

AGENDA



**February 2, 2012
6:30 P.M.**

**City Hall Council Chambers
707 North Main Street
Columbia, TN 38401
Phone: 931-560-1510**

*City of Columbia
City Council
Regular Meeting*

**Dean Dickey, Mayor
Wayne Kennedy, Vice Mayor
Council Member Carl McCullen, Ward 1
Council Member Debbie Matthews, Ward 2
Council Member Christa Martin, Ward 3
Council Member Mike Greene, Ward 4
Council Member Mark King, Ward 5**

**Paul C. Boyer, Jr., City Manager
C. Tim Tisher, City Attorney
Betty R. Modrall, City Recorder
Liz Bermudez, Recording Secretary**

The City Council of the City of Columbia welcomes your presence and participation at this meeting. If you wish to address Council regarding any item on the Agenda, you may do so by getting the attention of the presiding officer. Once recognized, you may then come to the podium and state your name and address. If the item of interest does not appear on the Agenda, you are welcome to speak under "Public Comments" (Section 12) of the Agenda. Anyone requesting accommodations due to disabilities should contact the ADA Coordinator, Connie Etzkin, at 931-560-1570 prior to the meeting.

REGULAR MEETING

- 1. CALL TO ORDER/ROLL CALL.**
- 2. INVOCATION BY BRIAN GREGORY, MINISTER, EAST SIDE CHURCH OF CHRIST.**
- 3. PLEDGE OF ALLEGIANCE.**
- 4. APPROVAL OF AGENDA.**
- 5. PRESENTATIONS.**

5.1 PRESENTATION BY MR. DOUG MURPHY, DUCK RIVER AGENCY, ON LONG TERM WATER SUPPLY NEEDS FOR COLUMBIA.

- 6. ORGANIZATIONAL BUSINESS.**

6.1 MINUTES OF THE CITY OF COLUMBIA REGULAR COUNCIL MEETING OF JANUARY 19, 2012.

ATTACHMENTS: Minutes.

6.2 CONFIRMATION OF MAYOR'S REAPPOINTMENT OF COUNCIL MEMBER DEBBIE MATTHEWS TO THE CITY OF COLUMBIA PLANNING COMMISSION FOR A THREE YEAR TERM EXPIRING ON FEBRUARY 2, 2015.

RECOMMENDATION: Confirm.

ATTACHMENTS: None.

6.3 APPROVAL OF MAYOR'S NOMINATION OF CHET RHODES TO BE REAPPOINTED AS AT-LARGE REPRESENTATIVE TO THE CITY OF COLUMBIA STORM WATER ADVISORY COMMITTEE FOR A TWO YEAR TERM EXPIRING ON FEBRUARY 2, 2014.

RECOMMENDATION: Approval.

ATTACHMENTS: None.

7. CONSENT AGENDA.

7.1 APPROVE PAYMENT TO LYLE SUMEK ASSOCIATES, INCORPORATED AND AUTHORIZE RELATED TRANSFER OF FUNDS – CITY MANAGER’S OFFICE.

RECOMMENDATION: Approve balance of payment in the amount of \$16,356.95 to Lyle Sumek Associates, Inc. and authorize related transfer of funds from General Government Reserves to City Council-Professional Services.

INFORMATION: On May 20, 2010, the City Council approved a proposal from Lyle Sumek Associates, Inc. for the development of a strategic plan. The process of developing the plan provides a 15-year vision for the community with accompanying mission statement with annual goals and objectives that contribute to the 15-year vision. Approximately \$20,000 was expended for services and related expenses for Lyle Sumek Associates, Inc. during FY 2009-10 and \$15,765 for FY 2010-11.

Within the FY 2011-12 budget, \$11,000 was included within City Council-Professional Services for strategic planning. Total billings in the amount of \$16,356.95 were received from Lyle Sumek Associates, Inc. for services provided during FY 2011-12 and related expenses.

Funds to cover expenditures over the \$11,000 budget allocation (\$5,357) are available for transfer from General Government Reserves. After transfer, the remaining balance in the Reserve account will be \$72,583.

The City Council is requested to approve payment to Lyle Sumek Associates, Inc. and authorize related transfer of funds from General Government Reserves to City Council-Professional Services in the amount of \$5,357.

