



*City of Bartlett*  
A. Keith McDonald, Mayor

## **BOARD OF MAYOR AND ALDERMEN MEETING MINUTES**

**TUESDAY, JANUARY 12, 2021 - CONFERENCE CALL - 6:00 PM**

### **ATTENDANCE**

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

### **INVOCATION**

Opening Prayer by Alderman David Parsons

### **FUTURE MEETINGS**

Parks and Recreation Advisory Board, January 14 at 7 p.m.

Bartlett Arts Council, January 19 at 6 p.m.

BPACC Advisory Board, January 19 at 6 p.m.

### **RECOGNITIONS**

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

### **VIRTUAL MEETINGS CONTINUATION**

**Virtual Board of Mayor and Aldermen meetings and Boards and Commissions meetings during the months of January and February. (A. Keith McDonald, Mayor)**

|                  |                                                   |
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| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                       |
| <b>MOVER:</b>    | Jack Young, Vice Mayor                            |
| <b>SECONDER:</b> | W.C. Pleasant, Alderman                           |
| <b>AYES:</b>     | Quinn, Pleasant, Elliott, Parsons, Simmons, Young |

### **MINUTES ACCEPTANCE**

**Minutes of the December 8, 2020 Board of Mayor and Aldermen Regular Meeting**

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| <b>RESULT:</b>   | <b>ACCEPTED [UNANIMOUS]</b>                       |
| <b>MOVER:</b>    | Bobby Simmons, Alderman                           |
| <b>SECONDER:</b> | W.C. Pleasant, Alderman                           |
| <b>AYES:</b>     | Quinn, Pleasant, Elliott, Parsons, Simmons, Young |

## **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.

- I. Resolution 38-20, a resolution approving a special use permit to allow a tavern, cocktail lounge, night club, bar establishment to be located at 2965 North Germantown Parkway Suite 111, within the "C-H" Highway Business zoning district.

Director of Planning, Kim Taylor, stated that this Special Use Permit application is to operate a Cigar Lounge. This use falls under the zoning ordinance description for uses of a tavern, cocktail lounge, nightclub, and/or bar. The business description was provided in a letter with the application packet. They will be serving liquor, have a bar, food, and live music, as well as, the sale and smoking of cigars. Uses surrounding this property include car dealerships, restaurants, offices, a hotel and gas stations and fitness center. This application was reviewed by the Planning Commission on November 2, 2020 and is presented with a non-favorable recommendation. No correspondence has been received from surrounding businesses either for or against this application.

Applicant with Stick X Stones, Willis White, stated that this venue would be a place for people to meet, plan, relax and relieve stress. He believes there is a cigar culture that lives in Bartlett and he wants to bring this venue closer to their residences rather than having them travel outside of Bartlett. He stated that the location is also one of the busiest in Bartlett and Shelby County. With the Wolfchase Galleria, hotels, Dave and Busters, and nearby bars, he feels the Cigar Lounge could bring diversity to the area. He received positive feedback from the community after the article regarding his business appeared in the Memphis Business Journal. His audience is mature, working class adults, with moderate to high income.

Tavaris Jones, business partner of Sticks X Stones, shared that much research had been conducted and they feel there is a need for a Cigar Lounge. Most positive feedback has been from Bartlett residents. He believes this venue would be an amazing asset to the City.

Regina Armstrong, 7577 Elpine Gray, spoke in favor. She said Cigar Lounges appeal to age groups 35 and over. It would allow a local place for those who do not smoke inside their homes a place to go and relax.

Irene Parker, 6479 Gillia Circle North, spoke in favor. She stated she is a veteran and has to travel downtown to smoke. She would like a place in Bartlett where women who smoke can feel safe and comfortable.

Adjourned at 6:26 p.m.

**UNFINISHED BUSINESS**

- I Resolution 38-20, a resolution approving a special use permit to allow a tavern, cocktail lounge, night club, bar establishment to be located at 2965 North Germantown Parkway Suite 111, within the "C-H" Highway Business zoning district. (Kim Taylor, Director of Planning and Economic Development)**

Alderman Simmons questioned if the business meets requirements, why couldn't they open?

