

CITY COUNCIL MEETING – COLUMBIA, TENNESSEE

November 4, 2010 – 6:30 p.m.

Mayor Dickey called the regular meeting to order, pursuant to proper notice having been given. City Recorder Betty Modrall called the roll. Present were Mayor Dean Dickey, Council Members Carl McCullen, Debbie Matthews, Christa Martin, and Mike Greene, City Manager Paul C. Boyer, Jr., City Attorney Tim Tisher, Betty Modrall, City Recorder, and Liz Bermudez, Recording Secretary. Vice Mayor Kennedy and Council Member Stephenson were absent.

Reverend Trent Ogilvie offered the invocation followed by the Pledge of Allegiance led by Council Member Martin.

Vice Mayor Kennedy arrived to the meeting at 6:31 p.m.

APPROVAL OF AGENDA:

Council Member Martin moved to approve the agenda. Council Member Matthews seconded the motion. All Council Members present voted aye.

PRESENTATION:

Item 5.1 - PRESENTATION OF RETIREMENT PLAQUE AND GIFT CHECK TO PUBLIC WORKS DEPARTMENT EMPLOYEE HERBERT FITZGERALD – PERSONNEL DEPARTMENT. Mayor Dickey asked Mr. Fitzgerald to join him at the front of the room. Mayor Dickey said he appreciates Mr. Fitzgerald's 24 years of service with the City and congratulated him on his retirement. Mayor Dickey presented Mr. Fitzgerald with a plaque and gift check for his years of service. Public Works Director Ken Donaldson said the words are no truer to an individual than loyalty, friendship and appreciation for Mr. Fitzgerald. Director Donaldson said one has to appreciate a man like Mr. Fitzgerald. Director Donaldson advised Mr. Fitzgerald does his job well, trains others and never complains. Director Donaldson said Mr. Fitzgerald is a faithful and hard worker of the City and he will be missed. Mr. Fitzgerald thanked everyone; he said it was hard the last 24 years but he loved every minute of it. Mayor Dickey wished him luck in his retirement and said he hopes Mr. Fitzgerald will come back to see them at the City.

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ORGANIZATIONAL BUSINESS:

Item 6.1 – **MINUTES OF THE REGULAR CITY COUNCIL MEETING OF OCTOBER 21, 2010.** Council Member Martin moved to approve the October 21, 2010 City Council Meeting Minutes. Council Member Matthews seconded the motion. Mayor Dickey moved to amend the Minutes by amending page 7 of the Minutes, where he made the amendment, to include the words “up to” in front of “\$1.65 million.” Council Member Matthews seconded the motion. All Council Members present voted aye on the amendment. All Council Members present voted aye on the Minutes as amended.

Item 6.2 – **RATIFICATION OF MAYOR’S REAPPOINTMENT OF MR. DEMETRIUS DOOLEY TO THE CITY OF COLUMBIA BEER BOARD FOR A ONE-YEAR TERM EXPIRING ON NOVEMBER 4, 2011.** Mayor Dickey moved to approve the reappointment of Mr. Dooley to the City of Columbia Beer Board for a one-year term expiring on November 4, 2011. Council Member Martin seconded the motion. All Council Members present voted aye.

CONSENT AGENDA:

Vice Mayor Kennedy moved to approve the Consent Agenda. Council Member Martin seconded the motion. All Council Members present voted aye and the following items were approved:

1. Authorize Mayor to sign revised Administrative Services Agreement with the South Central Tennessee Development District for activities related to the Neighborhood Stabilization Program – City Manager’s Office.
2. Authorization to dispose of surplus Fire Station 2 property – Finance Department.
3. Authorization to dispose of surplus City property – Finance Department.

Item 8.1 – **CERTIFICATE OF COMPLIANCE FOR JOHN TOTTY TO CONTINUE TO SELL ALCOHOLIC BEVERAGES AT FUZZY DUCK LIQUORS LOCATED AT 203 WEST SIXTH STREET.** Vice Mayor Kennedy moved to the Certificate of Compliance for Mr. Totty to

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continue to sell alcoholic beverages at Fuzzy Duck Liquors located at 203 West Sixth Street. Council Member Matthews seconded the motion. All Council Members present voted aye.