ATTACHMENTS: Transfer of Budgeted Funds Form; Invoice No. 12-0103; Invoice No. 12-0104; Invoice No. 12-0105.

CERTIFICATION: The Finance Director certifies that \$11,000 is budgeted and unencumbered within City Council-Professional Services and \$5,357 is available for transfer from General Government-Reserves to the City Council-Professional Services budget for these services.

7.2 APPROVAL OF QUOTE FOR PURCHASE OF VOIP TELEPHONY EQUIPMENT AND INSTALLATION SERVICES FOR THE NEW CITY HALL BUILDING, AND AUTHORIZATION FOR MAYOR TO ENTER INTO A SERVICE AGREEMENT WITH PRESIDIO NETWORKED SOLUTIONS, INCORPORATED FOR THE PROJECT – MIS DEPARTMENT.

RECOMMENDATION: Approval.

INFORMATION: The MIS Director recommends approval of the quoted equipment and services to install a VoIP telephony system in the new City Hall building. The quoted items include all necessary licensing and one year of SmartNet maintenance for quoted hardware.

Presidio is authorized for support and maintenance of Cisco devices and is the current vendor of record on the State of Tennessee Purchasing Division.

The City Council is requested to approve the quote to purchase hardware, licensing, maintenance and installation services from Presidio Networked Solutions, Incorporated in the amount of \$59,333.50.

The City Council is further requested to authorize the Mayor to enter into a service agreement with Presidio Networked Solutions, Incorporated for the project.

ATTACHMENTS: Presidio Service Agreement; Presidio Quote #11184481-04.

CERTIFICATION: The Finance Director certifies that \$50,000 is incorporated within the pending budget amendment (Ordinance No. 3901) for the Voice Over IP phone system for City Hall. The balance of \$9,333.50 is budgeted and unencumbered within the Capital Projects Fund-City Hall project budget from the amount allocated for contingency funds. In the event that Ordinance No. 3901 is not adopted, funds would be transferred from General Government-Reserves to the Capital Project Fund from the remaining \$72,583 Reserve allocation.

7.3 CONSIDER A \$900 CHANGE ORDER NO: 002 FOR THE FARMERS MARKET PROJECT WITH PAUL VARNEY CONSTRUCTION – WARD 5 – ENGINEERING DEPARTMENT.

RECOMMENDATION: Approval.

INFORMATION: The Farmers Market Project was approved by City Council in August 2011. This change order will be a \$900 credit for not receiving a prime coat application for the pavement placed at the Farmers Market. We will also receive a three year written guarantee for potential pavement failure due to the prime coat not being placed.

The new contract price will decrease by \$900 and the new contract amount will be \$210,960. The Engineering Department recommends approval for this change order.

ATTACHMENT: Change Order No: 002; Paving Warranty.

7.4 ACCEPTANCE OF THE RAILROAD AND UTILITY AD VALOREM ASSESSMENTS FOR THE TAX YEAR 2011 - CITY RECORDER'S OFFICE.

RECOMMENDATION: Approval.

INFORMATION: Each year, the City Recorder's Office receives from the State of Tennessee, Comptroller of the Treasury, Office of State Assessed Properties, a certified tax roll relative to railroad and utilities. The City Recorder's Office received the tax year 2011 assessments on January 9, 2012. Some of the companies assessed are telephone companies, cellular telephone companies, railroads, motor carriers, private cars, gas companies, pipelines, motorbus, and others.

There are 47 assessments for the 2011 tax year.

It is therefore requested to consider acceptance of the railroad and public utility assessments for the tax year 2011, received from the State of Tennessee, Comptroller of the Treasury, Office of State Assessed Properties. Allow 45 days without penalty and interest through March 19, 2012.

ATTACHMENTS: Tax Year 2011 Railroad and Public Utility Assessments Summary (listing the certified assessed value of \$18,566,653.00 for the revenue of \$243,224.00); Comparison with the 2010 certified assessments.

7.5 AUTHORIZATION TO DISPOSE OF SURPLUS CITY PROPERTY – FINANCE DEPARTMENT.

RECOMMENDATION: Authorize purchasing agent to dispose of listed surplus items.

