

**NASHVILLE TOWN COUNCIL MEETING
THURSDAY, MAY 20, 2021**

Council members present at Town Hall: President Jane Gore, Vice-President Alisha Gredy (arrived at 6:48pm), Councilmember Nancy Crocker, Councilmember Anna Hofstetter and Councilmember Dave Rudd. Also in attendance at Town Hall: Clerk-Treasurer Brenda Young, Police Chief Ben Seastrom and Municipal Operations Consultant Dax Norton. Also in attendance by remote access via Zoom: Town Attorney Jim Roberts, Utility Service Board President Roger Kelso, Administration Manager Phyllis Carr, Water/Sewer Operator Robin Willey, and Records Clerk Sandie Jones.

COUNCIL BUSINESS – 6:30 pm

1) OPENING THE MEETING

A. CALL TO ORDER by President Gore at 6:35 pm.

B. PLEDGE OF ALLEGIANCE

President Gore asked all in attendance to stand and recite the Pledge of Allegiance.

C. ROLL CALL by Clerk-Treasurer Young.

D. MEETING PROCESSES

MOC Norton presented Resolution 2021-07 establishing a local Electronic Meetings Policy and reviewed the electronic meeting policies as directed by the State. He explained that if Councilmembers attended their meetings via electronic means such as Zoom, all votes will need to be done via roll call vote with the participants being both seen and heard.

Councilmember Hofstetter made a motion to adopt Resolution 2021-07 by title only. Councilmember Crocker seconded the motion. All were unanimously in favor by roll call vote.

Councilmember Rudd made a motion to open up the Town Hall building and offices to the public. Councilmember Crocker seconded the motion. All were unanimously in favor by roll call vote.

E. APPROVAL OF AGENDA

President Gore asked for a motion to allow her to sign the \$250,000 grant agreement with OCRA for the Small Business Grant Program. Councilmember Rudd made a motion to allow President Gore to sign the agreement. Councilmember Crocker seconded the motion. All were unanimously in favor by roll call vote.

Councilmember Rudd asked to talk about adding equipment for the utility department under public works. Town Administration Manager Carr asked to add Community Crossing Grant letter under her report.

Councilmember Hofstetter made a motion to approve the agenda as amended. Councilmember Rudd seconded the motion. All were unanimously in favor.

2) APPROVAL OF THE CONSENT AGENDA

**A. CONSIDER APPROVAL OF THE DRAFT UNAPPROVED MEETING MINUTES
– 4-15-2021**

B. CONSIDER APPROVAL OF CLAIMS (ACCOUNTS PAYABLE VOUCHERS)

C. CONSIDER APPROVAL OF APPOINTMENT TO THE BICYCLE-PEDESTRIAN ADVISORY COMMITTEE

Councilmember Crocker made a motion to approve the consent agenda. Councilmember Rudd seconded the motion. All were unanimously in favor of approving the consent agenda.

3) PRESENTATION

A. HARD TRUTH HILLS UPDATE – ED RYAN & CHRIS CURTIN

Hard Truth Hills co-owner Ed Ryan gave an update on their business and advised they are selling their product in many states throughout the country. They are planning on building some new buildings on their property that were recently approved by the Town's Development Review Commission: maintenance building, new stage, cabin for overnight accommodations and additional parking area for employees.

Manager Chris Curtin talked about the proposed new stage and how this will help to accommodate neighbors to their property regarding sound. He advised that they are investing funds in a new sound system, 25 speakers and sound damping equipment. The new stage will be located lower on the property with landscaping to create a natural sound barrier. Manager Curtin commented that Hard Truth Hills is becoming nationally known for entertainment. President Gore asked when the new stage will be installed. Manager Curtin advised they hope to have it installed by July 4, 2021.

Manager Curtin asked the Town Council to consider passing a new ordinance to allow for music to be played on Friday and Saturday nights as well as holidays until 10pm. They would also like to have the sound distance to be expanded from the current 25 feet from the source. Manager Curtin noted they now have a sound engineer on staff to lower sound levels as needed during the concerts.

Discussion of the current noise ordinance and the request for amending the ordinance. President Gore advised that the Town Attorney will work on preparing an amendment of the noise ordinance. Town Attorney Roberts noted that no one violates the current noise ordinance as written if they turn down or stop the noise as asked by a law enforcement officer.

4) NEW BUSINESS

A. CONSIDER ORDINANCE 2021 – 05 AMENDING CHAPTER 153.151 CONCERNING AREA PLAN COMMISSION MEMBERSHIP

Planning and Zoning Director Chris Ritzman and Town Attorney Roberts discussed the changes made in State Code to the APC membership. PZ Director Ritzman noted the only change to the membership has to do with the County's agricultural educator position.

Town Attorney Roberts advised that the ordinance does not stipulate that the Town's appointment be a resident of the Town and they may want to address this in the future. President Gore asked if there was any public comment and there was none.

Councilmember Crocker made a motion to have the first reading of Ordinance 2021-05 by title only. Vice-President Gredy seconded the motion. All were unanimously in favor. Councilmember Crocker read Ordinance 2021-05 by title only.