Mayor McDonald explained that to have a smoke shop where everyone was carded, they could open; however, the need for the special use permit is because of the addition of alcohol, and the stage, etc. These additions classify it as a bar and nightclub and a special use permit is required. Mayor McDonald also explained that allowing a special use permit for this location, should this particular business close or sell, may allow for other, less desirable business to enter.

Alderman Elliott expressed her concern that the establishment was for 21 years of age and older; but in the application, they stated they would only ID for those buying alcohol or tobacco, not entering the establishment. She also questioned limited capacity due to COVID-19 regulations and asked about training of the waiters and staff regarding beer and alcohol service.

Mr. White stated that initially, they based the carding on other similar establishment, but upon the Planning Commission's recommendation, they would indeed ID at entry. They have designed the space to be COVID-19 friendly and follow guidelines. They will follow the State's guideline and be licensed and approved to serve alcohol.

Discussion was made regarding ventilation, filters, and future outdoor smoking.

Mr. White stated they understood the noise ordinance and live music would not be nightly and no full band.

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| <b>RESULT:</b>   | <b>DENIED [2 TO 4]</b>            |
| <b>MOVER:</b>    | Bobby Simmons, Alderman           |
| <b>SECONDER:</b> | Kevin Quinn, Alderman             |
| <b>AYES:</b>     | Quinn, Simmons                    |
| <b>NAYS:</b>     | Pleasant, Elliott, Parsons, Young |

**CONSENT AGENDA**

|                  |                                                   |
|------------------|---------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                       |
| <b>MOVER:</b>    | David Parsons, Alderman                           |
| <b>SECONDER:</b> | W.C. Pleasant, Bobby Simmons                      |
| <b>AYES:</b>     | Quinn, Pleasant, Elliott, Parsons, Simmons, Young |

- I Special event permit for Winter Cross Country Series 5K and 8K. (Jim Brown, Director of Code Enforcement)**  
The event will be held on Sunday, January 31 and Sunday, February 14 from 12 p.m. to 4 p.m. at Nesbit Park.
- 2 Bid for Ford Explorer. (Dick Phebus, Director of Finance)**  
Recommend accepting the single bid from Lonnie Cobb Ford at a cost of \$30,286.  
Funds are available in Accounts 311.48311.785.59119 and 311.48311.785.59120.
- 3 Purchase of four Dodge Chargers. (Jeff Cox, Police Chief)**

Recommend purchasing four Dodge Chargers from the Columbia Chrysler Dodge Jeep Ram Fiat off the State Contract for a total cost of \$105,204.00. Funds are available in Account 129.48129.935.

**4 Subdivision Contract for Livingston Subdivision. (John Horne, Assistant Director of Engineering)**

The developer, Carol Livingston, will pay \$7,370.00 in City fees. The bond is set at \$0.00.

**5 Purchase of Orion water meters. (Dick Phebus, Director of Finance)**

Recommend accepting the quote from Badge Meter, a single source supplier for Orion utility meters at a total cost of \$125,413.00. Funds are available in Account 510.51100.935.

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

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

**CONSENT ITEM REMOVAL**

**I Bid for library janitorial services. (Dick Phebus, Director of Finance)**

Recommend accepting the lowest and best bid from Elite Services at a cost of \$29,380.00 annually. Original term is for 18 months January 1, 2021 through June 30, 2022 with optional renewal for two additional one-year periods beginning July 1, 2022. Funds are available in Account 110.41840.176.

Alderman Elliott requested this item be removed for explanation. Director of Finance, Dick Phebus, explained that bids were received in November and a committee of three City of Bartlett employees and one library employee graded the proposals. There were 16 components, including cost. The composite scores are shown on the bid sheet. The highest composite score was Elite Services at 7.75.

