

**BOARD OF MAYOR AND ALDERMEN (BMA)
MINUTES FOR**

September 12, 2022

The Board of Mayor and Aldermen of the City of Tullahoma, Coffee and Franklin Counties, Tennessee assembled at the Municipal Building, in Tullahoma, for a meeting on Monday, September 12, 2022, at 5:30 p.m. with Mayor Ray Knowis presiding and the following named members of the Board of Mayor and Aldermen: Jenna Amacher, Daniel Berry, Robin Dunn, Kurt Glick, Jerry Mathis, and Bobbie Wilson. All Board Members were present.

Jennifer Moody, City Administrator; Stephen M. Worsham, City Attorney and Rosemary Golden, City Recorder were present at the meeting.

Mayor Ray Knowis called the meeting to order.

City Recorder Rosemary Golden called the roll.

The Invocation was said by Rev. Elbert Smith and he led us in the Pledge of Allegiance.

COMMENDATIONS AND CERTIFICATES: - NONE -

PROCLAMATIONS, AWARDS AND SPECIAL PRESENTATION: - NONE -

Mayor Ray Knowis apologized for the Board meeting last time getting out of control. He stated he will be implementing tighter controls this meeting.

COMMENTS FROM CITIZENS:

Ms. Deb Clark, 448 Parkway Road, spoke about the upcoming “Lord Heal our Land” walk that is scheduled for Saturday, October 1, 2022 starting at 11:00am at the South Jackson Civic Center. She is requesting that the Board of Mayor and Aldermen allow her to put up the signs tonight in the City right of ways and to waive the sign permit fees. She stated the item is on the agenda tonight.

Ms. Rosie Graham, 205 Lakewood Drive, stated she was disappointed in the last BMA meeting. It appeared little work was accomplished but a lot of hurt feelings.

Mr. Jim Woodard, 2011 North Jackson Street, spoke in favor of Ms. Jennifer Moody and the work she has done. He stated he heard rumors that Ms. Moody was going to be fired tonight and he hopes that is not true.

Mr. John Peres, 95 Blue Sky Court, stated at the last BMA meeting he was out of line. He apologized for his actions and he asked for forgiveness. He stated he needed to respect other people's position.

Ms. Jessie Schwer, 1913 Bel-Aire Drive, spoke about the 2040 Comprehensive Plan. She stated that differences are a good thing and "status quo" makes things stagnant.

Ms. Patty Deen, 419 Albemarle Drive, stated she is an active participant in the 2040 Comprehensive Plan. She thanked the BMA for setting up the four planned meetings and the comments that have been posted online for review. She asked the BMA to please take these comments seriously. Her concerns are greater than ever regarding the current 2040 Plan since it does not contain: costs, finance, or the Arts.

Mr. Chuck Deen, 419 Albemarle Drive, stated he wants to see Tullahoma thrive, but he does not agree with the current draft of the 2040 Comprehensive Plan, it is problematic.

Mr. Paul Schwer, 1913 Bel-Aire Drive, said he is in support of the 2040 Comprehensive Plan and wants to keep the vision alive.

Mr. Ralph Graham, 205 Lakewood Drive, he thanked the Mayor for re-appointing all the members of the Tree Board. He stated on National Arbor Day, the City of Tullahoma was given the title of having the largest known Willow Oak Tree in the state of Tennessee.

Mr. Jason Shockley waived his three (3) minutes to his wife, Ms. Ashli Shockley, 1104 Pickett Drive. She stated she is a voting citizen and has concerns for her town. She stated she does not care for the newly elected officials.

Ms. Elizabeth Bowling, 999 Forrest Drive, stated she attended the four (4) recent meetings on the 2040 Comprehensive Plan. She stated there are a lot of things not feasible that are currently in the plan. She understands the Planning Department will be making changes but that ultimately the final decision rests with the BMA. She asked that the sub-division regulations and architectural plans be reviewed before a final draft is presented to the BMA.

Ms. Teri Pfleger, 308 Tara Blvd., yielded her time to Mr. John Peres, 95 Blue Sky Court. He took the time to read an attorney General's opinion of "Spot Zoning" in Knox County, TN. The bottom line is that it is not legal.