Item 8.2 – CONSIDER AUTHORIZATION FOR THE MAYOR TO SIGN A LETTER TO THE TENNESSEE DEPARTMENT OF TRANSPORTATION REQUESTING FUNCTIONAL CLASSIFICATION OF 2,950 LINEAR FEET OF ROADWAYS IN DOWNTOWN COLUMBIA – WARD 3 – ENGINEERING DEPARTMENT. Council Member Martin moved to authorize the Mayor to sign a letter to TDOT requesting functional classification of 2,950 linear feet of roadways in downtown Columbia. Council Member McCullen seconded the motion. Council Member Martin asked what this classification means and what it allows to happen within municipal governments. City Manager Boyer advised functional classification of streets makes the street eligible for expenditures from the surface transportation program to improve or maintain the street; it is a federally defined classification because surface transportation funding is federal funding that flows through the State. City Manager Boyer said the streets being added are streets involved in current, ongoing projects in the City and it makes them eligible for additional funding with this program. Vice Mayor Kennedy asked if it is just money for Ward 3 or do the other Wards get to share in the money. City Manager Boyer advised the item before Council does not involve money for anyone; it just involves functional classification of some streets. City Manager Boyer said the only street on the list that is proposed for funding is in the next Agenda Item and that is West 6th Street. All Council Members present voted aye.

Item 8.3 - CONSIDER AUTHORIZATION FOR THE MAYOR TO EXECUTE A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION REGARDING VARIOUS INTERSECTION, ROADWAY RESURFACING, STORM DRAINAGE, STREETScape AND SAFETY IMPROVEMENTS WITHIN THE CITY OF COLUMBIA – WARDS 1,2,3,4, AND 5 – ENGINEERING DEPARTMENT. Council Member Martin moved to approve authorizing the Mayor to sign a contract with TDOT regarding various intersection, roadway resurfacing, storm drainage, streetscape and safety improvements within the City of Columbia. Council Member

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McCullen seconded the motion. Council Member Martin asked for further information on this item from the City Manager, especially on Item 4 where things are being modified and this is the area that needs to connect two projects. City Manager Boyer said in June TDOT made the City aware they were eligible for an additional \$2 million in funding under the Surface Transportation Program and the City did not think it was eligible for funding under this program until 2011. City Manager Boyer advised TDOT is changing the process; TDOT wants the City to tell them how it will spend the money in advance of receiving the money, so that they can assure the granting agency they work with that the money will be spent and how it will be spent. City Manager Boyer said TDOT asked the City to propose five projects. City Manager Boyer advised the project that Council Member Martin was referring to is the project of improving East 6th Street between Garden Street and North Main Street. City Manager Boyer advised Garden Street was previously improved by a State STP project that was completed in late 2007; and North Main Street and East 6th Street from Main Street (east) to Woodland Street will be improved as part of the River Walk Project. City Manager Boyer said the section of East 6th Street between Main Street and Garden Street, one block, did not fall in the limits of either project. City Manager Boyer said by getting East 6th Street functionally classified, the City can propose spending some of the STP funds to bring it up to the same standard as the River Walk and Garden Street. City Manager Boyer advised the other projects the City has proposed to the State for funding under this program have been discussed with the State; and the State is willing to approve them, but needs Council to approve the request. City Manager Boyer went over the other projects, which include an eastbound, left turn lane into Ridley Park on Trotwood Avenue, a traffic signal in Neapolis at Highway 31 and Spring Meade Boulevard, intersection improvements at James Campbell Boulevard & Trotwood Avenue and Intersection improvements at James Campbell Boulevard and Campbellsville Pike (Highland Avenue). Council Member Greene said with the five projects and limited amount of funds that the City will be able to spend, he would like to ask that the City Manager arrange the projects in priority of one through five in case there is not enough money to fund all five projects, because he would hate for them to end up with a very important project on the bottom of the list. City Manager Boyer said he can recommend a list, but Council should approve it. City Manager Boyer said East 6th Street should be the number one priority because there are two

