

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

NOVEMBER 20, 2008

The Forest Hills Board of Commissioners (herein also the "Board") held its regular meeting on November 20, 2008 at the City's Offices, 4012 Hillsboro Road, Nashville, Tennessee, beginning at 5:00 p.m. Mayor Coke presided. Also present were Vice Mayor Lovell, Commissioner Tim Douglas, City Manager, Al Deck, 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. None

2. Approval of the Minutes for November 6, 2008. Upon motion by Vice Mayor Lovell, which was seconded by Commissioner Tim Douglas the Board unanimously approved the minutes for the November 6, 2008 regular meeting.

3. Report from the City Manager, Al Deck.
 - (a) Financial Statements: Upon motion by Commissioner Tim Douglas, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve the Financial Statements for the month of October 2008.

 - (b) Selection of a Panel of Doctors - - Workman's Compensation: the City insurer, TML Risk Management Pool, required the City to establish a panel of physicians to serve the City's employees, for work related injuries. The City Manager

interviewed clinics and recommended Concentra Medical Centers. Upon motion by Vice Mayor Lovell, which was seconded by Commissioner Tim Douglas, the Board unanimously voted to approve Concentra Medical Center as the panel of physicians for Workman's Compensation.

(c) Resolution 2008-02: A resolution issued and presented to Mayor Charles K. Evers on his retirement, after serving the City of Forest Hills for twenty years. Upon motion by Vice Mayor Lovell, which was seconded by Commissioner Tim Douglas, the Board unanimously voted to approve Resolution 2008-02.

(d) Resolution 2008-03: A resolution authorizing the Mayor, Vice Mayor, Commissioners, and City Manager to sign checks, to purchase and liquidate investments, on behalf of the City of Forest Hills.

(e) Appointment to the Board of Zoning Appeals: Upon motion by Commissioner Tim Douglas, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve Lanson Hyde to the Board of Zoning Appeals, to fill the vacancy created by the election of Mr. Tim Douglas to the Board of Commissioners.

(f) Proposed Site Plan - - for a City Office at Old Hickory Boulevard & Hillsboro Pike: Mr. Jim Littlejohn, of Littlejohn Engineering presented the site plan and reviewed the thought process used in its creation. The Members questioned Mr. Jim Littlejohn and discussed the pros and cons of the site. The Members also requested a site visit with Mr. Littlejohn, at 9:00 a.m., Wednesday, November 26th. The City Attorney reminded the Members, while a site visit is permissible, they may not discuss, debate, or reach any decision about the plan or the site.

4. Report from the City Attorney, Matt Foster.

(a) Personnel Policy: Mr. Foster presented a preliminary draft of the personnel policy, for review only. He requested the members read the policy and make suggestions for any changes. Mr. Foster will incorporate any proposed revisions and submit the final draft for approval on December 4, 2008.

(b) Fuel Index -- The Parke Company: At the request of the City Manager, Mr. Foster and the City Engineer developed a plan to address the escalating price of diesel fuel. The Park Co's contract provides a fixed rate for two years and a rapid increase in diesel created an unexpected, additional cost. The Index would provide a method for quarterly adjustments to The Parke Co.'s contract, for increases in fuel cost. However, the index also would work in both rising and falling markets. The Index could also reduce the monthly contract payments, if the price of fuel falls below the \$3.00 per gallon benchmark price. The Index was submitted for review only and will be presented at a latter date.

5. City Engineer's Report -- Brad Bivens: In Mr. Bivens' absence, the City Manager reported that as previously approved, the City is moving forward with advertisement and construction contract for street and drainage repairs. The Bid Notice is running in this week's publication and the construction plan is on file at the Dodge Room. However, the City Engineer is proposing a revision to the repair plan. The City contracted last June for street paving (after advertising and receiving 3 sealed bids) with Mountain States Paving. The contract is still in effect and offers an opportunity to potentially save money and repair the most pressing problems quickly. At issue are three

locations on Tyne Blvd. These three areas have sunken and created jarring dips in the street.

The City Manager requested approval to remove these three sections from the bid package and allow the paving company handle them directly, at a fix cost of \$22,000 for all three. Upon motion by Vice Mayor Lovell, which was seconded by Commissioner Tim Douglas, the Board unanimously voted to approve repair of three sections of Tyne Blvd. under the annual paving contract.

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

Recorder

Mayor