

**Town of Thompson's Station
Board of Mayor and Aldermen
Minutes of the Meeting
August 14, 2018**

Call to Order.

The meeting of the Board of Mayor and Aldermen of the Town of Thompson's Station was called to order at 7:00 p.m. on Tuesday August 14, 2018 with the required quorum. Members and staff in attendance were: Mayor Corey Napier; Alderman Brandon Bell; Alderman Ben Dilks; Alderman Graham Shepard; Alderman Brian Stover; Town Clerk Jennifer Jones; Town Planner Wendy Deats and Town Attorney Todd Moore.

Pledge of Allegiance.

Consideration of Minutes. The minutes of the June 12, 2018 regular meeting, the June 21, 2018 special session, and the June 29, 2018 special session were presented.

Alderman Dilks had an amendment request on the June 12, 2018 meeting minutes wanting a reason for Alderman Bell recusing himself on the TriStar Wastewater request and then one on the June 21st meeting, switching the word "internment" to "interim".

After discussion, Alderman Bell made a motion to approve the minutes of the June 12 regular meeting and the June 21st & June 29th special sessions as amended. The motion was seconded and carried by all.

PROCLAMATION – Constitution Week.

The Daughters of the American Revolution requested that the Town of Thompson's Station proclaim the week of September 17th through September 23rd, 2018 as Constitution Week. Mayor Napier then read the Proclamation to the crowd as the week was deemed "Constitution Week" in the Town of Thompson's Station.

Public Comments:

Mike Roberts – 1810 Thompson's Station Rd. West – Concerns with the Battlefield Conservation easement about the clarity of impervious surfaces and suggests rejecting the proposal as presented.

Larry Simmons – 3116 Hazelton – Has concerns regarding the HB&TS Easement within Preservation Park.

Unfinished Business:

- 1. Public Hearing and Second Reading of Ordinance 2018-013: An Ordinance of the Town of Thompson's Station, Tennessee to amend Title 1 of the Municipal Code by adding a new Chapter 4 and by amending Chapter 3 related to the use of Town Logos and Letterhead.**

Mayor Napier opened public comment. There being none, public comment was then closed.

Alderman Shepard discussed his personal letterhead to ensure that it was in full compliance with the Ordinance. Town Attorney Todd Moore agreed that it was. Alderman Shepard then read his prepared statement into the record as follows:

STATEMENT OF ALDERMAN GRAHAM SHEPARD

Re:

Public Hearing and Second Reading of Ordinance 2018-013: An Ordinance Of The Town Of Thompson's Station, Tennessee, To Amend Title 1 Of The Municipal Code By Adding A New Chapter 4 And By Amending Chapter 3 Related To The Use Of Town Logos And Letterhead

This legislation is an overreaction to an official letter that Alderman Ben Dilks and I sent to residents informing them that Mayor Corey Napier, Alderman Brandon Bell, and Alderman Brian Stover refused to sign a pledge never to vote to build a new wastewater plant on the "Alexander Property" located next to Canterbury and close to Bridgemore Village.

Mayor Napier and Aldermen Bell and Stover were motivated to pass this new legislation NOT because the official letter Alderman Dilks and I sent used our Town logo and letterhead but rather because we informed residents that the Town might build a new wastewater plant that would harm their property values and quality of life.

In addition to being an overreaction and unnecessary, this legislation also demonstrates political hypocrisy.

Alderman Dilks and I did not violate any laws and did not use one cent of taxpayer money to create and mail our official letter. Nevertheless, Aldermen Bell and Stover declared that Alderman Dilks and I behaved unethically.

In contrast, both Aldermen Bell and Stover made no such declaration on three occasions when Mayor Napier actually violated laws and really did abuse his power. Hypocritically and sadly, instead of criticizing Mayor Napier for his illegal and abusive actions, Aldermen Bell and Stover defended and excused the misbehavior.

