



Board of Commissioners

December 8, 2016

6:30 PM

City Hall – Massie Chambers

Agenda:

1. Call to order by the Mayor.

Prayer

Pledge of Allegiance

2. Roll call by the Recorder.
3. Reading of the minutes of the November 10, 2016 regular meeting of the Board of Commissioners by the Recorder for approval or correction.
4. Comments from citizens.
5. Comments of the City Manager and staff.
6. Reports and comments from committees, members of the Board of Commissioners and other officers.
7. Old Business.
 - a. Consider Ordinance 16-880, an ordinance to amend Title 14 Chapter 2 of the Goodlettsville Municipal Code by amending the Goodlettsville Floodplain map references. **SECOND READING & PUBLIC HEARING**
8. New Business.
 - a. Consider Ordinance 16-881, an ordinance to amend Title 14 Chapter 2 of the Goodlettsville Municipal Code to reference temporary family healthcare structures in single family residential zoning districts. **FIRST READING**
 - b. Consider Ordinance 16-882, an ordinance to amend the fiscal year 2016-2017 budget. **FIRST READING**
 - c. Consider Resolution 16-714, a resolution to adopt the 2017 Legislative Policy of the City of Goodlettsville as it relates to the 110th General Assembly of the State of Tennessee.
 - d. Consider Resolution 16-715, a resolution acknowledging the Board of Commission support of the Neighborhood Enhancement Program.
 - e. Consider Resolution 16-716, a resolution ratifying membership and appointments to the Goodlettsville Planning and Zoning Board, Board of Zoning Appeals, Beer Board, Industrial Development Board, and Parks, Recreation and Tourism Board.
 - f. Consider Resolution 16-717, a resolution defining an American with Disabilities Act (ADA) Policy statement including designating an ADA Coordinator, and procedures for requests for accommodations, and complaints and grievances.

- g. Consider Resolution 16-718, 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.
- h. Discuss and possibly take action in regards to the December 22, 2016 Board of Commissioners meeting.

9. Adjournment.

For more information regarding this agenda, please contact the city recorder by email at:

abaker@goodlettsville.gov

A government committed to operating with efficiency and integrity in all we do as we strive to enhance the quality of life for the community we serve.

105 S. Main Street – Goodlettsville, TN 37072 – 615-851-2200 – Fax 615-851-2212

www.goodlettsville.gov

ORDINANCE NO. 16-880

AN ORDINANCE TO AMEND TITLE 14 CHAPTER 2 OF THE GOODLETTSVILLE MUNICIPAL CODE TO REFERENCE UPDATED DAVIDSON COUNTY FLOOD INSURANCE RATE MAPS (FIRM) AND FLOOD INSURANCE STUDY (FIS)

WHEREAS, The Goodlettsville Planning Commission at the November 7, 2016 meeting has reviewed and discussed this proposed amendment and voted to recommend its passage to the Board of Commissioners; and

WHEREAS, Floodplain management regulations are required by State Law and are required for the local community's participation in the National Flood Insurance Program; and

NOW, THEREFORE, BE IT ORDAINED AND IT IS HEREBY ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE, AS FOLLOWS:

SECTION 1. That the Goodlettsville Zoning Ordinance is hereby amended by revising the section regulating Floodplain Districts by deleting Section 14-209(3)(b) in its entirety and replacing Section 14-209(3)(b) with the following language:

14-209.Floodplain districts.

(3)General provisions.

(b) The Areas of Special Flood Hazard identified on the City of Goodlettsville, Tennessee, as identified by Federal Emergency Management Agency (FEMA), and in its Flood Insurance Study (FIS) dated **April 5, 2017** and April 17, 2012 and Flood Insurance Rate Map (FIRM), Community 470287 Panel numbers **47037C0126H, 47037C0128H, 47037C0129H, 47037C0133H, 47037C0136H, 47037C0137H** dated **April 5, 2017** and community panel numbers 47165C0264G, 47165C0270G, 47165C0376G, 47165C0377G, 47165C0378G, 47165C0379G, 47165C0381G, 47165C0383G dated April 17, 2012 along with all supporting technical data, are adopted by reference and declared to be a part of this section

SECTION 2. That the Commissioners of the City of Goodlettsville, Tennessee, hereby certify that this Ordinance has been submitted to the Planning Commission of the City of Goodlettsville for a recommendation, and a notice of hearing thereon has been ordered after at least fifteen (15) days notice of the time and place of said meeting has been published in a newspaper circulated in the City of Goodlettsville, Tennessee. This Ordinance shall take effect fifteen (15) days from the date of its final passage, the public welfare demanding it.

SECTION 3. If any section, clause, provision, or portion of this Ordinance is for any reason declared invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion, of this Ordinance which is not itself invalid or unconstitutional.