Mr. Scott Van Velsor, 115 Fairways Blvd. North, stated he does not agree with the way the BMA meetings have been held lately. He asked the BMA to look into the laws of residency regarding Alderman Amacher.

Ms. Brooke Arthur, 807 Maple Hill Drive, yielded her three minutes to Ms. Beverly Lee, 114 Fairways Blvd North. Ms. Beverly Lee stated that the City of Tullahoma has been awarded the title of a “Great American Defense Community”. She stated that less than 40 communities’ nationwide have received this award. Ms. Lee said there were wonderful tours that were held for dignitaries last Thursday here in Tullahoma. She thanked a host of people and organizations that assisted in this great day.

Ms. Susan Harris, 200 Lake Circle, stated there appeared to be a lot of misinformation regarding rezoning issues/procedures. She hopes we all understand now what a consent agenda is and how it should work. We are a small town and we have to get along with each other.

Ms. Marian Galbraith, 1811 Country Club Drive, said she is seeing a spirit of cooperation and hopes we can keep going in that direction.

Ms. Emily Raths, 102 Windbriar Drive, Highland Rim Kiwanis’s President. She asked if the Board of Mayor and Aldermen would consider allowing the Highland Rim Kiwanis club to put out 41A Festival signs in the right of way and waive the sign fees. Ms. Raths invited/ welcomed the community to attend the 41A Festival at the Grider Stadium on Saturday, September 24, 2022. All the proceeds will go to local children’s charities.

Ms. Maureen Burke, 107 Breckenridge Rd., had sent an email to the MBA, City Administrator, and the City Recreation Director regarding the Arnold Air Force Base tennis courts. Rosemary Golden, the City Recorder, read the email in its entirety, a copy is attached.

THE AGENDA WAS PRESENTED FOR APPROVAL

Mayor Knowis stated if there were no objections, we will accept the agenda as presented.

Alderman Kurt Glick said he had two motions to make for adding items to the agenda and he would make them one at a time.

An amendment was made by Alderman Glick and it was seconded by Alderman Berry to add an item to the agenda under New Business. **AGENDA ITEM NO. 22-149 - CONSIDER APPROVAL OF A PERMIT REQUEST FOR SPECIAL EVENT SIGNS IN THE PUBLIC RIGHT OF WAYS FOR THE HIGHLAND RIM KIWANIS CLUB’S 41A FESTIVAL ON SATURDAY, SEPTEMBER 24, 2022 AND TO WAIVE THE SIGN PERMIT FEES.**

On roll call all members present voted aye and it was so ordered.

A second amendment was made by Alderman Glick and seconded by Alderman Amacher to re-consider the vote on an item from last meeting.
AGENDA ITEM NO. 22-125 - APPROVE A PURCHASE OF THREE NEW PATROL VEHICLES FOR TULLAHOMA POLICE DEPARTMENT, TOTALING \$114,258, FROM FORD OF MURFREESBORO, UTILIZING STATE CONTRACT PRICING.

A discussion ensued.

On roll call all members present voted aye and it was so ordered.

A third amendment was made by Alderman Amacher and seconded by Alderman Wilson to re-consider the vote on an item from last meeting.
AGENDA ITEM NO. 22-127 - CONFIRM THE MAYORAL RE-APPOINTMENTS OF ALL CURRENT MEMBERS OF THE TULLAHOMA TREE BOARD TO NEW, TWO-YEAR TERMS ENDING ON AUGUST 10, 2024.

A discussion ensued.

On roll call all members present voted as follows:

Aye(s): Amacher, Glick, Mathis, Wilson
Nay(s): Berry, Dunn, Knowis
Abstain(s):

The vote being four (4) aye(s) and three (3) nay(s); passed and was so ordered.

A fourth amendment was made by Alderman Wilson and seconded by Alderman Amacher to add an item to the agenda to discuss possible disciplinary action to be taken against the City Administrator, Ms. Jennifer Moody for her actions and comments during the meeting of the BMA on August 22, 2022 and other performance related issues.

