

A **Public Hearing** was held on Tuesday, January 10, 2023, at 5:50 p.m. at Lewisburg City Hall, 131 E. Church Street to hear public opinion and comments concerning the following:

1. Ordinance 22-38, an Ordinance to amend Title 11, Chapter 1, Article 103 of the Municipal Code pertaining to on premises alcohol at the Lewisburg Recreation Center.
2. Ordinance 22-39, an Ordinance to amend Title 8 of the Municipal Code pertaining to the use and sale of alcoholic beverages in public parks.
3. Ordinance 22-41, an Ordinance to amend in its entirety Title 8, Chapter 2 of the Municipal Code pertaining to Alcoholic Beverages.
4. Ordinance 22-42, an Ordinance to amend Title 17, Chapter 1, Section 17-111 of the Municipal Code pertaining to Brush Pickup Policy.

Those present and attending were Mayor Jim Bingham, Councilmen; Peggy Harwell, Joe Bradford, Vickie Michael, Tommy G. Burns, and Patty Parsons. City Manager Bam Haislip, City Recorder Pam Davis, and Interim City Treasurer Debbie Montgomery.

Members Absent: City Attorney Quinn B. Stewart.

Mayor Bingham opened the Public Hearing asking for public comments and/or opinions on the above listed item(s).

Comments:

None

There being no further comments the public hearing closed at 6:00 p.m.

The Lewisburg City Council met for their regularly scheduled monthly meeting on Tuesday January 10, 2023, at 6:00 p.m., at Lewisburg City Hall, 131 E. Church Street, Lewisburg Tennessee.

Those present and attending were Mayor Jim Bingham, Councilmen; Peggy Harwell, Joe Bradford, Vickie Michael, Tommy G. Burns, and Patty Parsons. City Manager Bam Haislip, City Recorder Pam Davis, Interim City Treasurer Debbie Montgomery, and City Attorney Quinn B. Stewart. .

Members Absent: None

Mayor Bingham called the meeting to order, welcoming all in attendance.

The Invocation was given by Dr. Tom Dumser, Pastor of First Baptist Church and Police Chief Scott Braden led the audience in the Pledge of Allegiance.

Item 1. Announcements:

a. Employee Service Award Recognition for Yr. 2022.

Those receiving recognition were: 20 Years – Ray Luna, Donald Green, Scott Braden and Amanda Binkley. 15 Years – Greg Lowe, Branden Davidson, Teddy Shepherd, and Santiago McKlean. 10 Years – William Lee and Derek Barron. 5 Years – Debbie Montgomery, Paul Dalton, Cody Johnson, Kirt Thomason, Jonathan Cole, Landon Frazier, Tim Miller, Gunnar Southerland, Danielle Cozart, James Victory and Joe Ramirez.

b. Presentation by Lisa Arnold of Small-Town Startup.

Presentation consisted of what Small-Town Startup can do to assist those interested in starting a small business as well as their intent to present proposal of them purchasing

the City building located at 218 West Commerce St. for the purpose of a startup short-term incubator for entrepreneurs interested in starting a business.

Item 2. Citizen Input: None

Item 3. Approval of Minutes:

Motion was made by Councilman Harwell, seconded by Councilman Bradford to approve the minutes from the public hearing the regular Council meeting on December 13, 2022, and the Special Called meeting on December 27, 2022.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael – Aye

Motion passes 5-0

Item 4. Approval of Bills and Financial Statement:

Motion was made by Councilman Harwell, seconded by Councilman Bradford to approve the December bills and the November financial statement.

Discussion: Councilman Bradford and Burns inquired about the amount listed for Marshall County Chorus, and discretionary funds. Mayor Bingham confirmed it was a donation to the Chorus for their participation in the Community Christmas Tree Lighting in December. Councilman Burns was unaware the Council had discretionary funds and it was explained each Councilmember has \$1500 per year for charitable donations.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael – Aye

Motion passes 5-0

Item 5. Old Business:

- a. **Consider approval of 2nd and final reading of Ordinance 22-38, an Ordinance to amend Title 11, Chapter 1, Article 103 of the Municipal Code pertaining to on premises alcohol at the Lewisburg Recreation Center.**

Motion was made by Councilman Parsons, seconded by Councilman Harwell to approve the 2nd and final reading of Ordinance 22-38, an Ordinance to amend Title 11, Chapter 1, Article 103 of the Municipal Code pertaining to on premises alcohol at the Lewisburg Recreation Center.

