



City of Bartlett
A. Keith McDonald, Mayor

BOARD OF MAYOR AND ALDERMEN MEETING MINUTES

TUESDAY, AUGUST 9, 2022 - BARTLETT CITY HALL - 6:00 PM

ATTENDANCE

Mayor A. Keith McDonald: Present, Alderman W.C. Pleasant: Absent, Alderman Mandy Young: Present, Alderman David Parsons: Present, Alderman Bobby Simmons: Present, Vice Mayor Jack Young: Present, Alderman Kevin Quinn: Present.

INVOCATION

Opening Prayer by Michael Gill, New Hope Christian Church

FUTURE MEETINGS

Parks and Recreation Advisory Board, August 11 at 6 p.m.

Historic Preservation Commission, August 15 at 7 p.m.

Bartlett Arts Council, August 16 at 6 p.m.

BPACC Advisory Board, August 16 at 6 p.m.

Board of Zoning Appeals, August 18 at 6:30 p.m.

RECOGNITIONS

*****Official Business of the Day*****

MINUTES ACCEPTANCE

Minutes of the July 26, 2022 Board of Mayor and Aldermen Regular Meeting

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Bobby Simmons, Alderman
SECONDER:	David Parsons, Alderman
AYES:	Mandy Young, David Parsons, Bobby Simmons, Jack Young, Kevin Quinn

PUBLIC HEARING

Individuals will have a maximum of three minutes to speak either for or against the item, with a total of 20 minutes for each side.

1. Ordinance 22-03, an ordinance adopting certain newer editions of the International Codes, as amended.

No one spoke for or against.

Adjourned at 6:03 p.m.

2. Ordinance 22-04, an ordinance to amend Title 13, Chapter 1 Property Maintenance Regulations by adopting the 2021 Edition of the International Property Maintenance Code, as amended, and deleting Chapter 4, Location of Fences on Private Property.

No one spoke for or against.

Adjourned at 6:04 p.m.

UNFINISHED BUSINESS

- 1 **Third Reading of Ordinance 22-03, an ordinance adopting certain newer editions of the International Codes, as amended. (Jim Brown, Director of Code Enforcement)**

RESULT:	APPROVED ON THIRD AND FINAL RE [UNANIMOUS]
MOVER:	Jack Young, Vice Mayor
SECONDER:	Bobby Simmons, Alderman
AYES:	Mandy Young, David Parsons, Bobby Simmons, Jack Young, Kevin Quinn

- 2 **Third Reading of Ordinance 22-04, an ordinance to amend Title 13, Chapter 1 Property Maintenance Regulations by adopting the 2021 Edition of the International Property Maintenance Code, as amended, and deleting Chapter 4, Location of Fences on Private Property. (Jim Brown, Director of Code Enforcement)**

Alderman Parsons asked when this ordinance is effective. Mayor McDonald stated that it was upon passage. Director of Code Enforcement Jim Brown agreed upon passage; however, Code Enforcement was permitting compliance until September 15, 2022 to allow for more time.

RESULT:	APPROVED ON THIRD AND FINAL RE [UNANIMOUS]
MOVER:	Jack Young, Vice Mayor
SECONDER:	David Parsons, Alderman
AYES:	Mandy Young, David Parsons, Bobby Simmons, Jack Young, Kevin Quinn

CONSENT AGENDA

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jack Young, Vice Mayor
SECONDER:	David Parsons, Alderman
AYES:	Mandy Young, David Parsons, Bobby Simmons, Jack Young, Kevin Quinn

- 1 **Bid for Spinner cycle bikes. (Shan Criswell, Director of Parks and Recreation)**

Recommend accepting the lowest bid from FitworX at a total cost of \$32,525.00. Funds are available in Account 11044900.939.

2 Authorization to auction surplus property. (Dick Phebus, Director of Finance)

Fifteen items have been identified as having a potential auction-value of \$500 or more and will be auctioned on GovDeals.com

NEW BUSINESS

I Contract for Fletcher Creek Sewer System Flow Metering & Analysis. (John Horne, Assistant Director of Engineering)

Recommend accepting the design contract proposal from Barge Design Solutions, Inc. in the amount of \$49,750.00. Funds are available in Account 312.48312.772.805.

Assistant Director of Engineering John Horne explained that the City of Memphis had requested the City of Bartlett install three large sewer storage tanks, two at the proposed Union Depot development and Stage Road and US Highway 70 and the other at US Highway 64 and Santa Valley. The City of Memphis also asked that the City require future developments in Fletcher Creek to install individual, small, sewer holding tanks. Mr. Horne explained that last year the City of Memphis agreed to allow the Union Depot Sewer Plan to proceed with the following conditions: The Developer (Grant) would be required to construct two underground sewer storage tanks on the proposed Union Depot site. Tank #1 would be 280,000 gallons and Tank #2 would be 260,000 gallons. The developer agreed to construct these two tanks as a part of the Phase I Site Development. Once in operation, they will be owned and maintained by Bartlett Public Works. These two tanks will accommodate the sewer flow for all phases of Union Depot. Although these tanks will accommodate Union Depot sewer flows, they are not large enough to accommodate future flows for future developments. Barge Design Solutions was hired to use the City of Memphis Sewer Model and determine if an expansion of each of the two tanks could accommodate future sewer flows in this basin. Their results concluded that each tank could be expanded by 30,000 gallons. Sewer flow meters are needed to complete the modeling for the Union Depot storage tanks and their expansions.

Alderman Simmons asked if the meters would report sewer flows. Mr. Horne stated the meters will monitor and control flows and the tanks will only be used during high rain events.

