

Greenbrier Board of Mayor and Aldermen
Regular Minutes
December 3, 2007

- ❑ Public Hearing on Ordinance No. 07-18 – An ordinance to amend the zoning map of the City by amending one parcel of 3.47 acres from AG to RA (6438 Kelly Willis Rd). *No one spoke for or against.*
- ❑ Public Hearing on Ordinance No. 07-19 – An ordinance to establish animal control fees in Title 10 of the Municipal Code. *No one spoke for or against.*
- ❑ Public Hearing on Ordinance No. 07-20 – An ordinance to adopt state traffic offenses and rules of the road. *No one spoke for or against.*
- ❑ Public Hearing on Ordinance No. 07-21 – An ordinance to make a violation of T.C.A 55-1-139 a municipal violation. *No one spoke for or against.*
- ❑ Public Hearing on Ordinance No. 07-22 – An ordinance to amend Title 15 of the Greenbrier Municipal Code. *No one spoke for or against.*
- ❑ Public Hearing on Ordinance No. 07-23 – An ordinance to amend Title 10, Chapter 4 of the Greenbrier Municipal Code. *No one spoke for or against.*

Citizen Comments – There were no citizen comments.

1. Call to Order by the Mayor 7:03:44 PM

2. Roll Call

PRESENT:

Alderman Bonnette Dawson
Alderman Jeff DeLong
Alderman Wayne Dugger
Alderman Joshua Evans
Alderman Carol Fagg
Alderman Bill Vernich
Mayor Billy Wilson.

ABSENT:

None.

STAFF:

Police Chief Rich Hatfield
City Superintendent Tommy Maitland
City Recorder Rachel Slusser

City Attorney Christina Bartee

3. Prayer/Pledge to flag

4. Adoption of the Revised Agenda

It was moved by Evans, seconded by Vernich, to adopt the revised agenda.

Vote: 7-0

Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson

No: None

Motion Passed.

5. Approval of Minutes of the November 5, 2007 meeting.

It was moved by Evans, seconded by Vernich, to approve the minutes of the November 5, 2007 meeting.

Vote: 7-0

Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson

No: None

Motion Passed.

6. Presentations/Memorials

7. Communications from the Mayor and Aldermen

Mayor Wilson appoints Joshua Evans, Wayne Dugger, and Bill Vernich to a committee to discuss the property tax freeze. Rachel Slusser will attend meetings for information purposes only.

8. Reports from Committees and Department Heads

9. Old Business

- a. Ordinance No. 07-18 – Ordinance to amend the zoning map of the City by amending one parcel of 3.47 acres from AG to RA (6438 Kelly Willis Rd) – 2nd Reading

It was moved by Dugger, seconded by Vernich, to Approve Ordinance No. 07-18.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- b. Ordinance No. 07-19 – Ordinance to establish animal control fees in Title 10 of the Municipal Code – 2nd Reading

It was moved by Vernich, seconded by Dugger, to Approve Ordinance No. 07-19.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- c. Ordinance No. 07-20 – Ordinance to adopt state traffic offenses and rules of the road – 2nd Reading

It was moved by Dawson, seconded by DeLong, to Approve Ordinance No. 07-20.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- d. Ordinance No. 07-21 – Ordinance to make a violation of T.C.A 55-12-139 a municipal violation – 2nd Reading

It was moved by Dugger, seconded by Dawson, to Approve Ordinance No.07-21.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- e. Ordinance No. 07-22 – Ordinance to amend Title 15 of the Greenbrier Municipal Code – 2nd Reading

It was moved by Vernich, seconded by Dugger, to Approve Ordinance No.07-22.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- f. Ordinance No. 07-23 – Ordinance to amend Title 10, Chapter 4 of the Greenbrier Municipal Code – 2nd Reading

It was moved by Dugger, seconded by Evans, to Approve Ordinance No.07-23.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

10. New Business

- a. Ordinance No. 07-24 – Ordinance to Rezone 11.14 acres from RA to RB (future use of Phase 2 of Carrs Creek) ¹

It was moved by Vernich, seconded by Dugger, to Approve Ordinance No.07-24.

Discussion: Alderman Vernich wanted clarification on Phase 1 of Carrs Creek zoning whether it is currently RA or RB. Alderman Dugger confirmed that Phase 1 is currently zoned as RB.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- b. Ordinance adopting Public Acts relating to the Beer Board - 1st Reading

It was moved by Vernich, seconded by Dugger, to Approve Ordinance No.07-25.

Discussion: Christina Bartee clarified that this ordinance regulated beer vendors. She stated that the vendors will be regulated by the beer commission of the state. The City will have to report violators of the law to the commission who will hand down the penalty.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- c. Resolution No. 07-10 – Resolution to purchase 25.88 acres from Williams' family.

It was moved by Dugger, seconded by Dawson, to Approve Resolution No. 07-10 pending the City Attorney's approval.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- d. Accept roads at Hygeia Springs, Section 1 and 2.

It was moved by Evans, seconded by Vernich, to accept roads at Hygeia Springs 1 and 2.

Discussion: Alderman Fagg wanted to confirm who will be responsible for the property adjacent to the roads once they are accepted. Tommy Maitland said that this was just for the roads and the property owners were not involved.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- e. Approve lowest and best bid on the December 6, 2007 bid opening for sewer line replacement along Highway 41.

It was moved by Vernich, seconded by Dugger, to accept lowest or best bid for sewer line replacement.

Discussion: Alderman Dugger wanted to form a committee to review the bids if the lowest bid was not accepted.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

- f. Report from appeals committee regarding the termination of Nichole Corbett

Discussion: Appeals Committee, Wayne Dugger, Jeff DeLong, and Carol Fagg, acknowledge that Nichole Corbett requested, in writing, an appeal of her termination. The committee decided to uphold the decision made by Mayor Wilson and Chief Hatfield to terminate her employment with the City of Greenbrier.

It was moved by Dugger, seconded by DeLong, to accept the recommendation of the appeals committee.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None
Abstained: None
Absent: None

Motion Passed.

- g. Report from appeals committee regarding the termination of Bryan Males

Discussion: Appeals Committee, Wayne Dugger, Jeff DeLong, and Carol Fagg, acknowledge that Bryan Males requested, verbally, an appeal of his termination. The committee decided to uphold the decision made by Mayor Wilson and Chief Hatfield to terminate his employment with the City of Greenbrier.

It was moved by Dugger, seconded by DeLong, to accept the recommendation of the appeals committee.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.

h. Finance

(1) Adjustments to the water and sewer account – \$1610.43

It was moved by Evans, seconded by Vernich, to accept adjustments to the water and sewer account.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None


Motion Passed.

11. Adjournment 7:33:18 PM

It was moved by Evans, seconded by Vernich, to adjourn.

Vote: 7-0
Yes: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson
No: None

Motion Passed.



Billy Wilson, Mayor

Attest:



Rachel Slusser, City Recorder