Discussion: Councilman Burns asked for clarification on becoming effective in 15 days if this was calendar days or business days? City Attorney Stewart confirmed it was 15 calendar days from the date of approval.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael – Aye

Motion passes 5-0

- b. Consider approval of 2nd and final reading of Ordinance 22-39, an Ordinance to amend Title 8 of the Municipal Code pertaining to the use and sale of alcoholic beverages in public parks.**

Motion was made by Councilman Bradford, seconded by Councilman Parsons to approve the 2nd and final reading of Ordinance 22-39, an Ordinance to amend Title 8 of the Municipal Code pertaining to the use and sale of alcoholic beverages in public parks.

Discussion: Councilman Bradford ask that section 8-403 be amended to reflect the proper name of the “Pocket Park”. The proper name is “Public Square Park”. Note: City Recorder confirmed after the meeting that Public Square Park is correct, and it can never be changed as indicated on the Deed.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael - Aye

Motion passes 5-0

- c. Consider approval of 2nd and final reading of Ordinance 22-41, an Ordinance to amend in its entirety Title 8, Chapter 2 of the Municipal Code pertaining to Alcoholic Beverages.**

Motion was made by Councilman Bradford, seconded by Councilman Michael to approve the 2nd and final reading of Ordinance 22-41, an Ordinance to amend in its entirety Title 8, Chapter 2 of the Municipal Code pertaining to Alcoholic Beverages.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael - Aye

Motion passes 5-0

- d. Consider approval of 2nd and final reading of Ordinance 22-42, an Ordinance to amend Title 17, Chapter 1, Section 17-111 of the Municipal Code pertaining to Brush Pickup Policy.**

Motion was made by Councilman Harwell, seconded by Councilman Parsons to approve the 2nd and final reading of Ordinance 22-42, an Ordinance to amend Title 17, Chapter 1, Section 17-111 of the Municipal Code pertaining to Brush Pickup Policy.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael - Aye

Motion passes 5-0

Item 6. New Business:

- a. Consider approval of Resolution 23-01 authorizing the installation of eight (8) streetlights on Lexi Drive in the corporate limits of the City of Lewisburg.**

Motion was made by Councilman Parsons, seconded by Councilman Burns to approve Resolution 23-01 authorizing the installation of eight (8) streetlights on Lexi Drive in the corporate limits of the City of Lewisburg.

Upon a roll call vote:
Councilman Bradford – Aye
Councilman Parsons – Aye
Councilman Harwell – Aye
Councilman Burns – Aye
Councilman Michael - Aye

Motion passes 5-0

- b. Consider approval of Resolution 23-02 approving additional eligible expenditures funded through the American Rescue Plan Act (ARPA) as recommended by the Budget Committee (repair drainage issue I-65 Commerce Park).**

Motion was made by Councilman Parsons, seconded by Councilman Harwell to approve Resolution 23-02 approving additional eligible expenditures funded through the American Rescue Plan Act (ARPA) as recommended by the Budget Committee (repair drainage issue I-65 Commerce Park).

Upon a roll call vote:
Councilman Bradford – Aye
Councilman Parsons – Aye
Councilman Harwell – Aye
Councilman Burns – Aye
Councilman Michael - Aye

Motion passes 5-0

- c. Consider approval of Resolution 23-03, authorizing the Mayor to execute all necessary documents transferring ownership of the Columbia State Community College Building and Property to the State of Tennessee.**

Motion was made by Councilman Bradford, seconded by Councilman Harwell to approve Resolution 23-03, authorizing the Mayor to execute all necessary documents transferring ownership of the Columbia State Community College Building and Property to the State of Tennessee.

Discussion: Councilman Burns requested the address be corrected from 0 Ellington Parkway to 980 S. Ellington Parkway which is the correct physical address.

Upon a roll call vote:
Councilman Bradford – Aye
Councilman Parsons – Aye
Councilman Harwell – Aye
Councilman Burns – Aye
Councilman Michael - Aye

Motion passes 5-0

- d. Consider approval of Resolution 23-04 to appoint Debbie Montgomery, Interim City Treasurer to serve along with the City Manager Roy A. Haislip as Trustee for the City of Lewisburg's Defined Benefit Pension Plan.**

Motion was made by Councilman Parsons, seconded by Councilman Harwell to approve Resolution 23-04 to appoint Debbie Montgomery, Interim City Treasurer to serve along with the City Manager Roy A. Haislip as Trustee for the City of Lewisburg's Defined Benefit Pension Plan.

