

STATE OF TENNESSEE  
COUNTY OF MARSHALL

CITY OF LEWISBURG  
JUNE 8, 2010

The Lewisburg City Council met for their regularly scheduled monthly meeting on Tuesday, June 8, 2010, 6:00 p.m. at Lewisburg City Hall, 131 East Church Street, Lewisburg, Tennessee.

Those present and attending were: Mayor Barbara Woods, City Manager Eddie Fuller, City Treasurer/Recorder Connie W. Edde, City Attorney Bill Haywood, Councilmen Hershel Davis, Ronald B. McRady, Robin Minor, Quinn Brandon Stewart and Odie Whitehead, Jr.

Members Absent: None

Mayor Woods called the meeting to order.

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

#### Item 1. Announcements

The following announcements were made:

- Congratulations and Thank you were given to Mike Pigg, retiring after 32 years with the City Shop, and Kenneth Hillard, retiring after 28 years with the Police and Street Department.

#### Item 2. Approval of Minutes

Motion to approve the minutes of the public hearing and regular scheduled meeting of May 11 and the special call meeting of June 1 was made by Councilman Stewart and seconded by Councilman Whitehead.

Upon a roll call vote:

Councilman Davis - Aye  
Councilman Minor - Aye  
Councilman McRady - Aye

Councilman Stewart - Aye  
Councilman Whitehead - Aye

Motion Passed: 5 - 0

#### Item 3. Approval of the Bills /Financial Statement

Motion to approve the May 2010 bills and the April 2010 financial statement was made by Councilman McRay and seconded by Councilman Whitehead.

Upon a roll call vote:

Councilman Davis - Aye  
Councilman McRady - Aye  
Councilman Minor - Aye

Councilman Stewart - Aye  
Councilman Whitehead - Aye

Motion Passed: 5 - 0

Item 4. Unfinished Business

4A) Final Reading of Ordinance 10-05

Motion was made by Councilman Stewart, seconded by Councilman Minor to approve third and final reading of Ordinance 10-05 which closes an alley between 633 and 641 North Church Street. Upon a roll call vote:

Councilman Davis - Aye  
Councilman McRady - Aye  
Councilman Minor - Aye

Councilman Stewart - Aye  
Councilman Whitehead - Aye

Motion Passed: 5 - 0

4B) Second Reading of Ordinance 10-08

Motion was made by Councilman Whitehead, seconded by Councilman Stewart, to approve second reading of Ordinance 10-08 which will allow plant and tree nurseries, antique stores, jewelry stores and restaurants within a "C-4" (Medical/Professional) zoning district. There was a public hearing held prior to this meeting with no public comments or opinions expressed. Upon a roll call vote:

Councilman Davis - Aye  
Councilman McRady - Aye  
Councilman Minor - Aye

Councilman Stewart - Aye  
Councilman Whitehead - Aye

Motion Passed: 5 - 0

4C) Action Pertaining to Cemetery Ordinances

Motion was made by Councilman McRady, seconded by Councilman Stewart, to approve third and final reading of Ordinances 10-06 and 10-07 pertaining to rules/regulations to city owned cemeteries. A public hearing was held pertaining to Ordinance 10-07 prior to this meeting with no comments or opinions expressed. Upon a roll call vote:

Councilman Davis - Aye  
 Councilman McRady - Aye  
 Councilman Minor - Aye

Councilman Stewart - Aye  
 Councilman Whitehead - Aye

Motion Passed: 5 - 0

Motion was made by Councilman Whitehead, seconded by Councilman Stewart, to approve second reading (with correction) of Ordinance 10-12 which amends Item 1 & 3 of Ordinance 10-06. Upon a roll call vote:

Councilman Davis - Aye  
 Councilman McRady - Aye  
 Councilman Minor - Aye

Councilman Stewart - Aye  
 Councilman Whitehead - Aye

Motion Passed: 5 - 0

Item 5. New Business

5A) First Reading of Ordinance 10-10

Motion was made by Councilman McRady, seconded by Councilman Davis, to approve first reading of Ordinance 10-10 fixing water and wastewater (sewer) rates. Kenneth Carr, Water/Wastewater Superintendent, addressed the Council and requested the following rate change:

<u>Water</u>	Inside <u>City</u>	Amount <u>Increased</u>	Outside <u>City</u>	Amount <u>Increased</u>
First 2,000 Gals (Minimum)	9.90	1.00	13.08	1.00
Next 10,000 Gals/1,000	3.35	0.25	4.87	0.25
Next 88,000 Gals/1,000	3.30	0.25	4.75	0.25
Next 400,000 Gals/1,000	3.20	0.25	4.57	0.25
Next 500,000 Gals/1,000	3.05	0.25	4.35	0.25

<u>Utility District</u>	Outside <u>City</u>	Amount <u>Increased</u>
	2.40	0.25

<u>Sewer</u>	<u>Inside</u> <u>City</u>	<u>Amount</u> <u>Increased</u>	<u>Outside</u> <u>City</u>	<u>Amount</u> <u>Increased</u>
First 2,000 Gals (Minimum)	14.00	1.00	18.32	1.00
All over 2,000 Gals/1,000	6.70	1.25	8.65	1.25

The above rates shall be effective October 1, 2010.

After discussion, reservations concerning the water/wastewater rate increase were revealed by Councilmen Minor, Whitehead and Stewart.