A discussion ensued.

Mayor Knowis stated, "The chair is going to rule on this amendment and the Chair rules that motion is out of order". He stated this is not in the hands of the Board at this time.

Ms. Patricia Junkin, the parliamentarian, was asked by the Mayor for a ruling on his statement. She deferred to the City Attorney, Mr. Steve Worsham.

Mr. Steve Worsham, City Attorney, stated he did not think Alderman Wilson's motion was out of order.

Alderman Wilson restated her motion.

A discussion ensued.

The question was called by the Mayor and on roll call all members present voted as follows:

Aye(s): Amacher, Glick, Wilson
Nay(s): Berry, Dunn, Knowis, Mathis

The vote being three (3) aye(s) and four (4) nay(s); failed and was so ordered. (Therefore, this item will not be added to the agenda tonight.)

A fifth amendment as made by Alderman Amacher and seconded by Alderman Wilson to add an agenda item to hold a special call pre-termination hearing or a hearing for disciplinary action outside this meeting with the proper notice to Ms. Moody.

A discussion ensued.

The question was called and on roll call all members present voted as follows:

Aye(s): Amacher, Glick, Wilson
Nay(s): Berry, Dunn, Knowis, Mathis

The vote being three (3) aye(s) and four (4) nay(s); failed and was so ordered. (Therefore, this item will not be added to the agenda tonight.)

Seeing no further motions, Alderman Berry made a motion and it was seconded by Alderman Dunn to accept the agenda as amended by the three passed motions.

On roll call all members present voted as follows:

Aye(s): Berry, Dunn, Glick, Knowis, Mathis, Wilson
Nay(s): Amacher

The vote being six (6) aye(s) and one (1) nay(s); passed and was so ordered.

REPORTS FROM THE MEMBERS OF THE BOARD OF MAYOR AND ALDERMEN

ALDERMAN AMACHER - Ms. Amacher stated she had two things to read for her report tonight. She read a portion of the Code of Ethics that the Aldermen are to abide by. Ms. Amacher then addressed her residence issue. She read a statement concerning the principles for determination of residency.

7:25p.m.

Alderman Berry made a motion and it was seconded by Alderman Wilson to extend the time to allow for the Board of Mayor and Aldermen to finish the business that is listed on tonight's agenda.

On roll call all members present voted aye and it was so ordered.

ALDERMAN BERRY - Mr. Berry stated he attended several meetings and events since our last Board of Mayor and Aldermen meeting including: a Tullahoma Area Economic Development Corporation (TAEDC) meeting; the Great American Defense Community luncheon held at UTSI; the Taste of Tullahoma event; and the Parks and Recreation sponsored Greenway concert (Resurrection a Journey Tribute).

ALDERMAN GLICK - Mr. Glick said he had no report.

ALDERMAN WILSON - Ms. Wilson said she attended a Tullahoma Area Chamber of Commerce event at the Fine Arts Center. She also was invited and attended the 84th annual Walking Horse Celebration event in Shelbyville. Ms. Wilson said she has spoken to several citizens about storm water issues.

ALDERMAN DUNN - Ms. Dunn apologized to Alderman Wilson for her heated comment earlier in the evening.

ALDERMAN MATHIS - Mr. Mathis said he had no comments

MAYOR RAY KNOWIS - Mr. Knowis thanked all those who helped out with the Great American Defense Community tours and events last week. He stated the Fire Department hosted a commemoration ceremony for Patriot's day / remembering (9 – 11) at Fire Hall Station #1 on Sunday morning. Mayor Knowis then handed out a paper showing the assignments of the BMA members to different Committees, Boards, and Agencies. The Mayor stated that he has made a Mayoral appointment for Mr. Alexander Rice to serve the remainder of an unexpired term ending on October 26, 2024 on the Tullahoma Regional Planning Commission. In addition, Ray Knowis stated he has re-appointed Ms. Pam Bussell to the Tullahoma Housing Authority for a term ending on August 31, 2027.