Upon a roll call vote:
Councilman Bradford – Aye
Councilman Parsons – Aye
Councilman Harwell – Aye
Councilman Burns – Aye
Councilman Michael - Aye

Motion passes 5-0

- e. Consider approval of Resolution 23-05 authorizing the Mayor to execute all documents for the use of outside firms for Traffic Impact Studies.**

Motion was made by Councilman Michael, seconded by Councilman Bradford to approve Resolution 23-05 authorizing the Mayor to execute all documents for the use of outside firms for Traffic Impact Studies.

Discussion: Councilman Burns confirmed that the cost of the studies will be passed on to the developer and not the City. Mayor Bingham confirmed that was correct.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael – Aye

Motion passes 5-0

- f. Consider approval of 1st reading of Ordinance 23-01, an Ordinance to rezone property located at 427 Belfast Street, consisting of approx. 3.07 acres to R-3, High-Density Residential. Map 0640, Pcl:042.00. Owner – Brad Hooten.**

Motion was made by Councilman Burns, seconded by Councilman Parsons to approve the 1st reading of Ordinance 23-01, an Ordinance to rezone property located at 427 Belfast Street, consisting of approx. 3.07 acres to R-3, High-Density Residential. Map 0640, Pcl:042.00. Owner – Brad Hooten.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael – Aye

Motion passes 5-0

- g. Consider approval of 1st reading of Ordinance 23-02, an Ordinance to rezone property located on Rock Crusher Road to R3, High-Density Residential. Map 057, Pcl:080.00. Owner – William H. Coble Jr, Developer MW Development LLC.**

Motion was made by Councilman Bradford, seconded by Councilman Parsons to approve the 1st reading of Ordinance 23-02, an Ordinance to rezone property located on Rock Crusher Road to R3, High-Density Residential. Map 057, Pcl:080.00. Owner – William H. Coble Jr, Developer MW Development LLC.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael – Aye

Motion passes 5-0

- h. Consider approval of 1st reading of Ordinance 23-03, an Ordinance to rezone property located at 1400 Robin Hood Road and 1404 Robin Hood Road to Low-Density Residential Planned Unit Development (LDRPUD). Map 072. Pcls: 1.00 & 2.00. Owners – Baymar Family Trust, Co-Trustees, Pamela R. Allen and John Roberts Sr.**

Motion was made by Councilman Parsons, seconded by Councilman Harwell to approve the 1st reading of Ordinance 23-03, an Ordinance to rezone property located at 1400 Robin Hood Road and 1404 Robin Hood Road to Low-Density Residential Planned Unit Development (LDRPUD). Map 072. Pcls: 1.00 & 2.00. Owners – Baymar Family Trust, Co-Trustees, Pamela R. Allen and John Roberts Sr.

Upon a roll call vote:

Councilman Bradford – Aye

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Aye

Councilman Michael - Aye

Motion passes 5-0

- i. **Consider approval of 3-month finance consultant contract with Donna J. Park.**

Motion was made by Councilman Michael, seconded by Councilman Harwell to approve a 3-month finance consultant contract with Donna J. Park.

Upon a roll call vote:

Councilman Bradford – Nay

Councilman Parsons – Aye

Councilman Harwell – Aye

Councilman Burns – Nay

Councilman Michael - Aye

Motion passes 3-2

Item 7. Other Business:

- a. **Update on Economic Development – Greg Lowe**
- b. **City Manager Report – Roy “Bam” Haislip**
- c. **Directors Reports:** reports were given by the following department directors and or assistant directors, Police - Chief Scott Braden, Finance, Debbie Montgomery, Planning/ Zoning/ Codes, Lueshell Taylor, Public Works, Branden Davidson, Parks & Rec., Cary Whitesell and Fire, Chief Larry Williams.
- d. **Any other additional business or announcements:**
 1. Communication - Councilman Burns asked that Councilmembers be notified when significant incidents occur within the City that may prompt questions to them by citizens.
City Attorney advised that we should be very careful with this as there could be liabilities if a Councilmember gets involved, citing this had been an issue with previous administrations.
After extensive discussion Councilman Burns asked that the City Manager make the notification and understands that the specifics may not be shared especially when it’s a criminal investigation.
City Manager Haislip said he would make the notification once he is sure he has received the correct information.

There being no further business to come before the Council, the regular monthly meeting of the Mayor & Council for the City of Lewisburg adjourned a 7:29p.m.

Jim Bingham, Mayor

Attest: Pamela R. Davis,
City Recorder