

BOARD MEETING

AUGUST 28, 2006

The Board of Mayor and Aldermen of the City of Tullahoma, Coffee and Franklin Counties, Tennessee met in a public session at the Municipal Building, in Tullahoma, on Monday, August 28, 2006 with Mayor Troy Bisby presiding and the following named members of the Board of Mayor and Aldermen: Jonathan James, Sandy Lindeman, Phil Trimble, and Scott Shasteen. Absent were Janice Bowling and Lane Curlee.

Louis J. Baltz III, City Administrator; Randall Morrison, City Attorney; and Susan Wilson, City Recorder, were also present at the meeting.

The meeting was opened with an invocation delivered by Rev. Len Hendrix and the pledge of allegiance to the flag.

PROCLAMATIONS; AWARDS; AND SPECIAL PRESENTATIONS

Mayor Bisby recognized Officer Tim Brandon for 15-years of service to the City of Tullahoma.

COMMENTS FROM CITIZENS - None

REPORT FROM MEMBERS OF THE BOARD OF MAYOR AND ALDERMEN

ALDERMAN TRIMBLE – No Report.

ALDERMAN JAMES – Mr. James reported that he attended a meeting that TDOT held to get citizens comments on Wilson Avenue expansion. Mr. James reported that he attended ribbon cutting ceremonies for the Mortgage Connection and the new Coffee County Health Department. Mr. James reported that since he is the City liaison for the Tullahoma Airport Authority that he visited the Tullahoma Airport and got in-briefed by Mr. John Miller on what the Airport Authority was doing, what their objectives were, and future plans for the Airport. Mr. James also received a tour of the Airport from Mr. Jon Glass, Airport Authority Director. Mr. James said that he attended a recognition meeting at the Manchester/Coffee County Convention Center in honor of two members of the Tennessee Legislature and our State Senator for their initiative to help Autism.

ALDERMAN LINDEMAN – Mrs. Lindeman reported that she attended the ribbon cuttings also and that the new Coffee County Health Department in Tullahoma on the corner of Wilson and Cedar Lane is a very nice facility and a good asset for Tullahoma. Mrs. Lindeman reported that she worked on the

Children's Advocacy Center Golf tournament held at Lakewood Country Club. Mrs. Lindeman reported that since she has been appointed as liaison to the School Board that she met with Dr. Lawson and toured East Lincoln and East Middle School and saw some of the problems at the facilities. She encouraged the citizens to go to the schools to see for themselves. Mrs. Lindeman reported that she attended a meeting hosted by Dr. Lawson, Tullahoma City Schools, with Guest, Congressman Lincoln Davis. She said that invitations were sent to schools and those personnel from Manchester, Coffee County, Bedford County, and Franklin County schools attended. Mrs. Lindeman said that all of the school systems seem to have the same concerns and that Cong. Davis shared some great ideas on education and "no child left behind, etc., with those in attendance.

MAYOR PRO-TEM SHASTEEN – Mr. Shasteen reported that he attended the TDOT public hearing on the proposed widening for Wilson Avenue project. He said that of the citizens that expressed their opinions to him, it doesn't seem to be an extremely popular concept at this time. He said there may be more information forthcoming, but there didn't seem to be a favorable response from business owners that were at the public meeting. Mr. Shasteen reported that he attended the Planning Commission meeting last week and dealt with a number of routine items. Mr. Shasteen said the he also attended the ribbon cutting for the new Coffee County Health Department and agreed with Mrs. Lindeman that it is a great facility and it is going to be a plus for Tullahoma. Mr. Shasteen said that it is a shame that more County services are not available in Tullahoma and that it would be nice if the County could possibly look at the possibility of a service or two that Tullahoma citizens have to drive to Manchester currently to take care of. He thought it would be nice for Tullahoma citizens to be able to come to a small office at the new facility to renew license plates for vehicles. Mr. Shasteen said that he has noticed driving down Wilson Avenue the past couple of weeks that it is really clean and he wanted to commend the Public Works department for getting that done.

Mayor Bisby thanked Mr. Shasteen for pointing that out and said that he understands there is much to do and a challenge to keep up with.

Alderman James interjected that he had also received good accolades when he was out at the airport regarding the drainage issues that Public Works had taken care of at the south hangar.

MAYOR BISBY – Mayor Bisby reported that he also attended the TDOT meeting and he agrees that at first blush the current configuration of that road appears that it may do more harm than good, but he stated he is not a traffic expert, but his recollection is that it has changed considerably from what was originally proposed design. Mr. Baltz agreed and described the changes and the concerns of citizens. Mr. Baltz reported they Staff is going to draft a letter to TDOT to let them know of the City's concerns in regard to the additional land and

ask for traffic data in regard to that.