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projects that will vastly improve the look of downtown and if that one section is left without improvement it will look awful and it will have a negative impact on redevelopment downtown. City Manager Boyer recommended the second priority would be the traffic signal at Spring Meade Blvd and Hwy 31 because if the City could have found the money in its budget for this project it would have been recommended to Council this year. City Manager Boyer advised the third priority would be James Campbell Blvd and Trotwood Avenue intersection improvements because it is the highest accident rate intersection inside the City proper. City Manager Boyer said the fourth priority would be the Ridley Park east bound turn lane to turn to Ridley Park; which is not a big deal currently, but if it becomes the tournament area that they hope it will become, then traffic on Trotwood Avenue will make it very difficult to enter or leave the park without a signal. City Manager Boyer advised the fifth priority would be intersection improvements to James Campbell Blvd and Campbellsville Pike. City Manager Boyer said the projects are close calls and can be argued easily for one over the other. Council Member Greene said based on volume of traffic and traffic flow there is no doubt that number 5 [intersection improvements at James Campbell and Campbellsville Pike] will do a great deal larger number of vehicles going through than the park. Council Member Greene said he assumes the park will not be an everyday occurrence, where Campbellsville Pike is an everyday occurrence. City Manager Boyer said he would not disagree, but if things go as the City hopes, the park will be a seven-day a week operation. Council Member Martin said they also had a comment on Tuesday about the possibility of assigning police officers to direct traffic at Ridley Park for a temporary fix, if the signal and money is a concern at that intersection. City Manager Boyer advised the speed limit is 55 mph but a recent traffic study shows the public traveling at 85 mph. Council Member Martin said she will not finish her sentence, because she does not want someone out there if people are driving 85 mph. City Manager Boyer said if the City was pressed for money and could do some of the project, then putting in the turn lanes, even without the signal, would improve safety because at least then they can “stack” in a safe manner and turn when there is a break in traffic. Council Member Matthews said that was her question on Tuesday night; if they were pressed for money, could they just put the turn lane in and then for heavy tournament days have a police officer present if needed. City Manager Boyer said they are not committing to any specifics on any project; if

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Council approves the letter they still have a long way to go before they get to the design. City Manager Boyer said all the projects are needed and the City would fund the projects with local money if it had the money to fund them. City Manager Boyer advised he does agree that a priority list is needed, but at this point it does not have to be resolved for the letter to go to TDOT. Vice Mayor Kennedy asked if \$392,000 or \$400,000 is a standard cost for a red light or is that a figure they threw out to try to save money on it. City Manager Boyer said the amount came from Wilbur Smith's Highway 31 Corridor Study. Vice Mayor Kennedy asked if police enforcement has picked up on Trotwood Avenue. City Manager Boyer advised that Chief Bishop has been made aware of the problem in the last day or two. Council Member Matthews said she travels Hwy 31 almost every day and she knows this needs to be done, but to her, with all the businesses emptying out onto Hwy 31 to the median to turn any direction, there is still going to be a huge problem with that intersection even with a light in place. Council Member Matthews asked if they are planning an auxiliary road for vehicles to empty down at the light. City Manager Boyer said a design has not been accomplished so he cannot answer that question. Council Member Matthews said there is going to be a problem if someone is pulling out of one of the businesses and there is a light and traffic is stacking up but people are able to cross at any place. City Manager Boyer advised that is going to be a problem and that is fraught with legal issues because the business accesses cannot be taken away without compensating them. Council Member Matthews said she is not saying take them out, but most designed areas do not just grow up on themselves, they go into an auxiliary road that empties to a light and that is good design. Council Member Matthews advised the accidents are not just happening at Spring Meade Blvd. City Manager Boyer advised Wilbur Smith has presented the Council with a study of the area and Council has approved the study; one of the primary recommendations of the study was installation of a signal at this intersection. All Council Members present voted aye. City Manager Boyer advised a priority list was not made tonight.

