

STATE OF TENNESSEE
COUNTY OF MARSHALL

CITY OF LEWISBURG
APRIL 14, 2009

The Lewisburg City Council met for their regularly scheduled monthly meeting on Tuesday, April 14, 2009, 6:00 p.m. at Lewisburg City Hall, 131 East Church Street, Lewisburg, Tennessee.

Those present and attending were: Mayor Bob Phillips, City Manager Eddie Fuller, City Treasurer/Recorder Connie W. Edde, Councilors Quinn Brandon, Hershel Davis, Robin Minor, Phil Sanders and Odie Whitehead.

Members Absent: City Attorney Bill Haywood

Mayor Bob Phillips called the meeting to order.

The Invocation was given by Clay Derryberry and the audience led the Pledge of Allegiance.

Tony Beyer thanked the City for its participation in "Ratchet Up" Marshall County. The South Central Tennessee Workforce Board is presenting this training series offering five courses following a Workforce Development Conference with industries in Lewisburg and Marshall County. The courses are offered to all workers who would like to increase their training skills in the following five areas: Work Ethics, Math Refresher, Computer/Microsoft Programs, Process Problem Solving, and Proper Use of Hand Tools, and Measurement Comprehension.

Taken Out of Order:

6H) Consider Appointments to the Industrial Board

Eddie Wiles, Chairman of the Industrial Board, addressed the Council concerning renewal of three (3) appointments to the Board. Chairman Wiles stated two of the three members, Jim Weaver and Steve Adams, agreed to continue serving on the Board. Arnold Lilly was recommended for replacement of Edward "Bubba" Tankersley as he did not seek reappointment.

Motion was made by Councilor Minor, seconded by Councilor Sanders, to approve appointments to the Industrial Board (Weaver, Adams and Lilly) as requested. Councilor Brandon suggested waiting for one month to see if any citizen showed interest in serving on the Board.

Mayor Phillips called for the vote concerning the motion and second on appointment of Weaver, Adams and Lilly. Upon a roll call vote:

Councilor Brandon - Nay
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Nay

Motion Passed: 3 - 2

Taken Out of Order:

6A) Kraft Brothers to Present Final Audit

Beverly Horner and Misti Rogers, Kraft Brothers, presented the Council with the final audit of the City of Lewisburg for fiscal year 2007-2008.

Item 1. Announcements

Mayor Phillips announced the following:

1) Remembrance of Jillian Garrett, who was recently killed in an automobile accident along with her fiancé. Jill had once worked for Kraft Brothers and was the finance director for the Duck River Watershed Agency. Condolences were given to both families.

2) Congratulations to Councilor Quinn Brandon and Bill Stewart on their recent engagement to be married.

Item 2. Approval of Minutes

Motion to approve the minutes of the regular scheduled meeting of March 10, and the special call minutes of March 17 was made by Councilor Brandon and seconded by Councilor Whitehead. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

Item 3. Approval of the Bills /Financial Statement

Motion to approve the March 2009 bills and the February 2009 financial statement was made by Councilor Davis and seconded by Councilor Minor. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Councilor Minor - Aye

Motion Passed: 5 - 0

Item 4. Citizen Input

- 1) Tom Sumners gave a special invitation to the public to attend the 195th consecutive meeting of the Rock Creek Bible Society on May 2, 10:30 a.m. at Bethbirei Presbyterian Church, 2025 Bethbirei Road. A potluck luncheon will follow the non-denomination meeting.
- 2) Andy Henson complimented Councilor Brandon and Councilor Whitehead on their vote concerning the appointments to the Industrial Board.
- 3) Jerry Freeman requested a copy of the final audit for the City. He inquired how the general public would know of appointments to the Industrial Board.
- 4) Lina Horner stated the Industrial Board appointments were public knowledge through a written article in the local paper and the meeting of the Industrial Board was an open meeting.

