

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

Date: March 25, 2021

Time: 6:30

Place: City Hall

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

Absent: None.

Also Present: Russell Freeman, Tim Ellis, Allison Baker, Jason DeLoach, Ken Reeves, Gary Goodwin, and Julie High.

Mayor Rusty Tinnin called the meeting to order. Pastor Tim Stutler offered prayer and 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, and Commissioner Young present.

Consider minutes of the February 25, 2021 regular meeting of the Board of Commissioners. Commissioner Huffman made a motion to approve the minutes as written. Vice Mayor Duncan seconded the motion and motion passed 5-0.

City Manager Ellis stated at the next meeting will be an option period extension with Vertical Bridge. Vertical Bridge is a company that has negotiated on behalf of T-Mobile to install a cellular phone tower on Cartwright Street across from Public Works on a piece of property we have. T-Mobile is currently going through a merger and they need some more time to work this through. They would compensate us and it doesn't expire until July 24<sup>th</sup>. There is a possibility that, coming out of the Planning Commission, the board would consider a zoning amendment in regards to adult entertainment zoning. He stated currently the City of Goodlettsville has no zoning in that regard and this would create that. If we do not have it, they can go anywhere they want to go. At the next meeting, the Board will also have second readings for Ordinance 991 and 992 that are Planning related as well.

City Manager Ellis stated the Board may also consider plan review fees. We are currently reviewing a lot of plans that the cost of the reviews is more than what we collect. Mr. Addam McCormick is working through that. He also let the Board know on Thursday, May 6<sup>th</sup> at 7:00am, the National Day of Prayer will be here at City Hall on the front steps and socially distanced. The Planning Commission will meet virtually in April, but the intent is for that to be the last virtual meeting as the Executive Order sunsets at the end of April.

Vice Mayor Duncan stated she was happy to be here.

Consider old business.

Consider Ordinance 21-990, an ordinance establishing a local litigation tax in accordance to Tennessee Code Annotated 67-4-601 and a court administrative fee in accordance to Tennessee Code Annotated, first reading. City Manager Ellis stated in working with Judge Toll and Court

Clerk Angi Bain, it has been determined to be in our best interest to create both of these as it applies to our city court system. Commissioner Anderson made a motion to consider Ordinance 21-990. Commissioner Huffman seconded the motion. Commissioner Young asked if we had a projected amount of revenue. City Manager Ellis stated we had not done that analysis especially with as few of tickets that have been written in the past twelve months it would not be good data. Commissioner Young asked where the number \$13.75 came from. City Manager Ellis answered that is the permitted litigation tax amount and the \$10.00 is something that was set to be in the best interest for us. Commissioner Young asked if this would go into the General Fund or tied to court expenses. City Manager Ellis stated it would go into the General Fund. Vote was then taken which resulted in a 5-0 vote to approve Ordinance 21-990.

Consider Resolution 21-969, a resolution amending Resolution 21-963, as it relates to the donation of a surplus Fire Department rescue vehicle to the Shackle Island Volunteer Fire Department, a registered non-profit corporation with the State of Tennessee. City Attorney Russell Freeman stated the specific statute that deals with this is regarding surplus fire protection equipment that was purchased with proceeds of federal, state, and local grants can be donated to other volunteer fire departments as long as they are registered as non-profit organizations. He said the Shackle Island Volunteer Fire Department is a registered non-profit with the State of Tennessee. He stated the only issue would be how the equipment was purchased. City Manager Ellis stated it was not purchased with a grant. It was purchased through the General Fund. City Attorney Freeman says it then goes back to the issue of rescinding the resolution to allow for the donation under the general purpose doctrine and give it to them. He stated there is not a definitive precedence for this. The argument could be made regarding the mutual aid on the Madison Creek side of town with this brush buggy. There was additional discussion. Mayor Tinnin asked if they were good to move forward. City Attorney Freeman stated that the Assistant City Manager Julie High may speak with regard to the Comptroller's Office and the audit as the issue on the table now is donations. There was additional discussion. City Attorney Freeman stated that he cannot tell the board that the exact criteria of this situation are listed in TCA. It would have to fall under the general purpose doctrine. Mayor Tinnin asked if it was something Mr. Freeman and Mrs. High needed more time to work on or should they move forward.