In case anyone does not know what I am talking about ... Mayor Napier's three illegal actions were:

1. Using taxpayer dollars to purchase a broken down 1942 fire truck in violation of state and local purchasing laws
2. Using taxpayer dollars to purchase professional services from a Marketing company in violation of state and local purchasing laws
3. Abusing his power by selectively enforcing our sign ordinance ONLY AGAINST POLITICAL OPPONENTS and doing so even after he knew our sign ordinance probably was unconstitutional

This letterhead and logo legislation is yet another example of this Board acting in ways that show Thompson’s Station residents just how dysfunctional we are ... a dysfunction rooted in the preference of Mayor Napier and Aldermen Bell and Stover to govern in “tyranny of the majority” style and not “reach across party lines” ... exacerbated by Mayor Napier’s intolerance of political speech he disagrees with.

End Statement

After discussion, Alderman Bell made a motion to approve Second Reading of Ordinance 2018-013, an Ordinance of the Town of Thompson’s Station, TN to amend Title 1 of the Municipal Code by adding a new Chapter 4 and by amending Chapter 3 related to the use of Town Logos and Letterhead. The motion was seconded and carried by a vote of 3 to 2 with Aldermen Dilks and Shepard casting the dissenting votes.

2. Discussion related to Cell#1 repair.

The Mayor updated the Board regarding the repair and clean out of Cell #1. The Board was informed of the First Response situation and Town Attorney Moore stated that he was going to research the issue and provide a report to the Board at a later date.

After discussion, Alderman Dilks made a motion to put out an RFP for the clean out on Cell #1 and then call a Special Session to approve the contract and award the bid. The motion was seconded and carried by all.

3. Wastewater Master Plan Report – Barge Design Solutions

Matthew Johnson with Barge Design came forward and presented the Board with a Wastewater update and committed to identify specific property locations where they evaluated construction of a new wastewater plant and provide the information within the month.

4. Request for Wastewater:

- a. TriStar Energy**
- b. Holt Property**

Town Planner Deats recommended denial until the Wastewater study is complete.

Alderman Bell recused himself from voting due to TriStar being a client of his employer (Gresham Smith).

After discussion, Alderman Dilks made a motion to table the vote on TriStar Energy and Holt Property wastewater requests until the October 2018 meeting. The motion was seconded and carried by all (4-0, with Alderman Bell’s recusal).

5. Resolution 2018-013: A Resolution of the Town of Thompson’s Station, Tennessee to approve a Conservation Easement within Preservation ark related to the Battle of Thompson’s Station.

After discussion, Alderman Shepard made a motion to approve Resolution 2018-013 contingent upon the easement being limited to only the 32 acres and the walking trail be allowed through this area as a permeable surface. The motion was seconded and carried by all.

New Business:

- 6. First Reading of Ordinance 2018-014: An Ordinance of the Town of Thompson’s Station, Tennessee to amend Sections 1.2.6 The Transect; 1.3 Definitions; and 4.5.2 General Transect Zone Restrictions in the Land Development Ordinance.**

Town Planner Deats reviewed her Staff report and the Planning Commission recommends that the Board of Mayor and Aldermen adopt an ordinance incorporating these amendments.

After discussion, Alderman Shepard made a motion to approve the First Reading of Ordinance 2018-014, an Ordinance of the Town of Thompson’s Station, Tennessee to amend Section 1.2.6 the Transect; 1.3 Definitions; and 4.5.2 General Transect Zone Restrictions in the Land Development Ordinance and set a Public Hearing and Second Reading for September 11, 2018. The motion was seconded and carried by all.

- 7. First Reading of Ordinance 2018-015: An Ordinance of the Town of Thompson’s Station, Tennessee to amend Section 3.9.23 Road Construction Specifications and include a new Section 3.9.24 Traffic Study in the Land Development Ordinance.**

Town Planner Deats reviewed her Staff report and The Planning Commission recommends that the Board of Mayor and Aldermen pass of first reading Ordinance 2018-015 adopting these amendments to the Subdivision Regulations within Article 3 of the Land Development Ordinance.