CITY ATTORNEY - Mr. Stephen M. Worsham stated he had worked on several items for the City, including finding out that the recent appointment of Dr. Blanks to the TUA board was lawful and will stand valid. In addition, Ms. Mary Samaniego is a qualified City Planning Director. He also researched and our 2040 Plan is considered a “General Growth Plan”.

CITY ADMINISTRATOR – Ms. Jennifer Moody stated the C.D. Stamps facility has new operating hours. They are from 9:00am to 9:00pm Monday through Fridays and then from 12:00 to 5:00 on Saturdays and Sundays. Ms. Moody thanked the community for their support in celebrating the events during the visit of the dignitaries who gave us the “Great American Defense Community” award. She said during the September 16, 2022 THS football game the honor guard presented the colors. Ms. Moody stated there will be a joint meeting (BMA and Planning Commission) for public input on the 2040 Comprehensive Plan. This meeting is set to be held at the THS auditorium on Monday September 19, 2022 at 6:00 pm.

CONSENT AGENDA:

ITEM NO. 22-139– MINUTES OF THE AUGUST 8, 2022, REGULAR MEETING AND PUBLIC HEARING. (AMENDED FROM THE AUGUST 22, 2022 AGENDA PACKET).

Mayor Knowis read the caption for Agenda Item No. 22-139.

A motion was made by Alderman Berry and seconded by Alderman Mathis to approve Agenda Item No. 22 -139.

On roll call all members present voted as follows:

Aye(s): Amacher, Berry, Dunn, Knowis Mathis

Nay(s):

Abstain(s): Glick, Wilson

The vote being five (5) aye(s) and zero (0) nay(s) and two (2) abstain(s); passed and was so ordered.

ITEM NO. 22-140– MINUTES OF THE AUGUST 22, 2022, REGULAR MEETING AND PUBLIC HEARING.

Mayor Knowis read the caption for Agenda Item No. 22-140.

A motion was made by Alderman Berry and seconded by Alderman Dunn to approve Agenda Item No. 22 -140.

On roll call all members present voted aye and it was so ordered.

ITEM NO. 22-141- CONSIDER APPROVAL OF THE ANNUAL APPOINTMENTS OF THE ORGANIZATIONAL REPRESENTATIVES FOR THE TULLAHOMA ARTS COUNCIL.

Mayor Knowis read the caption for Agenda Item No. 22-141.

A motion was made by Alderman Berry and seconded by Alderman Dunn to approve Agenda Item No. 22 -141.

On roll call all members present voted aye and it was so ordered.

UNFINISHED BUSINESS:

NEW BUSINESS:

ITEM NO. 22-142 - CONSIDER APPROVAL OF A PERMIT REQUEST FOR SPECIAL EVENT SIGNS IN THE PUBLIC WAY FOR A COMMUNITY PRAYER WALK ON SATURDAY, OCTOBER 1, 2022. (AMENDED APPLICATION FROM THE AUGUST 22, 2022 AGENDA PACKET)

Mayor Knowis read the caption for Agenda Item No. 22-142.

A motion was made by Alderman Dunn and it was seconded by Alderman Wilson to approve this agenda item and to waive the sign permit fees and allow Ms. Clark to put up the signs tonight.

On roll call all members present voted aye and it was so ordered.

ITEM NO. 22-143 - CONSIDER APPROVAL OF A PERMIT REQUEST FOR SPECIAL EVENT SIGNS IN THE PUBLIC WAY FOR THE COFFEE COUNTY ONE DAY OF HOPE AN ANNUAL CHARITY EVENT HELD AT THE COFFEE COUNTY FAIR GROUNDS AND CONSIDER WAIVING THE SPECIAL EVENT PERMIT FEE.

Mayor Knowis read the caption for Agenda Item No. 22-143.

A motion was made by Alderman Berry and it was seconded by Alderman Dunn to approve this agenda item.

On roll call all members present voted aye and it was so ordered.

RESOLUTION NO. 1926 – A RESOLUTION TO AWARD A BID TO HAWKINS AND PRICE CONSTRUCTION COMPANY IN THE AMOUNT OF \$595,000 FOR THE WAGGONER STEET ROADWAY AND SIDEWALK REPAIR PROJECT.

