

## REGULAR SESSION

July 24, 2018

The Board of Mayor and Aldermen of the City of McMinnville, Tennessee, met in regular session at its regular meeting place, City Hall, Tuesday, July 24, 2018, at approximately 7:00 p.m. Adequate public notice of the agenda was given by notices posted at City Hall, articles in the Southern Standard newspaper and news reports on the local radio stations. Present were: Mayor Jimmy Haley; Vice Mayor Ben Newman, Aldermen, Kate Alsbrook, Ryle Chastain, Steve Harvey, and Mike Neal. Absent: Alderman Everett Brock. Others present: Shirley Durham, City Recorder; Tim Pirtle, City Attorney; and members of the news media and press. Bill Brock, City Administrator was absent.

The meeting was presided over by the Honorable Mayor Jimmy Haley, with Shirley Durham recording the action taken at the meeting.

### CONSIDERATION OF MINUTES

Mayor Haley stated that written copies of the minutes of the regular session of July 10, 2018 had been sent to each member of the Board of Mayor and Aldermen previously. He asked if any member of the Board wished to make any corrections, additions or modifications to the minutes.

Motion was made by Mr. Chastain to amend the minutes under Unfinished Business to delete the words “Vice Mayor Newman amended the motion to include payment for incidentals and repairs to the church.” and insert “Vice Mayor Newman amended the motion to require an assignment of the right of subrogation by the church in favor of the City against any responsible third parties who might insure the loss or be responsible for the damages to the extent of payment by the City.” The motion was seconded by Mr. Newman and carried.

Motion was made by Mr. Newman to dispense with the reading of the minutes and approve them as amended. The motion was seconded by Mr. Chastain and carried.

### RECOGNITION OF VISITORS

Mayor Haley recognized Dennis Kronlage, representing the McMinnville Warren County Senior Center, who stated they were planning on holding their 3<sup>rd</sup> Annual 5K Walk/Run on August 11, 2018. Their Director, Connie Smith, had sent a letter requesting permission to hold the event.

### COMMUNICATIONS

Motion was made by Mr. Chastain to approve a request from Connie Smith, Director McMinnville Warren County Senior Center, for permission to hold their 3<sup>rd</sup> Annual 5K Walk/Run on August 11, 2018, using the Civic Center route, and the City to provide police assistance. The motion was seconded by Mr. Newman and carried.

Mayor Haley recognized Patricia Basham, Executive Director McMinnville Housing Authority, who had submitted a letter to the Board requesting fee waivers on 10 units they are planning to build. They are applying for a \$250,000 grant to help fund these units. One of the criteria in rating the application is fee waivers from the local municipality. They will receive additional points for the fee waivers. The fee waivers must be at least \$500. The application is due August 9, 2018.

Ms. Basham requested fee waivers for the following: Plans Review, Building Permits Fees, Water and Sewer Tap Fees.

In discussion it was pointed out the City cannot waive water and sewer fees. City Attorney Tim Pirtle stated he would have to do some research to see if the City could waive building fees.

Following discussion motion was made by Mr. Newman to waive construction permit fees up to \$501 contingent upon the findings of the City Attorney. The motion was seconded by Mr. Chastain and carried.

#### PETITIONS

There were no petitions.

#### UNFINISHED BUSINESS

There was no unfinished business.

#### NEW BUSINESS

Mr. Neal stated the Streets and Sanitation Committee, at their meeting prior to the Board meeting, considered the need for an Emergency Purchase for the Sanitation Department.

Following is Brad Hennessee's report and request to the committee:

"The City's commercial front-loader collection fleet consists of two daily service trucks with one back-up. Two of those trucks have incurred major drivetrain failure in a matter of days. One is repairable, while the other is not. Our newest truck of the fleet is in the process of being repaired but has no estimated completion date. We have been collecting both routes with one truck in emergency status mode (which shifts one driver to an overnight shift and leaves one on a day

shift) since last Thursday. The 2000 Year Model truck used now was thought to be the most vulnerable of the fleet before last Thursday.

