



Board of Commissioners

July 22, 2021

6:30 PM

City Hall - Massie Chambers

Minutes:

Present: Jimmy D. Anderson, Jennifer Duncan, Stuart Huffman, and Rusty Tinnin.

Absent: Zach Young.

Also Present: Russell Freeman, Tim Ellis, Allison Baker, Sarah Jennings, Addam McCormick, Gary Goodwin, Marilee Tice, Jeff Duncan and Julie High.

Mayor Rusty Tinnin called the meeting to order. Bishop Willie Joy offered prayer and Mayor Rusty Tinnin led the chambers in the pledge of allegiance.

City Recorder Allison Baker called the roll: Mayor Tinnin present, Vice Mayor Duncan present, Commissioner Anderson present, Commissioner Huffman present, Commissioner Young absent.

Consider the minutes of the June 24, 2021 regular meeting of the Board of Commissioners. Commissioner Huffman made a motion to consider the minutes as written. Vice Mayor Duncan seconded the motion and motion passed 4-0.

Denver Schimming of 943 Old Dickerson addressed the Board regarding the four way stop sign at the corner of Old Dickerson and Dry Creek Road. He stated the four way stop sign may as well not be there as it is a daily occurrence that people run the stop sign. He said it has created a dangerous situation for the area and they need a constant and visible police presence at that corner. He also addressed the noise ordinance the board will consider on first reading. He stated the stretch of Dry Creek Road is very straight and has become a drag strip for loud vehicles. He said he and his wife have to cover their ears when they sit outside and it happens every day of the week. He said the noise is unbearable and should be illegal. He asked the Board to support the vehicle noise ordinance on first reading.

City Manager Tim Ellis addressed the Board regarding the COVID relief funding. He stated he was informed by Eugene Hubert that the city is on the list from the Federal Department of Treasury and could qualify for 4.9 million dollars. He said this is great news for the city.

Old Business.

Consider Ordinance 21-998, an ordinance to amend Ordinance 06-674 as amended, the zoning ordinance of the City of Goodlettsville, to adopt exterior building material requirements. *THE PROPOSED ORDINANCE AND DESIGN GUIDELINES REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS*, second reading and public

hearing. Commissioner Anderson made a motion to consider Ordinance 21-998. Commissioner Huffman seconded the motion. The public hearing was opened. With no one speaking in favor or against the proposed amendment, the public hearing was closed. Vote was then taken which resulted in a 4-0 vote to approve Ordinance 21-998.

Consider Ordinance 21-999, an ordinance to amend Ordinance 11-767 as amended, the design guidelines of the City of Goodlettsville, to adopt exterior building requirements. *THE PROPOSED ORDINANCE AND DESIGN GUIDELINES REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS*, second reading and public hearing. Vice Mayor Duncan made a motion to consider Ordinance 21-999. Commissioner Anderson seconded the motion. The public hearing was opened. With no one speaking in favor or against the proposed amendment, the public hearing was closed. Vote was then taken which resulted in a 4-0 vote to approve Ordinance 21-999.

Consider Ordinance 21-1000, an ordinance to amend the City of Goodlettsville Municipal Code Title 18, Chapter 3 by deleting Chapter 3 in its entirety and replacing it with a new Chapter 3, second reading and public hearing. Commissioner Huffman made a motion to consider Ordinance 21-1000. Commissioner Anderson seconded the motion. The public hearing was opened. With no one speaking in favor or against the proposed amendment, the public hearing was closed. Vote was then taken which resulted in a 4-0 vote to approve Ordinance 21-1000.

New Business.