Mayor Knowis read the caption for Resolution No. 1296.

A motion was made by Alderman Berry and it was seconded by Alderman Dunn to approve Resolution No. 1926 and to use money out of the general funds and to do this as soon as possible.

Ms. Jennifer Moody, City Administrator, gave the background information and then she recognized Ms. Eads with the Griggs and Maloney Engineering firm who gave the details regarding the bid process that was followed for this project.

A discussion ensued

On roll call all members present voted as follows:

Aye(s): Berry, Dunn, Glick, Knowis, Mathis, Wilson
Nay(s): Amacher

The vote being six (6) aye(s) and one (1) nay(s) passed and was so ordered.

ITEM NO. 22-144 – REQUEST TO APPROVE AND AWARD BID SUBMITTED BY FINCHUM SPORTS FLOOR IN THE AMOUNT OF \$24,048 TO COMPLETE PHASE TWO OF THE CD STAMPS COMMUNITY CENTER REPAIR PROJECT.

Mayor Knowis read the caption for Agenda Item No. 22-144.

A motion was made by Alderman Berry and it was seconded by Alderman Dunn to approve this agenda item.

Ms. Jennifer Moody, City Administrator, gave the background information.

A discussion ensued.

On roll call all members present voted as follows:

Aye(s): Berry, Dunn, Knowis, Mathis, Wilson
Nay(s): Amacher, Glick

The vote being five (5) aye(s) and two (2) nay(s) passed and was so ordered.

ITEM NO. 22-145 – REQUEST TO APPROVE AND AWARD BID SUBMITTED BY LU, INC. IN THE AMOUNT OF \$112,657.40 TO COMPLETE THE SHORT SPRINGS GUARDRAIL PROJECT.

Mayor Knowis read the caption for Agenda Item No. 22-145 and he stated the background information can be found starting on page 89 of tonight's agenda.

A motion was made by Alderman Berry and it was seconded by Alderman Dunn to approve this agenda item.

Ms. Jennifer Moody, City Administrator, gave the background information.

A discussion ensued.

On roll call all members present voted aye and it was so ordered.

ITEM NO. 22-146 - REQUEST TO APPROVE AN AMENDMENT TO THE FACILITY USE AGREEMENT WITH THE TULLAHOMA SWIM CLUB, TULLAHOMA MIDDLE SCHOOL SWIM TEAM, AND TULLAHOMA HIGH SCHOOL SWIM TEAM TO UTILIZE 5 LANES OF THE DW WILSON COMMUNITY CENTER INDOOR POOL FOR PRACTICES AND ALLOW 1 LAP LANE TO BE UTILIZED BY THE PUBLIC DURING THIS PRACTICE TIME.

Mayor Knowis read the caption for Agenda Item No. 22-146 and he stated the background information can be found starting on page 93 of tonight's agenda.

A motion was made by Alderman Berry and it was seconded by Alderman Wilson to approve this agenda item.

Ms. Jennifer Moody, City Administrator, gave some background information. She also recognized Mr. David Anderson, Director of Parks and Recreation, and he gave some more details. Dave Anderson said he apologized for his previous agenda item and said it was totally his mistake.

A discussion ensued.

On roll call all members present voted aye and it was so ordered.

ITEM NO. 22-147 – CONSIDER ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$750,000 FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY (THDA) FOR THE 2022 HOME GRANT PROGRAM, WITH NO LOCAL MATCHING FUNDS REQUIRED.

Mayor Knowis read the caption for Agenda Item No. 22-147.

A motion was made by Alderman Berry and it was seconded by Alderman Dunn to approve this agenda item.

Ms. Jennifer Moody, City Administrator, gave the background information. She then recognized, Mr. Jordan Wilkins, the assistant to the City Administrator, and he gave some more details of the project.

A discussion ensued concerning grant applications.

On roll call all members present voted aye and it was so ordered.

ITEM NO. 22-148 – CONSIDER ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$1,800 FROM THE TENNESSEE ARTS COMMISSION TO THE TULLAHOMA ARTS COUNCIL, WITH NO LOCAL MATCHING FUNDS REQUIRED.