After discussion, Alderman Dilks made a motion to approve First Reading of Ordinance 2018-015, an Ordinance of the Town of Thompson’s Station, Tennessee to amend Section 3.9.23 Road Construction Specifications and include a new Section 3.9.24 Traffic Study in the Land Development Ordinance and set a Public Hearing and Second Reading for September 11, 2018. The motion was seconded and carried by all.

- 8. First Reading of Ordinance 2018-016: An Ordinance of the Town of Thompson’s Station, Tennessee to amend Title 9 of the Municipal Code regarding Door-To-Door Solicitations.**

After discussion, Alderman Bell made a motion to Table Ordinance 2018-016, an Ordinance of the Town of Thompson’s Station, Tennessee to amend Title 9 of the Municipal Code regarding Door-to-Door solicitations until the September BOMA meeting. The motion was seconded and carried by all.

- 9. Resolution 2018-014: A Resolution of the Board of Mayor and Aldermen of the Town of Thompson’s Station, Tennessee to authorize Middle Tennessee**

Electric Membership Cooperation to install an underground service line in Preservation Park.

After discussion, Alderman Stover made a motion to approve Resolution 2018-014, a Resolution of the Board of Mayor and Aldermen of the Town of Thompson's Station to authorize Middle Tennessee Electric Membership Cooperation to install an underground service line in Preservation Park. The motion was seconded and carried by all.

10. Resolution 2018-015: A Resolution of the Town of Thompson's Station, Tennessee to approve a contract with Barge Design Solutions, Inc for on-call Engineering and Consulting Services and to authorize the Mayor to sign the contract.

After discussion, Alderman Shepard made a motion to approve Resolution 2018-015, a Resolution of the Town of Thompson's Station, Tennessee to approve a contract with Barge Design Solutions, Inc., for on-call Engineering and Consulting services with a Maximum Cap of \$40,000 and authorize the Mayor to sign the contract. The motion was seconded and carried by a vote of 4 to 1 with Alderman Dilks casting the dissenting vote.

11. Resolution 2018-016: A Resolution of the Town of Thompson's Station, Tennessee to approve a contract with Barge Design Solutions, Inc. for the design of Wastewater drip fields and consulting related to repairs of Cell #1 of the Town's Wastewater Plant and to authorize the Mayor to sign the contract.

After discussion, Alderman Shepard made a motion to approve Resolution 2018-016, a Resolution of the Town of Thompson's Station to approve a contract with Barge Design Solutions, Inc. for the soil analysis, survey and permitting for crossing CSX railroad in support of the Town's wastewater plant and to authorize the Mayor to sign the contract, not to exceed \$115,000. The motion was seconded and carried by all.

12. Staffing Discussion for Town Administrator and Town Finance Director.

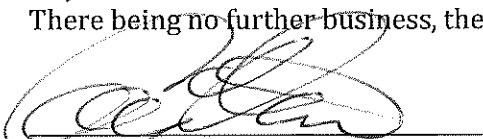
After discussion, Alderman Bell made a motion to hire Steve Banks as the Town Finance Director and pay a placement fee to LBMC not to exceed \$15,000. The motion was seconded and carried by all.

13. Code of Ethics Ordinance discussion.

Alderman Stover made a motion to move the Code of Ethics discussion to the September BOMA meeting. The motion was seconded and carried by all.

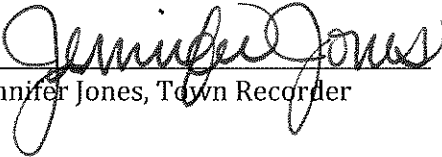
Adjourn

There being no further business, the meeting was adjourned at 10:32 p.m.



Corey Napier, Mayor

Board of Mayor and Aldermen – Minutes of the Meeting
August 14, 2018


Jennifer Jones, Town Recorder