Councilmember Crocker made a motion to suspend the rules and have the second reading of Ordinance 2021-05 by title only. Vice-President Gredy seconded the motion. All were unanimously in favor. Councilmember Crocker read Ordinance 2021-05 by title only.

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Councilmember Crocker made a motion to adopt Ordinance 2021-05 by title only. Vice-President Gredy seconded the motion. All were unanimously in favor.

B. CONSIDER ORDINANCE 2021-06 AN ORDINANCE ABOLISHING TOWN LEGISLATIVE DISTRICTS AND PROVIDING THAT ALL COUNCIL MEMBERS BE ELECTED "AT LARGE"

Councilmember Crocker advised that towns with less than 3,500 people can elect to vote for their Councilmembers with everyone running at large. She is proposing to hold future elections this way to help take the burden off the Clerk-Treasurer's office during elections, it will limit confusion for voters, and it will open it up for more people to run for Town Council. Councilmember Crocker noted it would save the Town \$14,000 in redistricting costs.

Councilmember Crocker noted she has heard negative feedback on their proposal as it could potentially allow for all the councilmembers to be elected from the same part of town.

Councilmember Hofstetter made a motion to have the first reading of Ordinance 2021-06 by title only. Councilmember Crocker seconded the motion. All were unanimously in favor. Councilmember Hofstetter read Ordinance 2021-06 by title only.

Councilmember Crocker asked that they not have a second reading of this ordinance until next month so they can allow for public input.

5) CLERK-TREASURER REPORT

A. FUND BALANCE REPORT

Clerk-Treasurer Young presented a manual claim for Spotlight Strategies \$208.80 for the printing of the brochures using the Opioid grant funds received last year. Councilmember Crocker made a motion to approve the claim. President Gore seconded the motion. All were unanimously in favor.

Clerk-Treasurer Young reported that she attended a DLGF Budget workshop yesterday. The Council will adopt the 2022 budget in October 2021.

Clerk-Treasurer Young advised the personnel policy handbook will be updated soon. Department Heads will be meeting with a representative from the company they have hired to update the handbook. The meeting is scheduled for the first or second week of June.

Clerk-Treasurer Young asked if all Town Boards and Commission meetings are now to be in person and open to the public. The Town Council advised this is correct.

6) MONTHLY DEPARTMENT REPORTS

A. POLICE DEPARTMENT

Police Chief Seastrom advised that he has an opportunity to apply for a grant to hire another full-time officer. This is a COPS grant that will pay for 75% of the officer's salary and benefits for three years. The fourth year of the grant the Town must fully fund the salary and benefits. He asked the Town Council's permission to apply for the grant by June 15th and explained they can turn down the grant if they are unable to fund the position. Police Chief Seastrom advised they will know in August if they get the grant and if they accept the grant, they will have to hire for the position immediately.

Discussion. Councilmember Rudd made a motion to allow Police Chief Seastrom to apply for the grant. Vice-President Gredy seconded the motion. All were unanimously in favor.

B. PUBLIC WORKS (STREETS, UTILITIES, MRO)

Water/Sewer Operator Willey reported that M.E. Simpson came into Town to look for water leaks in the Town's system. No major water leaks were found downtown. They did find three fire hydrants that were leaking, and they have all been fixed. There is a small valve on Johnson and Washington Street that needs to be fixed.

President Gore asked about the hydrant on E. Main Street that is shut down. Water/Sewer Operator Willey advised the hydrant was shut down as it was leaking and is on their list to be rebuilt. He noted there are other working fire hydrants in the area to be used if needed. Water/Sewer Operator Willey reported that the Utility Service Board has asked for a list of hydrants that need to be repaired and they plan on fixing hydrants during this summer.

Water/Sewer Operator Willey advised they have been renting a hydrovac to fix leaks and this allows them to fix them 2-3 hours quicker. He asked the Council's permission to purchase a hydrovac rather than keep renting. Councilmember Rudd reported they could purchase a hydrovac for \$96,000 and from 2019-2021 they have spent \$105,000 in hydrovac rental fees.

The Council asked for three bids. Water/Sewer Operator Willey advised there are only two companies that make this equipment. Discussion of budgets and quotes.

Councilmember Hofstetter made a motion to move forward with the lease/purchase of a hydrovac not to exceed \$110,000. Councilmember Crocker seconded the motion. All were unanimously in favor.

Water/Sewer Operator Willey reported they had another fan press demonstration at the plant and are waiting for the results on how it worked compared to the other demonstration they had earlier this year.

C. TOWN ADMINISTRATION

• SERVICE AGREEMENT ELECTRIC REBID OPENING

Administration Manager Carr reported that they only received one bid for electrical services and she opened the bid from Wheeler Electric. Service call \$75, labor charge per hour \$60 and after hour charge is \$90. Administration Manager Carr would like the Council to approve this company as they are the only bid.

Vice-President Gredy made a motion to approve Wheeler Electric. Councilmember Rudd seconded the motion. All were unanimously in favor.

• UPDATES

Administration Manager Carr reported that Utility Tech Dennis Fox thanked the Town Council for allowing him to get the street sweeper repaired.

