

**DRAFT DRAFT DRAFT**  
REGULAR MEETING  
GOODLETTSVILLE CITY COMMISSION

Date: December 10, 2020

Time: 6:30

Place: Held Electronically via Zoom

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

Absent: None.

Also Present: Russell Freeman, Tim Ellis, Allison Baker, Mary Laine Hucks, Sarah Jennings, Addam McCormick, Jeff McCormick, Ken Reeves, Larry DiOrio, and Julie High.

Mayor Rusty Tinnin called the meeting to order.

City Manager Tim Ellis stated, "As you may know Governor Bill Lee issued Executive Order 16 on Friday, March 16, 2020 and subsequent Executive Order 65 on October 28, 2020. The orders issued were to ensure that governments continue to function openly and transparently during the COVID-19 emergency while taking appropriate measures to protect the health and safety of citizens and government officials. In his executive order Governor Lee recognized guidance from the White House and Centers for Disease Control and Prevention advising that Americans should avoid social gatherings and that older person with serious underlying health condition should remain at home. The governor also emphasized that in the interest of limiting community spread of COVID-19 private and government entities of all types should eliminate large public gatherings and conduct business remotely by electronic meetings to the greatest extent possible. The order provides that governments may meet to conduct essential business by electronic means when the governing body determines that that it is necessary to protect its citizens. Sadly COVID-19 is once again spreading rapidly throughout the state, the counties and within the City of Goodlettsville. Therefore, the city has determined that in the interest of protecting the health, safety and welfare of Tennesseans and the citizens of Goodlettsville, it is necessary for the Board of Commissioners to meet by electronic means rather than in person. We have posted the link for public viewing on the city website and social media pages."

Mayor Tinnin asked if there was any objection by the Commission to hosting this meeting in this format. There was no objection.

City Manager Tim Ellis offered prayer.

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

Consider minutes of the November 12, 2020 regular meeting of the Board of Commissioners. Commissioner Huffman made a motion to approve the minutes as written. Commissioner Anderson seconded the motion. City Recorder Baker called roll: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, yes; Commissioner Young, aye. Minutes were approved by a 5-0 vote.

Mayor Tinnin asked City Recorder Baker if any comments were submitted for Citizens Comment. City Recorder Baker stated she did not receive any public comments.

City Manager Tim Ellis recognized Parks Director Sarah Jennings for receiving the distinguished Young Professional award in the state of Tennessee by the Tennessee Recreation and Parks Association. He also announced that city facilities will be closed on Thursday, December 24<sup>th</sup> and Friday, December 25<sup>th</sup> and Friday, January 1<sup>st</sup> in observance of the holidays. Trash pick-up will run on the 24<sup>th</sup> and will not on the 25<sup>th</sup> but the recycling will be picked up on Saturday, December 26<sup>th</sup>. On Friday, January 1<sup>st</sup>, pick-up will not run but it will on Saturday, January 2<sup>nd</sup>.

City Manager Ellis also let the Board know that the resolution they approved at the last meeting for a Tourism Marketing Grant has been awarded and we received the full amount of \$70,000 with a 50/50 match. He said it came as a surprise since we have never received the full amount we have asked for.

Vice Mayor Duncan was experiencing technical difficulties during Commissioner comments. There was discussion as she was trying to address it. Once resolved, Vice Mayor Duncan stated she was excited and honored to be here. She said once she started this journey, she knew it would be in the public eye and she would face a lot of criticism for what they do as decisions of the board. It is just part of it. She said she has always admired our Commissioners decorum and the respective manner our Board has for not only the citizens but for each other. She is hoping as we go into the new year, they can continue that manner of respect.

Commissioner Young welcomed Vice Mayor Duncan to public service.

Consider old business.

Consider new business.

Consider Ordinance 20-981, an ordinance to amend the City of Goodlettsville Municipal Code Title 20, Chapter 3 by deleting it in its entirety and replacing it with a new Title 2, Chapter 3 as it relates to the creation of the City of Goodlettsville Tree Board, first reading. City Manager Ellis stated in 2015 we created a Tree Board and the purpose at that time was to allow us to apply for status as a Tree City USA. The responsibilities of the Tree Board fell to the Parks and Recreation Advisory Board. Since then, they have created a subcommittee that has worked as a quasi-Tree Board and has done a tremendous job. City Manager Ellis is recommending to mainstream the efforts and at the suggestion of the Tree Committee, that we create a Tree Board that would be autonomous and would be an advisory board. The board will consist of five members, one of which is a member of the Parks and Recreation Advisory Board. This would allow them to have some technical support through committees for those members that may not be residents of the city. Commissioner Anderson made a motion to consider Ordinance 20-981. Vice Mayor Duncan seconded the motion. City Recorder Baker called roll for a vote: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, yes; Commissioner Young, aye. Ordinance 20-981 was approved on first reading by a 5-0 vote.

