

Regular Meeting of the  
Board of Mayor and Council  
July 8, 2008

The Board of Mayor and Council of the Town of Ashland City met in a regular session on July 8, 2008 at 7:00 p.m. in the Municipal Building.

Present and presiding: Mayor Gary Norwood.

Council members present: Steve Allen, Tommy Nicholson, Jimmy Gill, Rick Johnson, Carol Macha, and Chris LaCrosse.

Others present: Mary Glasgow, Bobby Barnes, Claire Barnes, Anita Justice, Marc Coulon, Chuck Walker, Chris Hall, Paul Gupton, Tom Salter, Zach McCarver, Tony Young, Wade A Reed, Jennifer Noe, Myrla Sproat, Wesley Shepherd, and Phyllis Schaeffer.

Mayor called the meeting to order at 7:04 p.m.

Mayor Norwood began the meeting with the public hearing on Ordinance #348 – Water and Sewer Rates and other fees. After the ordinance was read, Mayor called for any comments from the public. There were no comments. Mayor Norwood closed the public hearing at 7:07 p.m. and continued with the regular meeting.

A motion was made by Nicholson, seconded by LaCrosse, to approve the June minutes as typed. Motion passed unanimously by voice vote.

Attorney:

Ms. Noe said she had been at the Tennessee Municipal Attorney Association meeting and an attorney that was present talked about the shooting that had occurred outside St. Louis in a small city just a little larger than Ashland City where a person had shot the police Chief and several of the Council. Ms. Noe commended our Council and having the and an officer at the meetings.

Old Business:

A motion was made by Nicholson, seconded by LaCrosse, to approve ordinance #348 – water and sewer rates and fees. Motion passed with a roll call vote of: Nicholson-yes, LaCrosse-yes, Macha-yes, Johnson-yes, Gill-yes, Allen-yes, and Mayor-yes.

New Business:

RAC: Ms. Sproat approached the Council and said everyone around town knows she is associated with RAC and everyone was still positive about it and are waiting for it to be completed. Ms. Sproat reminded the Council of the ribbon cutting event on October 18<sup>th</sup> and advised this has been submitted to Tennessee Tourism.

Ms. Sproat said the Open Air Market is open and going and said the June issue of Southern Living said that it is a positive impact on towns that have an open market, that only 10% of sales stay here when items purchased at a mega market but 95% of the revenue stays here with the open market sales. Ms. Sproat also commended the Council for allowing the market.

Mayor Norwood asked if Ms. Sproat could give an idea about the events planned at the ribbon cutting.

Ms. Sproat replied she would like to invite all officials at every level of government. The Chamber will help with the ribbon cutting. She is trying to get a response from sponsors. There will be a set up on the Courthouse lawn and a place for officials to speak. Mayor asked if there was any intention of closing any streets. Ms. Sproat replied yes, Main Street for just a short while for the actual ribbon cutting then she would like to leave Sycamore Street closed for the duration of the event. She would like to have personal visits to the different businesses and to get their involvement.

A motion was made by Gill, seconded by Macha, to approve the job description for the administrative assistant in the fire department. Motion passed unanimously by voice vote.

Mayor Norwood said the ratification of the Private Act is where they had changed the Charter. A motion was made by Nicholson, seconded by LaCrosse, to approve the ratification of the Private Act. Motion passed with a roll call vote of: Nicholson-yes, LaCrosse-yes, Macha-yes, Allen-yes, Gill-yes, Johnson-yes, and Mayor-yes.

A motion was made by LaCrosse, seconded by Johnson, to approve the Reimbursement Agreement for the police department. Motion passed unanimously by voice vote.

Ms. Noe said the Corp of Engineer supplemental agreement looks fine. There were two letters to Murry that were not complied with but Tony is going to have a meeting with them and let them know what has been done and what we will be doing. Mr. Young said everything was okay.

A motion was made by Gill, seconded by Macha, to accept the agreement. Mr. LaCrosse asked Tony to explain the 6.7 acres and where it is, that a lot of this had been discussed years ago before he was on the Council and he wanted to get a good idea what was being done. Mr. Young replied this property surrounds Riverbluff Park and will connect to the park, walking track and the island. Mr. LaCrosse asked if there was going to be a tunnel. Mr. Young replied he was not sure there would be a bridge or a big culvert to walk through. This is so all the parks could be connected together. Mr. Young said he would check on the status of the grant and if the money was still available.

Mr. LaCrosse asked how long the original lease was for.