Upon losing the use of the back-up truck on Thursday, options were evaluated. There were no trucks to rent immediately available. With plans to purchase a new truck soon anyways, it doesn't make sense spending any more money on the truck that went down Thursday. The proposed 2019 budget for Sanitation includes a new front-loader collection truck. All the vendors that would be on the bid list for this type truck were contacted to see if they had any trucks in their existing inventory that would meet our specs. Stringfellow, Inc. in Nashville does have one available for immediate delivery. No other vendor has anything suitable available. Stringfellow has a new 2018 Peterbuilt cab and chassis with a 40 cubic yard packer bed, which is the same size as the other trucks currently in the fleet. Stringfellow's purchase price is \$253,613. There is \$270,000 for this line item in the proposed 2019 budget. The current cash balance in Sanitation is \$507,603 leaving a balance of \$253,990 if we are allowed to make this purchase.

I would like to respectfully request a committee member to make a motion to send a measure to the full board to allow the Public Works Department to make this purchase under the "Emergency Purchase" clause of the Purchasing section of the McMinnville Municipal Code Section 5-502(3)(d) and Section 5-503(4). I also respectfully request that this committee take up a motion to recommend to the full board to suspend items number 3 & 4 of Ordinance 1694, the Public Notice and Agenda Policy, and evoke item number 6 of the same ordinance to allow for the purchase of the 2018 Peterbuilt Front-Loader Trash Collection truck from Stringfellow, Inc. in the amount of \$253,613 immediately."

An Emergency Purchase is allowed if public safety would be severely impaired by delay necessary to comply with the normal purchasing practices. It could take up to 120 days for delivery of a truck after bid was awarded.

City Attorney Tim Pirtle told the Committee he felt this would qualify for an Emergency Purchase.

The Committee voted to recommend the purchase to the full Board and waive the rules in order to amend the agenda to consider this item.

Motion was made by Mr. Neal to suspend the rules in order to consider an Emergency Purchase. The motion was seconded by Mr. Chastain and carried.

Motion was made by Mr. Neal to amend the agenda to add consideration of an Emergency Purchase for the Sanitation Department. The motion was seconded by Mr. Chastain and carried.

Motion was made by Mr. Chastain to approve the emergency purchase of a new 2018 Peterbuilt cab and chassis with a 40 cubic yard packer bed from Stringfellow in the amount of \$253,615 for immediate delivery. The motion was seconded by Mr. Neal.

In discussion it was pointed out that if the City was unable to pick up commercial garbage, (some customers, such as restaurants get 6 day pickups) garbage would soon be on the ground causing major public safety issues.

Upon call of the roll on Mr. Chastain's motion Aldermen Alsbrook, Chastain, Harvey, Neal, Newman and Mayor Haley voted aye. Voting Nay: None. Motion carried.

#### RESOLUTIONS

Resolution No. 2047, a resolution to authorize the City of McMinnville to (a) sanction a special event called "Smokin' in McMinnville Barbeque Cook-Off" and (b) to allow a qualified charitable or nonprofit organization to apply to the Alcoholic Beverage Board for a Special Event Beer Permit to sell beer within a designated area on the Civic Center Complex grounds during this event; and to set the effective date of this resolution was introduced for adoption.

Motion was made by Mr. Newman to adopt Resolution No. 2047. The motion was seconded by Mr. Chastain and upon call of the roll Aldermen Alsbrook, Chastain, Harvey, Neal, Newman and Mayor Haley voted aye. Voting Nay: None. Motion carried.

#### ORDINANCES

There were no ordinances.

#### DEPARTMENTAL REPORTS

Parks and Recreation Director, Scott McCord, announced a Ribbon Cutting Ceremony for the Skate Park has been scheduled for August 11, 2018 at 9:00 a.m.

Police Chief Bryan Denton invited members of the Board to the annual Police Academy Alumni meeting scheduled for July 31, 2018 at 5:30 p.m. Lt. Ben Cantrell will give an active shooter presentation.

#### ANNOUNCEMENTS

Mayor Haley gave the Board a copy of an email from Danielle Hagewood explaining the process for the opening of the controlled access fence and the extension of Magness Drive.

The City has also received the executed License Agreement for the construction and maintenance of a walking trail adjacent to Barren Fork River under the bridge on SR 56.

Mayor Haley said he had received notification that we were awarded the Three Star Grant.

ADJOURNMENT

There being no further business the meeting adjourned.

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City Recorder

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Mayor