

Town of Nolensville
Board of Mayor and Aldermen Meeting
Date: May 7, 2009, Time 7:00 p.m.
Nolensville Elementary School

Mayor Beth Lothers opened the meeting at 7:00 p.m. Members present were Aldermen Jimmy Alexander, Tommy Dugger, Larry Felts, and Ken Thomas. Staff present: Counsel Robert Notestine, Town Planner Henry Laird, Engineer Don Swartz, and Recorder Cindy Lancaster. There were 49 citizens present.

Pastor Joe Stegall with Providence Baptist Fellowship Church led the Prayer and Pledge.

Citizens Input:

Mrs. Evelyn Bennett, 7181 Nolensville Road, stated that there was a sign placed on her property that said a liquor store would be coming to that location. She told the audience that there was not a liquor or fireworks store coming to that location. Mrs. Bennett said that she did not put the sign there and did not know how it got on her property. She further noted that the mark of a mature person is to sit down and work out disagreements.

Mr. Aubrey Short, 803 Rockwood Drive, said that he spoke to the Planning Commission earlier this month. He stated that none of the original founders wanted a City Hall at the proposed locations. Mr. Short stated that when the Incorporation Committee formed they had five visions and they should be the same visions in 2009. He added his opinion was that Nolensville did not need a 16,000 square foot Town Hall.

Mr. Gardner Jones, 700 Cromwell Court, stated that he opposed resolution 09-13 and 09-14 and urged the Board to be more frugal. He stated that a vote in favor of this would not be good. He ask the Board to reconsider the plan and come back with better, less expensive options.

Mr. Parman Henry, 7323 Nolensville Road, stated that he had sat where the Board is due to previously holding an Alderman position. Mr. Henry suggested to buy a vacant lot and wait to see what the economy is going to do prior to building.

Mr. Harold Shaffer, 2030 Williams Road, stated that agreed with Mr. Henry in regards to finding a piece of property. He stated that he hasn't talked to anyone that is in agreement that Town Hall should be in the previous Piggly Wiggly. Mr. Shaffer said it was his opinion the property beside the Post Office would be best. Mr. Shaffer inquired about the numbering of the Agenda items noting that #16 and #19 are approval to purchase property for Town Hall.

Ms. Mary McGowan, 9908 Sam Donald Road, stated that she has known Mrs. Bennett for 50 years and felt it was impolite to ring a bell on her. She stated that she did not believe Nolensville could keep up a building, telephone system, heating and electric on a Town Hall. Ms. McGowan said that "we don't know what the federal government is going to do and Nolensville has been here for 200 years". She said that she use to be in Real Estate and the Town can progress slowly. She further added that you need to fix what you got before you go buy something else.

Mrs. Lynda Moses, 2230 Rock Springs Road, thanked Alderman Dugger for getting the land for half price. She stated that County Commissioner Houston Naron said that they are having to cut back (the County). Mrs. Moses claimed that he said that both the Recreation Center and this Elementary School

were offered to the Mayor and she did not want it. She stated that a year ago we started taking notes. Mrs. Moses said that she has been a property owner for a long time and has learned to keep good records.

Mayor Lothers clarified that she has had ongoing conversations with the County. She noted that Nolensville has supported the Fire Department by the Board approving to assist in paying for an expansion to the building and the Town does not own it. Mayor Lothers added that this Board is supporting the Williamson County Recreation Center with funding and the Town will not own it. She stated that to be fiscally responsible the town must purchase what will be owned by the Town.

Ms. Susan Bala, 1133 Oak Creek Drive, thanked the Board for all that they do. She read a letter that she had sent to the Board. Ms. Bala stated that she was in favor of a new city hall, although had another idea for the Board to consider. Ms. Bala added that this idea had been conveyed to the Board.

Mr. Jason Alexander, 844 Cranberry Drive, stated that Alderman Alexander was his father and has disagreed with him often. Mr. Alexander stated that he had served on Metro's City Council for 8 long years. He stated that there was a civil rights situation that tore the Council apart, noting that a final vote was 18 to 18. Mr. Alexander added that the Mayor made the final decision and the issue was done. The City moved forward and was better for it. Mr. Alexander asked that this Board make a decision and move forward.