SECTION 4. In case of conflict between this Ordinance or any part thereof and the whole or part of any existing or future Ordinance of the City of Goodlettsville, the most restrictive shall in all cases apply.

MAYOR _____

CITY RECORDER _____

APPROVED AS TO LEGALITY AND FORM:

CITY ATTORNEY _____

Passed First Reading: _____

Passed Second Reading: _____

ORDINANCE NO. 16-881

AN ORDINANCE TO AMEND TITLE 14 CHAPTER 2 OF THE GOODLETTSVILLE MUNICIPAL CODE TO REFERENCE TEMPORARY FAMILY HEALTHCARE STRUCTURES IN SINGLE FAMILY RESIDENTIAL ZONING DISTRICTS

WHEREAS, the State of Tennessee General Assembly in 2016 adopted Public Chapter 992 as enacted authorizes zoning consideration of temporary family healthcare structures; adds a requirement that, as part of the plan to expand cost-effective community-based residential alternatives to institutional care; and

WHEREAS, the City's Zoning Ordinance intent and purpose includes but is not limited to dividing the city into zones and districts restricting and regulating therein the location and use of buildings and to fix reasonable standards to which buildings or structure shall conform; and

WHEREAS, The Goodlettsville Planning Commission at the December 5, 2016 meeting has reviewed and discussed this proposed amendment and voted to recommend its passage to the Board of Commissioners; and

NOW, THEREFORE, BE IT ORDAINED AND IT IS HEREBY ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE, AS FOLLOWS:

SECTION 1. That the Goodlettsville Zoning Ordinance is hereby amended by revising the Temporary Use Permits section by adding section 14-208 (n) (vii) with the following language:

vii. Accessory Family Healthcare Structure. One temporary family healthcare structure may be permitted on a lot with a single family dwelling unit in a single family zoning district meeting the definitions and regulations of Tennessee Code Annotated 13-7-501 through 13-7-505. The temporary use application shall define the purpose of the temporary dwelling, the proposed location on the property, utility connection, removal plan, and documentation to ensure compliance with the referenced standards. Temporary units are exempt from accessory building exterior building elevation requirements. Such permit may be initially issued for twelve (12) months. The board may consider requests for extensions.

SECTION 2. That the Commissioners of the City of Goodlettsville, Tennessee, hereby certify that this Ordinance has been submitted to the Planning Commission of the City of Goodlettsville for a recommendation, and a notice of hearing thereon has been ordered after at least fifteen (15) days notice of the time and place of said meeting has been published in a newspaper circulated in the City of Goodlettsville, Tennessee. This Ordinance shall take effect fifteen (15) days from the date of its final passage, the public welfare demanding it.

SECTION 3. If any section, clause, provision, or portion of this Ordinance is for any reason declared invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion, of this Ordinance which is not itself invalid or unconstitutional.

SECTION 4. In case of conflict between this Ordinance or any part thereof and the whole or part of any existing or future Ordinance of the City of Goodlettsville, the most restrictive shall in all cases apply.

MAYOR

CITY RECORDER

APPROVED AS TO LEGALITY AND FORM:

CITY ATTORNEY

Passed First Reading: _____

Passed Second Reading: _____

ORDINANCE 16-882
AN ORDINANCE OF THE CITY OF GOODLETTSVILLE, TENNESSEE
AMENDING THE FISCAL YEAR 2016-2017 BUDGET, PASSED
BY ORDINANCE # 16-864

WHEREAS, the City of Goodlettsville adopted the fiscal year 2016-2017 budget by passage of Ordinance #16-864 on May 12, 2016; and

WHEREAS, pursuant to the Tennessee state constitution, Section 24 of Article II, no public money shall be expended except pursuant to appropriations made by law; and

WHEREAS, the city will receive grant funds from the Tennessee Highway Safety Office; and

WHEREAS, the city will use these funds to purchase Electronic Ticket Writers,

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE THAT THE FISCAL YEAR 2016-2017 BUDGET BE AMENDED AS FOLLOWS:

Electronic Ticket Fund

State Grants (<i>Increase</i>)	\$5,000.00
Electronic Ticket Supplies (<i>Expenditures</i>)	\$5,000.00

Mayor

Passed First Reading: _____

Passed Second and Final Reading: _____

City Recorder
APPROVED AS TO FORM AND LEGALITY:

CITY ATTORNEY

RESOLUTION NO. 16-714

A RESOLUTION TO ADOPT THE CITY OF GOODLETTSVILLE'S LEGISLATIVE AGENDA FOR THE FIRST SESSION OF THE 110th GENERAL ASSEMBLY OF THE STATE OF TENNESSEE.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE, THAT THE FOLLOWING IS HEREBY ADOPTED AS THE CITY OF GOODLETTSVILLE'S LEGISLATIVE AGENDA FOR THE 110th GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

