

**MINUTES OF A REGULAR MEETING OF THE BOARD OF COMMISSIONERS
CITY OF OAK HILL, TENNESSEE**

October 15, 2009

The Commissioners of the City of Oak Hill, Tennessee met at the Oak Hill City Hall. Those present were Mayor Tommy Alsup, Vice-Mayor Austin McMullen, and Commissioner Ray Throckmorton. Also present were City Attorney Bob Notestine, City Manager Kevin Helms, Chief Building Official Bill Burdette, Administrative Assistant Patrick Steiner, and Assistant City Manager M. C. Sparks. Mr. Alsup acted as chair, and Ms. Sparks served as secretary.

I., II., and III. Meeting Called to Order – Mr. Alsup opened the meeting at 5:40 p.m., with the Pledge of Allegiance.

IV. Approval of Minutes - Upon a motion duly made by Mr. McMullen and Seconded by Mr. Throckmorton, the minutes of the September 2009 meeting were approved as amended.

V. Comments from Citizens

Mr. Roy Lockett, Tyne Boulevard, discussed meeting with Mr. Burdette regarding the selection of a new city engineering firm, and agreed with the selection of Kimley-Horn, complimenting the staff for a doing a good job on the review and selection.

Mr. Jimmy Bradshaw, Robertson Academy Road, concurred with Mr. Lockett's comments, agreeing with the selection and also saying the staff and Mr. Helms did a thorough job. He commented that he hopes that the ethics complaint that was filed is on the agenda.

Bill Canak, Forest Acres Court, expressed interest in a comment he heard that the City is planning to buy or help Radnor Lake Park purchase some of the property in the Reserve at Radnor Lake subdivision; Mr. Alsup said at this time there is no initiative on City's part about purchasing this land.

VI. Old Business

Approval of New City Engineer – Mr. Helms reported on the process for hiring a new City engineering firm. Two firms were submitted to the Commissioners as candidates after the review process was completed. The staff concurred in recommending Kimley-Horn to be the new engineers. Mr. McMullen asked if there was a contract drawn up for this arrangement. Mr. Helms said it was to be the standard contract for engineering services – a three year contract, with an option to renew for 2 years, which is based on the form used by the American Society of Civil Engineering Firms.

After discussion, on a motion duly made by Mr. McMullen, and seconded by Mr. Throckmorton, the following passed unanimously:

“Resolved, following the City Manager's recommendation, the Board of Commissioners nominates Kimley-Horn Engineering as the new city engineering firm on a one month interim basis, until a contract be finalized and reviewed by the Board.”

VII. New Business

A. Change of Leaf Collection Policy – Mr. Helms discussed a more environmentally friendly, easier leaf pick-up option, which is being worked out with our contractor – a vacuum truck will collect all leaves raked to the edge of the right-of-way. If a resident prefers to bag their leaves, they may do so, but will be required to use biodegradable bags. The new policy will be modeled on policies many cities are beginning to use.

After discussion, on a motion duly made by Mr. McMullen, and seconded by Mr. Throckmorton, the following passed unanimously:

“Resolved, the Board of Commissioners approve and endorse the new leaf collection policy as presented.”

B. Consideration of Changing Meeting Time – In response to discussion started last month's meeting regarding the time of the Board of Commissioners meeting, the Planning

Commission has moved their meeting to 4th Tuesday at 6:00 pm. For the Commissioners to move the day or time of their meeting would require two readings of an ordinance.

Mr. McMullen Moved to adopt an ordinance as drafted by the city attorney moving the meeting time for the Board of Commissioners to 5:30 pm; the Motion was Seconded by Mr. Alsup.

Mr. Throckmorton Moved to amend the proposed starting time of the Board of Commissioners to 6:00 pm; there was no second to the amendment.

Mr. McMullen said he has talked to several senior residents, who are not in favor of later meetings, as they don't like to drive after dark, and many with family obligations who want the meeting earlier also. Several neighbors raised objections to keeping the meeting the same or only moving to 5:30 pm and not 6:00 pm.

The vote was taken: Mr. McMullen voted yes, and Mr. Alsup and Mr. Throckmorton abstained. The motion did not pass.

VIII. Reports

A. City Manager – Mr. Helms reported on a request for a private street status for Loring Court. The Board asked the City Manager to investigate this issue, as the intent of the Ordinance 06-1 was to eliminate flag lots, create a requirement for 150 foot road frontage for new houses, and eliminate private easements to lots which might not have road frontage. A possible unintended side effect to that ordinance is that private streets were eliminated. The general suggestion is that the City draft and ordinance saying that private streets must be constructed to city street standards, that the cost of the street and gate will be incurred by the builder or homeowners, and 150 feet on the private street must be present. MTAS has given no opinion on this type issue, but the State Planning Agency has guidelines of what type items are required.

After discussion, on a motion duly made by Mr. McMullen, and seconded by Mr. Throckmorton, the following passed unanimously:

“Resolved, the discussion of private streets be passed until next month to allow time for review and for the Planning Commission to look at the issue.”

B. City Attorney – Mr. Notestine reported that a request to amend the verdict on the Monroe vs. City suit was submitted by attorney Dudley West, but was denied by the Chancellor. A meeting is to be scheduled with the attorney for the VanBeco group to discuss the bond.

C. Safety Director – Mr. Jacobs reported that the increased Metro patrols contracted by Oak Hill are working 12 hours a week, especially during the time of the Overton High School football games. Thirty tickets have been written, and 30-60 warning stops made, especially in regards to school zones, speeding and the running of stop signs. The City has seen a problem with solicitors, especially at least one who is very aggressive, and is not authorized for solicitation by the company he represents. Mr. Jacobs suggested homeowners put “no trespassing” signs to deter solicitation, but the homeowners will have to prosecute. Two home invasion robberies have occurred recently; the suspect in one robbery was arrested. The other robbery involved someone the victim indirectly knew. Mr. Burdette and Mr. Jacobs are to meet with Metro Courts to try to work out how to enforce the no solicitation ordinance.

Mr. Bradshaw inquired about a line at the stop signs at Oak Valley Lane and Churchwood Lane; Mr. Jacobs said they are in the process of putting in a cross walk, and Mr. Helms said this will be done when the rains let up enough for the lines to be painted.

IX. Adjournment – Upon Motion duly made and Seconded, the meeting was adjourned at 6:43m.

City Recorder

Mayor