Consider Ordinance 21-1001, an ordinance to amend the City of Goodlettsville Municipal Code Title 15, Chapter 1, Section 114 by creating a new Subsection (4) as it relates to vehicle noise, first reading. City Manager Ellis stated the new section states, "It shall be deemed a violation of Section 114 (1) and (3) when the sound shall be plainly audible at a distance of more than 50 feet from the vehicle." Commissioner Huffman made a motion to consider Ordinance 21-1001. Commissioner Anderson seconded the motion. Commissioner Huffman stated he agrees with Mr. Schimming as he lives in this area and it is a daily occurrence where there is a lot of noise with big trucks and motorcycles. He asked where the audible for the 50 feet per vehicle came from. There was discussion. City Attorney Russell Freeman stated the 50 feet is commonly used for purposes of being able to restrict and/or enforce. He said it may be subject to argument but 50 feet is the standard starting point. City Manager Ellis stated he looked at surrounding places and 50 feet seemed to be the standard and we may have to come back later and adjust it. Commissioner Anderson stated the 50 feet may need to be stretched out as there are legal after market exhaust systems people can purchase. There was discussion. Vote was then taken which resulted in a 4-0 to approve Ordinance 21-1001.

Consider Ordinance 21-1002, an ordinance to amend Title 8, Chapter 2, entitled "Beer" of the Goodlettsville Municipal Code, first reading. City Manager Tim Ellis stated this corrects certain references to Tennessee Code Annotated, corrects an error in the maximum permit fee, it deletes a section that has created great confusion to applicants and the Beer Board regarding Special Venue Permits, allows for the sale of beer through a drive up window, and other items

amended. Commissioner Anderson made a motion to consider Ordinance 21-1002. Vice Mayor Duncan seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Ordinance 21-1002.

Consider Ordinance 21-1003, an ordinance adopting the State Certified tax rates for the City of Goodlettsville for the fiscal year July 1, 2021, thru June 30, 2022, first reading. City Manager Tim Ellis stated Davidson County would be \$.7222 and Sumner County would be \$.8066. He stated this has been presented to us by the State but we are lacking a signature from the Davidson County Tax Assessor. City Manager Ellis recommends approval and we hope to receive the signature before second reading at our next meeting. Commissioner Anderson made a motion to consider Ordinance 21-1003. Vice Mayor Duncan seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Ordinance 21-1003.

Consider Ordinance 21-1004, an ordinance to amend the City of Goodlettsville Municipal Code Title 11 by creating a new Chapter 11 as it relates to blocking sidewalks, streets, and rights-of-way, first reading. City Manager Ellis stated this addresses those that sit on sidewalks, camp on sidewalks, and lay on sidewalks. He stated he had an amendment to this to include parking of vehicles on streets, sidewalks, and public rights-of-way that cause obstruction. Commissioner Anderson made a motion to consider Ordinance 21-1004. Commissioner Huffman seconded the motion. Commissioner Huffman made a motion to amend based on the language presented in the ordinance. Vice Mayor Duncan seconded the motion. Vote was then taken which resulted in a 4-0 to approve the amendment to the ordinance. Commissioner Huffman made a motion to adopt Ordinance 21-1004 as amended. Vice Mayor Duncan seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Ordinance 21-1004 as amended.

Consider Ordinance 21-1005, an ordinance to amend the Hill Place Master Plan for two (2) additional residential units for a HDRPUD, High Density Residential Planned Unit Development on Brick Church Pike, first reading. Commissioner Anderson made a motion to consider Ordinance 21-1005. Commissioner Huffman seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Ordinance 21-1005.

Consider Ordinance 21-1006, an ordinance to amend the City of Goodlettsville Municipal Code Title 11, Chapter 5, Section 501, Subsection 1 by deleting subsection 1 in its entirety and replacing it with a new subsection 1 as it relates to weapons and firearms, first reading. City Manager Ellis states this aligns the recently adopted state statute with our local guidelines in our Municipal Code. Vice Mayor Duncan made a motion to consider Ordinance 21-1006. Commissioner Huffman seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Ordinance 21-1006.