Mr. Trimble suggested asking TDOT to use the funds to reroute 130 from Carroll to Wilson and take some of the pressure off of the signal at Jackson and Wilson. Mr. Baltz reported that they have a 30-day comment period and that they could add that to their list of comments in regard to the project. Mr. Baltz further commented that typically the state looks at a whole corridor, and this alternative would be out of the corridor, but they could certainly put that in the comments. Discussion followed regarding the proposed changes and areas affected.

REPORT FROM THE CITY ATTORNEY – Mr. Morrison said that he had submitted his written report.

REPORT FROM THE CITY ADMINISTRATOR – Mr. Baltz said that he was going to report on the TDOT public hearing that was just completed. He also thanked the Fire Department for their participation in the Manchester parade this past weekend.

Alderman Curlee arrived at this time (6:00 p.m.)

ALDERMAN CURLEE – No report.

CONSENT AGENDA

Agenda Item 06-103 - Minutes of August 14, 2006 Board Meeting

A motion was made by Mr. Trimble and seconded by Mrs. Lindeman to adopt the minutes of the August 14, 2006 board meeting as presented. On roll call all members present voted aye and it was so ordered.

OLD BUSINESS

ORDINANCE NO. 1337 – AN ORDINANCE TO ANNEX CERTAIN TERRITORY AND TO INCORPORATE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF TULLAHOMA, TENNESSEE AND TO ZONE SAME (PORTION OF OVOCA LAKE/CASCADE ROAD)

Mayor Bisby read the caption of Ordinance No. 1337 for the second and final reading. Mr. Baltz gave the background information. A motion was made by Mr. Shasteen and seconded by Mr. James to approve Ordinance No. 1337. On roll call all members present voted aye and the motion was so ordered.

SEE ATTACHED COPY OF ORDINANCE #1337

ORDINANCE NO. 1338 – AN ORDINANCE TO FALL UNDER THE PROVISIONS OF TITLE 5, FINANCE AND TAXATION, CHAPTER 1, SECTION 5-102, OF THE CODE OF ORDINANCES OF THE CITY OF TULLAHOMA, ADOPTED MAY 9, 2000 AND AN ORDINANCE TO AMEND ORDINANCE NO. 1319 OF THE CITY OF TULLAHOMA, TENNESSEE, ENTITLED “AN AMENDED ORDINANCE TO MAKE APPROPRIATIONS FOR THE ADMINISTRATION, OPERATION AND MAINTENANCE OF EACH DEPARTMENT AND OF THE CITY GOVERNMENT OF THE CITY OF TULLAHOMA, TENNESSEE, FOR THE PERIOD ENDING JUNE 30, 2006, AND WHICH ORDINANCE AND APPROPRIATIONS ARE IN COMPLIANCE WITH SECTION 5-102 OF THE TULLAHOMA CODE, FORMERLY ORDINANCE NO. 315 OF THE CITY OF TULLAHOMA, TENNESSEE KNOWN AS “AN ORDINANCE TO ESTABLISH THE FISCAL YEAR AND A BUDGET SYSTEM FOR THE CITY OF TULLAHOMA AND TO PRESCRIBE THE MANNER AND METHOD OF ITS ADOPTION, USE AND OPERATION AND TO PRESCRIBE PURCHASING POLICIES AND TO REPEAL ALL LAWS IN CONFLICT THEREWITH

Mayor Bisby read the caption of Ordinance No. 1338 for the second of three readings. Mrs. Wilson gave the background information. A motion was made by Mr. Curlee and seconded by Mr. Trimble to adopt Ordinance No. 1338 on the second of three readings. On roll call all members present voted aye and the motion was so ordered.

SEE ATTACHED COPY OF ORDINANCE NO. 1338

NEW BUSINESS

ORDINANCE NO. 1339 – AN ORDINANCE TO ANNEX CERTAIN TERRITORY AND TO INCORPORATE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF TULLAHOMA, TENNESSEE AND TO ZONE SAME (COFFEE CO. TAX MAP 109, PARCEL 57.05)

Mayor Bisby read the caption of Ordinance No. 1339 for the first of two readings. Mr. Baltz gave the background information. A motion was made by Mr. James and seconded by Mr. Trimble to adopt Ordinance No. 1339. Mr. Shasteen commented that he feels we need to look at this area very closely as we continue to open areas and approve more and more subdivisions for road usage (widening), sidewalks, and traffic issues. On roll call all members present voted aye and the motion was so ordered.

SEE ATTACHED COPY OF ORDINANCE NO. 1339

RESOLUTION NO. 1300– A RESOLUTION TO ADOPT A PLAN OF SERVICES (COFFEE CO. TAX MAP 109, PARCEL 57.05)

Mayor Bisby read the caption of Resolution No. 1300. A motion was made

by Mr. Shasteen and seconded by Mrs. Lindeman to approve Resolution No. 1300. On roll call all members present voted aye and it was so ordered.

