

**MINUTES**  
**CITY COUNCIL MEETING**  
**AUGUST 7, 2007**

The Jackson, Tennessee City Council met for their regular monthly meeting on Tuesday, August 7, 2007, at 9:00 a.m. in the George A. Smith Meeting Room at City Hall with Mayor Jerry Gist and Council members Charles "Pepper" Bray; Harvey Buchanan; Johnny Dodd; Danny Ellis; Maurice Hays; Frank Neudecker; Charles Rahm; and Randy Wallace present. Council member Ernest Brooks, II was not present. Also present was Toni Ross, recorder of the minutes.

Mayor Jerry Gist gave the invocation and led the audience in the pledge of allegiance to the flag.

The minutes of the July 3, 2007 meeting were approved and signed.

Mayor Gist presented a proclamation for National Night Out to Sgt. Byron Taylor of the Jackson Police Department.

**FIRST READINGS:**

On the motion of Council member Dodd, seconded by Council member Hays, the Ordinance to amend the text of the official Zoning Ordinance Article V, Specific District Regulations, Section 5. RG-2 (General Residential) District, C. Uses Permitted as Special Exceptions, submitted by Paul Mundt, was approved 6-1-1, with Council member Neudecker voting nay and Council member Ellis abstaining.

On the motion of Council member Buchanan, seconded by Council member Rahm, unanimous approval was given to a Resolution to adopt a Plan of Service, an Ordinance to annex and an Ordinance to zone property referred to as "Watson Annexation Area" generally located on the north side of U.S. Highway 70 West, just east of Lower Brownsville Road, comprising 1.671 acres, more or less. The proposed zoning scheme for the annexation area is B-5/FH (Highway Business/Special Flood Hazard) District, submitted by Jimmy Watson.

On the motion of Council member Rahm, seconded by Council member Bray, the Ordinance to rezone property located on the south side of Oil Well Road, just west of Exeter Road from RS (Single Family Residential) District to SC-1 (Planned Unit Commercial Development) District, containing 0.81 acres, more or less, submitted by

TLM on behalf of West Jackson Baptist Church was approved 7-1, with Council member Neudecker abstaining.

**SECOND READINGS:**

On the motion of Council member Buchanan, seconded by Council member Dodd, unanimous approval was given to an Ordinance to rezone property located at 1595 North Royal Street from RS-1/A-O (Single Family Residential/Agriculture-Open land) District to RG-2 (General Residential) District containing 2.6 acres, more or less, submitted by Monique Merriweather, along with a staff recommended larger area containing a total of 11.7 acres, more or less.

**NEW BUSINESS:**

Pursuant to Section 11 of the City's Charter relative to the appointment of administrative officials, Mayor Gist announced that the current staff would remain as interim administrative officials in the following positions: Chief of Police, Chief of Fire, City Engineer, Director of Planning, Administrative Assistant to the Mayor and the City Attorney.

Council member Buchanan gave a report on the progress of the Public Buildings Committee. Council member Buchanan advised the committee had met on three occasions and have reviewed the operations of the Jackson Centre and advised that the committee was in the fact finding mode and not ready with recommendations but should be in the next few months. Council member Ellis also added that a comprehensive survey has been put together to mail out to various cities to see what works for their city.

On the motion of Council member Buchanan, seconded by Council member Bray, unanimous approval was given to the request from TAMB of Jackson, Inc. (a/k/a Aspell Recovery Center) to forgive \$3,842.16 in city taxes on property located on 351 North Highland. Richard Barber, Director of Aspell Recovery Center, was present and thanked the City for their continued support of the center's work in the community.

Stephen Moten, President of the Youth Chapter, and Travis Love, President of the Lane College Chapter, of the local NAACP branch were present and explained the "STOP" Campaign. On the motion of Council member Dodd, seconded by Council member Rahm, the Resolution supporting the Youth and College Division of the Jackson Madison County NAACP Branch in its effort in encouraging the "STOP Campaign" was approved 7-1, with Council member Neudecker abstaining.

Lynn Caldwell, board member and fundraising chair of the Humane Society, and Shanie Garcia, President of the Humane Society, were present and outlined the Humane Society's plans for the purchase of a new building to house animals. Ms. Caldwell explained that the structural integrity of the building was compromised, the back part of the current building was unstable, and entire facility was overcrowded, and they were in desperate need of a new facility. City Council members posed the following requests and/or recommendations to Ms. Caldwell and Ms. Garcia:

1. Council member Hays requested that the City's contribution be contingent upon Madison County's contribution of \$50,000 and the anonymous donor contributing the \$100,000;

2. Council member Buchanan requested that ownership of the current Humane Society building, along with the land which would automatically revert back, transfer to the City of Jackson;

3. Council member Ellis requested that the Humane Society put in place an in-house spay and neutering program to provide a monthly low-cost spay and neutering program at the shelter for individuals of lower socio-economical classes;

4 Council member Wallace requested that the Humane Society staff and board work put together a Steering Committee to work with the City's staff to make recommendations for some spay and neutering laws; and

5. Council member Neudecker requested that a liaison or voting member of the Jackson City Council and Madison County Commission be on the Humane Society Board of Directors to ensure financial stability.

