

BOARD MEETING

DECEMBER 11, 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, December 11, 2006 with Mayor Troy Bisby presiding and the following named members of the Board of Mayor and Aldermen: Janice Bowling, Jonathan James, Sandy Lindeman, Scott Shasteen, and Phil Trimble. Absent was Lane Curlee.

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

The meeting was opened with an invocation delivered by Mr. Howard Kirksey and the pledge of allegiance to the flag.

PROCLAMATIONS; AWARDS; SPECIAL PRESENTATIONS; COMMENDATIONS; AND CERTIFICATES

Mayor Bisby recognized Jason Dendy for 15 years of service to the City of Tullahoma.

COMMENTS FROM CITIZENS

Mr. Russell Credle, 401 Wilson Avenue, stated that he was there to express opposition to the proposed TDOT widening project for Wilson Avenue for himself and on behalf of the residents and business owners on Wilson Avenue. Mr. Credle presented a petition to the Board of Mayor and Aldermen with signatures of property owners in opposition to the proposed Wilson Avenue project because of the negative impact it would have on the businesses currently operating.

Dr. Theresa Patterson, 209 Wilson Avenue, expressed her opposition to the project. She indicated that she has had her practice there for 26 years and has not received complaints from patients regarding traffic problems with Wilson Avenue nor has she ever experienced problems with accessing and leaving her office. Dr. Patterson reflected on the negative impact it would have on the properties for the business owners in that area.

Alderman Lane Curlee entered the meeting at this time (5:37 p.m.)

Mr. Don Myers, Sears and Roebuck Road commented regarding the number of members on the Coffee County Industrial Board and their accomplishments.

REPORT FROM MEMBERS OF THE BOARD OF MAYOR AND ALDERMEN

Mayor Bisby introduced a special guest, “Santa Clause”, who commended City employees for various accomplishments over the past year and wished all a “Merry Christmas”.

ALDERMAN BOWLING – Mrs. Bowling reported that the Olde Towne Christmas Stroll will be tomorrow night and presented an overview of the program for the evening. Mrs. Bowling reported that the special committee met with the School Board last week and learned that the \$25,000 was not for the High School roof, rather it was a contingency that was built in, and hopefully that amount will not be used and could be a cost savings eventually. Mrs. Bowling reported that she asked about the bid list and was informed that they sent it only to a pre-approved bid list that was over two years old and was assured that they would update the bid list and go through a more open process for solicitation for bids. Mrs. Bowling reported that they came to an agreement that the City will accept that and look at the funding source tonight. Mrs. Bowling reported that they did explain that the way of reimbursement will be through the Board of Mayor and Aldermen, itemized invoices that will come to the City to be paid. Mrs. Bowling reported that the TUB meeting will be on December 19th not the 26th. Mrs. Bowling reported that they had the yearly TUB Christmas party at the Staggerwing Museum and complemented the facility. Mrs. Bowling reported that she attended the farewell luncheon and retirement ceremony for General Stringer along with the change of command ceremony and a reception to honor the new commander Col. Art Huber. Mrs. Bowling requested a Policy Committee meeting to be set for the first week of January to review some housekeeping for City policies. Mrs. Bowling wished to all a Merry Christmas and Happy New Year!

ALDERMAN CURLEE – No Report.

ALDERMAN LINDEMAN – Mrs. Lindeman reported that she attended the meeting with the School Board and reported that the architect was there and could answer the questions personally for the Aldermen. Mrs. Lindeman reported that she attended the Mayor’s Youth Council meeting and commended them for conducting their meeting in 45 minutes and said that maybe they should try to obtain a goal such as that. Mrs. Lindeman reported the Mayor’s Youth Council will be having their “Bowling Night” on February 23 from 9:30-12. Mrs. Lindeman reported that she attended the TERC (Teens Encouraging Right Choices) meeting and informed the Board that on February 9, they are going to have “Save A Life” program where they will bring in a simulated car that students get in and feel the affects of being drunk in a car – she said that “the car gets drunk”, it progressively shows what the affect of driving a car with the consumption of alcohol. Mrs. Lindeman reported that she attended the 1st Graders Christmas program at Farrar Elementary school for the Mayor and that it was a great program. Mrs. Lindeman wished to all a “Merry Christmas”!

ALDERMAN TRIMBLE – No Report.

ALDERMAN JAMES – Mr. James said that he joined with Mrs. Lindeman in that goal of a little more brief meeting. Mr. James reported that the Tullahoma Airport Authority meets tomorrow. Mr. James said that he met with a homeowners association that had invited him to talk with them and that he was able to answer some of their questions and show them the Board's objectives. He said that he was able to address some of the issues that were unique to their association. Mr. James said that he appreciated the opportunity and would like to meet with more homeowner associations in the future.