There was more discussion on the parks, and Ms. Noe asked the recorder to get the dates of the original agreement. Mr. Young said he believes it was at least a 10 year lease. Mayor said later this year they can go walk the property and actually see what it entails. Motion passed unanimously by voice vote.

A motion was made by LaCrosse, seconded by Johnson, to approve the Dixieland Carnival Agreement. Mr. LaCrosse said he thought they had done a good job this year. Motion passed unanimously by voice vote.

A motion was made by Gill, seconded by LaCrosse, to approve the Earth Science Invoice in the amount of \$637.50 Mr. Johnson said was this done on the contract. The reply was no, Mayor said this issue had been resolved at the meeting he had with the contractor and Lose and Associates. Motion passed with a roll call vote of: Gill-yes, LaCrosse-yes, Macha-yes, Johnson-yes, Nicholson-yes, Allen-yes, and Mayor-yes.

A motion was made by Allen, seconded by Macha, to approve both invoices from Lose & Associates in the amounts of \$2,628.22 and \$3,300. Motion passed with a roll call vote of: Allen-yes, Macha-yes, Nicholson-yes, Gill-yes, LaCrosse-yes, Johnson-yes, and Mayor-yes.

The next item was pay request #6 with Lafferty Construction and change order #4. Mr. Nicholson said he had a question on the change order. What is this extra \$99,000 that is a surprise, Mr. Camp said they had a credit. Mr. Hall replied they were just supposed to mill the road to the ground and then they had problems. Mr. Nicholson said he realized that; Ms. Macha said it looks like they are saving all the credits to the end. Mr. LaCrosse said they have approved 3 change orders to date in discussion but he didn't believe anything had been signed changing the bottom figure. They have been approved with the understanding there were credits. As far as he is concerned they obligated the city to \$1,537,297.98 not twice this amount. What we are understanding, technically may be the way but we haven't signed anything changing the contract amount.

A motion was made by Johnson, seconded by Gill to defer action until next month to talk to Mr. Camp. Mr. Nicholson asked if they had any other issues. Mr. Hall replied not really just some small issue. Mr. Nicholson asked what they were. Mr. Hall replied they had to go back and do some work on Main Street but they would be done in the evening hours.

The second and motion were withdrawn.

A motion was made by Macha, seconded by Nicholson, to approve the Lafferty invoice only pay request #6 in the amount of \$112, 930.30 Motion passed with a roll call vote of: Macha-yes, Nicholson-yes, Allen-yes, Gill-yes, LaCrosse-yes, Johnson-yes, and Mayor-yes.

Mr. Hall said he knew there was a concern on the type of tree being put in the planters and handed out a copy of the tree that is going to be used. There was a small discussion of the tree. MR. Johnson said he doesn't want them blocking the view. Mayor asked if there were any other options. Mr. Johnson said he himself would like to see an evergreen tree. Mr. Young said they haven't been fairing well the last two years.

Mr. LaCrosse said he had received calls the other day when 49 was shut down. Mr. Hall replied they had procedural problems and it is ironed out now.

A motion was made by Nicholson, seconded by Gill, to pay both invoices for Gibbs Brothers in the amount of \$156,780 and \$533.80 Motion passed with a roll call vote of: Nicholson-yes, Gill-yes, Allen-yes, LaCrosse-yes, Macha-yes, Johnson-yes, and Mayor-yes.

Other:

Mayor asked that a discussion on the fireworks be put on the next workshop agenda as he received a lot of complaints.

A motion was made by Johnson, seconded by LaCrosse, to pay the bills. Motion passed with a roll call vote of: Johnson-yes, LaCrosse-yes, Macha-yes, Gill-yes, Nicholson-yes, Allen-yes, and Mayor-yes.

Ms. Noe asked for a few minutes of the Councils time for an attorney/Client meeting.

Mr. Shepherd approached Council saying he lives on Eisenhower Dr and he had two problems. The first was the sewer running out in his front yard and the second was he paid his water bill and he had been cut off for non-payment. Records were checked and showed that according to our records he had not paid. Mr. Shepherd was advised to get with Phyllis in the morning.

Mr. Allen said he didn't think they had been paid for the last liquor board meeting and thought if it was an open and closed meeting they should be paid. After a discussion they decided yes they should have been paid for the meeting but public hearings they don't receive extra pay.

A motion was made by Johnson, seconded by Gill, to adjourn. Motion passed unanimously by voice vote.

Meeting adjourned at 8:20 p.m.

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Gary Norwood, Mayor

Phyllis Schaeffer, City Recorder