Ms. Garcia and Ms. Caldwell made the commitment that the Humane Society would explore the opportunity to have the low-cost spay and neutering program put into place but felt they did not have the authority to commit the services of the licensed veterinarians.

Ms. Caldwell advised that they didn't oppose a City Council and/or County Commission representative(s) being on the board of the Humane Society, but the representative(s) would be required to go through the same process, have the same requirements and have to be voted on by the board of the Humane Society. Ms. Caldwell advised that the Humane Society also had an Advisory Board.

Ms. Ross, recorder of the minutes, read the various stipulations requested by the City Council members. Mayor Gist advised that the only three items which could be

placed as contingencies on the City donating its \$50,000 were: (1) Madison County's contribution of \$50,000; (2) The anonymous donor's contribution of \$100,000; and (3) The Humane Society would transfer ownership of their current building to the City of Jackson.

Paul Mescal, Operations Manager for Valspar Coatings, advised he was concerned with the location of the Humane Society next to their facility in that they have equipment that has a very high pitch which operates outside their facility. He didn't know if it would be a problem with the animals but wanted to make it a part of the record. Ms. Caldwell advised they have had a dog at the proposed facility and there has not been a problem with the sound.

On the motion of Council member Bray, seconded by Council member Rahm, the request of the Jackson Madison County Humane Society for a one-time capital donation of \$50,000 to be utilized for the purchase or construction of a facility to house animals was approved 7-1, with Council member Neudecker voting nay, contingent upon: (1) Madison County's contribution of \$50,000; (2) The anonymous donor's contribution of \$100,000; and (3) The Humane Society would transfer ownership of their current building to the City of Jackson. (The land would automatically revert to the City of Jackson, pursuant to the City's original agreement with the Humane Society.)

On the motion of Council member Buchanan, seconded by Council member Ellis, unanimous approval was given to the acceptance of streets in Autumn Valley Section 7; U.S. Highway 45 Bypass Frontage Road Dedication; Shadow Creek Section 1; and Cedarbrook Farms PRD Sections 1 & 1A .

The contract with Doxicom for scanning and document retrieval, best proposal received, was removed from consideration.

On the motion of Council member Rahm, seconded by Council member Ellis, unanimous approval was given to the following FY-2007 budget amendments:

<b>General Fund</b>		Current	Amendment	Amended
		Budget	Request	Budget
Expenditures:				
110-44415-400	Talent Procurement	200,000	126,060.33	326,060.33
Funding:				
110-37900	From Fund Balance	2,398,692.45	126,060.33	2,524,752.78

The Jackson Centre operations budget underestimated the talent procurement account for FY07 and needs to budget an additional \$126,060.33 where promoters are paid. This will bring that line item to a total of \$326,060.33 for FY07 budget year.

On the motion of Council member Rahm, seconded by Council member Neudecker, unanimous approval was given to the following FY-2008 budget amendments:

<b>Capital</b>		Current	Amendment	Amended
Expenditures:		Budget	Request	Budget
315-52700-900	Jackson-Madison Co. Library	13,500	67,500	81,000
Funding:				
315-37900	From Fund Balance	1,500,000	67,500	1,567,500
<b>General Fund</b>				
Expenditures:				
110-42131-900	Edward Byrne Memorial Grant		58,988	58,988
Funding:				
110-37900	From Fund Balance	2,117,217.83	14,478	2,131,695.83
110-33131	Edward Byrne Memorial Grant		44,240	44,240

Edward Byrne Memorial Grant was received by the Jackson Police Department to be used for Drug Education, Academic Support & Violence Prevention for Youth. This grant requires a cash match of 25% and will be available for three years.

The capital budget is being amended to add \$67,500 for requests from the Jackson-Madison County Library for technology upgrades, ADA upgrades and roofing on the downtown library.

On the motion of Council member Dodd, seconded by Council member Rahm, the following board appointments were approved 7-0-1, with Council member Neudecker abstaining:

- City Tree Board – Reappointment of Mark Whitaker and appointment of Nathan Carter to replace Virginia Stackens-Crump.
- Historical Zoning Commission – Appointment of Brenda Depriest to replace Eddie Ashmore, who has deceased.
- Keep Jackson Beautiful Commission – Reappointment of Bruce Dorris.

On the motion of Council member Bray, seconded by Council member Buchanan, unanimous approval was given to the payment of invoices over \$10,000.

There being no further business, the meeting adjourned.

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JERRY GIST, MAYOR