



June 8, 2017 Board of Commissioners
6:30 PM City Hall – Massie Chambers

Agenda:

1. Call to order by the Mayor.

Prayer

Pledge of Allegiance

2. Roll call by the Recorder.

3. Reading of the minutes of the May 25, 2017 regular meeting of the Board of Commissioners by the Recorder for approval or correction.

4. Comments from citizens.

5. Comments of the City Manager and staff.

6. Reports and comments from committees, members of the Board of Commissioners and other officers.

7. Old Business.

- a. Consider Ordinance 17-897, an ordinance of the City of Goodlettsville, Tennessee amending the fiscal year 2016-2017 budget passed by Ordinance 16-864. **SECOND READING**

- b. Consider Ordinance 17-898, an ordinance of the City of Goodlettsville, Tennessee adopting the annual budget for the fiscal year July 1, 2017 through June 30, 2018. **SECOND READING / PUBLIC HEARING**

8. New Business.

- a. Consider Ordinance 17-899, an ordinance adopting and enacting supplemental and replacement pages for the municipal code of the City of Goodlettsville, Tennessee. **FIRST READING**

- b. Consider Resolution 17-748, a resolution approving a telecommunications attachment and right-of-ways agreement with TN Backhaul Networks, LLC.

- c. Consider Resolution 17-749, a resolution declaring certain property surplus to the needs

of the City of Goodlettsville and calling for its disposal by online auction or any other reasonable manner.

- d. Consider Resolution 17-750, a resolution acknowledging the fiscal year 2017-2018 budget of the City of Goodlettsville Visitors and Tourism Board.

9. Adjournment.

For more information regarding this agenda, please contact the city recorder by email at:

abaker@goodlettsville.gov

A government committed to operating with efficiency and integrity in all we do as we strive to enhance the quality of life for the community we serve.

105 S. Main St.– Goodlettsville, TN 37072–615-851-2200–Fax 615-851-2212

www.goodlettsville.gov

ORDINANCE 17-897
AN ORDINANCE OF THE CITY OF GOODLETTSVILLE, TENNESSEE
AMENDING THE FISCAL YEAR 2016-2017 BUDGET, PASSED
BY ORDINANCE # 16-864

WHEREAS, the City of Goodlettsville adopted the fiscal year 2016-2017 budget by passage of Ordinance #16-864 on May 12, 2016; and

WHEREAS, pursuant to the Tennessee state constitution, Section 24 of Article II, no public money shall be expended except pursuant to appropriations made by law; and

WHEREAS, unanticipated expenditures related to Police Communications 911 system and CAD arose;

WHEREAS, a transfer from the Fleet Fund Balance will be necessary to cover these expenditures;

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE THAT THE FISCAL YEAR 2016-2017 BUDGET BE AMENDED AS FOLLOWS:

General Fund Police Exp. – Capital Outlay (Increase)	\$130,000
Committed Fleet Fund Balance (Decrease)	\$130,000

Mayor

Passed First Reading: _____

Passed Second and Final Reading: _____

City Recorder
APPROVED AS TO FORM AND LEGALITY:

CITY ATTORNEY

ORDINANCE # 17-898

**AN ORDINANCE OF THE CITY OF GOODLETTSVILLE, TENNESSEE,
ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING
JULY 1, 2017 THROUGH JUNE 30, 2018.**

Whereas, *Tennessee Code Annotated* Title 9 Chapter 1 Section 116 requires that all funds of the State of Tennessee and all its political subdivisions shall first be appropriated before being expended and that only funds that are available shall be appropriated; and

Whereas, the Municipal Budget Law of 1982 requires that the governing body of each municipality adopt and operate under an annual budget ordinance presenting a financial plan with at least the information required by that state statute, that no municipality may expend any moneys regardless of the source except in accordance with a budget ordinance and that the governing body shall not make any appropriation in excess of estimated available funds; and

Whereas, the governing body has published the annual operating budget and budgetary comparisons of the proposed budget with the prior year (actual) and the current year (estimated) in a newspaper of general circulation not less than ten (10) days prior to the meeting where the governing body will consider final passage of the budget.

NOW THEREFORE BE IT ORDAINED BY THE CITY OF GOODLETTSVILLE, TENNESSEE BOARD OF COMMISSIONERS AS FOLLOWS:

SECTION 1: That the governing body estimates anticipated revenues of the municipality from all sources to be as follows:

General Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Local Taxes	\$ 10,391,503	\$ 10,510,550	\$ 10,305,000
Intergovernmental Revenue	\$ 2,649,139	\$ 2,299,641	\$ 2,121,000
Fines and Forfeitures	\$ 405,551	\$ 321,529	\$ 328,000
Licenses and Permits	\$ 229,302	\$ 485,934	\$ 322,500
Charges for Services	\$ 316,551	\$ 221,204	\$ 238,500
Other Financing Sources	\$ 432,000	\$ 416,000	\$ -
Transfers from Other Funds	\$ -	\$ -	\$ 152,288
Miscellaneous Revenue	\$ 423,292	\$ 89,175	\$ 60,000
Total Revenue	\$ 14,847,338	\$ 14,344,033	\$ 13,527,288
Fund Balance	\$ 7,530,698	\$ 8,210,512	\$ 8,110,136
Total Available Funds	\$ 22,378,036	\$ 22,554,545	\$ 21,637,424

Drug Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Court Fines and Costs	\$ 22,788	\$ 28,000	\$ 20,000
Miscellaneous	\$ 2,268	\$ 1,898	\$ -
Transfers from General Fund	\$ -	\$ -	\$ -
Total Revenue	\$ 25,056	\$ 29,898	\$ 20,000
Fund Balance	\$ 34,888	\$ 31,804	\$ 55,065
Total Available Funds	\$ 59,944	\$ 61,702	\$ 75,065