Item 5. Unfinished Business

5A) Second Reading of Ordinance 09-02

Motion was made by Councilor Whitehead, seconded by Councilor Minor, to approve second reading of Ordinance 09-02. This ordinance amends the City's Zoning Ordinance by adding definitions of Recycle Centers and Solid Waste Transfer Stations. A Public Hearing was held prior to this meeting with no comments or opinions expressed. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

5B) Second Reading of Ordinance 09-03

Motion was made by Councilor Davis, seconded by Councilor Brandon, to approve second reading of Ordinance 09-03. This ordinance will annex and zone to "BP" (BUSINESS PARK) certain property purchased by the City known as the "Harder Property". A Public Hearing was held prior to this meeting with no comments or opinions expressed. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

Item 6. New Business

6A) Taken Out of Order

6B) Plan of Services (Ordinance 09-03)

Motion was made by Councilor Brandon, seconded by Councilor Whitehead, to approve the Plan of Services pertaining to Ordinance 09-03. The property (42 ± acres known as the Harder Property) was recently purchase by the City. A Public Hearing was held prior to this meeting with no comments or opinions expressed. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

6C) Agreement with TML Management Pool

Motion was made by Councilor Brandon, seconded by Councilor Sanders, to approve a Resolution pertaining to the City's agreement with TML (Tennessee Municipal League) Management Pool. TML has made changes concerning the current agreement thus requiring an update to the City's contract. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

6D) Amendment to Police Advisory Board By-laws

Motion was made by Councilor Minor, seconded by Councilor Whitehead, to amend the current by-laws of the Police Advisory Board (Section IV, B) by adding the language "lateral transfers etc." It now reads as follows:

Make recommendation and comments to the Police Chief for any promotions / demotions / lateral transfers, etc. within the department.

Upon a roll call vote:

Councilor Brandon - Nay
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 4 - 1

6E) Application for Grant for Police Department

Motion was made by Councilor Brandon, seconded by Councilor Whitehead, to approve application for funding through the Federal Recovery and Reinvestment Act of 2009 Byrne Memorial Justice Assistance Grant. The City is eligible to receive \$33,240.00 which will be used to purchase ruggedized laptop computers for the Police Department patrol vehicles. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

6F) Making Lewisburg a "Tree City"

Motion was made by Councilor Brandon, seconded by Councilor Sanders, to move towards making the City of Lewisburg a "Tree City" by creating a Board of volunteer citizens to develop and administer a comprehensive tree management program. Councilor Brandon explained this Board would be associated with The Arbor Day Foundation, a nonprofit conservation organization of nearly one million members, with a mission to inspire people to plant, nurture, and care for trees. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

6G) Proclaiming "Arbor Day" in Lewisburg

Motion was made by Councilor Brandon, seconded by Councilor Whitehead, to approve a Resolution proclaiming April 24th as "Arbor Day" in Lewisburg. Councilor Brandon stated this is one step closer in making Lewisburg a "Tree City". The Resolution urges all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and further urge all citizens to plant and care for trees. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

7A) First Reading of Ordinance 09-04

Motion was made by Councilor Brandon, seconded by Councilor Minor, to approve first reading of Ordinance 09-04, an ordinance amending the City's Zoning Ordinance to establish a Business Park (BP) zoning classification with specific restrictions, covenant regulations, and conditions. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

7B) Lighting for MC Youth Football League

Motion was made by Councilor Minor, seconded by Councilor Davis, to approve \$5400 for the Marshall County Youth Football League to purchase lighting for their field. Councilor Minor stated the league had donors for the poles, wiring, labor, etc. however they were asking for help in purchasing of the lights. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

7C) Bay Doors for Fire Department

Motion was made by Councilor Whitehead, seconded by Councilor Davis, to approve purchasing bay doors for the Lewisburg Fire Department (Downtown Station). Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

7D) Sell of Property

Motion was made by Councilor Brandon, seconded by Councilor Whitehead, to approve selling approximately 12 acres (\$10,885 per acre) to the Lewisburg Water/Wastewater Department. The acres were once part of the Murray Farm property purchased by the City. Upon a roll call vote:

Councilor Brandon - Aye
Councilor Davis - Aye
Councilor Minor - Aye

Councilor Sanders - Aye
Councilor Whitehead - Aye

Motion Passed: 5 - 0

7E) A Budget Workshop will be held on Tuesday, April 28, 4:30 pm at Lewisburg City Hall, 131 East Church Street.

7F) A Workshop and Special Call Meeting will be held Tuesday, April 21 at 12:00 noon for the purpose of a presentation of the TCRS (Tennessee Consolidated Retirement System) report.

There being no further business to come before the Council, the regular monthly meeting of the Mayor and Council for the City of Lewisburg adjourned at 7:15 p.m.