

**MINUTES**  
**CITY COUNCIL MEETING**  
**OCTOBER 4, 2011**

The Jackson, Tennessee, City Council met for their regular monthly meeting on Tuesday, October 4, 2011, at 9:00 a.m. in the George A. Smith Meeting Room at City Hall with Mayor Jerry Gist and Councilmembers Charles “Pepper” Bray; Ernest Brooks II; Harvey Buchanan; David Cisco; Scott Conger; Johnny Dodd; Vicky Foote; Charles Rahm; and Randy Wallace present. Also present was Anita Brooks, recorder of the minutes.

Councilmember Scott Conger gave the invocation and led the audience in the Pledge of Allegiance to the Flag.

The minutes of the September 6, 2011, meeting were approved and signed.

Councilmember Conger thanked City Councilmembers and City of Jackson employees for their condolences on the passing of his grandfather, former Jackson Mayor Robert Conger. Councilmember Conger also recognized members of his Leadership Jackson class who were in the audience.

Mayor Gist proclaimed the month of October 2011 as National Disability Employment Awareness Month and Domestic Violence Awareness Month.

**FIRST READINGS:**

On the motion of Councilmember Brooks, seconded by Councilmember Dodd, unanimous approval was given to an Ordinance to rezone property located on the south side of Ridgecrest Road, just east of Campbell Street from A-O (Agriculture-Open Land) District to O (Office) District and RG-2/PRD (General Residential/Planned Residential

Development) District, comprising 19.64± acres, submitted by Chris Tursky, on behalf of Northwin, LLC.

**SECOND READINGS:**

On the motion of Councilmember Buchanan, seconded by Councilmember Conger, unanimous approval was given to an Ordinance to close and abandon two (2) sections of Farrar Street within the CityWalk Redevelopment Project – section 1 running west 340 feet from Union Avenue to a point, and section 2 running between North Highland Avenue and White Street.

On the motion of Councilmember Cisco, seconded by Councilmember Rahm, unanimous approval was given to an Ordinance to close and abandon a 100 foot section of Wells Street within the CityWalk Redevelopment Project running north from Farrar Street.

**NEW BUSINESS:**

Police Chief Gill Kendrick announced that the City of Jackson Police Department received the following awards and recognition in the state law enforcement challenges:

- Received the Rookie of the Year award in the State of Tennessee as a first time applicant in the 2010-2011 State of Tennessee Law Enforcement Challenge;
- Received the Technology award in the State of Tennessee for the use of technology to achieve the goals and objectives of the program; and
- Received first place in the category of agencies having 201 to 500 police officers in the State of Tennessee.

Chief Kendrick also announced that the Jackson Police Department would receive national recognition at the annual meeting of the International Association of Chiefs of Police in Chicago, Illinois, on Tuesday, October 25, 2011, as a second place winner of agencies having 201 to 500 police officers.

On the motion of Councilmember Dodd, seconded by Councilmember Foote, unanimous approval was given to a lease agreement between the City of Jackson and the Jackson Transit Authority for the occupancy and use of property located at 429 East Main Street.

On the motion of Councilmember Cisco, seconded by Councilmember Dodd, a funding request from Madison County General Sessions Division II Juvenile Court Judge, Christy R. Little, in the amount of \$175,000.00 for the Youth Challenge Program was approved 8-0-1, with Councilmember Foote abstaining. Councilmember Foote expressed concern with the City Council voting every month, since she has been a councilmember, to fund requests from agencies. Judge Christy Little advised that the funds from the city would be used to serve only children who lived in the City of Jackson and would allow them to continue to positively impact the lives of children and protect the city. Amy Jones, Director of Juvenile Court Services, Nick Pappas, Director of Youth Town, and Bart Swift, Madison County Juvenile Court Clerk, were also present.

Councilmember Buchanan made a motion to organize a funding committee comprised of three councilmembers appointed by the Mayor to make recommendations to the City Council, after the committee had screened funding requests from social service agencies and nonprofit agencies. Councilmember Foote seconded the motion and the motion carried.

Mayor Gist introduced the newly appointed interim Fire Chief, Maxie Stewart, Jr., to the audience and to City Councilmembers.

On the motion of Councilmember Dodd, seconded by Councilmember Buchanan, unanimous approval was given to an application for participation in an after school care

snack component (area eligible) Tennessee child and adult care food program (CACFP).

On the motion of Councilmember Rahm, seconded by Councilmember Buchanan, a Zero Tolerance Drug-Free Workplace Policy for the City of Jackson was approved 8-0-1, with Councilmember Brooks abstaining.