- Support legislation that would permit the City of Goodlettsville Board of Commissioners by ordinance to increase the local hotel motel tax to 4% (Currently 3%) with the additional 1% to only be used for the operation of a visitor's bureau within the city.
- Support legislation that would permit the City of Goodlettsville Board of Commissioners by ordinance approve the mandatory registration of rental property within the city.
- Oppose legislation that would decrease any state shared sales taxes that are currently provided to a municipality.
- Oppose legislation that would limit property rezoning to that which is requested by the property owner.
- Support legislation that will expand the definition of voluntary manslaughter to include anyone who causes the death of another human being by unlawful distribution or delivery of a controlled substance and that controlled substance is a contributing factor in the death.
- Support legislation that would either create a new funding source or expand upon the current gasoline tax for the purpose of adequately funding road construction and repairs within the State of Tennessee without decreasing other taxes received by any municipality.
- Support legislation that would permit additional sources to be utilized in regards to the notification of municipal codes violations.
- Oppose legislation that would negatively affect a city's ability to collect hotel / motel tax by a previously approved private act.
- Support legislation that shifts, under certain circumstances, in any city that levies hotel tax, the obligation to collect the tax from the hotel operator to the entity that facilitates the hotel transaction; changes the basis of the tax; specifies methods for remitting tax.
- Support legislation that would permit non-contiguous annexation of property.
- Oppose legislation that would negatively change Payment-In-Lieu-Of-Taxes (PILOT) program as it relates to municipalities.

- Oppose legislation that would further diminish local control over economic development, emergency services, utility services and other municipal services.
- Oppose legislative mandates that are not fully funded by the State of Tennessee.
- Oppose legislation that would further limit a municipality's ability to annex property or would permit a property owner the ability to be de-annexed.
- Oppose legislation that make any changes to the current eminent domain laws of the State of Tennessee that would negatively impact local governments.
- Continually support the multi-year phase out elimination of the Halls Income Tax.

BE IT FURTHER RESOLVED THAT THE CITY MANAGER AND / OR THEIR DESIGNEE(S) SHALL BE DESIGNATED AS THE LEGISLATIVE REPRESENTATIVE(S) FOR THE CITY OF GOODLETTSVILLE, TENNESSEE.

THIS RESOLUTION IS EFFECTIVE UPON ADOPTION, THE WELFARE OF THE CITIZENS OF GOODLETTSVILLE REQUIRING IT.

Adopted: December 8, 2016

MAYOR

CITY RECORDER

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

Resolution 16-715

A RESOLUTION EXPRESSING THE BOARD OF COMMISSIONERS SUPPORT FOR THE CREATION OF THE GOODLETTSVILLE NEIGHBORHOOD ENHANCEMENT PROGRAM.

WHEREAS, the City of Goodlettsville recognizes the importance of thriving neighborhoods; and

WHEREAS, the creation of the Goodlettsville Neighborhood Enhancement Program would strive to create proactive and unified neighborhoods; and

WHEREAS, the Neighborhood Enhancement Program would provide an improved level of communications with neighborhoods as it relates building code enforcement; cleaning up streets, sidewalks, and vacant lots; beautifying landscapes, streetscapes and public right of way; improved neighborhood crime awareness and engaging property owners and residents to create and sustain a more livable neighborhood; and

WHEREAS, to assure better communications with all neighborhoods there will be a Neighborhood Advisory Council that would meet quarterly with city staff to discuss issues, city programs and other matters.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE THAT THEY ACKNOWLEDGE THEIR SUPPORT OF THE NEIGHBORHOOD ENHANCEMENT PROGRAM.

THIS RESOLUTION IS EFFECTIVE UPON ADOPTION, THE WELFARE OF THE CITIZENS OF GOODLETTSVILLE REQUIRING IT.

Adopted: December 8, 2016

MAYOR

CITY RECORDER

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

RESOLUTION NO. 16-716

A RESOLUTION RATIFYING MEMBERSHIP AND APPOINTMENTS TO THE GOODLETTSVILLE PLANNING & ZONING BOARD, BOARD OF ZONING AND SIGN APPEALS, BEER BOARD, INDUSTRIAL DEVELOPMENT BOARD AND PARKS, RECREATION & TOURISM BOARD.

WHEREAS, as a requirement in the City’s charter, the public good is served through citizen advisory and policy boards; and.