Mayor McDonald stated this is analyzing and anticipating the flows and what size tank is needed.

Alderman Parson confirmed that the anticipated flows are based on the anticipated use of the rezoned property.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Parsons, Alderman
SECONDER:	Jack Young, Vice Mayor
AYES:	Mandy Young, David Parsons, Bobby Simmons, Jack Young, Kevin Quinn

2 Resolution 30-22, a resolution to delete uncollectible accounts from utility customers accounts receivable in the amount of \$38,723.91. (Dick Phebus, Director of Finance)

Director of Finance Dick Phebus explained that while these accounts are written off, balances are recorded and if individuals apply to re-establish water utilities, they must pay the outstanding balance before water services are obtained.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jack Young, Vice Mayor
SECONDER:	Mandy Young, Alderman
AYES:	Mandy Young, David Parsons, Bobby Simmons, Jack Young, Kevin Quinn

3 Amend Sign Ordinance Section 14-402 (4)(a)

Director of Planning and Economic Development Kim Taylor stated that due to recent legislative changes and to meet the need for temporary signage the existing ordinance required amendment and explained those amendments.

Alderman Jack Young motioned to approve prior to amendment and Alderman Parsons seconded. Discussion began with Alderman Mandy Young. She questioned the exemption of the American flag. Ms. Taylor explained that the American flag is permitted. Alderman M. Young inquired about statutes and Ms. Taylor stated those would fall under holidays and those time limits. Alderman M. Young expressed concerns over enough Code Enforcement staffing to police statues and signage. Mayor McDonald instructed Alderman Young that she could bring an amendment to the ordinance at either of the next two readings specifying her proposed changes. Alderman Kevin Quinn expressed concern for Halloween Cove needing more than 30 days to decorate. He noted Section 14-402 (4) (a) regarding holiday signs be changed from 30 consecutive days to 60. He noted Section 14-402 (d) regarding temporary free-standing signs be changed from the quantity of two signs to six signs and to strike out the line, "display period not to exceed sixty days per lot for all such signs in any calendar year". He used the continued support of St. Jude as an example. Alderman Jack Young expressed concern over removing the 60 days, then the signage would no longer be temporary. City Attorney Ed McKenney stated removing the 60 days could result in potential problems for the City. Alderman Mandy Young asked in lieu of removing the 60 days if it could be changed to exclude non-profit signage. As there were issues with revising (d), Alderman Quinn retracted that change for this reading and motioned to amend Section 14-402 (4) Additional permitted on-premises signs by changing the verbiage from "Within residential districts, holiday lights and decorations, including inflatables, up to 30 consecutive days before a nationally-recognized holiday, and removed within seven days after the holiday." to "Within residential districts, holiday lights and decorations, including inflatables, up to 60 consecutive days before a nationally-recognized holiday, and removed within seven days after the holiday."

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kevin Quinn, Alderman
SECONDER:	Bobby Simmons, Alderman
AYES:	Mandy Young, David Parsons, Bobby Simmons, Jack Young, Kevin Quinn

4 First Reading of Ordinance 22-05, an ordinance amending the existing sign ordinance; Title 14, Chapter 4, Section 14-401(1) "Abandoned signs," Section 14-401(39) "Political signs," Section 14-401(51) "Temporary signs," Section 14-402 "General requirements," Section 14-410 "Moving signs prohibited," Section 4-426 "Political signs restricted," Section 14-446 "Private sale sign permitted," Section 14-452 "Signs permitted in other districts," and Section 14-471 "Establishment of a special sign corridor," of the Codified Ordinances of the City of Bartlett, Tennessee. (Kim Taylor, Director of Planning and Economic Development)

Amended Section 14-402 (4) Additional permitted on-premises signs by changing the verbiage from "Within residential districts, holiday lights and decorations, including inflatables, up to 30 consecutive days before a nationally-recognized holiday, and removed within seven days after the holiday." to "Within residential districts, holiday lights and decorations, including inflatables, up to 60 consecutive days before a nationally-recognized holiday, and removed within seven days after the holiday." The Public Hearing is set for September 13, 2022.

RESULT:	APPROVED ON FIRST READING, AS AMENDED [UNANIMOUS]	Next:
	8/23/2022 6:00 PM	
MOVER:	Jack Young, Vice Mayor	
SECONDER:	Mandy Young, Alderman	
AYES:	Mandy Young, David Parsons, Bobby Simmons, Jack Young, Kevin Quinn	

OPEN DISCUSSION

Shirley Jackson, 6127 Yorkhill Dr., spoke against having signage for 60 days. She stated she didn't want to see any signs for 60 days and definitely not more signs.

Lou Geater, 6778 Coral Hill, thanked Alderman Quinn and Alderman Mandy Young for their proposed amendments to the Sign Ordinance. He said it became an issue of free speech and saw various signs on his way to the meeting. He said he did not want the ordinance to be used by residents as a way to have Code Enforcement settle personal vendettas.

Alderman Quinn stated he had a couple of signs in his yard supporting Bartlett Athletics and the Bartlett Fine Arts and would hate to be limited to displaying those for only 60 days.

Mayor McDonald said for him personally he has seen when everybody displays whatever signage they want for however long they want and it can lower property values. He understands and believes in the freedom of speech but also understands property rights. He said signs on one person's property can impede on another person's rights. He asked all to consider this as most residents in Bartlett consider their home to be their number one investment. He stated for him personally, anything that would diminish that, he would oppose.

Marva Jackson Malone, 6819 Old Brownsville Road asked if the new water treatment plant would be large enough to accommodate new homes. The Engineering team agreed it would.

ADJOURNMENT

Meeting adjourned at 6:44 PM