Mayor Knowis read the caption for Agenda Item No. 22-148.

A motion was made by Alderman Berry and it was seconded by Alderman Dunn to approve this agenda item.

Ms. Jennifer Moody, City Administrator, gave the background information.

On roll call all members present voted aye and it was so ordered.

RESOLUTION NO. 1927— A RESOLUTION AUTHORIZING THE CITY OF TULLAHOMA TO APPLY TO THE SAFETY PARTNERS MATCHING GRANT PROGRAM IN THE AMOUNT OF \$3,000, WITH A 100% LOCAL MATCH REQUIRED.

Mayor Knowis read the caption for Resolution No. 1927.

A motion was made by Alderman Berry and was seconded by Alderman Dunn to approve this resolution which authorizes the city to participate in the Safety Partners Grant Program.

Ms. Jennifer Moody, City Administrator, recognized Ms. Casta Brice, and she gave the background information.

A discussion ensued.

On roll call all members present voted aye and it was so ordered.

8:49 p.m.

The Board recessed /moved to the Beer Board agenda at this point in their meeting. (Please see the attached minutes of the Beer Board meeting).

8:52 p.m.

Continued the Regular Meeting of the Board of Mayor and Aldermen

The following items were added to the agenda at the beginning of tonight's meeting.

AGENDA ITEM NO. 22-149 - CONSIDER APPROVAL OF A PERMIT REQUEST FOR SPECIAL EVENT SIGNS IN THE PUBLIC RIGHT OF WAYS FOR THE HIGHLAND RIM KIWANIS CLUB'S 41A FESTIVAL ON SATURDAY, SEPTEMBER 24, 2022 AND TO WAIVE THE SIGN PERMIT FEES.

A motion was made by Alderman Berry and was seconded by Alderman Mathis to approve this agenda item.

On roll call all members present voted aye and it was so ordered.

AGENDA ITEM NO. 22-125 - APPROVE A PURCHASE OF THREE NEW PATROL VEHICLES FOR TULLAHOMA POLICE DEPARTMENT, TOTALING \$114,258, FROM FORD OF MURFREESBORO, UTILIZING STATE CONTRACT PRICING.

Mayor Knowis read the caption for Agenda Item No. 22-125.

A motion was made by Alderman Glick and seconded by Alderman Amacher to re-consider the vote on an item from the last board meeting concerning agenda item No. 22-125.

On roll call all members present voted aye and it was so ordered.

A discussion ensued.

There was concern as to what the current prices are for these vehicles.

A motion was made by Alderman Glick and was seconded by Alderman Mathis to postpone until we have the new state contract prices.

On roll call all members present voted aye and it was so ordered.

AGENDA ITEM NO. 22-127 - CONFIRM THE MAYORAL RE-APPOINTMENTS OF ALL CURRENT MEMBERS OF THE TULLAHOMA TREE BOARD TO NEW, TWO-YEAR TERMS ENDING ON AUGUST 10, 2024.

A motion was made by Alderman Dunn and seconded by Alderman Berry to re-consider the vote on an item from last meeting, agenda Item No. 22-127.

Alderman Amacher made an amendment and it was seconded by Alderman Glick to remove Ms. Ashli Shockley's name from consideration on the re-appointment list due to the comments she made earlier tonight and due to her violations of the Code of Ethics.

A discussion ensued.

Ms. Patricia Junkin, the Parliamentarian, stated this was an invalid / "Out of Order" motion since these positions are by Mayoral appointment and they do not need the board's approval.

Mayor Knowis stated he will re-appoint all the current members of the Tullahoma Tree board to a new, two-year term ending on August 10, 2021. (Members are Susan Finger, Liz Kennedy, Mark Schempp, Dr. Ralph Graham, Stephen Worsham, Cathy Conley, and Ashli Shockley.)

There being no further business to come before the Board of Mayor and Aldermen at this time, the Board Meeting adjourned at 9:10 p.m.

CITY RECORDER

MAYOR

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