Commissioner Young stated he felt it waste for Mr. Freeman and Mrs. High to continue to look into it because the Shackle Island Department had already agreed to purchase it. Commissioner Young asked City Manager Ellis if any raises were given to employees this budget year. City Manager Ellis confirmed no raises were given. Commissioner Young asked if there were any capital projects funded in the last budget year since we had to trim back. City Manager Ellis stated there were basically no capital expenditures budgeted last year. Commissioner Young questioned why we would give away something for free to someone that has agreed to purchase something from us. He stated that their responsibilities are to the citizens of Goodlettsville and to the employees of Goodlettsville and we can't just give something away and have to watch out for the 'good old boy' and instead watch out for the taxpayers.

Commissioner Huffman stated if it is not clear cut that we can do this, he didn't want to put us in a bad position. He said he was on the fence. He wanted to help first responders and the city down the line but we are caught in a difficult situation. City Manager Ellis stated if the board chose to donate this asset, he would urge them to consider it be done and at the end of the lifetime of the

vehicle it be retitled to the City of Goodlettsville to capture any capital we can or if it is wrecked, we would be reimbursed any insurance coverage. There was additional discussion. Vice Mayor Duncan asked where it was now. City Manager Ellis answered that it is on loan to the Shackle Island Fire Department now. There was additional discussion. Commissioner Anderson stated he was the one that got this started for the donation and it now seems to be a long going battle. Commissioner Anderson made a motion to consider Resolution 21-969. Vice Mayor Duncan seconded the motion. Commissioner Huffman asked if the motion included any stipulations. He hoped we could put in the stipulations to get it back to cover ourselves monetarily. City Attorney Freeman asked if Section 2. in the resolution would require them to have certification from the State Comptroller's Office. City Manager confirmed it would. There was additional discussion.

Commissioner Young made a motion to table Resolution 21-969. Motion died due to a lack of a second. Mayor Tinnin asked City Attorney Freeman if we can move forward with this tonight as written. City Manager Ellis stated there would have to be an amendment or he could rewrite the resolution if the board goes in that direction. He said there is still work that Shackle Island needs to do regarding the Internal Control and Compliance Manual. City Manager Ellis recommended deferral tonight and let him bring back an amendment to this resolution. It would not come back to the Board until they met all of the requirements for the Internal Control and Compliance Manual. It does not deny them the accessibility of using the truck currently. Commissioner Young clarified it would be an indefinite deferral. There was additional discussion. Commissioner Huffman made a motion to defer Resolution 21-969 indefinitely. Vice Mayor Duncan seconded the motion. Vote was then taken and Resolution 21-969 was deferred indefinitely by a 4-1 vote, with Commissioner Young voting no.

Consider new business.

Consider Resolution 21-972, 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. Commissioner Huffman made a motion to consider Resolution 21-972. Commissioner Anderson seconded the motion. Vote was then taken and Resolution 21-972 was approved by a 5-0 vote.

Consider Resolution 21-973, a resolution acknowledging a grant application with the State of Tennessee Highway Safety Office as it relates to equipment and enforcement. Commissioner Anderson made a motion to consider Resolution 21-973. Commissioner Huffman seconded the motion. Vote was then taken which resulted in a 5-0 vote to approve Resolution 21-973.

Consider Resolution 21-974, a resolution authorizing the application for a Tennessee Agriculture Enhancement Program Grant (TAEP) and assuring matching funds. The purpose of the application would be to fund certain tree planting projects within the City. Vice Mayor Duncan made a motion to consider Resolution 21-974. Commissioner Huffman seconded the motion. Vote was then taken which resulted in a 5-0 vote to approve Resolution 21-974.

With no further business, Commissioner Anderson made a motion to adjourn. Vice Mayor Duncan seconded the motion. The meeting was adjourned at approximately 7:07 p.m. with a 5-0 vote.

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City Recorder

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Mayor

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