Consider Resolution 21-991, a resolution of the City of Goodlettsville Board of Commissioners amending Resolution 19-881 approving a revised site plan for a limited access drive connection on Long Hollow Pike for the Publix/Caldwell Center. Property referenced as Sumner County Tax Map 143J, Group G Parcel 04.00. Property Zoning: CPUDL, Commercial Planned Unit Development Limited. Property Owner-Caldwell Properties, LLC. City Manager Ellis stated the resolution would need to be amended to refer to Seely Wallis Investment as the ownership had changed since the original resolution. Vice Mayor Duncan made a motion

to consider Resolution 21-991. Commissioner Huffman seconded the motion. Vice Mayor Duncan made a motion to amend based on the language as presented in the resolution. Commissioner Huffman seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve the amendment to Resolution 21-991. Vice Mayor Duncan made a motion to adopt Resolution 21-991 as amended. Commissioner Huffman seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Resolution 21-991 as amended.

Consider Resolution 21-992, a resolution to rescind Resolution 15-656 and terminate the collection of fees for criminal background checks as it relates to Beer Permit applicants. City Manager Ellis stated we are currently not permitted to collect fees to conduct a criminal background check. Within the application package, there will be a criminal background check that will be done that they will pay for by a company that we choose. Commissioner Anderson made a motion to consider Resolution 21-992. Vice Mayor Duncan seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Resolution 21-992.

Consider Resolution 21-993, a resolution to ratify and approve the issuance of an emergency purchase order for HVAC system at the Community Development Facility. City Manager Ellis stated Metro Nashville gave us this building and our 15 ton condenser unit and air handler went out and could not be repaired. K & J was the cheapest that could be found at that time for a total of \$23,900.00. Commissioner Anderson made a motion to consider Resolution 21-993. Commissioner Huffman seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Resolution 21-993.

Consider Resolution 21-994, a resolution to accept the Copper Creek Phase 2-6 public improvements with a one-year maintenance bond from Meritage Homes. Commissioner Anderson made a motion to consider Resolution 21-994. Vice Mayor Duncan seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Resolution 21-994.

Consider Resolution 21-995, a resolution of the City of Goodlettsville Board of Commissioners adopting and participating in the 2021 Sumner County, Tennessee Multi-Jurisdictional Hazard Mitigation Plan. City Manager Ellis stated this is similar to what was approved with the Davidson County Multi-Jurisdictional Plan. This would allow us to take part in federal programs if certain mitigation needed to occur. Vice Mayor Duncan made a motion to consider Resolution 21-995. Commissioner Anderson seconded the motion. Vote was then taken which resulted in a 4-0 vote to approve Resolution 21-995.

Consider Resolution 21-996, a resolution amending a contract between the City of Goodlettsville and the State of Tennessee Department of Transportation, by extending the expiration date of the contract as it relates to project number 120327.00 - Conference Drive Enhancements. City Manager Ellis stated this contract has been awarded. The work will not be completed prior to that expiration date. Commissioner Huffman made a motion to consider Resolution 21-996. Commissioner Anderson seconded the motion. Vice Mayor Duncan asked why it will not be completed on time. City Manager Ellis stated the project has not started yet. Vote was then taken which resulted in a 4-0 vote to approve Resolution 21-996.

Consider Resolution 21-997, a resolution authorizing an application for a federal COVID relief funds for transportation improvement grant (CRRSAA) through the Greater Nashville Regional Council for the purpose of sidewalk repair and enhancements. City Manager Ellis stated this is

federal COVID money that is coming through our planning region, Greater Nashville Regional Council. He also stated there is still a lot of unknown about this grant and it may prove to itself that it is not worth the effort if we are looking at a lot of engineering costs. A pre-application has been made and is non-binding. Commissioner Huffman made a motion to consider Resolution 21-997. Commissioner Anderson seconded the motion. There was additional discussion. Vote was then taken which resulted in a 4-0 vote to approve Resolution 21-997.

With no further business, Vice Mayor Duncan made a motion to adjourn. Commissioner Anderson seconded the motion. The meeting adjourned at approximately 7:08pm with a 4-0 vote.