

**CITY OF LEWISBURG
COUNTY OF MARSHALL**

**STATE OF TENNESSEE
JUNE 13, 2023**

The Lewisburg City Council met for their regularly scheduled monthly meeting on Tuesday June 13, 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, City Attorney Thomas Hutto, and City Treasurer Teresa Purcell.

Members Absent: None

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

The Invocation was given by Pastor Don McCullough of First Assembly of God, and Police Chief & Veteran Scott Braden led the audience in the Pledge of Allegiance.

Item 1. Announcements:

1. Mayor Bingham announced that he would be out of State from June 19th through June 28th.

Item 2. Citizen Input:

1. Mary Ceden, 1625 Fox Lane, Lewisburg addressed Council relating to appointment of citizens to city boards, expressing dissatisfaction with the same people serving on multiple boards. Expressed interest in serving. For accommodation purposes Ms. Ceden asked for consideration to move item t. up on the agenda.

Item 3. Approval of Minutes:

Motion was made by Councilman Harwell, seconded by Councilman Parsons to approve the minutes from the public hearings, special called meetings and the regular monthly Council meeting held on May 9th, May 10th, May 18th, May 24th and June 6th, 2023.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

Item 4. Approval of Bills and Financial Statement:

Motion was made by Councilman Michael, seconded by Councilman Harwell to approve the May bills and the April financial statement.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

Item 5. Old Business: - None

Item 6. New Business

- a. **Consider approval of Resolution 23-26 to approve the allocation of UDAG balance of funds to be placed in a restrictive account.**

Motion was made by Councilman Burns, seconded by Councilman Parsons to approve the allocation of UDAG balance of funds to be placed in a restrictive account.

Discussion ensued.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

(Taken out of order)

Motion was made by Councilman Bradford, seconded by Councilman Burns to suspend the rules and move item t up on the agenda for consideration as requested by Ms. Ceden0.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

t. Consider approval confirmations of the June 2023 Mayoral Board appointments and or reappointments as presented in the June 6th work session of the Mayor & Council.

Motion was made by Councilman Parsons, seconded by Councilman Michael to approve the June 2023 Mayoral Board appointments and or reappointments as presented in the June 6th work session of the Mayor & Council.

Discussion ensued.

Motion was made by Councilman Bradford, seconded by Councilman Burns to amend the motion to vote on boards individually and not as a whole as presented.

Upon a roll call vote:

Councilman Michael – Nay
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Nay
Councilman Parsons – Nay

Motion fails 3-2

Original motion by Councilman Parsons and seconded by Councilman Michael stands.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Nay
Councilman Burns – Aye
Councilman Harwell – Nay
Councilman Parsons – Aye

Motion passes 3-2

b. Consider approval of Resolution 23-27 to accept the offer as presented from Rock Wood Recycling, LLC to purchase City owned property located in the I-65 Commerce Park. Mp. 062, Pcl:053.00 consisting of approximately 18.06 acres.

Discussion ensued prior to motion and vote.

Motion was made by Councilman Burns, seconded by Councilman Parsons to approve Resolution 23-27 to accept the offer as presented from Rock Wood Recycling, LLC to purchase City owned property located in the I-65 Commerce Park. Mp. 062, Pcl:053.00 consisting of approximately 18.06 acres with the following amendments to be added:

1. Any collected brush/greenwood above the 7,000 yds. will be accepted and billed to the City at a rate of \$8.00 per yd.
2. No rubber products. Wood products only.
3. Paved drive from cul-de-sac to property, built for truck traffic standards.
4. Land may return back to City if not in business within 2 years.
5. Extend water line and fire hydrant to property subject to Lewisburg Fire Department approval and direction.
6. Purchaser will be responsible for all related fees (ex. Attorney fees, recording fees, etc.)

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

c. Consider approval of Pilot Resolution 23-28 for CBC Group for personal and real property expansion.

Motion was made by Councilman Michael, seconded by Councilman Harwell to approve Pilot Resolution 23-28 for CBC Group for personal and real property expansion.

Discussion ensued.

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

Motion passes 3-2

- d. **Consider approval of Resolution 23-29 approving additional eligible expenditures funded through the American Rescue Plan Act (ARPA) as recommended by the Budget Committee. Total expenditures \$350,504.75. (Police - Ballistic Vests, Pub. Wks., - Paving Matthew Dr., Codes - Stormwater Study, Codes Ordinance Book revamp, Fire, IAR Software, 4 truck intakes, Storage Bldg. for Westside, Parks & Rec – Indoor pool dehumidifier, Tractor).**

Motion was made by Councilman Bradford, seconded by Councilman Harwell to approve Resolution 23-29 approving additional eligible expenditures funded through the American Rescue Plan Act (ARPA) as recommended by the Budget Committee. Total expenditures \$350,504.75. (Police - Ballistic Vests, Pub. Wks., Paving Matthew Dr., Codes - Stormwater Study, Codes Ordinance Book revamp, Fire, IAR Software, 4 truck intakes, Storage Bldg. for Westside, Parks & Rec – Indoor pool dehumidifier, Tractor).