Mr. James encouraged citizens to look at recycling. He said that he received a suggestion that he thought was good and wanted to share it with the Board and citizens. He said that we do have a recycling program and that the City makes money on it so it is a good thing to do. He explained that the suggestion was to start recycling in a small way by just starting with newspapers, telephone books, and catalogs and put them in a bag. He suggested to just start with that and when you feel comfortable with that then maybe you could move on to other things.

MAYOR PRO-TEM SHASTEEN – Mr. Shasteen reported that the Planning meeting will be next Monday.

MAYOR BISBY – Mayor Bisby reported that he attended the Common Battlefield Airmen Training (CBAT) presentation put on by the Air Force. He said that all of the comments and feedback that he received everyone that he heard discuss the CBAT program only gave positive feedback and comments there were not any negative comments. Mayor Bisby reported that he attended the change of command ceremony.

REPORT FROM THE CITY ATTORNEY – No report, but Mr. Morrison wished all a Merry Christmas and a Happy New Year.

REPORT FROM THE CITY ADMINISTRATOR – Mr. Baltz reported that he attended a briefing that was held in Pulaski by the commander of Redstone Arsenal that discussed the impacts to the Southern Middle Tennessee and the Huntsville area regarding the jobs that are coming to the base (they are looking at over 4500 direct jobs to the base). Mr. Baltz said they reported that they are looking at expansion for that base.

CONSENT AGENDA

Agenda Item 06-155 - Minutes of the November 27, 2006 Board Meeting

A motion was made by Mrs. Bowling and seconded by Mr. Shasteen to accept the Consent Agenda. On roll call all members present voted aye and it was so ordered.

At this time Mr. James requested (made a motion) a change in the agenda to move Old Business item 5 (06-162), and place before item 3 (Ordinance 1347), because if item 06-152 is passed then it may change of affect Ordinance 1347. The Mayor and Aldermen were in agreement. Mrs. Bowling said that she seconded Mr. James' request/motion and she made a motion to accept the agenda as amended. Mr. James seconded the motion to accept the agenda as amended. On roll call all members present voted aye and it was so ordered.

OLD BUSINESS

ORDINANCE NO. 1343 – AN ORDINANCE TO RAISE THE SALES AND USE TAX IN THE CITY OF TULLAHOMA TO 2.75% AND TO REQUEST A REFERENDUM OF THE PEOPLE TO APPROVE THE ORDINANCE

Mayor Bisby read the caption of Ordinance No. 1343 for the third and final reading. A motion was made by Mrs. Lindeman and seconded by Mr. Curlee to adopt Ordinance No. 1343. Mr. James stated that he will vote for the ordinance however he was not enthused with the level of discipline in the resolution that was accompanying it and wanted the people to know that. He said he wished there was an even higher level of discipline on their property tax should this pass. Mayor Bisby said that he recognizes Mr. James' concern but he wanted to recognize that he was pleased that they all worked together to get a referendum that they could all agree on and comfortable with. He said that he personally would have like to have stronger words, and wanted to mention that those that wanted to change the ordinance a bit were doing it out of honesty and wanted to make sure that their belief was put in that resolution so that they were being as honest and direct with the people as possible. He said that he sees this as a compromise resolution that says they are all going to try their best to hold taxes. Mayor Bisby called for a vote. On roll call the vote was as follows:

AYE: Bisby, Curlee, James, Lindeman, Shasteen, Trimble

NAY: Bowling

The vote being six (6) ayes and one (1) nay, the motion was so ordered.

AGENDA ITEM 06-152 – TCS/EAST MIDDLE SCHOOL ROOF FINANCING

Mrs. Rosemary Womack presented the background information. A motion was made by Mrs. Lindeman and seconded by Mr. James to accept Alternative No.

1 to authorize staff and city attorney to draft a resolution for consideration at the next meeting. Discussion followed regarding interest earned vs. interest paid. Mr. Baltz discussed that the TML bond loan can be paid off at anytime without penalty. The process of payment was discussed that the School will present the bills to the City and the bills will be paid by the City. Mrs. Bowling said that the architect explained that they did get the 20-year warranty, but that this roof would be over a 30-year roof. Mayor Bisby stated that the motion was to accept Alternative No. 1. Mr. James clarified the funding for this project that the school will receive invoices for the work and that they have asked the School Board to bring the invoices to the City Finance Department and the bills will be paid directly from the City to the contractor/originator of the invoice. Mayor Bisby called for a vote. On roll call the vote was as follows:

AYE: Bisby, Bowling, Curlee, James, Lindeman, Trimble

NAY: Shasteen

The vote being six (6) ayes and one (1) nay, the motion was so ordered.