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| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                       |
| <b>MOVER:</b>    | Emily Elliott, Alderman                           |
| <b>SECONDER:</b> | David Parsons, Alderman                           |
| <b>AYES:</b>     | Quinn, Pleasant, Elliott, Parsons, Simmons, Young |

**NEW BUSINESS**

**I Condemnation of two parcels on Appling Road. (Rick McClanahan, Director of Engineering)**

Two properties have been negotiated to purchase with the owners and agreements have been reached to purchase; however the lending institutions will not agree to release of the Rights of Way to the City of Bartlett. The closing attorney feels that if condemnation action occurs this will bring forth cooperation from the banks to provide clear title to the City for the property.

Director of Engineering, Rick McClanahan explained that the City is purchasing four properties to widen Appling Rd. Two properties have closed, but the other two have mortgages. The lending institutions are unresponsive in releasing the lien. Property owners are in agreement.

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| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                       |
| <b>MOVER:</b>    | Jack Young, Vice Mayor                            |
| <b>SECONDER:</b> | David Parsons, Alderman                           |
| <b>AYES:</b>     | Quinn, Pleasant, Elliott, Parsons, Simmons, Young |

**2 Resolution 01-21, a resolution to amend the Fiscal Year 2021 Grant Fund budget to provide for appropriation of Shelby County 911 funds to complete a fiber installation to the City of Bartlett radio tower. (Dick Phebus, Director of Finance)**

Mr. Phebus explained this grant is for \$55,000 for installation of fiber to the radio tower.

Alderman Parsons asked if accepting the grant if it means we will share the tower. Mayor McDonald stated that the City is a sub-user.

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| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                       |
| <b>MOVER:</b>    | Emily Elliott, Alderman                           |
| <b>SECONDER:</b> | Bobby Simmons, Alderman                           |
| <b>AYES:</b>     | Quinn, Pleasant, Elliott, Parsons, Simmons, Young |

**3 Resolution 02-21, a resolution to delete uncollectable property taxes, interest, penalties, and associated costs from the City of Bartlett tax rolls. (Dick Phebus, Director of Finance)**

Alderman Parsons thanked the Finance staff for addressing these write-offs in a timely manner.

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|------------------|---------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                       |
| <b>MOVER:</b>    | Jack Young, Vice Mayor                            |
| <b>SECONDER:</b> | W.C. Pleasant, Alderman                           |
| <b>AYES:</b>     | Quinn, Pleasant, Elliott, Parsons, Simmons, Young |

**4 Resolution 03-21, a resolution to amend the Fiscal Year 2021 Grants Fund budget to appropriate funds for Shelby County Government grants for Police Department security cameras. (Dick Phebus, Director of Finance)**

Mr. Phebus explained this grant is for \$23,000 for neighborhood security cameras.

Chief of Police, Jeff Cox, stated that these funds will be used to fund the camera project, as well as, maintenance fees due each year. Smart data policing will be used to determine the location of the new camera. He explained to Alderman Parsons that these are the Flock camera systems that are on the poles. Any public interested in obtaining a neighborhood camera should contact Chief Cox and they can direct them to Flock for potential leasing.

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|------------------|---------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                       |
| <b>MOVER:</b>    | David Parsons, Alderman                           |
| <b>SECONDER:</b> | Emily Elliott, Alderman                           |
| <b>AYES:</b>     | Quinn, Pleasant, Elliott, Parsons, Simmons, Young |

**5 Appoint Jack Young as Vice Mayor. (A. Keith McDonald, Mayor)**

**OPEN DISCUSSION**

Alderman Pleasant opened the discussion by welcoming new alderman, Kevin Quinn. All the aldermen congratulated and welcomed him.

Alderman Quinn expressed his thanks. He said he has lived in Bartlett since 2005, Shelby County since 1994. He has been involved in Shelby County's Historical Commission, Bartlett Historic Preservation Commission, Vice President of Davies Manor Association, and Bartlett Education Foundation, and a member of the Bartlett Historical Society. He is married with three children.

**ADJOURNMENT**

Meeting adjourned at 7:02 PM