

Town of Nolensville
Board of Mayor and Aldermen Meeting
Date: November 5, 2009, Time 7:00 p.m.
Nolensville Recreation Center

Mayor Beth Lothers opened the meeting at 7:00 p.m. Members present were Mayor Beth Lothers, Aldermen Jimmy Alexander, Tommy Dugger, Larry Felts, and Brian Snyder. Staff present: Counsel Robert Notestine, Town Planner Henry Laird, Engineer Don Swartz, and Recorder Cindy Lancaster. There were 43 citizens present.

The Prayer and Pledge was led by Police Officer Troy Buckley, in honor of Officer Ken Lee, who is in the process of being deployed to active duty in the National Guard. Mayor Lothers honored Officer Ken Lee with a presentation.

Citizens Input:

Mrs. Betty Friedlander, 240 Norfolk Lane, told the board that the Nolensville Library will begin a book sale tomorrow. This is a fund raiser for the Library.

Mrs. Lynda Moses, 2230 Rock Springs Road, expressed to the Board that she was opposed to developing in the floodplain. She said that Williamson County developed on the east side of Nolensville Road and these homes flood. She also stated that children need a yard to play in and is opposed to having small lots.

Alderman Dugger made a motion to approve the minutes from the Special Meeting on September 24, 2009, Alderman Alexander seconded. With no corrections, the minutes were approved unanimously.

Alderman Felts made a motion to approve the minutes from the Regular Meeting on October 1, 2009, Alderman Snyder seconded, and with no corrections, the minutes were approved unanimously.

Mayor Lothers made a motion to approve the treasurer's report for September 2009, Alderman Dugger seconded the motion. The report was approved unanimously.

COMMITTEE REPORTS:

Mayor Lothers ask the Board if Town Events could report first so that the Committee Chair could attend another appointment. The Board agreed.

Town Events Chair Suzie Lindsey reported for the Town Events Committee

- American Constructors and Southern Hills will sponsor the Veteran's Day breakfast
- Parade will begin at 11:00
- Small flags have been distributed to wave during the Parade

Committee member Willis Wells reported for the Planning Commission

- Proposed rezoning of McCord property was passed and is before the Board
- Bent Creek, Phase VII, Final PUD Plan of 33 lots, was approved with conditions
- A design deviation was submitted from a business at Coast Inn Market
- Bond report was approved

Due to the Historic Commission not meeting there was not a report.

Fire Chief Presley Hughes reported for the Nolensville Volunteer Fire Department

- Fire Prevention month was completed last month
- Last month was busy for the Fire Department

Mayor Lothers stated that donation letters had been sent out by the Department. Also, she noted there had been an increase of approximately \$5,000 last year over the previous year in donations and asked people through contacts and Home Owners Association's to support the Volunteer Fire Departments donation drive.

Town Engineer reported for the Engineering Department

- Signal should be installed in a few weeks at intersection of Nolensville and Clovercroft Roads
- Sewer is moving forward, federal funding has been approved for this project, and construction must be underway by February 10th, by Metro.

Police Chief Paul Rigsby reported for the Police Department

- The rash of car burglaries has been solved
- The first armed robbery in Nolensville was Friday night at Advanced Auto, there is \$1,000 reward for any information on this crime through Crime Stoppers.
- Written statistics were distributed to the Board

Alderman Snyder reported for the Economic Development Committee

- Moving forward on web-site

Mayor's Report:

a. Other:

Mayor Lothers stated that the Town Recorder and she had met with Comcast Cable Television. A written analysis from Comcast to the Board would be forthcoming. She noted that Comcast could do replays on "Demand" for special events.

Mayor Lothers commended the Trees and Trails Committee for their hard work. She noted that Nolensville did not receive the Transportation Enhancement Grant, but that they submitted a new grant proposal that was due November 3rd. Mayor Lothers publicly acknowledged the various citizens that submitted letters for this grant.

Mayor Lothers presented the Board and audience with a slideshow that was submitted by the 3rd graders from Nolensville Elementary.

On Tuesday, November 10th, there will be a Commercial Sign workshop.

Board Members were presented with Town of Nolensville lapel pins that will be given to the Veterans on Saturday.

Public hearing of 09-16, an ordinance to amend Zoning Map of the Town of Nolensville to rezone property currently Estate Residential (ER) to Suburban Residential (SR) opened at 7:35.

Mr. Shawn Henry, Deaderick Street, Nashville, Tennessee, stated that he represented York Road, LLC, owner of the property. He stated that his firm had met with neighbors on two occasions at the Cumberland Jenkins Presbyterian Church to discuss this project. He noted that with the Suburban Residential Zoning it will allow the extension of the sewer along the creek and the Developer will expand the trail along the creek.

