

REGULAR MEETING
GOODLETTSVILLE CITY COMMISSION

Date: October 27, 2005

Time: 6:30 PM

Place: City Hall

Present: Bobby Jones, Jerry Garrett, Gary Manning, Jeff Cordell, John Finch

Absent: None

Also Present: Jim Thomas, Joe Haynes, Julie High, Tim Ellis, Bennie Lane, Chief Terry Hutcherson, Charlie Morrow, Sherry Morrow, Rick Gregory, Jim Driver, Guinn Nolen, Owen Sanders, Alan Banks, Bill Chaney, Lester Hardison, Susan Rotkiewicz,

The meeting was called to order by Mayor Jones. Prayer was offered by Rev. Neal Glass.

A motion was made by Manning to approve the minutes of the September 22, 2005 regular city commission meeting and the October 18, 2005 special called city commission meeting as submitted. The motion was seconded by Cordell and passed unanimously 5-0.

Ellis introduced Trish Moore, a Goodlettsville resident, who spoke to the Commission regarding the possible construction of a dog park at Moss-Wright Park. Moore discussed the benefits of a dog park for both dog owners and the community. Moore offered to donate the initial construction costs for such a park, if the City would designate an area within Moss-Wright for such a project. The park would be called "Fenway's Park at Moss-Wright", in honor of Moore's deceased pet. Ellis informed the Commission that an area of approximately ¼ acre had been identified as an appropriate space for such a park. He went on to add that this sort of park could help alleviate the numerous complaints/problems regarding dogs inside Moss-Wright Park. Discussion followed regarding the maintenance of a dog park. The Commission instructed Ellis to move forward with Moore, and to bring appropriate documents to the next commission meeting.

Thomas reported to the Commission on the status of the review of City fees for development and construction projects. Staff continues to review these fees, and MTAS is preparing an overall analysis of the City's revenue streams, and a recommendation should be presented by the end of the calendar year, or early 2006.

Ellis reminded the Commissioners of a luncheon next Tuesday at 11:30 for the Memorial Foundation.

Garrett thanked Moore for her generous offer regarding the potential dog park.

Cordell wished to express his dissatisfaction with the movement of agenda items. Specifically, the issue was the consideration of a moratorium of all zoning amendment changes in the Long Hollow Pike Corridor, being heard before the request of a property owner to rezone property in that same area. The original agenda was published with the rezoning request being heard before the consideration of the moratorium. The order of these items were switched at the request of Finch prior to the meeting. Discussion followed and City Attorney, Joe Haynes, indicated that the Commission could consider these items in any order they wished with an appropriate majority vote to change the agenda.

Manning discussed the pending Walgreen's project across from the Publix location, and questioned the validity of the project. The Commission discussed ways to attach a penalty for non-performance if a development fails to proceed after a specified time period. Discussion followed. Haynes commented that the Planning Commission has the right to bring an item/request back to the agenda, and could rescind its original approval.

Consider Ordinance 05-665 on second reading, an ordinance to amend Ordinance No. 05-659 establishing a property tax rate for the fiscal year July 1, 2005 through June 30, 2006. The correct State certified rates are sixty nine and two-tenths cents (\$.692) per one hundred dollars (\$100.00) of assessed value for property located in the Sumner County portion of the City; and sixty three and eight-tenths cents (\$.638) per one hundred dollars (\$100.00) of assessed value for property located in the Davidson County portion of the City. Thomas reminded the Commission that this Ordinance was the result of an error made by the Metro Tax Assessor's office in the original calculation of the City's certified tax rate. A motion was made by Finch to approve Ordinance 05-665 on second reading. The motion was seconded by Garrett and passed unanimously 5-0.

Consider Resolution No. 05-298, a resolution to enter into an inter-local agreement for law enforcement assistance between the City of Goodlettsville and the Metropolitan Government of Nashville and Davidson County. Chief Terry Hutcherson reported that as instructed several months ago, he had worked with Russell Freeman to prepare this agreement. If approved, Chief Hutcherson will gather signatures and deliver to Chief Serpas, Metro Chief of Police, so that this agreement could be in effect for the holiday shopping season. A motion was made by Garrett to approve Resolution 05-298. The motion was seconded by Cordell and passed unanimously 5-0.

Consider a recommendation of the Goodlettsville Planning Board that a moratorium be imposed on consideration of all zoning amendment change requests in the Long Hollow Pike Corridor for a period not to exceed six months. A motion was made by Manning to suspend consideration of this matter until other items on the agenda are heard. The motion was seconded by Cordell and passed unanimously 5-0.

Consider Ordinance 05-666, an ordinance to rezone property of Alan T. Banks, 511 Long Hollow Pike, Sumner County Tax Map 143J, Parcel 10 from Residential (R-25) to Restricted Office Planned Unit Development (ROPUD) on first reading. Planning Director Rick Gregory explained this request to the Commission. A motion was made by Cordell to approve Ordinance 05-666 on first reading. The motion was seconded by Garrett and discussion followed. Finch expressed a concern that the Commission was approving "spot zoning", and that the requested moratorium was in an effort to prevent spot zoning, and to allow the Planning Commission time to proactively plan for future development along the Long Hollow Pike corridor. Much discussion among the Commissioners and City Planner followed. A voice vote was taken with Finch voting against, and all others voting for approval of Ordinance 05-666. Ordinance 05-666 approved 4-1.

Consider acceptance of a proposal for audit and compliance services relative to the City's cable TV franchise agreements. Thomas reported that the City currently has a cable franchise agreement with Comcast for 5% of subscriber receipts. There was a subsequent agreement with Metro to provide administrative support for the management of the franchise agreements for the Davidson County portion of Goodlettsville. In return, Goodlettsville would forfeit those franchise fees in the Davidson County portion of Goodlettsville to Metro. Thomas asked the Commission for permission to enter into an agreement with a consultant who would perform a cable TV franchise audit for the City, and also for permission to notify Metro of the City's desire to cancel the agreement whereby Metro provides administrative support in return for ½ of the City's franchise fees. Mayor Jones questioned the amount of fees that other cities collect in relation to the 5% Goodlettsville is collecting. Thomas agreed to research. Discussion followed. A motion was made by Manning to grant Thomas permission to enter audit agreement for cable TV franchise fees, and to notify Metro of City's desire to cancel that agreement. The motion was seconded by Finch and passed unanimously 5-0.

Charlie Morrow spoke to the Commission as a concerned citizen regarding guidelines for posting notice on properties regarding potential zoning changes. He went on to inform the Commission that he lives across from the property being considered in Ordinance 05-666 and never received notification. The Commission, City Manager and City Planner discussed the need to develop written guidelines and signage.

Bill Chaney represented the Goodlettsville Chamber of Commerce and invited the Commissioners to the upcoming Pancake Breakfast. He also applauded the Commission's support and approval of the inter-local agreement for law enforcement assistance with Metro.

Haynes updated the Commission on the status of the lawsuit filed by the satellite cities surrounding Metro. Metro has filed a motion to dismiss, and that motion is to be heard tomorrow, October 28. Haynes will inform Commission as soon as a decision is made.

A motion to adjourn was made by Cordell, and seconded by Manning. The meeting was adjourned at 7:30 p.m.


Julie High, Acting City Recorder


Bobby Jones, Mayor