RESOLUTIONS:

RESOLUTION NO. 10-59 - A RESOLUTION DESIGNATING A PORTION OF STATE HIGHWAY 50 AS CW2 CLAYTON MARSHALL HICKMAN

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MEMORIAL HIGHWAY – WARDS 1, 2, 3
– CITY MANAGER’S OFFICE.

Council Member Matthews moved to approve Resolution No. 10-59. Council Member Martin seconded the motion. Council Member Greene moved to amend the Resolution by changing Trotwood Avenue to Hampshire Pike in Section 1 and 2 of the Resolution. Council Member Martin seconded the motion to amend. Vice Mayor Kennedy asked if that gives leeway to name other parts of the road. City Manager Boyer advised it does. All Council Members present voted aye on the amendment. All Council Members present voted aye on the item as amended.

RESOLUTION NO. 10-60 - TAX CORRECTIONS – CITY
RECORDER’S OFFICE.

Council Member Martin moved to approve Resolution No. 10-60. Council Member McCullen seconded the motion. All Council Members present voted aye.

RESOLUTION NO. 10-61 - A RESOLUTION ACCEPTING THE U.S.
DEPARTMENT OF JUSTICE-OFFICE OF
JUSTICE PROGRAMS, FY2010
BULLETPROOF VEST GRANT AND
AUTHORIZE RELATED TRANSFER OF
FUNDS – POLICE DEPARTMENT.

Council Member McCullen moved to approve Resolution No. 10-61. Council Member Martin seconded the motion. All Council Members present voted aye.

ORDINANCES:

ORDINANCE NO. 3865 - AN ORDINANCE AMENDING
ORDINANCE NO. 3638, THE SAME
BEING THE ZONING ORDINANCE OF
THE CITY OF COLUMBIA, TENNESSEE,
BY REZONING 709 WEST 7TH STREET
(TAX MAP 100C, GROUP B, PARCEL

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11.00) FROM R-10 (RESIDENTIAL) TO
MRC (MIXED RESIDENTIAL
COMMERCIAL) AND ESTABLISH
DECEMBER 2, 2010 AS THE DATE OF
THE PUBLIC HEARING – WARD 2 –
GRANTS AND PLANNING
DEPARTMENT.
FIRST CONSIDERATION

Vice Mayor Kennedy moved to approve Ordinance No. 3865 on first consideration and establish the date of December 2, 2010 as the date of the Public Hearing. Council Member Matthews seconded the motion for discussion. Council Member Matthews said this is the first consideration of this item and there are three considerations. Council Member Matthews said there are many residents in this area that have questions. Council Member Matthews advised she has questions about MRC and what can be put in a MRC zoning. City Manager Boyer said there is a Use Table in the Agenda and some of the permitted uses are single-family, detached homes, upper-story residential, community service, etc. City Manager Boyer said there is a list of limited and conditional uses depending on the judgments made during the review process there is a significant number of residential multifamily, and commercial uses in that zone. Vice Mayor Kennedy said they discussed this the other night and Planning Director Norman Wright told Council that these were the easy steps for the people who want rezoning and the Historic Committee has more strict steps and Director Wright was in agreement the other night. City Manager Boyer said there are a number of reasons they have supported this rezoning, the General Plan designates this corridor as Urban Commercial, so all the zonings are supported by the General Plan. City Manager Boyer said most of the properties are already being used in the use category that is proposed for the rezoning. City Manager Boyer advised there is one property that is functioning as a residential property that is the stimulus for this request. City Manager Boyer said the recommendation for rezoning all of the properties is to avoid a situation of spot zoning, but the recommendation also recognizes the use that has existed in the area for some time and the use that is fully supported by the General Plan that was adopted by Council. City Manager Boyer said that is why staff supported the rezonings and recommended them to Planning Commission, who approved them; and now they are getting recommended to Council. City Manager Boyer said this is a