Consider Ordinance 20-982, an ordinance to amend the City of Goodlettsville Municipal Code Title 3, by replacing each use of the word "his" within Title 3 with the word "their", first reading. City Manager Ellis stated he discovered our Municipal Code references throughout the City Judge

as 'his' and also the defendants as 'his'. This is basically a housekeeping measure. Commissioner Anderson made a motion to consider Ordinance 20-982. Commissioner Huffman seconded the motion. City Recorder Baker called roll for a vote: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, aye; Commissioner Young, aye. Ordinance 20-982 was approved on first reading by a 5-0 vote.

Consider Resolution 20-953, a resolution to ratify the membership and appointments to the Goodlettsville Planning & Zoning Board, Goodlettsville Board of Zoning and Sign Appeals, Beer Board, Parks and Recreation Advisory Board, and Historic Zoning Commission. Vice Mayor Duncan made a motion to consider Resolution 20-953. Commissioner Huffman seconded the motion. Mayor Tinnin stated one board member had mailed a resignation letter that was received that day and also since Commissioner Bell would no longer be on the Beer Board wanted to propose an amendment. Mayor Tinnin amended the resolution to appoint Vice Mayor Jennifer Duncan to the Beer Board and replacing former Commissioner Harry Bell. City Manager Ellis stated that part of the amendment needed to include removing Mike Ryman since he resigned. Mayor Tinnin made an amendment to move Vice Mayor Jennifer Duncan to the Beer Board and removing Michael Ryman from it. Vice Mayor Duncan made a motion to approve the amendment to the resolution. Commissioner Anderson seconded the motion. City Recorder Baker called roll for a vote: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, aye; Commissioner Young, aye. The amendment to Resolution 20-953 was approved by a 5-0 vote. Mayor Tinnin then called for a vote on the resolution as amended. There was discussion regarding needing new motion and if there was an original second to the motion. City Attorney Russell Freeman clarified that there are two positions now vacant on the Beer Board, one of which is being filled tonight by Vice Mayor Duncan. There was additional discussion. Commissioner Huffman made a motion to not appoint Mike Ryman and then to appoint Vice Mayor Duncan in Harry Bell's position. Commissioner Huffman then seconded the motion. City Recorder Baker called roll for a vote: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, aye; Commissioner Young, aye. Resolution 20-953 was approved as amended with a 5-0 vote.

Consider Resolution 20-954, a resolution of appointment to the Metro Nashville Regional Solid Waste Board. City Manager Ellis stated this Resolution asks the Mayor of Nashville to reappoint Jeff McCormick, who has served on this board for four years. Since it is not a board of the city, it takes approval of this body to do so. Commissioner Huffman made a motion to consider Resolution 20-954. Vice Mayor Duncan seconded the motion. City Recorder Baker called roll for a vote: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, aye; Commissioner Young, aye. Resolution 20-954 was approved by a 5-0 vote.

Consider Resolution 20-955, a resolution declaring certain property surplus to the needs of the City of Goodlettsville and calling for its disposal by online auction or any other reasonable manner. City Manager Ellis stated we declare property surplus once a quarter and the next time we do so will be in March. Commissioner Anderson made a motion to consider Resolution 20-955. Vice Mayor Duncan seconded the motion. City Recorder Baker called roll for a vote: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, yes; Commissioner Young, aye. Resolution 20-955 was approved by a 5-0 vote.