INFORMATION: Certain city owned property has been identified as surplus. Having considered possible interdepartmental transfers, it is requested the property be declared surplus and available for sale or disposal by the purchasing agent in a manner consistent with the purchasing manual and in the best interest of the City of Columbia.

ATTACHMENTS: List of Surplus Property.

7.6 AWARD BID FOR SERVERS PER MIS REPLACEMENT SCHEDULE – MIS DEPARTMENT.

RECOMMENDATION: Bid award to SOS Computers, LLC d.b.a. Technology Express, Texas.

INFORMATION: The MIS Director reviewed the Knox County, Tennessee Purchasing Division contract for Computer and Electronic Equipment. Dell products with varying discounts are offered at very competitive pricing, and the contract is available to other state and local government agencies. The vendor of record for the contract is SOS Computers, LLC d.b.a. Technology Express, Texas.

The total award bid is \$24,853.39 to SOS Computers, LLC d.b.a. Technology Express, TX for three servers per Knox County Purchasing Division Master Blanket Contract #17998.

ATTACHMENTS: Quote and specifications from SOS Computers, LLC d.b.a. Technology Express, Texas; Knox County Purchasing Division Extension of Purchase Contract.

CERTIFICATION: The Finance Director certifies that \$24,853.39 is budgeted and unencumbered within MIS-Computer Equipment for the purchase of replacement servers.

7.7 BID AWARD FOR RETREAD TIRES – PUBLIC WORKS DEPARTMENT.

RECOMMENDATION: Bid award to Stoney's Tire and Treads for 11R22.5 retread tires.

INFORMATION: The Public Works Department utilizes retread tires on garbage trucks and other vehicles within the department. The use of retread tires represents a significant cost savings over the price of purchasing new tires. The experience has indicated that the tread life of a new tire and a retread tire are comparable. It has been the practice to secure yearly fixed pricing for retreads. Having received and analyzed the bids for retread tires, it is recommended that Council award to Stoney's Tire and Tread for the purchase of 11R22.5 retread tires at the unit prices contained within the bid submitted. This award will be for a period of one year from the date of the award.

ATTACHMENTS: Bid Tabulation; Bid Analysis.

CERTIFICATION: The Finance Director certifies that funds are budgeted and unencumbered within Automotive Repair and Maintenance Supplies line items within Public Works-Streets and Public Works-Sanitation activities for the purchase of retread tires.

8. ADMINISTRATION.

9. RESOLUTIONS.

9.1 RESOLUTION NO. 12-03 – TAX CORRECTIONS – CITY RECORDER'S OFFICE.

RECOMMENDATION: Approval.

INFORMATION: The City Recorder is presenting tax corrections through 01-17-12 for Council consideration as submitted by Mr. Jim Dooley, Maury County Tax Assessor.

ATTACHMENTS: Resolution No. 12-03; Tax Corrections.

9.2 RESOLUTION NO. 12-05 – REQUESTING COUNCIL TO ACCEPT A GWRRA INCORPORATED TENNESSEE CHAPTER Z DONATION IN THE AMOUNT OF \$500 FOR THE FIRE DEPARTMENT TO PURCHASE SMOKE DETECTORS – FIRE DEPARTMENT.

RECOMMENDATION: Council is requested to authorize acceptance of this donation.

INFORMATION: GWRRA Incorporated Tennessee Chapter Z motorcycle club is donating to the City of Columbia Fire Department a check in the amount of \$500. The Fire Department will use the funds to purchase smoke detectors.

ATTACHMENT: Resolution No. 12-05.

10. ORDINANCES.

10.1 2ND CONSIDERATION OF ORDINANCE NO. 3898 – AN ORDINANCE PROVIDING FOR THE COLLECTION OF 2010 DELINQUENT PROPERTY TAXES – CITY RECORDER’S OFFICE.

RECOMMENDATION: Approve Ordinance No. 3898 on second consideration.

INFORMATION: Per the Municipal Code, and in accordance with past City policy, the City Council annually considers an Ordinance to provide for the collection of delinquent property taxes. Following adoption of the ordinance, the City Recorder provides the City Attorney with a certified list of the delinquent 2010 property taxes. Upon receipt of said list, the City Attorney causes the publication of a notice stating that after 30 days, suit may be filed in the Chancery Court of Maury County for the collection of the delinquent property taxes.