Discussion ensued.

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

Motion passes 5-0

- e. **Consider approval of Resolution 23-30 to dispose of surplus equipment by means of trade for the Lewisburg Parks & Recreation Department. (Equipment: Tractor – Trade In of \$3,200.00)**

Motion was made by Councilman Parsons, seconded by Councilman Michael to approve Resolution 23-30 to dispose of surplus equipment by means of trade for the Lewisburg Parks & Recreation Department. (Equipment: Tractor – Trade In of \$3,200.00)

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

Motion passes 5-0

- f. **Consider approval of Resolution 23-31 to authorize the City Mayor to enter into contract of services with Waste Management Inc. of Tennessee for the collection and disposal of solid waste and recyclables.**

Motion was made by Councilman Parsons, seconded by Councilman Harwell to approve Resolution 23-31 to authorize the City Mayor to enter into contract of services with Waste Management Inc. of Tennessee for the collection and disposal of solid waste and recyclables.

Discussion ensued.

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

Motion passes 5-0

- g. **Consider approval of Resolution 23-32 setting residential and commercial basic solid waste disposal charges for the City of Lewisburg.**

Motion was made by Councilman Harwell, seconded by Councilman Bradford to approve Resolution 23-32 setting residential and commercial basic solid waste disposal charges for the City of Lewisburg.

Discussion ensued.

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

Motion passes 5-0

- h. Consider approval of Resolution 23-33 to make application for the FY 2023 Patrick Leahy Bulletproof Vest Partnership Grant Program. Requires 50% match from the City of Lewisburg.**

Motion was made by Councilman Bradford, seconded by Councilman Michael to approve Resolution 23-33 to make application for the FY 2023 Patrick Leahy Bulletproof Vest Partnership Grant Program. Requires 50% match from the City of Lewisburg.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

- i. Consider approval of Resolution 23-34 to make application for the USDA Community Facilities Grant to purchase 2 vehicles for the Lewisburg Police Department. Requires a 45% match from the City of Lewisburg and will be funded through the City's Drug Fund.**

Motion was made by Councilman Parsons, seconded by Councilman Michael to approve Resolution 23-34 to make application for the USDA Community Facilities Grant to purchase 2 vehicles for the Lewisburg Police Department. Requires a 45% match from the City of Lewisburg and will be funded through the City's Drug Fund.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

- j. Consider approval of Resolution 23-35 to make application for the TLETA Cost Sharing Grant and the Recruitment and Retention Grant. Grants will provide for reimbursement for some related cost of training new police officers as well as recruitment and retention.**

Motion was made by Councilman Bradford, seconded by Councilman Parsons to approve Resolution 23-35 to make application for the TLETA Cost Sharing Grant and the Recruitment and Retention Grant. Grants will provide for reimbursement for some related cost of training new police officers as well as recruitment and retention.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

- k. Consider approval of Resolution 23-36 authorizing rate increases for play at the Lewisburg Recreation Center, Ewell Butler Golf Course as recommended by the Parks & Recreation Advisory Board.**

Motion was made by Councilman Parsons, seconded by Councilman Harwell to approve Resolution 23-36 authorizing rate increases for play at the Lewisburg Recreation Center, Ewell Butler Golf Course as recommended by the Parks & Recreation Advisory Board.

Discussion ensued.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

- l. Consider approval of Resolution 23-37 approving the dissolving of the Lewisburg Loan Committee for the issuance of low interest loans with funds gained through Urban Development Action Grants (UDAG).**

Motion was made by Councilman Burns, seconded by Councilman Bradford to approve Resolution 23-37 approving the dissolving of the Lewisburg Loan Committee for the issuance of low interest loans with funds gained through Urban Development Action Grants (UDAG).

Upon a roll call vote:

Councilman Michael – Aye

Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons - Aye
Motion passes 5-0

- m. Consider approval of Resolution 23-38 for participation in Cooperative Purchasing Agreements as allowed per T.C.A. § 12-3-1205.**

Motion was made by Councilman Burns, seconded by Councilman Michael to approve Resolution 23-38 for participation in Cooperative Purchasing Agreements as allowed per T.C.A. § 12-3-1205.

Upon a roll call vote:
Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons - Aye
Motion passes 5-0

- n. Consider approval of Resolution 23-39 to appoint Teresa D. Purcell to serve along with 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 Burns to approve Resolution 23-39 to appoint Teresa D. Purcell to serve along with City Manager Roy A. Haislip as Trustee for the City of Lewisburg’s Defined Benefit Pension Plan.

