

MINUTES
CITY COUNCIL MEETING
MAY 6, 2008

The Jackson, Tennessee City Council met for their regular monthly meeting on Tuesday, May 6, 2008, 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; Ernest Brooks, II; Harvey Buchanan; Johnny Dodd; Danny Ellis; Maurice Hays; Frank Neudecker; Charles Rahm; and Randy Wallace present. Also present was Anita Brooks, recorder of the minutes.

Council member Danny Ellis gave the invocation and led the audience in the pledge of allegiance to the flag.

The minutes of the April 1, 2008 meeting were approved and signed.

PUBLIC HEARINGS:

On the motion of Council member Rahm, seconded by Council member Brooks, unanimous approval was given to an Ordinance to rezone property located on the north side of the existing Northpointe Subdivision from an RS (Single Family Residential) District to an RS/PRD (Single Family Residential/Planned Residential Development) District, comprising 21.47 acres more or less, submitted by Northpointe Builders.

Council member Randy Wallace made a motion to table the consideration of an Ordinance to amend Title 13, Chapter 2, of the City Code of Jackson, Tennessee regarding the parking and storage of vehicles to allow opportunity for Council members to discuss with staff concerning possible revisions to the ordinance. Council member Brooks seconded the motion and the motion to table was approved 8-0-1, with Council member Dodd abstaining.

On the motion of Council member Buchanan, seconded by Council member Dodd, unanimous approval was given to an Ordinance to amend Title 5, Chapter 3, of the City Code of Jackson, Tennessee regarding property tax collection payment plan.

SECOND READINGS:

On the motion of Council member Ellis, seconded by Council member Hays, unanimous approval was given to an Ordinance to amend Title 13, of the City of Jackson codified ordinances to establish an Environmental Court.

On the motion of Council member Rahm, seconded by Council member Dodd, an Ordinance to rezone property located on the north side of Christmasville Cove from an RS-1 (Single Family Residential) District to an SC-1 (Planned Unit Commercial Development) District, comprising 2.65 acres more or less, submitted by Gary A. Taylor was approved 8-1, with Council member Neudecker voting nay.

NEW BUSINESS:

Council member Johnny Dodd was recognized for reaching the Bronze Certificate – Leadership Fellow level in the Certificate of Achievement in Leadership Program through the National League of Cities.

Kathi Leatherwood and Gary Grisham, with the Jackson Arts Council, thanked the city for funds donated to the Jackson Arts Council and asked for consideration of additional funding in this year's budget and for the years to come. Ms. Leatherwood and Mr. Grisham also gave a presentation on projects of different art coalitions of the Jackson Arts Council.

Mr. Britt Smith, Tennessee Consolidated Retirement System representative, and Mr. Carl Alexander, President of the Firefighters Association, gave presentations concerning mandatory retirement for public safety employees. Police Officer Myron

Holt, President of the Patrol Officers Union, addressed the City Council regarding the presentation from the Tennessee Consolidated Retirement System representative.

On the motion of Council member Brooks, seconded by Council member Wallace, a Resolution to establish a mandatory retirement age of 60 years old for firefighters and police officers and authorizing the payment of the supplemental bridge benefit payment pursuant to Tennessee Code Annotated Section 8-36-211 was approved 8-1, with Council member Neudecker voting nay. Council member Ellis expressed why he was in favor of passing the resolution.

On the motion of Council member Rahm, seconded by Council member Wallace, a Resolution approving a substantial amendment to the Jackson Community Development 2007-2008 Annual Action Plan for the Community Development Block Grant Budget was approved 8-1, with Council member Neudecker voting nay.

On the motion of Council member Buchanan, seconded by Council member Wallace, a Resolution approving a substantial amendment to the Jackson Community Development 2007-2008 Annual Action Plan for the HOME Budget was approved 8-1, with Council member Neudecker voting nay.

On the motion of Council member Brooks, seconded by Council member Buchanan, a Resolution approving the Jackson Community Development Annual Action Plan for 2008-2009 was approved 8-1, with Council member Neudecker voting nay.

Council member Neudecker made a request to table his requests to place on the next available ballot for decision by the voters, via referendum, setting term limits for the Office of Mayor and for the Office of City Council for at least 30 days. Council member Neudecker also made a motion to request an opinion from the State of Tennessee Attorney General's Office, in addition to the City Attorney's opinion, regarding his

requests. Council member Ellis seconded the motion and the motion passed 7-0-2, with Council members Dodd and Hays abstaining.

On the motion of Council member Buchanan, seconded by Council member Ellis, unanimous approval was given to the acceptance of Bent Tree Cove in Northwynde Section 5 as a public street.

On the motion of Council member Neudecker, seconded by Council member Wallace, unanimous approval was given to a pre-disaster contract with Delta Contracting.

On the motion of Council member Neudecker, seconded by Council member Hays, unanimous approval was given to a contract with Gresham Smith and Partners, Inc. for the US 45 Bypass Southern Extension Transportation Planning Report.

On the motion of Council member Dodd, seconded by Council member Rahm, a contract with U. S. Foods for concession items was approved 8-0-1, with Council member Neudecker abstaining.

On the motion of Council member Brooks, seconded by Council member Buchanan, unanimous approval was given to a contract with Aeneas for long distance service.

On the motion of Council member Wallace, seconded by Council member Rahm, a contract with ING for the administration of the City's 457 deferred compensation plan was approved 7-0-2, with Council members Buchanan and Ellis abstaining.

On the motion of Council member Hays, seconded by Council member Rahm, unanimous approval was given to a contract with UT Family Medicine for OHSA physicals for Police and Fire Personnel and a contract with Physicians Quality Care for respiratory fit testing.

On the motion of Council member Rahm, seconded by Council member Hays, unanimous approval was given to a lease proposal with Quadrelle Realty Services for lease of property at 210 and 222 American Drive, Jackson, Tennessee.

On the motion of Council member Neudecker, seconded by Council member Wallace, unanimous approval was given to an FY08 Budget Amendment request of \$275,000 for Terminal/Severance Leave.

On the motion of Council member Brooks, seconded by Council member Rahm, an FY08 Budget Amendment request of \$2,500 for Civil Service was approved 8-1, with Council member Neudecker voting nay.

On the motion of Council member Buchanan, seconded by Council member Dodd, an FY08 Budget Amendment request of \$200,000 for Appropriation to Jackson Transit Authority was approved 8-1, with Council member Neudecker voting nay.

On the motion of Council member Neudecker, seconded by Council member Ellis, unanimous approval was given to write-offs for mowing, garbage, Jackson Centre, City Court and personal property taxes.

On the motion of Council member Rahm, seconded by Council member Dodd, the following board appointments were approved 8-1, with Council member Neudecker voting nay:

- Keep Jackson Beautiful – Reappointment of Pam Woods.
- Jackson Tree Board – Reappointment of Eddie Jenkins.
- Code Advisory/Appeals Board – Reappointments of Wayne Ada, Todd Krasner, Bart Walls and Hampton Williams.
- Jackson Transit Authority – Reappointment of Duane Cherry.
- Jackson Energy Authority – Reappointment of Howard Bond.

- Jackson Housing Authority – Appointment of Clarence Boone to replace Dr. John Bonson, who has resigned.

On the motion of Council member Bray, seconded by Council member Dodd, the payment of invoices over \$10,000 was approved 8-1, with Council member Neudecker voting nay.

There being no further business, the meeting adjourned.

JERRY GIST, MAYOR