ATTACHMENTS: Ordinance No. 3898.

10.2 2ND CONSIDERATION OF ORDINANCE NO. 3899 – AN ORDINANCE PROVIDING FOR THE COLLECTION OF 2010 DELINQUENT PERSONAL PROPERTY TAXES – CITY RECORDER’S OFFICE.

RECOMMENDATION: Approve Ordinance No. 3899 on second consideration.

INFORMATION: Per the Municipal Code, and in accordance with past City policy, the City Council annually considers an Ordinance to provide for the collection of delinquent personal property taxes. Following adoption of the ordinance, the City Recorder provides the City Attorney with a certified list of the delinquent 2010 personal property taxes. Upon receipt of said list, the City Attorney causes the publication of a notice stating that after 30 days, suit

may be filed in the Chancery Court of Maury County for the collection of the delinquent personal property taxes.

ATTACHMENTS: Ordinance No. 3899.

10.3 2ND CONSIDERATION OF ORDINANCE NO. 3900 – AN ORDINANCE PROVIDING FOR THE COLLECTION OF 2010 DELINQUENT SPECIAL ASSESSMENTS – CITY RECORDER’S OFFICE.

RECOMMENDATION: Approve Ordinance No. 3900 on second consideration.

INFORMATION: Per the Municipal Code, and in accordance with past City policy, the City Council annually considers an Ordinance to provide for the collection of delinquent special assessments. Following adoption of the Ordinance, the City Recorder provides the City Attorney with a certified list of the delinquent 2010 special assessments. Upon receipt of said list, the City Attorney causes the publication of a notice stating that after 30 days, suit may be filed in the Chancery Court of Maury County for the collection of the delinquent special assessments.

ATTACHMENTS: Ordinance No. 3900.

10.4 2ND CONSIDERATION OF ORDINANCE NO. 3901 – AN ORDINANCE TO AMEND THE FY 2011-12 BUDGET ORDINANCE NO. 3882 AS PREVIOUSLY AMENDED, PROVIDING FOR REVISIONS TO THE GENERAL AND CAPITAL PROJECTS FUNDS – FINANCE DEPARTMENT.

RECOMMENDATION: Approve Ordinance No. 3901 on second consideration.

INFORMATION: The Proposed Ordinance is the second amendment of the FY 2011-12 Appropriation Ordinance and revises the budgets of several departments within the General Fund and the budget of the Capital Projects Fund.

Items included within this budget amendment are as follows:

Police Department

- Budget \$81 interest earned on funds received from a partnership with the Drug Enforcement Agency during FY 2010-11.
- Rebudget 2010 Bulletproof Vest Grant and matching funds (\$10,000),
- Budget \$48,752 for 2011 Byrne/Justice Assistance Grant, and
- Budget 2011 Bulletproof Vest Grant and matching funds (\$18,000).

General Government

- Decrease reserve account \$9,000 for 2011 Bulletproof Vest grant matching (transferred to Police Department),
- Budget \$5,000 for TN Department of Agriculture Tree grant, and
- Budget \$50,000 transfer to Capital Projects Fund for additional City Hall project funding.

Fire Department

- Budget \$551 for donation from Fred's

Capital Projects Fund

- Budget \$114,829 received from Amendment #4 to Safe Routes to School grant,
- Budget \$2,500 for stain for Farmer's Market,
- Budget \$6,260 for Change Order #2 for Farmer's Market,
- Budget \$91,500 for TDOT Roadscapes Grant (\$73,200) and matching funds transferred from General Fund (\$18,300), and
- Budget \$50,000 in Capital Projects Fund-City Hall project - Voice over IP Phone system.

A detailed schedule of items included within this budget amendment is attached. This amendment increases the City's total budget for FY 2011-12 by \$388,473 to \$61,332,175.

ATTACHMENTS: Ordinance No. 3901; Supporting Documentation; FY 2011-12 Expenditure Summary.