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Historic District and any exterior changes to any buildings in the district must be approved by the Historic Zoning Commission, which has much higher standards of approval than typically the Planning Commission does and there are a number of review issues that will have to be covered by any development of the properties once they are zoned. City Manager Boyer said Director Wright will be back in the office on Monday and he will be glad to answer any questions. Council Member Matthews said the most important thing for her is the property rights of the owner and staying in the historic overlays. Council Member Matthews said West 7th Street is under a historic overlay and Tuesday when they were discussing this she wanted to make sure that would be protected. Council Member Matthews advised the Planning Director said the biggest hurdle, if anything wanted to change on this, would be to get around those parameters. Council Member Matthews said depending on what they are going to try to do with the property, there is still going to be a lot of issues like parking that the business will have to adhere to. Council Member Matthews advised the residents' main concerns are making sure the neighborhood stays and looks like a historic neighborhood and it functions so there is no trouble with traffic; and what will happen to the next two or three houses down the street if it will continue to fall commercially through the neighborhood. Council Member Matthews said 709 West 7th Street is the original reason for this and they want to do an antique shop. City Manager Boyer cautioned Council when doing a rezoning do not consider the specific use that the property owner proposes at the time of the rezoning, because anything is possible. Council Member Matthews said they always have to worry about the secondary unintended affects, but what she wants to know now is if there is an antique store operating there now. City Manager Boyer said not on that property. Council Member Matthews said it must have started. There was a response from the audience that it was moved in August. Council Member Matthews asked where the businesses under MRC are. Council Member Matthews asked if the current store, the antique shop, is prohibited from being in that location because the current zoning is R-10. Planning Associate Paul Keltner advised that is correct. Council Member Matthews asked if it has to be changed to a MRC zone. Planning Associate Keltner advised that a MRC zone is the lowest commercial zone the City has. Council Member Matthews asked how the lamp store at 706 West 7th Street can be a lamp store under a R-6 zone. Planning Associate Keltner said the use was probably in place before the zoning overlay was put on top of it. Council

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Member Matthews said so 706 West 7th Street was grandfathered in, but if the store closed for six months it would go back to a R-6 zoning. Planning Associate Keltner said that is correct. Council Member Matthews asked what the school is zoned in that area. Planning Associate Keltner explained that the school is zoned R-6, but it is a county school so it supersedes the City and the City Zoning Ordinance. Council Member Matthews said if this is changed to a MRC zone it could go to group living, household living, or apartments. Planning Associate Keltner advised that is correct. Council Member Matthews said Planning Associate Keltner and Planning Director Wright are going through all the historic neighborhoods and looking at current dwellings that have been cut up to apartments. Council Member Matthews asked if this is changed to MRC and the antique store does not happen and they decided they wanted to be a multi-family dwelling; does the City advise them on how many they can have in the location. Planning Associate Keltner advised if MRC is done, then it can go to a RM-1 density, which is twelve units per acre. City Manager Boyer advised this property is a third of an acre so it could have four units. Council Member Matthews said she just wants the neighbors to know what could possibly go in this location, if the MRC zone is allowed but the antique store is not there. Planning Associate Keltner said there is a wide range of uses with some of the uses already being named earlier. Council Member Matthews asked if businesses can have signs in a historic district. Planning Associate Keltner advised they can have signs if it meets the required square footage and with the Historic Commission's approval. Council Member Matthews asked Planning Associate Keltner to speak about the buffer that is required between commercial and residential zones. Planning Associate Keltner advised it is one of the biggest buffers the City has, it is a 30-foot buffer, it is very dense. Vice Mayor Kennedy said he does not understand what they are talking about tonight, because Ms. Cheek knows what has to be done and if one of the houses or commercial properties that are there want to do the same thing Council Member Matthews is talking about can do it also. Vice Mayor Kennedy said it is a good place for an antique shop; he does not see anything wrong with it and we need all the businesses we can get. Council Member Matthews said she likes antique shops and businesses, but there are residents that are behind this piece of property and next to it. Council Member Matthews said their job is to ask the questions for the people they represent and she wants to make sure they know what is going on. Vice Mayor Kennedy asked if the business behind this a real estate