Upon a roll call vote:
Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons - Aye
Motion passes 5-0

- o. Consider approval of 1st reading of Ordinance 23-18, an Ordinance adopting the annual budget and setting the tax rate for F.Y. 2023-2024 (includes 5% salaries increase for employees)**

Motion was made by Councilman Michael, seconded by Councilman Harwell to approve the 1st reading of Ordinance 23-18, an Ordinance adopting the annual budget and setting the tax rate for F.Y. 2023-2024 (includes 5% salaries increase for employees)

Discussion ensued.

Upon a roll call vote:
Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Nay
Councilman Harwell – Aye
Councilman Parsons - Nay
Motion passes 3-2

- p. (Deferred) Consider approval of 1st reading of Annexation Resolution 23-19, a proposed annexation by owner consent to annex and zone to “R-1” Low-Density Residential certain territory and to incorporate the same within the corporate boundaries of the City of Lewisburg, Tennessee as recommended by the Planning & Zoning Commission. (2950 Mooresville Hwy., Mp. 062, Pcl:079.00, consisting of approx. 78.16 acres – owner Daniel Murphy).**

Discussion ensued prior to motion and vote.

Motion was made by Councilman Parsons, seconded by Councilman Michael to **DEFER** to a later date to be determined the 1st reading of Annexation Resolution 23-19, a proposed annexation by owner consent to annex and zone to “R-1” Low-Density Residential certain territory and to incorporate the same within the corporate boundaries of the City of Lewisburg, Tennessee as recommended by the Planning & Zoning Commission. (2950 Mooresville Hwy., Mp. 062, Pcl:079.00, consisting of approx. 78.16 acres – owner Daniel Murphy).

Upon a roll call vote:
Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons - Aye
Motion passes 5-0

- q. **Consider approval of 1st reading of Ordinance 23-20 to rezone 409 Spring Place Road from “C-3” Neighborhood Service Business and “R-3” High-Density Residential to all “R-3” High-Density Residential as recommended by the Planning and Zoning Commission. (Mp. 071, Grp. B, Pcl:002.00 – owner Mary M. Lambert).**

Motion was made by Councilman Michael, seconded by Councilman Bradford to approve the 1st reading of Ordinance 23-20 to rezone 409 Spring Place Road from “C-3” Neighborhood Service Business and “R-3” High-Density Residential to all “R-3” High-Density Residential as recommended by the Planning and Zoning Commission. (Mp. 071, Grp. B, Pcl:002.00 – owner Mary M. Lambert).

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

- r. **Consider approval of 1st reading of Ordinance 23-21, an Ordinance to amend Title 1, Chapter 1, Section 1-104 of the Municipal Code pertaining to the adoption of Robert’s Rules of Order Newly Revised.**

Motion was made by Councilman Parsons, seconded by Councilman Burns to approve the 1st reading of Ordinance 23-21, an Ordinance to amend Title 1, Chapter 1, Section 1-104 of the Municipal Code pertaining to the adoption of Robert’s Rules of Order Newly Revised.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

- s. **Consider approval of 1st reading of Ordinance 23-22, an Ordinance amending Title 20, Chapter 6, Section 20-608 (1) of the Municipal Code pertaining to Special Events.**

Motion was made by Councilman Bradford, seconded by Councilman Parsons to approve the 1st reading of Ordinance 23-22, an Ordinance amending Title 20, Chapter 6, Section 20-608 (1) of the Municipal Code pertaining to Special Events.

Upon a roll call vote:

Councilman Michael – Aye
Councilman Bradford – Aye
Councilman Burns – Aye
Councilman Harwell – Aye
Councilman Parsons – Aye

Motion passes 5-0

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, Pub. Wks., Director Brandon Davidson, Parks & Rec., Director Cary Whitesell and Airport, Mgr. Kent Stewmon.
d. **Any other additional business or announcements:**
1. Mayor Bingham asked for accommodation to move the Special Called meeting and work session scheduled for Tuesday June 27th to Thursday June 29th due to him being out of State until June 28th and unable to attend. Council members were polled and the majority agreed to move the meetings to June 29th at 5:00p.m.
2. Councilman Burns commented back to the item relating to Mayoral board appointments that in the future he would like to see those voted on by individual boards and not all boards as a whole. Councilman Bradford commented on same subject stating that he would like to see that no person be allowed to serve on more than 2 boards at one time.

There being no further business to come before the Council at the regular monthly meeting, a motion to adjourn was made at 7:20p.m. by Councilman Bradford, seconded by Councilman Harwell. Motion passed unanimously.

Jim Bingham, Mayor

Attest: Pamela R. Davis,
City Recorder