

MINUTES OF THE MONTHLY MEETING
OF THE BOARD OF COMMISSIONERS OF
THE CITY OF BELLE MEADE

February 21, 2007

The regular monthly meeting of the Commissioners of the City of Belle Meade convened at City Hall, 4705 Harding Road, Nashville, Tennessee, on Wednesday, February 21, 2007 at 4:00 p.m. Those present were: Vice Mayor Thomas Corcoran, Commissioner Gray Thornburg, City Manager and Treasurer Beth Reardon, City Recorder Dorothy L. Wheeler, City Building Official Terry Franklin, Public Works Superintendent George Bartlett, Chief of Police Timothy Eads, and City Attorney Robert S. Patterson. Mayor George Crook attended the meeting telephonically. Also present were James L. Murphy and Patricia Head Moskal, attorneys with the law firm of Boulton, Cummings, Conners & Berry, PLC.

Vice Mayor Corcoran presided over and called the meeting to order. Vice Mayor Corcoran explained that it was customary at the meetings of the Commissioners to open the meeting with a public hearing in which the Commissioners would be pleased to hear from any citizens of Belle Meade desiring to speak. No citizens requested recognition and, accordingly, Vice Mayor Corcoran closed the public hearing.

Vice Mayor Corcoran asked for consideration of the Minutes of the Regular Commissioners' Meeting held on January 25, 2007.

Commissioner Thornburg moved for approval of the Minutes. Vice Mayor Corcoran seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye.

Taking the next item of business out of order, Vice Mayor Corcoran asked Ms. Moskal for an update on the *City of Lakewood, et al. v. Metropolitan Government* lawsuit. Ms. Moskal reported that the Metropolitan Government was to have filed a reply to the smaller cities' response in opposition to the Metropolitan Government's cross-motion for summary judgment on February 20, 2007, but a copy has not yet been received. The smaller cities are preparing for the hearing on all motions for summary judgment, which are set for hearing on March 22, 2007.

Vice Mayor Corcoran asked for a Public Works report on the request for removal of the small traffic calming islands on Lynnwood Boulevard at Millrace Lane and Webster Lane and traffic calming on Herbert Place. Mrs. Reardon reported that the City's traffic engineer, Bill Hays with Barge, Waggoner, Sumner & Cannon, Inc., recommended removal of the small traffic calming islands on Lynnwood Boulevard because they are substandard and the replacement of the pavement at those locations. Mrs. Reardon also reported that the traffic engineer recommended placement of temporary barricades near mid-block of Herbert Place to prevent through traffic. Mrs. Reardon reported that

the City's staff did not agree with the traffic engineer's recommendation for Herbert Place, and suggested a lesser severe remedy of temporary speed bumps or humps to be placed at four locations on Herbert Place, two near the stop signs and two near the midway point. After further discussion, Vice Mayor Corcoran moved to approve the purchase of temporary speed bumps to be installed on Herbert Place, for a period of up to 60 or 90 days, with traffic volume to be monitored after installation.

Commissioner Thornburg seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye.

Following further discussion regarding the recommendation to remove the small traffic calming islands on Lynnwood Boulevard, Vice Mayor Corcoran moved to approve the removal of the traffic calming islands, replace the islands with pavement, and install small plastic "mushrooms" in the same general configuration as the existing islands. Commissioner Thornburg seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye.

Vice Mayor Corcoran then called for consideration of the request to solicit bids to repair and replace damaged concrete curbing at the island on Georgian Place and at the corner of

Lynnwood Boulevard and Abbott Martin. Mr. Bartlett has recommended that the damaged curbing be replaced with stone curbing installed with a footing that would be more attractive, last longer, provide greater stability, and require less maintenance. Vice Mayor Corcoran moved to approve the solicitation of bids to repair and replace the damaged concrete curbing at the locations requested with stone curbing. Mayor George Crook seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye.

Vice Mayor Corcoran recognized Police Chief Eads for his Public Safety report. Chief Eads explained the summary monthly report, which had been distributed to the Commissioners prior to the meeting. It was noted in the report that the Police Department had issued 282 traffic citations during the month of January. There were five traffic accidents, one of which involved personal injuries. There were 20 arrests, 58 alarm calls for service, no burglaries, and no other incidents reported for the month.

Chief Eads provided an update on the purchase of new police vehicles and equipment for the new vehicles. Chief Eads reported that the bid by Cardinal Chrysler Dodge at the bid price of \$20,440.16 per vehicle, which bid was approved at the prior meeting of the Board of Commissioners subject to

instructions to Chief Eads, was valid for thirty (30) days only and not through June or July 2007. After further discussion, Vice Mayor Corcoran moved to confirm the purchase of nine (9) vehicles at the current bid price per vehicle from Cardinal Chrysler Dodge. Commissioner Thornburg seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye.

Chief Eads reported on the selection of candidates for the position of Corporal within the Police Department. Officer Teddy Murphy was selected as Corporal for the afternoon shift and Officer Mack Mangrum was selected as Corporal for the midnight shift.

Vice Mayor Corcoran recognized Mr. Bartlett for his Health and Sanitation report. The written report of service calls had been distributed to the Commissioners prior to the meeting. Mr. Bartlett provided an update on the status of the installation of new sewer pumps and the new odor tank on Park Hill.