SEE ATTACHED RESOLUTION NO. 1300

ORDINANCE NO. 1340 – AN ORDINANCE IN IMPLEMENTATION OF TITLE 5, FINANCE AND TAXATION, CHAPTER 1, IN GENERAL, OF THE CODE OF ORDINANCE OF THE CITY OF TULLAHOMA, TENNESSEE, AND AN ORDINANCE TO MAKE APPROPRIATIONS FOR THE ADMINISTRATION, OPERATION AND MAINTENANCE OF EACH DEPARTMENT AND AGENCY OF THE CITY OF TULLAHOMA, TENNESSEE, FOR THE PERIOD ENDING JUNE 30, 2007, AND AN ORDINANCE TO SET THE TAX RATE FOR THE REAL ESTATE AND PERSONAL PROPERTY FOR THE TERM 2006, AND AN ORDINANCE TO FACILITATE OTHER FISCAL OPERATIONS OF THE CITY OF TULLAHOMA, TENNESSEE

Mayor Bisby read the caption of Ordinance No. 1340 for the first of three readings. A motion was made by Mrs. Lindeman and seconded by Mr. Shasteen to approve Ordinance No. 1340. Mr. Trimble asked if they were going to take this up in the study session. Mayor Bisby said they would discuss it but thought that in the study session they might set a date for a work session. Mr. James stated that his personal view is that a budget proposal should start with no tax increase. Mr. James also stated that he feels the ordinance is incomplete in regard to the school information (actual budget expenditures from last year) and affects the justification on his decision. Mrs. Lindeman reported that Dr. Lawson said he would get the information to the Board tomorrow. Discussion followed regarding certified tax rate guidelines, the deadline, and any public notice requirements. Mayor Bisby said that he appreciates the comments and he believes this is a budget that now belongs to the Board and that they will all work together to hammer out a budget that they feel is equitable and serves the City.

Mr. James said that it is his understanding that they will have a work session and return twice for passage. Discussion followed regarding the process for final passage and publishing deadlines.

A motion was made by Mr. James to amend the motion on the floor to begin the ordinance to start with zero tax increase. The motion failed due to a lack of a second to the amendment.

Mayor Bisby restated the motion to approve Ordinance No. 1340 as presented and called for a vote. On roll call all members present voted aye and the motion was so ordered.

SEE ATTACHED COPY OF ORDINANCE NO. 1340

AGENDA ITEM 06-104 – APPROVAL OF TDOT ROADSCAPES GRANT APPLICATION

Mr. Baltz gave the background information. It was noted that the Foundation for Preservation of Oakwood Cemetery has raised \$12,000 towards this project. The grant funds requested would be \$71,632 and the remaining addition match from the City would be \$5,908. A motion was made by Mr. Trimble and seconded by Mr. James to approve Alternative No. 1 to approve the filing of the grant application due by September 1, 2006. Mr. Shasteen commended the grant efforts and that he thinks this type of fence would look very good and if the City could get this done for \$5,000-\$6,000 that would be good thing. Mayor Bisby agreed and Mr. Trimble said that we should thank Ms. Murphy and the efforts of the Foundation for Preservation of Oakwood Cemetery. Mayor Bisby called for a vote. On roll call all members present voted aye and it was so ordered.

AGENDA ITEM 06-105 – SET PUBLIC HEARING FOR THE REZONING REQUEST FOR PROPERTY LOCATED AT 300, 301, 302, 304, 305, 306, AND 307 GOLF CLUB LANE AND 101, 103, AND 107 WILKINS DRIVE FROM R-1, LOW DENSITY RESIDENTIAL TO C-2, GENERAL COMMERCIAL DISTRICT

Mr. Baltz presented the background information. A motion was made by Mr. Shasteen and seconded by Mr. James to set a public hearing for September 25, 2006. Mr. Trimble stated for the record that he was going to vote even though one of the applicants is his parents, due to the overwhelming majority of the neighborhood has signed the request he does not feel it is a conflict and he supports what they are trying to do. Mr. Shasteen said that he made the motion because along with Mr. Trimble's parents a number of other people that live in this neighborhood were there and all but two of the residents did sign on to this and they understand the direction the neighborhood is going and that it is financially advantageous for them to have this zoned as commercial property when and if they do sell their home. Mr. James said that it appears on page 149 of the agenda package that there is a highlighted area that seems to not include a couple of the properties that he believes they are discussing. Mr. James said that for clarification he wanted to ask why the Stone and Miller residences were not included. Mr. Baltz said that those were the two families that opted out. Mr. James asked for a matter of clarification, is the hearing going to include rezoning the Stone and Miller properties? Mr. Baltz said no. Discussion followed regarding a strip of property owned by Miller. Mr. James also wanted to note that in a highlighted area with the name Stephens on it is an empty lot, and we want to make sure that is not left out on the administrative paper work. Mayor Bisby called for a vote. On roll call all members present voted aye and the motion was so ordered.

There being no further business to come before the Board of Mayor and Aldermen at this time, upon motion made and duly seconded, the Board Meeting adjourned. On roll call all members present voted aye and it was so ordered.

FINANCE DIRECTOR

MAYOR