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business. Council Member Matthews advised the business behind it is a real estate business and that comes up in two more Ordinance because they are looking at all of these tonight. Council Member Matthews advised the current landowner at 800 Trotwood Avenue is here tonight. Council Member Matthews said if you look at Trotwood Avenue going on down there is a tearoom next to a florist, so there are many businesses down that way. Council Member Matthews said Trotwood Avenue unfortunately will not have the same protection as West 7th Street because West 7th Street has historic protection. Council Member Matthews said she is here tonight to ask all the tough questions so they can make the right decision. Mayor Dickey said the citizens can speak during Public Comments about this matter. All Council Members present voted aye.

ORDINANCE NO. 3866 - AN ORDINANCE AMENDING ORDINANCE NO. 3638, THE SAME BEING THE ZONING ORDINANCE OF THE CITY OF COLUMBIA, TENNESSEE, BY REZONING 714 TROTWOOD AVENUE (TAX MAP 100D, GROUP B, PARCEL 17.00) FROM MCD (MIXED COMMERCIAL DISTRICT) TO MRC (MIXED RESIDENTIAL COMMERCIAL) AND ESTABLISH DECEMBER 2, 2010 AS THE DATE OF THE PUBLIC HEARING – WARD 2 – GRANTS AND PLANNING DEPARTMENT.

FIRST CONSIDERATION

Vice Mayor Kennedy moved to approve Ordinance No. 3866 on first consideration and to establish the date of December 2, 2010 as the date of the Public Hearing. Council Member Matthews seconded the motion for discussion. Council Member Matthews asked why they are going from MCD to MRC. Council Member Matthews said she is thrilled about it because MCD has more wide-ranging options that are not good for neighborhoods. City Manager Boyer advised Council Member Matthews just answered the question based on his discussions with Planning Director Wright. Council Member Matthews said on the next item they are going to another MCD and she would like the corner to change to MRC so it is more consistent. City Manager Boyer said it has to do with lot sizes. Council

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Member Matthews asked what the lot size difference is between MCD and MRC. City Manager Boyer advised the difference is MRC has a 10,000 square foot lot requirement and MCD does not have one. Council Member Matthews said MCD allows more things. Planning Associate Keltner said the uses between MCD and MRC are not that great; the biggest difference in use will be residential, currently the MCD property at 714 Trotwood Avenue could not have a residence there and it could with MRC. Council Member Matthews asked whether in Item 10.3 they are moving it from Residential to MCD only because of lot size. Planning Associate Keltner advised that is right and they did not want a hole there with residential surrounded by commercial. Planning Associate Keltner said he believes it is a rental property currently. All Council Members present voted aye.

ORDINANCE NO. 3867 - AN ORDINANCE AMENDING ORDINANCE NO. 3638, THE SAME BEING THE ZONING ORDINANCE OF THE CITY OF COLUMBIA, TENNESSEE, BY REZONING 707 WEST 7TH STREET (TAX MAP 100D), GROUP B, PARCEL 12.00) FROM R-10 (RESIDENTIAL) TO MCD (MIXED RESIDENTIAL COMMERCIAL) AND ESTABLISH DECEMBER 2, 2010 AS THE DATE OF THE PUBLIC HEARING – WARD 2 – GRANTS AND PLANNING DEPARTMENT.

FIRST CONSIDERATION

Vice Mayor Kennedy moved to approve Ordinance No. 3867 on first consideration and to establish the date of December 2, 2010 as the date of the Public Hearing. Mayor Dickey seconded the motion for discussion. All Council Members present voted aye.