WHEREAS, the citizens of Goodlettsville are best served when all positions on those boards are filled;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE THAT THE FOLLOWING APPOINTMENTS BE RATIFIED AS FOLLOWS:

PLANNING & ZONING BOARD (4-Year Term)

- Jerry Garrett
- Grady McNeil
- Judy Wheeler
- Jim Galbreath (3 Year Term)
- Jeff Duncan (Board of Commission Appointment – 2 Years)
- John Coombs (Mayor – 2 Years)

BOARD OF ZONING APPEALS & SIGN APPEALS (4-YEAR TERM)

- Owen Sanders
- Zach Young (Board of Commission Appointment – 2 Years)

BEER BOARD (3-YEAR TERM)

- Doug Mullican
- Henry Bolden
- Harry Bell (Board of Commission Appointment – 2 Years)

INDUSTRIAL DEVELOPMENT BOARD (Fill un-expired term)

- Jim Snyder
- Emmett Wynn

PARKS, RECREATION & TOURISM BOARD (3-Year)

- Jerry Lawless
- Marchelle Perry
- Rusty Tinnin (Board of Commission Appointment – 2 Years)

THIS RESOLUTION IS EFFECTIVE UPON ADOPTION, THE WELFARE OF THE CITIZENS OF GOODLETTSVILLE REQUIRING IT.

Adopted: December 8, 2016

MAYOR

CITY RECORDER
APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

RESOLUTION NO. 16-717

A RESOLUTION DEFINING AN AMERICAN WITH DISABILITIES ACT (ADA) POLICY STATEMENT INCLUDING DESIGNATING AN ADA COORDINATOR AND PROCEDURES FOR REQUESTS FOR ACCOMMODATIONS, AND COMPLAINTS AND GRIEVANCES

WHEREAS, the American with Disabilities Act (ADA) enacted on July 26, 1990 provides comprehensive civil rights protections to persons with disabilities in area of employment, state and local government services, and access to public accommodations, transportation and telecommunications, and

WHEREAS, Title II of the American with Disabilities Act applies to public entities including state and local governments and the programs, services, and activities they deliver,

WHEREAS, Title II, Article 8 of the American with Disabilities Act requires public entities to take several steps designed to achieve compliance with the act, and

WHEREAS, the Tennessee Department of Transportation (TDOT) has recently taken defined steps to ensure local government compliance with the act by 2019, and

WHEREAS, the Planning and Development Services Director will be the City's ADA Coordinator that will coordinate efforts to comply with ADA including investigation of complaints, and

WHEREAS, the City of Goodlettsville's ADA request for accommodations and complaint and grievance procedure will be publicized and posted on the City's website, and

WHEREAS, the City of Goodlettsville will complete a self-evaluation of all public program and facilities and develop a Transition Plan to resolve non-compliance issues, and

NOW, THEREFORE, BE IT RESOLVED BY THE GOODLETTSVILLE CITY COMMISSION THAT THE CITY OF GOODLETTSVILLE, TENNESSEE DOES HEREBY ADOPT AN ADA POLICY STATEMENT, DESIGNATE A CITY COORDINATOR, AND A REQUEST FOR ACCOMMODATION AND COMPLAINT GRIEVANCE PROCESS AND WILL TAKE ADDITIONAL STEPS INCLUDING COMPLETING A SELF EVALUATION OF ALL PROGRAMS, SERVICES, AND ACTIVITIES PROVIDED BY THE CITY OF GOODLETTSVILLE AND DEVELOP A TRANSITION PLAN TO COMPLY WITH THE AMERICAN WITH DISABILITIES ACT.

Resolution adopted this 8th day of December, 2016.

Attest:

City Recorder

Mayor

Approved as to form:

City Attorney

RESOLUTION NO. 16-718

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.

WHEREAS, occasionally, the City of Goodlettsville owns property that is no longer of use or has value for its intended use; and,

WHEREAS, The City of Goodlettsville foresees no future need or use of said property; and,

WHEREAS, The City of Goodlettsville desires to dispose of said property;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE THAT PROPERTY LISTED IN EXHIBIT 1 OF THIS RESOLUTION IS DECLARED TO BE SURPLUS PROPERTY.

BE IT FURTHER RESOLVED THAT SAID PROPERTY SHALL BE DISPOSED OF BY ONLINE AUCTION OR ANY OTHER MEANS IN ACCORDANCE WITH STATE LAW AND THE CITY'S PURCHASING POLICY.

THIS RESOLUTION IS EFFECTIVE UPON ADOPTION, THE WELFARE OF THE CITIZENS OF GOODLETTSVILLE REQUIRING IT.

Adopted: December 8, 2016

MAYOR

CITY RECORDER

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

EXHIBIT 1

SURPLUS PROPERTY (RESOLUTION 16-718)

ITEMS:

- 1) Motorola 5 channel Smart Net 800 Mhz Analog Trunking System