10.5 1ST CONSIDERATION OF ORDINANCE NO. 3902 – AN ORDINANCE TO AMEND ORDINANCE NO. 3638 - THE SAME BEING THE ZONING ORDINANCE OF THE CITY OF COLUMBIA, BY REZONING 1316 HAMPSHIRE PIKE FROM R-10 (RESIDENTIAL) TO MRC (MIXED RESIDENTIAL COMMERCIAL) AND ESTABLISH THE DATE OF MARCH 1, 2012 AS THE DATE OF THE PUBLIC HEARING - WARD 1 – GRANTS AND PLANNING DEPARTMENT.

RECOMMENDATION: Approve Ordinance No. 3902 on first consideration and establish the date of March 1, 2012 as the date of the Public Hearing.

INFORMATION: The owners are requesting the rezoning change to be able to use this property as a part-time framing shop. The owners live next door to this property. The Maury County Comprehensive Plan does call this area Suburban Corridor, which will fit a MRC zone. The Planning Commission approved this rezoning request on January 11, 2012.

ATTACHMENTS: Ordinance No. 3902; Exhibit A; Exhibit B; Memo Dated January 11, 2012; Staff Report.

10.6 1ST CONSIDERATION OF ORDINANCE NO. 3903 – AN ORDINANCE TO AMEND ORDINANCE NO. 3638, THE SAME BEING THE ZONING ORDINANCE OF THE CITY OF COLUMBIA, BY AMENDING THE PRELIMINARY MASTER PLAN ON 2.14 ACRES OF PROPERTY ZONED CEG-PUD (COMMERCIAL ENTERPRISE GENERAL – PLANNED UNIT DEVELOPMENT) LOCATED AT NASHVILLE HIGHWAY AND BAKER ROAD, BEING A PORTION OF TAX MAP 75 PARCEL 11, AND ESTABLISH THE DATE OF MARCH 1, 2012 AS THE DATE OF THE PUBLIC HEARING – WARD 5 – GRANTS AND PLANNING DEPARTMENT.

RECOMMENDATION: Approve Ordinance No. 3903 on first consideration and establish the date of March 1, 2012 as the date of Public Hearing.

INFORMATION: This land is divided into two tracts, 2A and 2B; both are mixed use buildings of office and retail. The applicant wants to develop the tracts into the two separate phases, with Tract 2A likely to be developed following approval and 2B following at an undetermined date thereafter. The

Planning Commission approved the revision of the preliminary master plan at their January 11, 2012 meeting, with the condition that the Tract 2A entrance at Nashville Highway be right-in/right-out only.

ATTACHMENTS: Ordinance No. 3903; Exhibit A; Exhibit B; Staff Report.

10.7 1ST CONSIDERATION OF ORDINANCE NO. 3904 – AN ORDINANCE AMENDING ORDINANCE NO. 3638, THE SAME BEING THE ZONING ORDINANCE OF THE CITY OF COLUMBIA, TENNESSEE REGARDING DAYCARES BEING ALLOWED IN R/RS-6 AND R/RS-10 ZONES AND ESTABLISH THE DATE OF MARCH 1, 2012 AS THE DATE OF THE PUBLIC HEARING – WARDS 1, 2, 3, 4, AND 5 - GRANTS AND PLANNING DEPARTMENT.

RECOMMENDATION: Approve Ordinance No. 3904 on first consideration and establish the date of March 1, 2012 as the date of the Public Hearing.

INFORMATION: The current Zoning Ordinance allows daycare centers and daycare facilities in the R/RS-40, R/RS-20 and RM-1/RM-2 residential zones with a conditional use permit, as approved by the Board of Zoning Appeals. Staff sees no reason to exclude the R/RS-10 and R/RS-6 zones. This amendment would make it possible for daycare centers and daycare facilities to be operated within these residential areas by obtaining a conditional use permit. The Board of Zoning Appeals would see any plans and approve or disapprove the permit according to the regulations found in the zoning ordinance.

Planning Commission recommended approval of this amendment at their January 11, 2012 meeting.

ATTACHMENTS: Ordinance No. 3904; Exhibit A; Exhibit B; Staff Report.

- 11. OTHER BUSINESS.**
- 12. PUBLIC COMMENTS.**
- 13. EXECUTIVE SESSION.**
- 14. ADJOURNMENT.**