Consider Resolution 20-956, a resolution to adopt the City of Goodlettsville's Legislative Agenda for the first session of the 112<sup>th</sup> General Assembly of the State of Tennessee. City Manager Ellis stated this gives staff and lobbyists guidance and also lets our elected officials know this is where our board stands on certain issues. This is not all inclusive and there may be more resolutions that need to be approved at a later time. City Manager Ellis said this is very generally stated. Commissioner Anderson made a motion to consider Resolution 20-956. Commissioner Huffman seconded the motion. Commissioner Young was not clear on the bullet point in the resolution that stated, "Support legislation that make all emergency orders applicable statewide rather than on a county-by-county basis when they are in conflict with each other." He questioned with there already being legislation filed for this session and that this particular topic will have bills coming up about it if it would be best for us to omit this from our agenda. There was discussion. City Manager Ellis stated he drafted legislation where he would ask our legislative body to introduce to give this body the ability to, by 2/3 vote, make whatever health orders were applicable in place city-wide. City Manager Ellis stated he is not opposed to omitting that for now and then taking it on a case-by-case basis as to what is introduced in the legislature this year. He was trying to create language where it would be in the best interest of Goodlettsville that everything was equal. Commissioner Young talked about replacing that line with, "Support legislation that would streamline emergency orders in cities that are in two or more counties." He stated he thinks it is important that this be a part of our agenda since we got to see firsthand the difficulty. He said the way it is worded now leaves it open for interpretation both ways. City Manager Ellis reinforced his intent. There was additional discussion. Commissioner Young stated he disagreed vehemently with this as it is worded. There was additional discussion. Commissioner Young made a motion to amend this resolution by removing the line, "Support legislation that would make all emergency orders applicable statewide rather than on a county-by-county basis when they are in conflict with each other." There was no second on the amendment so the motion failed. Commissioner Young offered another amendment. Commissioner Young stated his goal is to not box in the city when there is going to be a multitude of bills regarding this topic coming up. Commissioner Young made a motion to amend the resolution that would delete the line, "Support legislation that would make emergency orders applicable statewide rather than on a county-by-county basis when they are in conflict with one another" and replace it with "Support legislation that would streamline emergency orders for cities located in two or more counties." Commissioner Huffman asked for more of an explanation on his meaning for 'streamline'. Commissioner Young stated his intent with that word is since Goodlettsville experienced an issue with the emergency orders since we are in two different counties, one of which is under the jurisdiction of a county board of health and the other under the state health department and this created confusion in the city among residents and business owners. He hopes as the legislature works on this that one of the goals is to make it not so complicated for cities in situations like ours. There was additional discussion. Commissioner Huffman said he would still like to discuss this but was unsure if 'streamline' was the proper word in this instance. There was additional discussion. Commissioner Young stated this was why he offered the first amendment to just remove it so in the future if we want to pass a resolution in support for a particular piece of legislation there would be no conflict by passing this resolution as worded this evening. City Manager Ellis stated he was going to recommend deferral for the next resolution and the filing deadline for bills is the second or third week in February. He suggested deferring this for one month so that we can do more work on it to come up with something more applicable and agreeable to everyone. Commissioner Young wanted to be clear that he is only trying to prevent us from being boxed in on this. Commissioner Young withdrew his motion to

amend and instead offered a motion to defer until the first meeting in January. Commissioner Huffman seconded the motion. City Recorder Baker called roll for a vote: Mayor Tinnin, aye; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, yes; Commissioner Young, aye. Resolution 20-956 was deferred for one month by a 5-0 vote.

Consider Resolution 20-957, a resolution requesting the City of Goodlettsville's State of Tennessee legislative delegation to introduce and support legislation that would permit the City of Goodlettsville to increase its Hotel / Motel Tax to a maximum of five percent (5%) if it so chooses. City Manager Ellis stated that currently, by private act from 1990, we have had a 3% Hotel / Motel Tax. He said he is looking for this board to have the authority when the time is correct to increase this up to 5%. He said there will be challenges to this, in Tennessee when you take in to consideration Metro Nashville Hotel / Motel Tax and their convention center fee, we have the largest transient tax cost in the state. If the board so chooses to pass this at some point, our legislators would introduce it. City Manager Ellis recommends deferral until the first meeting in January. Commissioner Anderson made a motion to defer. Commissioner Huffman seconded the motion. City Recorder Baker called roll for a vote: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, yes; Commissioner Young, aye. Resolution 20-957 was deferred for one month by a 5-0 vote.

Discuss and possibly take action in regards to the December 24, 2020 Board of Commissioners meeting date. Commissioner Anderson stated everybody on here will vote to not have a meeting on Christmas Eve night. He said he would vote not to have a meeting Christmas Eve night. Vice Mayor Duncan seconded Commissioner Anderson. Commissioner Young stated there had not been a motion made. Mayor Tinnin made that we move this December meeting until January 14, 2021. City Recorder Baker called roll for a vote: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, yes; Commissioner Young, abstained. The December 24, 2020 Board of Commissioners meeting was moved by a 4-0 vote with Commissioner Young abstaining.

Mayor Tinnin wished everyone a Merry Christmas and Happy New Year.

With no further business, Commissioner Anderson made a motion to adjourn. Commissioner Huffman seconded the motion. City Recorder Baker called roll for a vote: Mayor Tinnin, yes; Vice Mayor Duncan, yes; Commissioner Anderson, yes; Commissioner Huffman, yes; Commissioner Young, aye. The meeting was adjourned at approximately 7:30 p.m. with a 5-0 vote.

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City Recorder

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Mayor