Alderman Dugger made a motion to approve the minutes from the Regular Meeting on April 2, 2009, Alderman Thomas seconded. The minutes were approved unanimously.

Mayor Lothers made a motion to approve the minutes from the Beer Board Meeting on April 2, 2009, Alderman Alexander seconded. The Beer Board minutes were approved unanimously.

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

COMMITTEE REPORTS:

Planning Commission Member Willis Wells reported for the Planning Commission.

- Annexation property adjacent to Haley Industrial Park was approved
- Bond report was unanimously approved

Secretary Betty Friedlander reported for the Historic Commission

- This Commission is reviewing colors for exterior buildings

Fire Chief Presley Hughes reported for the Nolensville Volunteer Fire Department.

- A Maze Trailer has been completed
- Hose testing has been performed
- Currently working with Police Chief Rigsby on a special project

Engineer Don Swartz reported for the Engineering Department

- First phase of Rocky Fork Road and Newsome Lane has been completed

- Second phase of the realignment of Rocky Fork Road is signalization

Police Chief Paul Riggsby reported for the Police Department.

- Written statistics were distributed to the Board
- Annual fire arms training will be next week for all Officers
- Officer Lee recently lost his father to cancer, keep him in your thoughts

Alderman Thomas reported for the Town Events Committee

- Reviewing bands to perform at the 4th of July celebration
- The Car Show was completed successfully

Chair Jason Patrick reported for the Economic Development Committee

- Recently attended a workshop led by “Consumer Connections”
- A representative for retailers, that searches retail locations, was a guest
- An action plan has been initiated for this Committee
- Working to get current retail in Nolensville involved to have a “unified” effort

Mayor’s Report:

a. Other

County Mayor Anderson conducted a meeting regarding the flu virus. The concern is during the fall season. A countywide plan is being implemented. Additionally, Mayor Anderson has asked Mayor Lothers to serve on a Public Safety Commission.

Mr. Joel Goehner with American Constructors was in attendance to answer questions from the Board in regards to the construction of Town Hall. Engineer Swartz noted that this company reviewed and reported the comparison construction cost for the two proposed sites.

Alderman Alexander obtained clarification that the cost difference would be approximately \$504,000, plus the cost of the land at approximately \$200,000, building of the road cost, and then a determination from TDEC would be necessary. Engineer Swartz noted that a letter was received from Mr. Tom Allen that a wet weather conveyance would not need buffering, but clarified that TDEC must make a determination prior to confirming this information. Mr. Goehner agreed with Alderman Alexander’s financial comments.

There was extensive discussion on the comparison of each location, property on Oldham Drive (adjacent to the Post Office) and the property at 7240 Nolensville Road (previous Piggly Wiggly). The newly constructed Fairview City Hall was discussed.

There were questions directed to Mr. Goehner determining the process of the cost analysis. He noted that each estimate was on an average scenario. He stated that major issues with either property were not taken into consideration.

Public hearing of ordinance #09-05, an ordinance to adopt a Budget for fiscal year 2009-2010 opened at 8:17, with no public comment the hearing closed at 8:17.

Second reading of ordinance #09-03, an ordinance to amend Municipal Code Title 15, regarding the speed limit in the town limits of Nolensville. Alderman Alexander made a motion to approve this ordinance, Alderman Felts seconded and this was approved unanimously.

Second reading of ordinance #09-04, an ordinance to amend Municipal Code Title 7, Chapter 3, and Title 12, Chapter 11 of the Municipal Code pertaining to the Fire Sprinkler inspections and International Property Maintenance Code. Mayor Lothers made a motion to approve this ordinance, Alderman Thomas seconded and this was approved unanimously.

First reading of ordinance #09-06, an ordinance to amend Title 19, of the Municipal Code of the Town of Nolensville to add Chapter 2, granting franchise to Piedmont Natural Gas Company. Counsel Notestine addressed this ordinance. Alderman Dugger made a motion to amend the ordinance to end the portion “within the town”, and remove an attached exhibit, and the approval date will be by the Tennessee Regulatory Board, Mayor Lothers seconded. The vote was taken on the amendment and this passed unanimously. Alderman Felts made a motion to approve this ordinance as amended, Alderman Dugger seconded and this was approved unanimously.

