start-to-work order for the Rossview Road project, and the Whitfield Road Project was still in the early stages. Councilman Chandler said the department received a new street sweeper and new paint truck.

The City Garage was reporting a savings of approximately \$11,000 per month on routine activities compared to the previous year. Unleaded fuel was being purchased for \$1.87 per gallon and diesel fuel was \$2.14 per gallon.

#### TRANSPORTATION COMMITTEE *Wanda Smith, Chair*

Councillady Smith shared the following monthly department statistics for Clarksville Transit System: 58,437 passengers including 6,721 seniors, 3,380 demand responses. New shelter pads had been constructed on Providence Boulevard, Wilma Rudolph Boulevard, and Dunlop Lane. Councillady Smith announced Clarksville Academy would be painting the Spooky Special Bus that would run all routes on October 30 and 31. The annual bus rodeo was scheduled for the last week of October in Chattanooga.

#### NEW BUSINESS

##### INTERNAL SERVICE GUIDELINES

**ORDINANCE 29-2019-20** (First Reading) Amending the Official Code amending the Internal Service Fund Guidelines

Councilman Allen made a motion to adopt this ordinance on first reading. The motion was seconded by Councilman Richmond. Upon the advice of the City Attorney, Councilman Allen made a motion to postpone first reading to the January 2020 regular session to allow time to gather additional information relative to the original development of these guidelines. The motion was seconded by Councilman Burkhart. The following vote was recorded:

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

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

## RENAMING BIRCHWOOD PARK

Because this resolution was not presented during the September 26, 2019 Executive Session, Councilman Garrett made a motion to consider **RESOLUTION 24-2019-20**. 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 consider this resolution passed by the required 3/4 majority approval.

**RESOLUTION 24-2019-20** Renaming Birchwood Park as CSM Sidney R. Brown Park at Birchwood

Councilman Garrett made a motion to adopt this resolution. The motion was seconded by Councilman Henley. Councilman Garrett shared some of Mr. Brown's contributions to the local community and a prayer was offered by First Lady Cynthia Pitts on behalf of Mr. Brown who was reportedly in poor health. 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

There were no Mayor or Council Member reports.

## ADJOURNMENT.

The meeting was adjourned at 11:29 p.m.

*ADOPTED:* November 7, 2019