Vice Mayor Corcoran recognized Mr. Franklin for his Building/Zoning and Planning report. Mr. Franklin replied that he did not have a further report beyond his written report, which had been distributed to the Commissioners prior to the meeting. During the month of January 2007, 21 permits were

issued for a total estimated construction cost of \$6,943,955.25.

In addition, seven permits were closed out.

Vice Mayor Corcoran noted there were no matters to report on Waste Collections, Beautification/Landscape and City Communications.

Vice Mayor Corcoran recognized Mrs. Reardon for her financial report. Mrs. Reardon presented the financial statement for January 2007, which was distributed at the meeting. As reflected on the investment schedule previously distributed to the Commissioners, interest is currently being paid on the funds on deposit in the Local Government Investment Pool at the rate of 5.35% per month. There was one withdrawal from the funds on deposit in the total amount of \$50,000.00, and no deposits.

After discussion and on motion made and seconded, the following invoices in excess of \$2,500.00 were approved for payment, with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye:

Commonwealth Chemical	\$ 3,500.00
Barge Cauthen & Associates, Inc.	\$ 2,700.00
Boult, Cummings, Conners & Berry, PLC	\$ 3,000.00
Boult, Cummings, Conners & Berry, PLC	\$ 15,153.53
City of Forest Hills-Prof. James Blumstein	\$ 3,456.33
Johnson Lawn & Landscape	\$ 2,981.00
Johnson Lawn & Landscape	\$ 7,177.00
Street Dixon & Rick Architecture, PLC	\$ 2,664.12

Vice Mayor Corcoran called for consideration of the request to add an electronic payment option for payments collected by the City. Mrs. Reardon stated the City had received requests from the public that the City accept electronic debit or credit card payments for various fees and payments, including traffic violation fees, property tax payments, building permit fees, etc. Mrs. Reardon had obtained information regarding the available options and quotations for processing fees from various vendors of payment processing services. Mrs. Reardon stated that this would be a good service for the City to provide for the convenience of the public, and recommended that the City consider entering into a payment processing service arrangement with the Neal Company. After discussion, Commissioner Gray Thornburg moved to approve the procurement of an electronic payment system for the City to allow it to accept credit and debit card payments, with the City to pass through to the consumer the graduated payment processing fees charged by the vendor based on the amount of the payments as follows: \$2 on payments up to \$100; \$5 on payments from \$101 to \$500; and 2% of the amount of the payment for payments over \$500. Vice Mayor Corcoran seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye.

Vice Mayor Corcoran requested a report from Mrs. Reardon on the status of the City Hall building construction. Other than several minor repairs, there were no other matters to report.

Vice Mayor Corcoran called for consideration of the repair of the concrete flooring in the Police Department. Vice Mayor Corcoran stated that a credit was to be given to the City in the amount of \$1,025 by Bradley Coatings, Inc., as confirmed by The Parent Company, for the cost of repairing the floor. The Parent Company had received a repair cost estimate for the installation of VCT heavy-duty tile flooring from Nashville Carpet Center in the amount of \$5,491. The Parent Company recommended installation of the VCT heavy-duty tile flooring, and Mr. Steve Rick confirmed the recommendation. After further discussion, Mayor Crook moved to approve the purchase and installation of the VCT heavy-duty tile flooring in the Police Department and to accept the credit afforded by Bradley Coatings, Inc. to be applied toward the cost of repair. Commissioner Thornburg seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye.

Vice Mayor Corcoran called for consideration of proposed Ordinance 2006-6 on second reading, amending the Zoning Code. Attorney James Murphy explained that the version to be approved on second reading contained one minor revision to change the

effective date of the proposed ordinance to April 1, 2007. After discussion, Commissioner Thornburg moved to approve the amendment to proposed Ordinance 2006-6 to change the effective date to April 1, 2007. Vice Mayor Corcoran seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye. Commissioner Gray Thornburg then moved to approve proposed Ordinance 2006-6, as amended, on second reading. Vice Mayor Corcoran seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye.

Vice Mayor Corcoran called for consideration of proposed Ordinance 2007-1 on second reading, amending the City Code regarding the method of appointment and removal of members and alternate members to the City's Planning Commission and Board of Zoning Appeals. Attorney James Murphy explained that the version to be approved on second reading contained one minor revision to change the effective date of the proposed ordinance to April 1, 2007. After discussion, Commissioner Thornburg moved to approve the amendment to proposed Ordinance 2007-1 to change the effective date to April 1, 2007. Vice Mayor Corcoran seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting

aye, and Commissioner Thornburg voting aye. Commissioner Gray Thornburg then moved to approve proposed Ordinance 2007-1, as amended, on second reading. Vice Mayor Corcoran seconded the motion. Upon roll call vote, the motion was approved with Mayor Crook voting aye, Vice Mayor Corcoran voting aye, and Commissioner Thornburg voting aye.

Vice Mayor Corcoran announced the following recent re-appointments to the Municipal Planning Commission and Board of Zoning Appeals: Robert Moses and Mark Beveridge as members of the Municipal Planning Commission, and Carole Nelson and Charles Atwood as members of the Board of Zoning Appeals.

Vice Mayor Corcoran announced that the March meeting of the Commissioners will be held on Wednesday, March 28, 2007 at Belle Meade City Hall, 4705 Harding Road, commencing at 4:00 p.m.

There being no further business to come before the Commissioners, the Meeting was thereupon adjourned.

Vice Mayor Thomas F. Corcoran

City Recorder Dorothy L. Wheeler