First reading of ordinance #09-07, an ordinance establishing procedures for public inspection of, access to and duplication of public records under the Tennessee Public Records Act. Counsel Notestine advised the Board that the State of Tennessee formed a committee to review copying and duplication of public records and this is a result of that Committees recommendation.

Alderman Alexander made a motion to amend to read “per copied page”, Alderman Dugger seconded and this was approved unanimously. Alderman Thomas made a motion to approve this ordinance as amended, Alderman Alexander seconded and this was approved unanimously.

First reading of ordinance #09-08, an ordinance to annex certain territory east of current corporate boundaries to Kidd Road behind Haley Industrial. Alderman Dugger noted that he would be recusing himself from this discussion and vote due to being the real estate agent for this property. Alderman Alexander stated that he would move forward, but wants the 50’ flag to be reviewed. Alderman Alexander made a motion to approve this ordinance, Alderman Felts seconded and this was approved by majority with Mayor Lothers, Aldermen Alexander, Felts and Thomas for, and Alderman Dugger recused.

Mayor Lothers ask that agenda item #21 be moved up on the agenda for discussion. The Board agreed by acclamation to move this item down to become agenda item #20.

Alderman Dugger asked that the Board suspend the rules and review Resolution #09-13 and Resolution #09-16 simultaneously. The Board agreed by acclamation.

Reading of resolution #09-13, a resolution to enter into an agreement for the purchase of unimproved property to construction Town Hall and Reading of resolution #09-16, a resolution to enter into an agreement for the purchase of unimproved property to construct Town Hall at approximately 925 Oldham Drive.

The two resolutions were discussed extensively reflecting on “Pros and Cons” of each proposed location.

In regards to resolution #09-13, Alderman Dugger made a motion to offer \$300,000 for the property, this motion died for a lack of a second.

Alderman Thomas made a motion to approve resolution #09-13, Mayor Lothers seconded. The vote was taken with Mayor Lothers, Aldermen Alexander and Thomas for, Aldermen Dugger and Felts against. The resolution passed by majority.

Alderman Dugger made a motion to approve resolution #09-16, Alderman Felts seconded. The vote was taken with Aldermen Dugger and Felts for, Mayor Lothers, Aldermen Alexander and Thomas against. This resolution failed.

Reading of resolution #09-14, a resolution to initiate the bid process to construct a Town Hall and authorize official construction plans, Alderman Thomas made a motion to approve this resolution, Alderman Alexander seconded. The vote was taken with Mayor Lothers, Aldermen Alexander and Thomas for, Aldermen Dugger and Felts against. This resolution passed by majority.

Reading of resolution #09-15, a resolution to implement “all-way” stops within Ballenger Farms Subdivision. Engineer Swartz discussed this resolution. Alderman Dugger asked that staff review this intersection in one year and Alderman Felts requested that a study be performed at the intersection of Dortch and Oldham. Alderman Dugger made a motion to approve this resolution, Alderman Felts seconded and this passed unanimously.

Reading of resolution #09-17, a resolution to enter into an Interlocal Cooperation Act with the Tennessee Municipal Risk Management and the Town of Nolensville. Counsel Notestine explained this resolution. Mayor Lothers made a motion to pass this resolution, Alderman Thomas seconded and this resolution passed unanimously.

Reading of resolution #09-18, a resolution to name a road within the Town of Nolensville, Mayor Lothers made a motion to amend by changing the name to Nolensville Park Road, Alderman Dugger seconded. This amendment passed unanimously. Alderman Felts made a motion to approve this resolution, Alderman Alexander seconded and this was approved unanimously as amended.

First reading of ordinance #09-09, an ordinance to amend Title 15, Chapter 3, of the Municipal Code of the Town of Nolensville pertaining to speed limits. Engineer Swartz discussed this ordinance. Alderman Alexander made a motion to amend, by changing the road name to Nolensville Park Road, Alderman Felts seconded. The amendment passed unanimously. Alderman Alexander made a motion to approve this ordinance as amended, Alderman Felts seconded and this was approved unanimously.

Other:

Mayor Lothers noted that she and staff would be attending a funding meeting at the State tomorrow pertaining to sewer in the historic area.

The meeting adjourned at 10:29 p.m. by acclamation.

Respectfully submitted,

Approved,

Cindy Lancaster
Town Recorder

Beth Lothers
Mayor