Upon a roll call vote:

Councilman Davis - Aye  
 Councilman McRady - Aye  
 Councilman Minor - Aye

Councilman Stewart - Aye  
 Councilman Whitehead - Aye

Motion Passed: 5 - 0

#### 5B) Resolution Approving Legislative Action

Motion was made by Councilman Whitehead, seconded by Councilman Stewart, to approve a resolution that endorses Private Chapter No. 62, House Bill 3982 of the 106<sup>th</sup> General Assembly which allows city ordinances to be considered for passage on first, second and third reading by only reading the caption of the proposed ordinance.

Upon a roll call vote:

Councilman Davis - Aye  
 Councilman McRady - Aye  
 Councilman Minor - Aye

Councilman Stewart - Aye  
 Councilman Whitehead - Aye

Motion Passed: 5 - 0

#### 5C) Selling Property Located at Murray Farm

Motion was made by Councilman Stewart, seconded by Councilman Minor, to approve selling approximately 10 acres of the Murray Farm property to Lewisburg Water/Wastewater. Upon a roll call vote:

Councilman Davis - Aye  
 Councilman McRady - Aye  
 Councilman Minor - Aye

Councilman Stewart - Aye  
 Councilman Whitehead - Aye

Motion Passed: 5 - 0

5D) Consider Speed Breakers on Rutledge Lane

Motion was made by Councilman Whitehead, seconded by Councilman McRady, to approve placement of speed breakers on Rutledge Lane. Councilman Stewart requested the breakers since children are known to play in that area. Upon a roll call vote:

Councilman Davis - Aye  
Councilman McRady - Aye  
Councilman Minor - Aye

Councilman Stewart - Aye  
Councilman Whitehead - Aye

Motion Passed: 5 - 0

Item 6. Other Business

6A) First Reading of Ordinance 10-11

Motion was made by Councilman McRady, seconded by Councilman Davis, to approve first reading of Ordinance 10-11, approving the 2010 tax rate and the 2010-2011 Budget. Upon a roll call vote:

Councilman Davis - Aye  
Councilman McRady - Aye  
Councilman Minor - Aye

Councilman Stewart - Aye  
Councilman Whitehead - Aye

Motion Passed: 5 - 0

6B) A Stormwater update was presented to the Council.

6C) Councilman Minor asked City Attorney Haywood for clarification concerning the agreement with Doug Alexander who is serving as SRO Officer.

Item 7. Citizen Input

7A) Tom Sumners asked the Council to remember Pat Morgan, Superintendent of Lewisburg Gas, in their thoughts and prayer. Pat recently lost her husband Wayne and is fighting cancer.

7B) Millie Miller announced good news concerning help for the homeless in Lewisburg. Stimulus money is available to help those less fortunate, and an anonymous donor is supplying food and having it distributed.

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 6:50 p.m.

Minutes of a Regular Monthly Meeting  
of the Planning and Zoning Commission

State of Tennessee

Lewisburg, Tennessee

County of Marshall

June 15, 2010

The City of Lewisburg Planning and Zoning Commission met for a regular monthly meeting, Tuesday, June 15, 2010, 4:00 p.m. at Lewisburg City Hall, 131 East Church Street, for the purpose of considering and taking such action as the Commission may deem necessary and to the public interest relative to the following:

New Business:

1. Consider Final Plat Approval for Southview Subdivision, Section1, located on Yell Road and South Ellington Parkway.
2. Consider Addition of Tattoo and Body Piercing Parlor to Uses Permitted Chart in the Lewisburg Zoning Ordinance.

Members Present: Bill Marsh, Britt Wiles, Robin Minor, Karen Stoltz

Members Absent: Jim Bingham, Gary Davis, Leland Carden

Also Present: Greg Lowe, Kristen Constanzo, Curly Bradford, Eddie Fuller, Barbara Woods, Jeff Poarch, Clint Confher

Vice-Chairman Wiles called the meeting to order.

Motion was made by Robin Minor to approve the minutes of May 18, 2010.

Seconded By: Bill Marsh

For: Minor, Marsh, Wiles, Stoltz

Motion Passed: 4 - 0

New Business:

Item 1. Consider Final Plat Approval for Southview Subdivision, Section1, located on Yell Road and South Ellington Parkway

Motion was made by Karen Stoltz for final plat approval for Southview Subdivision, Section 1 subject to the following:

- City's approval of roads and ditches
- Buffer zone created between lots and storage building facility
- Corrections made to final plat (Correct size of Lot 11, Correct identification of "R-1" zoning as Low Density Residential)

Seconded By: Bill Marsh

For: Stoltz, Marsh, Wiles, Minor

Motion Passed: 4 - 0

Item 2. Consider Addition of Tattoo and Body Piercing Parlor to Uses Permitted Chart in the Lewisburg Zoning Ordinance

Motion was made by Bill Marsh to recommend the City Council consider amending the City's Zoning Ordinance under Uses Permitted Chart, Article V, Section 5.060 by adding Tattoo/Body Piercing Parlor under "I-3" (Special Business) only.

Seconded By: Robin Minor

For: Marsh, Minor, Wiles

Against: Stoltz

Motion Passed: 3 - 1

Other Business:

Question was raised to the Commission on recommending the stormwater detention area found in the Southview Subdivision, Section 1 Final Plat (Item 1) be donated and accepted by the City of Lewisburg.

Motion was made by Britt Wiles to recommend the City Council accept donation of the stormwater detention area of Southview Subdivision, Section 1, to own and maintain.

Seconded By: Bill Marsh

For: Wiles, Marsh, Stoltz

Abstained: Minor

Motion Passed: 3 - 1

There being no further business, the meeting was adjourned at 4:24 p.m.