Mr. Dwight Kiser stated that he was the Planner for the Creekside at Nolensville project on York Road. He noted that when he is hired for a project, he educates himself on the municipality that he will be working in. In 2005 Nolensville created a very important document, the Land Use Policy Plan. He added that he was a proponent of city goals and their vision statement. He went over the plan and discussed how this development would adhere and enhance the Land Use Policy.

Mrs. Wanda Barker, 7372 Nolensville Road, stated that her property is included in the rezoning. She said the majority of the property owners in that area are encouraged by the sewer coming and noted it will enhance the area.

Mr. Charles Lawson, 2531 York Road, stated that he was across the road from the proposed subdivision. He said that with this subdivision will have a 6" line down that road, in addition to fire hydrants. He is in favor of the approval of this project.

Mr. Joe Curtsinger, 7380 Nolensville Road, said that he was representing a number of people. He told the Board if they review the Land Use Plan and allow the overlay request, the only area that complies with the Land Use Plan is at the corner of York Road. He added that this potentially results in down zoning for the properties from the south. Mr. Curtsinger stated that Mrs. Kirby and his property will be devalued. He advised the Board, that as a group, they were not interested in that zoning being passed.

The Public Hearing closed at 7:48 p.m.

Public hearing of 09-17, an ordinance to amend Zoning Ordinance #04-09 of the Town of Nolensville in regards to definitions of adult bookstore/adult use and adult entertainment uses opened at 7:48. There was no public comment and the hearing closed at 7:49 p.m.

Second reading of ordinance #09-14, an ordinance to amend Zoning Ordinance #04-09, as it pertains to Parking Lot design. Alderman Dugger made a motion to approve this ordinance, Alderman Alexander seconded, and this ordinance passed unanimously on second reading.

First reading of ordinance #09-18, an ordinance to amend the Zoning Ordinance of Nolensville, Tennessee, to rezone property currently Estate Residential (ER) to Village with Historic District Overlay (HDO).

Town Planner Laird explained this ordinance in detail. Alderman Felts stated that he had reservations about passing this ordinance. Mayor Lothers noted that when she was elected Mayor she had reservations about the Floodplain ordinance that was passed by the previous Board. She had an outside review performed. Mayor Lothers was informed by the outside party that the floodplain ordinance was a stringent document. The Town has also gone on to hire Mr. Tom Allen as a leading floodplain Consultant

and formed the professional Storm Water Appeals Board. Mayor Lothers clarified that this is strictly a zoning request but that any proposed developments would have to abide by the Floodplain Regulations.

After extensive discussion Alderman Dugger made a motion to pass this ordinance, Alderman Alexander seconded, and this ordinance was passed on first reading unanimously.

First reading of ordinance #09-19, an ordinance to amend Zoning Ordinance #04-09, as it pertains to public notices in regards to applications for Certificates of Appropriateness to the Historic Zoning Commission; Mayor Lothers clarified with Counsel Notestine if the Town was complying with State Law by changing the timeframe within this ordinance. Counsel Notestine said that Nolensville is complying with State Law. Alderman Dugger made a motion to approve this ordinance, Alderman Felts seconded, and this ordinance passed unanimously on first reading.

First reading of ordinance #09-20, an ordinance to amend budget ordinance #09-05, within the General and State Street Aid Funds, Mayor Lothers made a motion to approve this ordinance, Alderman Alexander seconded, and this was approved unanimously on first reading.

Other:

Alderman Felts stated that he had recently received an email in regards to a noise ordinance dealing with barking dogs. He asked if Nolensville's ordinance had "teeth" in it. Mayor Lothers noted that she received the same email and forwarded it to Chief Rigsby. Chief Rigsby explained the ordinance, in addition to the process, that deals with barking dogs in Nolensville.

Alderman Dugger inquired to the status of Town Hall. Mayor Lothers stated that currently the Town is waiting on proof of the financial backing from the seller. She was told that there should be some activity next week. Alderman Dugger asked if the contract had any form of time line in it. Counsel Notestine stated that the contract states the seller must show evidence of financing the entire project and this is the document the town is waiting to arrive.

Alderman Alexander advised the Board and audience that the Federal Census was approaching. He stated that County Mayor Anderson has formed a Committee to enhance participation. He stated that ten years ago there was only a 65% return and is in hopes that this percentage is increased extensively.

The meeting adjourned at 8:24 p.m. by acclamation.

Respectfully submitted,

Approved,

Cindy Lancaster
Town Recorder

Beth Lothers
Mayor