

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

AUGUST 21, 2008

The Forest Hills Board of Commissioners (herein also the "Board") held its regular meeting on August 21, 2008 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, and City Attorney, Matt Foster. Others present are shown on the attached sign-in sheet. A copy of the Agenda is also attached to these minutes.

1. Comments from Forest Hills residents. There was no comment

2. Approval of the Minutes for August 7, 2008. Upon motion by Commissioner Coke, which was seconded by Vice Mayor Lovell, the Board unanimously approved the minutes for the August 7, 2008 regular meeting.

3. Report from the City Manager, Al Deck.
 - (a) Approval of Financial Statements: Upon motion by Vice Mayor Lovell, which was seconded by Commissioner Coke, the Board unanimously voted to approve the Financial Statements for the month of July.

 - (b) Approval of a Tax-Exempt, Shell Fleet Gas Card: previously the city used a tax-exempt card with BP; however, the BP station closed. Upon motion by

Commissioner Coke, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve a tax-exempt gas card with Shell Oil.

(c) For Discussion Only: the City Manager proposed the Members consider changing Section 203 (1) of Ordinance 07-177, the Fee Ordinance. The purpose of the revision is to establish additional penalties for contractors who repeatedly begin work without buying a permit. The Members agreed for the City Attorney and City Manager to submit a proposal to so revise the Fee Ordinance.

4. Report from the City Engineer Brad Bivens:

(a) Mr. Bivens reported on Saxon Drive land slide. They continue to monitor and the status and it appears to be in good condition.

(b) The Engineer and staff will finish the inspection of Tyne Estates and prepare the punch list. This work was conducted due to the expiration of a Letter of Credit at the end of August.

(c) Mr. Bivens also reported on a culvert on Dresden, which is in poor condition and needs replacement. He proposed attempting a new procedure rather than digging up the old pipe. We met with a company selling a product called SnapTight, which can be inserted into the existing culvert and installed without digging. Mr. Bivens has seen this system installed in another city and considering the financial savings, plus the convenience of not having to close the street, he recommended we try this process. There was general agreement.

5. Report from the City Attorney, Matt Foster

(a) Mr. Foster addressed the NES contract and answered questions.

(b) Letter of Credit for Tyne Estates: WDL, owner and developer of Tyne Estates will extend the LOC for another year, in the full amount. The owner agreed to take this action, without admitting any liability. He requested non-binding mediation, if we are unable to settle the dispute, but reserves the right to go forward with a lawsuit.

(c) Acquisition of the property at 1200 Old Hickory Boulevard. Mr. Foster reported that the mortgage company, which currently owns the property, has taken the property off the market and at this point we are awaiting a signed contract.

Mayor Evers inquired about a concrete bench located at the corner of Granny White Pike and Otter Creek. He commented it is in disrepair and wondered if we could encourage a solution.

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