ORDINANCE NO. 3870 - AN ORDINANCE TO AMEND THE FISCAL YEAR 2009-10 BUDGET ORDINANCE NO. 3806 AS PREVIOUSLY AMENDED, PROVIDING FOR REVISIONS TO THE GENERAL, SOLID WASTE-SANITATION AND

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SEWER SYSTEM REVENUE FUNDS
AND ESTABLISH THE DATE OF
NOVEMBER 18, 2010 AS THE DATE OF
PUBLIC HEARING – FINANCE
DEPARTMENT.
FIRST CONSIDERATION

Vice Mayor Kennedy moved to approve Ordinance No. 3870 on first consideration and to establish the date of November 18, 2010 as the date of Public Hearing. Council Member McCullen seconded the motion. All Council Members present voted aye.

OTHER BUSINESS:

Vice Mayor Kennedy thanked everyone who came out to the opening of the new Fire Hall. Vice Mayor Kennedy advised it was a good crowd and he is proud to have it in Columbia. Vice Mayor Kennedy wished good luck to the new Fire Hall.

Council Member McCullen said there was a very good showing and it was an exciting event to have the new Fire Hall in Ward 1.

Mayor Dickey said on Tuesday night Council Member McCullen was absent and someone asked if Council Member McCullen had called in and he said no, but after the Study Session, he did see where he had a voicemail from Council Member McCullen.

City Manager Boyer said he has passed out a report of his activities at the ICMA Conference. City Manager Boyer said he spent most of his time attending sessions that dealt with performance management, service delivery, budgeting, etc.

Council Member Matthews asked to get an update on the Strategic Plan and what has been accomplished this year to Council. City Manager Boyer advised staff is working on that and hopes to get a report to Council sometime this month. Council Member Matthews said she did make it to the Fire Hall today. Council Member Matthews advised Saturday night was the candy give away (Haunting in the District) in downtown Columbia. Council Member Matthews said last year there were about 800 children that

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showed up. Council Member Matthews said the Chamber was going around giving out more candy on Saturday because there were around 4,000 to 5,000 children present. Council Member Matthews advised it was not safe at all and they were not planning for that many attendees. Council Member Matthews said it was “mayhem”. Council Member Matthews advised there needs to be better organization if they are going to do that again. Council Member Matthews advised there were many poor kids in the community that were present. Council Member Matthews said the event was very eye opening and twice she had a child pull a pistol (toy gun) out of their sack and ask for more candy. Council Member Matthews said the City needs to talk to Main Street about the event. City Manager Boyer advised it is the Downtown Business Association that does that event. City Manager Boyer said he knows the Police Department has discussed the event with the Association and no one thought they would have that kind of turn out for the event. City Manager Boyer said if they would have thought that many children would have been present then there would have been more police presence. City Manager Boyer said if there are going to be that many people downtown then they probably need to also close the streets. City Manager Boyer advised the City has noted that it needs to take a closer look at that again next year. Council Member Martin said she was not able to be there this year but has had a booth at the event the last four or so years, and she previously saw police there and had a good time. Council Member Martin advised she did not attend the event this year because she was attending a breast cancer event. Council Member Martin said she was at her storage unit later that night and there were people all the way down South Main to 9th Street and there were people all the way down to the bank and the street over. Council Member Martin advised there was a large amount of people at the event. Vice Mayor Kennedy said he does not want anyone to get the wrong idea about Council Member Matthews comments; they were not real pistols. Council Member Matthews said no it was not but it was an eleven-year-old child who pulled out the play pistol. Council Member Matthews said there needs to be restrictions on what is allowed in the area.

PUBLIC COMMENTS:

Mr. Joel Ferdel said he is a recent resident of Columbia and it is a great town. Mr. Ferdel said he lives at 719 West 7th Street. Mr. Ferdel advised it