On the motion of Councilmember Buchanan, seconded by Councilmember Bray, unanimous approval was given to the following amendments to the City of Jackson Charter, as recommended by the Charter Review Committee:

- Section 3 – Elections: Add a clause to this section which states that no person shall be allowed to seek multiple positions in any single municipal election.
- Section 3 – Elections: A councilmember's change of residency from one district to another will be considered as a vacancy and the rules for appointing a new member be executed.
- Section 3 – Elections: Revise the Charter to state that the person appointed to fill a council seat vacancy shall serve until the next regularly scheduled municipal election instead of the next regularly scheduled general election.
- Section 14 – Mayor and Council: In order to insure that the Mayor's salary is set at an appropriate level to fairly compensate for the responsibility of the office, and is sufficient to continue to attract well-qualified candidates, there shall be a Salary Review Committee to review and make recommendations to the Council on changes to the Mayor's salary for the next term of office. There shall be a five member committee consisting of the vice-mayor, two other councilmembers appointed by the vice-mayor, and two residents of the City of Jackson who are eligible voters, one who is selected by the Council upon recommendation of the vice-mayor, and the other is selected by the Mayor. This committee shall be appointed no later than eighteen (18) months prior to the next regularly scheduled municipal election. This committee shall make a recommendation for adjustment, if necessary, of the Mayor's salary no less than fifteen (15) months preceding the date of the next City election; and in order to insure the Council pay is set at an appropriate level to fairly compensate the Councilmember for the responsibility of the office and is sufficient to continue to attract well-qualified candidates, there shall be a Salary Review Committee to review and make recommendations to the Council on changes to the Councilmembers pay for the next term of office. There shall be a five member committee consisting of the vice-mayor, and four (4) residents of the City of Jackson who are eligible voters,

one (1) who is elected by the Council, and the other three (3) selected by the Mayor. This committee shall be appointed no later than eighteen (18) months prior to the next regularly scheduled municipal election. This committee shall make a recommendation for adjustment, if necessary, of the Council pay no less than fifteen (15) months preceding the date of the next City election.

- Section 47 – Salary: Revise the Charter to read “the salary of the City Judge shall be the same as that of the General Sessions Judge along with annual cost of living adjustments.”
- Section 48 – Clerk of the City Court: Include a salary for the City Court Clerk in this section and set the salary for the City Court Clerk equal to that of the Madison County Juvenile Court Clerk.
- Section 80 – Municipal Civil Service Commission Created; Membership, Qualifications: Revise the sentence regarding qualifications from “No member of the Commission shall be employed in any manner by city, state, county or federal government ...” to read as follows: “Citizens otherwise qualified who work for local independent agencies whose board is appointed by federal, state or local government, such as the Jackson-Madison County Hospital, the Jackson Energy Authority, TVA, that are chartered by the state shall not be considered city or county employees.”

Sammy West, Chairman of the Charter Review Committee, was present and answered questions from councilmembers regarding the Charter recommendations.

On the motion of Councilmember Cisco, seconded by Councilmember Brooks, unanimous approval was given to a Resolution to amend the minutes of the July 5, 2011, City Council meeting to reflect a Fiscal Year 2012 budget amendment for the purchase of equipment for the Police Annex Building instead of a Fiscal Year 2011 budget amendment.

On the motion of Councilmember Buchanan, seconded by Councilmember Bray, unanimous approval was given to a Resolution to approve the submission of the Jackson Housing Authority Community Development Office Fiscal Year 2010-2011 Comprehensive Annual Performance Evaluation Report (CAPER) to the U.S. Department of Housing and Urban Development.

On the motion of Councilmember Conger, seconded by Councilmember Buchanan, unanimous approval was given to the reappointment of Frank Boyd to the Recreation and Parks Board.

On the motion of Councilmember Rahm, seconded by Councilmember Dodd, unanimous approval was given to the reappointment of Leon Cottner to the Housing Board of Adjustments and Appeals.

On the motion of Councilmember Buchanan, seconded by Councilmember Foote, unanimous approval was given to the appointment of Dave Ralston to the Keep Jackson Beautiful Commission.

On the motion of Councilmember Cisco, seconded by Councilmember Foote, unanimous approval was given to the appointment of Danny Wheeler to the Industrial Development Board.

On the motion of Councilmember Buchanan, seconded by Councilmember Conger, unanimous approval was given to the following FY2012 budget amendment requests:

<b>CAPITAL FUND</b>		Current	Amendment	Amended
<i>Revenue:</i>		Budget	Request	Budget
315-36961	Transfer from General Fund	1,651,812	7,000	1,658,812
<b>CAPITAL FUND</b>				
<i>Expenses:</i>				
315-44730-900	Groundskeeping	60,120	7,000	67,120
<b>GENERAL FUND</b>				
<i>Expenses:</i>				
110-41900-761	Transfer to Capital Fund	1,640,320	7,000	1,647,320
110-41900-595	Unanticipated Expenses	284,927.09	-7,000	277,927.09

Funds are being transferred from Unanticipated Expenses to Groundskeeping capital for electric service at Shirlene Mercer Park in the amount of \$4,000 and to install a meter at Centennial Park in the amount of \$3,000.

On the motion of Councilmember Bray, seconded by Councilmember Dodd, unanimous approval was given to the payment of invoices over \$10,000.

There being no further business, the meeting was adjourned.

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JERRY GIST, MAYOR