

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

MARCH 5, 2009

The Forest Hills Board of Commissioners (herein also the “Board”) held its regular meeting on March 5, 2009 at the City’s Offices, 4012 Hillsboro Road, Nashville, Tennessee, beginning at 5:00 p.m. Mayor Coke presided. Also present were Commissioner Douglas, 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. No comment offered.

2. Approval of the Minutes for February 19, 2009. Upon motion by Vice Mayor Lovell, which was seconded by Commissioner Tim Douglas, the Board unanimously approved the minutes for the February 19, 2009 regular meeting.

3. Report from the City Manager, Al Deck.
 - (a) Open Matters: add 2009/10 Budget. Mr. Deck suggested the budget process wait until the State provides firm information on State Shared Taxes for the next year. He will prepare the budget framework, but wait on the final details.

 - (b) Storm Warning Update: NES and Stansell Electric are meeting and considering location of the system on the NES Substation site at Old Hickory Boulevard & Hillsboro. The location will be behind the City’s portion of the property and should have limited exposure.

(c) 2108 Timberwood Place: The demolition work has not started. The contractor has not received payment from the property owner. The demolition permit will expire March 23. The City Manager will provide a status report on the 19th and request Board action at that time.

(d) Approval of Financial Statements: Upon motion by Commissioner Tim Douglas, which was seconded by Vice Mayor Lovell, the Board unanimously voted to approve the February Financial Statements as submitted.

(e) Website Communication: At the request of Mayor Coke, Mr. Deck described the communications capabilities of the website. The site has 498 people register to receive public notices and announcements from the city. The Members expressed a desire to increase the number of registrants and provide more information to the citizens.

4. Report from the City Attorney, Matt Foster.

(a) Zoning Ordinance: Mr. Foster addressed discussed the proposed revisions to the definitions of rear and side yards. Following his presentation, the members suggested that the Zoning Ordinance specify that corner lots will have two front yards. The street on which the front door is located will have the normal front yard setback, as required for its specific zoning district. The portion of the yard adjacent to the other street will also be designated as front yard. However, that setback will be seventy-five percent (75%) of the normal, front yard setback. It was also suggested that this matter be referred to Mr. Jim Littlejohn's taskforce for input.

(b) Resolution 2009-01, Withdrawal from the Tennessee Consolidated Retirement System (TCRS): Mr. Foster offered the resolution in response to the members desire to terminate the State of Tennessee's defined benefit retirement program. The State guidelines require at least a one year waiting period to withdraw from active participation in the system. The effective date will be June 30, of the calendar year following the end of the notice period. Since the date of approval and notice is March 5, 2009, the effective date will be June 30, 2010. As required, the City will maintain active participation in (TCRS) the State plan, until that date. Effective July 1, 2010, the City will offer new employees only one option, a defined contribution plan, known as a 401a. Existing employees will have the option to remain in the (TCRS) plan, or withdraw and enroll in the new plan. During the one year waiting period, the City will consider the available vendors providing this service and review various options for the new defined contribution plan.

Upon motion by Vice Mayor Lovell, which was seconded by Commissioner Tim Douglas, the Board unanimously voted to approve Resolution 2009-01 and serve notice the Tennessee Consolidated Retirement System of the City's intent to withdraw from the system.

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

Recorder

Mayor