

**MINUTES OF A MEETING OF
THE BOARD OF COMMISSIONERS OF
THE CITY OF FOREST HILLS**

APRIL 19, 2007

The Forest Hills Board of Commissioners (herein also the "Board") held its regular meeting on April 19, 2007 at the City's Offices, 4012 Hillsboro Road, Nashville, Tennessee, beginning at 5:00 p.m. Mayor Evers presided. Also present were Commissioner Coke, Vice Mayor Lovell, Al Deck, City Manager, City Assistant Cynthia Despot, and City Attorney, Jonny Harwell. Others present are shown on the attached sign-in sheet. A copy of the Agenda is also attached to these minutes.

Public hearing: Ordinance No. 07-173 Amending Zoning ordinance to Establish Municipal Floodplain District. Mayor Evers called the public hearing to order and closed the hearing without any comment.

1. Comments from Forest Hills residents.
2. Approval of the Minutes for March 15, 2007. Upon motion by Commissioner Coke, which was seconded by Vice Mayor Lovell, the Board unanimously approved the minutes for the March 15, 2007 regular meeting.
3. Report from the City Manager, Al Deck.
 - a. Approval of Financial Statements

Upon motion by Commissioner Coke, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve the Financial Statement for the month of March.

b. First Reading - Ordinance No. 07-176 ----- 2007/08 Budget

Upon motion by Commissioner Coke, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve the first reading of the City of Forest Hills Budget Ordinance No. 07-176, for the year beginning July 1, 2007 and ending June 30, 2008.

c. Resolution 2007-08 Noncompetitive Contract

Upon motion by Commissioner Coke, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve a noncompetitive contract with Pavement Technology Inc. The city has obtained a quote for services that is below the current market and includes services not currently being provided. The contract was approved based on the recommendation from the City Manager that it is clearly in the best interest of the City award this contract without the formal bidding process.

d. Second & Final Reading – Ordinance No. 07-175 Opt Out of Training

Upon motion by Commissioner Coke, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve Ordinance No. 07-175 to opt-out of the “Planning Commission and Board of Zoning Appeals Training & continuing Education Act of 2002.”

e. Second & Final Reading – Ordinance 07-173 Amend Zoning Ordinance to

Establish Municipal Floodplain Districts

f. Second & Final Reading – Ordinance 07-174 Amend Zoning Ordinance to Establish

g. Extension of Contract with Hodgson Douglas – Construction Drawings

The funds, which were originally budgeted for the gateway entrance project, have been expended. Joe Hodgson completed the preliminary design and presentation under budget. Since then he has assisted with the preparation of the grant package with Tennessee Department of Transportation and the drawing and presentation to NES for the City's proposed use of the NES property (neither of these projects were included in the original contract). In addition he has also started work on final construction drawings for the gateway entrances and has now run out of funds. He is requesting an extension of the contract and additional funding in the amount of \$5,000.

Upon motion by Commissioner Coke, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve an extension of contract and \$5,000 to enable Hodgson Douglas to complete construction drawings for the gateway entrance project.

h. Consideration of Easement Agreement – J. Brain & Jennifer D. Jones

Upon motion by Commissioner Coke, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve a permanent easement with Mr. & Mrs. Brian Jones. The purpose of the easement is to locate a stone wall, signage, and plantings for the gateway entrance on the northwest corner of Old Hickory Boulevard and Hillsboro Road, (as described in the attached document), for an amount of \$10,000.

4. Report from the Engineer, Brad Bivens. Mr. Bivens reported that he and the City Manager had driven over and reviewed every street which has been paved since 1999. He suggested the Board consider increasing the amount of work awarded to Pavement Technology for coating and sealing streets. The previous recommendation was for 55,000 square yards. His recommendation was based on the sound condition for most of the streets and the coating should protect and extend the life of that asphalt. He suggested increasing the coverage to approximately 150,000 square feet, or about \$94,000 in cost.

Secondly, Mr. Bivens informed the Board that he will soon present the recommended paving and street / right-of-way repair list for consideration in both the current budget, as well as next year's budget. The board agreed.

5. Report from the Assistant City Attorney, Matt Foster

a. Reminder of Legal Meeting – April 25th, 9:30 a.m.

b. Mr. Foster reported that with the final approval of the amendment to the Zoning to create floodplain district, the city's proposal to FEMA for membership in the National Flood Insurance Program is almost complete. The Board has approved all steps in the process and he will submit our application to the local FEMA office, which will forward the request to Washington D.C. for final approval.

c. Report of Cell Tower request: the city has received two requests for co-location on existing towers. One has passed the legal review and is before the City Engineer for approval. The other request is incomplete and Mr. Foster has so notified T-Mobile.

d. The GIS mapping contract with Middle Tennessee State University (MTSU) is complete, at a final cost of \$8,173. MTSU will all locate stone walls and historic houses within the City of Forest Hills on the Metro maps and the City Engineer will be able to produce maps for the city and also to assist in the proposed open space conservation plan.

6. Old Business

a. Open Space Committee – Report: Commissioner Coke reported that the Request for Qualifications (RFQ) has been posted on national planning websites, soliciting candidates to submit their qualifications and experience for consideration in awarding a contract to develop the City’s Open Space Conservation Plan.

Commissioner Coke also reminded the Board and public that Beautification Day is April 28th and invited anyone interested in participating to call Sally Houston.

b. Public Safety Committee – Report: no report

There being no further matters to be discussed and there being no further business to come before the Board, the meeting was adjourned, upon motion by Commissioner Coke, which was seconded by Vice Mayor Lovell.

Recorder

Mayor