Administration Manager Carr advised the High School Senior Parade will be held Wednesday, May 26, 2021 at 6pm. No streets or parking spaces will be blocked, and the police department will be involved patrolling the parade.

Administration Manager Carr reported they have received Community Crossing Grant funds in the amount of \$200,745.00. She asked for a motion to allow President Gore to sign the grant letter. Councilmember Crocker made a motion to allow President Gore to sign the letter. Councilmember Rudd seconded the motion. All were unanimously in favor.

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Councilmember Crocker asked when the paving will begin. Administration Manager Carr will have to put an advertisement out for bids and then email potential contractors for bids. She noted some of the streets to be paved have crosswalks on the list to be repainted. The Council agreed to have the crosswalks repainted when the paving is done.

D. UTILITY SERVICE BOARD

MOC Norton reported that the Utility Service Board would like to have a joint meeting with the Town Council about what responsibilities each board oversees. He proposed they meet on Thursday, May 27, 2021 after the Town Council Public Hearing regarding the State Park project.

Utility Service Board President Roger Kelso advised the board is processing along and will parallel the Town Council's budget process. He explained at this point the USB wants to make sure there is a mutual understanding of delegation of authority. The USB does not want to be involved in duplication of decision making. The Town Council agreed to meet with the USB.

E. CONSULTANT (MODIFICATION NO. 1 TO A/E SERVICES AGREEMENT)

MOC Norton spoke about the READI Grant announced by the Governor and have been contacted by the surrounding counties to be a part of the local region. This grant program is in the beginning stages but will be a great opportunity for the town, county and region.

MOC Norton advised there is another funding opportunity through the EDA Regional Planning Group. This will work to create a comprehensive development strategy for the purpose of being able to apply for economic development assistance through grants. The Town is currently missing out on these grant opportunities as they are not in an EDA approved region.

MOC Norton commented that under his contract with the Town he has offered to help Police Chief Seastrom write the COPS grant application.

MOC Norton reported that he would still like to go through the strategic direction process now that they are meeting back in person.

MOC Norton talked about the wastewater rehabilitation project and presented a modification to the contract that was signed with ms consultants last year. Councilmember Crocker made a motion to approve the modification to the A/E services agreement. Councilmember Hofstetter seconded the motion. All were unanimously in favor.

Councilmember Crocker advised the contract with MOC Norton of ms consultants is up for renewal and made a motion to renew the contract. Vice-President Gredy seconded the motion. All were unanimously in favor.

F. TOWN ATTORNEY

Clerk-Treasurer Young asked if tourist rentals managed by rental companies need to be licensed. Town Attorney Roberts commented that each tourist home is a separate business and requires a separate license no matter how they are being managed. Clerk-Treasurer Young asked where to get a list of tourist rentals. President Gore advised they can get a list of legal tourist homes from the BZA. Town Attorney Roberts suggested they may need to address this in the future as they don't have a mechanism to pick up all these businesses.

7) UNFINISHED BUSINESS

**A. CONSIDER ORDINANCE 2021-03 AN ORDINANCE REGULATING THE USE OF
MOTORIZED SCOOTERS AND THE LICENSING OF SHARED USE MOTORIZED
SCOOTERS**

Town Attorney Roberts is not sure that people would want shared use scooters in Nashville. However, people may want to use personal scooters. He presented a proposed scooter ordinance with those parameters. Town Attorney Roberts noted scooters are recognized by state statute and have state highways through town.

Town Attorney Roberts' proposed ordinance regulates shared use scooters to the extent that each scooter would be deemed a separate business and subject to requiring a business license. Administration Manager Carr asked that the scooters be rented from only one location and Town Attorney Roberts added that to the ordinance. He also put in language regarding abandonment and impoundment.

Councilmember Crocker advised at the last meeting she, Police Chief Seastrom and MOC Norton were tasked with coming up with a solution regarding shared scooters. She explained that MOC Norton had created another scooter ordinance and she thought that was the one being presented tonight. The ordinance they worked on prohibited motorized scooters. Discussion.

Councilmember Crocker wants to wait until next month's Town Council meeting to address the ordinance. She would like to meet with Town Attorney Roberts, Police Chief Seastrom, MOC Norton and Administration Manager Carr to work further on the ordinance.


8) ADJOURN

Councilmember Rudd moved to adjourn the meeting. Councilmember Crocker seconded the motion. All were unanimously in favor. President Gore adjourned the meeting at 9:22 pm.

The audio recording made at the Town Council meeting on 5-20-2021 is retained in the office of the Town Clerk-Treasurer.

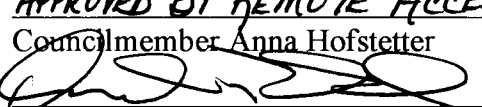


President Jane Gore

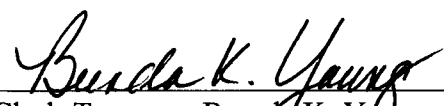
Vice-President Alisha Gredy


Councilmember Nancy Crocker

APPROVED BY REMOTE ACCESS

Councilmember Anna Hofstetter


Councilmember Dave Rudd



Clerk-Treasurer Brenda K. Young