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sounds like Council has thought this through but he would like to see a restriction on where it is going to stop. Mr. Ferdel said a concern for anyone is who their neighbor will be once the zoning has changed. Mr. Ferdel said it is difficult to see what will go in there in the future. Mr. Ferdel said the property is a house and has been used as a multi-use residence and he would hate to see it change to something completely commercial. Mr. Ferdel advised there is more to consider when thinking of zoning than color on a map. Mr. Ferdel said there is a school there, a two-lane road and no sidewalk on one side of the street. Mr. Ferdel advised he is going to try to learn more about the zoning issues and talk to his neighbors to tell them to get involved. Vice Mayor Kennedy suggested Mr. Ferdel look into the buffer situation and the historic zoning situation because those are protectors for them. Vice Mayor Kennedy said he appreciates Mr. Ferdel coming and speaking to Council. Mr. Ferdel said he wants to understand the issue and the long-term plan that is involved here. Mr. Ferdel advised they do need as much business as possible, but there is a lot of vacancy around town; and before zoning other areas to dilute the commercial area, maybe start encouraging people to start using some of the vacant places. Mr. Ferdel said he was a lifetime Nashvillian and he is glad he is in Columbia. Mr. Ferdel advised Columbia is friendly and beautiful. Mr. Ferdel said the true treasure of the town is the people, history and culture.

Mrs. Jane Senefeld of 800 Trotwood Avenue said this is the second time she has come before Council to address issues on Trotwood Avenue. Mrs. Senefeld advised years ago she opposed the zoning of 714 Trotwood Avenue. Mrs. Senefeld said it was her understanding at that time it was going to be a residence/commercial property, with someone living upstairs and a law office downstairs. Mrs. Senefeld advised she has been told since then that was not. Mrs. Senefeld said she is amazed that the property is up for a change in zoning to residential/commercial. Mrs. Senefeld advised she had concerns years ago that are still concerning to her. Mrs. Senefeld said traffic flow is a concern and they felt the effects from the downtown Halloween night in Columbia. Mrs. Senefeld spoke about an issue when there were emergency response teams and they had no place to park except on Trotwood Avenue. Mrs. Senefeld said when there are businesses, people stop to see what is going on and you have to be very attentive when driving on any part of Trotwood Avenue or West 7th Street. Mrs. Senefeld spoke

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about deliveries and adequate parking. Mrs. Senefeld said she is also concerned about if there is an emergency if there is enough water pressure for fire safety. Mrs. Senefeld advised she is very concerned about a business changing without needing to come back to Council to have approval because the type of business that goes in may not be suitable for the area and residents. Mrs. Senefeld said she is opposed to changes in their zoning. Mrs. Senefeld said there are open businesses around town. Mrs. Senefeld told Council she appreciates everyone and the service they do for her and her family.

Ms. Barbara Cheek said she appreciates the people that have come in and she understands and respects their concerns. Ms. Cheek said her property has two entrances and a plan has been done to show how many parking spaces are available in the front and there is additional parking available in the back. Ms. Cheek said she has spoken with the Historic Commission and there are no plans to change any of the aesthetics of the house. Ms. Cheek said she will be keeping as much green as possible and she hopes they appreciate what she has planned. Ms. Cheek advised she knows there are several business locations downtown but not every business can pay; there are viable businesses that hire people, pay taxes but cannot pay the price of rental in the downtown area. Ms. Cheek said they are trying very hard to help lead them to make them see they need property that is applicable to the community. Ms. Cheek said she hopes she has answered as many questions as she could and again respects their concerns. Ms. Cheek advised while she has spoken with a member of the Historical Commission and a business like a tattoo parlor would not be allowed because of the guidelines the Historic Society has. Ms. Cheek thanked Council for their consideration.

Mayor Dickey recognized County Commissioner Scott Cepicky who is also Chairman of the Commission. Council Member Matthews said she guesses Mr. Cepicky will be on the Animal Shelter Advisory Board with them. Mayor Dickey said that is correct. Council Member Matthews spoke about getting a meeting set. Mayor Dickey said he looks forward to working with Commissioner Cepicky.

There being no further business Vice Mayor Kennedy moved to adjourn the meeting. The meeting adjourned at 7:59 p.m.

CITY COUNCIL MEETING – COLUMBIA, TENNESSEE

November 4, 2010 – 6:30 p.m.

APPROVED:

DEAN DICKEY, MAYOR

ATTEST:

BETTY MODRALL, CITY RECORDER