ORDINANCE NO. 1347 – AN AMENDED 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 20, 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 stated that Ordinance No. 1347 is to amend the City budget on the third and final reading. A motion was made by Mr. Shasteen and seconded by Mr. James to adopt Ordinance No. 1347. A motion was made by Mr. James and seconded by Mrs. Bowling to amend the motion to include the adjustments as follows: Motion to amend Ordinance No. 1347 on third and final reading to increase the capital projects budget by \$26,500 for purchase of airport property and by \$845,000 for East Middle School Roof to a new total of \$6,071,500 and to increase the debt service fund budget by \$16,000 for the initial interest payment on the roof outlay note to a total of \$2,578,588 (see attached typed motion by Mr. James). Mayor Bisby called for a vote on the amended motion. On roll call all members present voted aye and it was so ordered. Mayor Bisby called for a vote on the motion to approve Ordinance No. 1347 as amended. On roll call all members present voted aye and it was so ordered.

ORDINANCE NO. 1348 – AN ORDINANCE TO AMEND TITLE 10, CHAPTER 1

AND TITLE 20, CHAPTERS 1 & 2 OF THE MUNICIPAL CODE FOR THE CITY OF TULLAHOMA, TENNESSEE (ANIMAL CONTROL)

Mayor Bisby read the caption of Ordinance No. 1348 for the third and final reading. A motion was made by Mrs. Bowling and seconded by Mrs. Lindeman to approve Ordinance No. 1348 as amended by memo with revised fees listed (Maintenance of Animals be changed from \$5.00/day to \$7.50/day, and the Quarantined be changed from \$5.00/day to \$12.50/day). Mayor Bisby called for a vote on the motion to approve as amended. On roll call all members present voted aye and it was so ordered.

SEE ATTACHED COPY OF ORDINANCE NO. 1348

SEE ATTACHED COPY OF MEMO WITH REVISED FEES

NEW BUSINESS

RESOLUTION NO. 1327 – A RESOLUTION RESERVING THE SUPPORT OF THE CITY OF TULLAHOMA FOR THE WIDENING OF STATE ROUTE 55 (WILSON AVENUE)

Mayor Bisby read the caption of Resolution No. 1327. A motion was made by Mr. Trimble and seconded by Mrs. Bowling to adopt Resolution No. 1327. Mrs. Bowling read Section 1-3 of the Resolution and presented a map with possible alternatives for the State to consider. Mr. James discussed the widening from Cedar Lane out to Lynchburg. The Board decided that if they wanted stipulations they would do as a separate action at a later date. Mayor Bisby called for a vote. On roll call all members present voted aye and it was so ordered.

AGENDA ITEM 06-156 – HEAD START USE REQUEST (TIME EXTENSION)

Mr. Kurt Glick presented the background information. A motion was made by Mr. Trimble and seconded by Mrs. Lindeman to approve Alternative No. 1 to approve the extension. On roll call all members present voted aye and it was so ordered.

AGENDA ITEM 06-157 – REPLACEMENT OF AERIAL TRUCK

Fire Captain Phil Duncan presented the information regarding the fire trucks and their recommendation in regard to safety and most effective use. When asked by the Board, Captain Duncan explained their preference would be a platform rear-mount with a reach of 100 feet. Discussion followed regarding the qualities of the various trucks and the maintaining of our ISO rate (currently Class 4). Discussion followed regarding funding for the fire truck. A motion was made by Mrs. Bowling and seconded by Mrs. Lindeman and Mr. Shasteen to authorize staff to write the specs and send out for bid for a 100-foot reach, Quint

with a rear mount platform truck. On roll call all members present voted aye and it was so ordered. Mr. Baltz thanked the Chief and Captains that compiled and prepared the information for the Board.

Alderman Shasteen asked Mr. Baltz the status of Fire Hall 2. Mr. Baltz reported that the architect is working on the survey, drainage, and the issue of a drive-thru bay and they are hoping to have it out to bid in the spring. Mr. Baltz commented that there were some issues regarding property line pins/stakes.

AGENDA ITEM 06-158 – APPOINTMENT RECOMMENDATION FOR COFFEE COUNTY INDUSTRIAL BOARD

Mayor Bisby presented the background information. A motion was made by Mrs. Bowling and seconded by Mr. Trimble to recommend Mr. Marvin McKee for reappointment to the Coffee County Industrial Board. On roll call all members present voted aye and it was so ordered.

There being no further business to come before the Board of Mayor and Aldermen at this time, the Board Meeting adjourned.

CITY RECORDER

MAYOR