Electronic Citation Fee	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Fines and Fees	\$ 10,077	\$ 8,515	\$ 8,500
Miscellaneous Revenue	\$ -	\$ -	\$ -
Total Revenue	\$ 10,077	\$ 8,515	\$ 8,500
Fund Balance	\$ 6,008	\$ 16,085	\$ -
Total Available Funds	\$ 16,085	\$ 24,600	\$ 8,500

Sanitation Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Service Fees	\$ 943,130	\$ 1,004,655	\$ 975,500
Miscellaneous Revenue	\$ 54,778	\$ 66,799	\$ 53,500
Transfer from General Fund	\$ -	\$ -	\$ -
Total Revenue	\$ 997,908	\$ 1,071,454	\$ 1,029,000
Fund Balance	\$ 2,090	\$ 57,590	\$ 192,418
Total Available Funds	\$ 999,998	\$ 1,129,044	\$ 1,221,418

Tourism Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Hotel/Motel Tax	\$ 625,861	\$ 621,252	\$ 650,000
Miscellaneous Revenue	\$ 32,738	\$ 24,477	\$ 21,000
	\$ -	\$ -	\$ -
Total Revenue	\$ 658,599	\$ 645,729	\$ 671,000
Fund Balance	\$ 479,368	\$ 744,622	\$ 738,686
Total Available Funds	\$ 1,137,967	\$ 1,390,351	\$ 1,409,686

Capital Projects Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Grant Revenue	\$ 775,168	\$ 182,365	\$ 11,903,735
Loan Proceeds	\$ -	\$ 153,801	\$ 2,846,199
Transfer from General Fund	\$ 195,000	\$ -	\$ -
Total Revenue	\$ 970,168	\$ 336,166	\$ 14,749,934
Fund Balance	\$ (308,212)	\$ 185,729	\$ 211,857
Total Available Funds	\$ 661,956	\$ 521,895	\$ 14,961,791

Sewer Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Sewer User Fees	\$ 5,723,924	\$ 5,685,870	\$ 5,501,000
Sewer Tap Fees	\$ 130,550	\$ 195,600	\$ 75,000
Other Fees	\$ 41,029	\$ 45,450	\$ 37,000
Non Operating Revenue	\$ 80,464	\$ 73,787	\$ 78,000
Other Financing Sources	\$ -	\$ -	\$ -
Total Revenue	\$ 5,975,967	\$ 6,000,707	\$ 5,691,000

Stormwater Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Utility Fees	\$ 972,130	\$ 973,924	\$ 925,000
Miscellaneous Revenues	\$ 5,598	\$ 7,293	\$ 6,500
Total Revenue	\$ 977,728	\$ 981,217	\$ 931,500
Fund Balance	\$ 1,095,971	\$ 1,480,381	\$ 952,012
Total Available Funds	\$ 2,073,699	\$ 2,461,598	\$ 1,883,512

SECTION 2: That the governing body appropriates from these anticipated revenues and unexpended and unencumbered funds as follows:

General Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
General Government	\$ 2,512,976	\$ 2,583,999	\$ 2,926,042
Public Safety	\$ 7,245,067	\$ 7,153,103	\$ 7,545,470
Hwys and Streets	\$ 1,677,655	\$ 1,973,928	\$ 2,840,441
Parks and Recreation	\$ 1,631,756	\$ 1,613,929	\$ 1,971,332
Debt Service	\$ 905,070	\$ 1,119,450	\$ 929,745
Transfers to Other Funds	\$ 195,000	\$ -	\$ -
Total Appropriations	\$ 14,167,524	\$ 14,444,409	\$ 16,213,030

Drug Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Operating Expenditures	\$ 2,906	\$ 6,637	\$ 10,000
Debt Service	\$ -	\$ -	\$ -
Capital Expenditures	\$ 25,234	\$ -	\$ -
Miscellaneous	\$ -	\$ -	\$ -
Total Appropriations	\$ 28,140	\$ 6,637	\$ 10,000

Electronic Citation Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Operating Expenditures	\$ -	\$ 24,600	\$ -
Miscellaneous	\$ -	\$ -	\$ -
Total Appropriations	\$ -	\$ 24,600	\$ -

Sanitation Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Operating Expenditures	\$ 883,354	\$ 896,625	\$ 944,231
Debt Service	\$ -	\$ -	\$ -
Capital	\$ 59,059	\$ 40,000	\$ 60,000
Total Appropriations	\$ 942,413	\$ 936,625	\$ 1,004,231

Tourism Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Historic Sites	\$ 254,189	\$ 393,665	\$ 378,648
Economic Dev and Tourism	\$ 139,156	\$ 258,000	\$ 332,041
	\$ -	\$ -	\$ -
Total Appropriations	\$ 393,345	\$ 651,665	\$ 710,689

Capital Projects Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Main Street Redevelopment	\$ 417,317	\$ 137,023	\$ 11,120,219
Conference Drive Enhancement	\$ 18,910	\$ 9,308	\$ 390,692
Hwy 31/41 lighting	\$ 40,000	\$ -	\$ 900,000
CMAQ Project-Conference Dr	\$ -	\$ 163,707	\$ 1,836,293
Greenway	\$ -	\$ -	\$ 100,000
LPRF Grant Splash Pad Proj	\$ -	\$ -	\$ 600,000
Miscellaneous	\$ -	\$ -	\$ -
Total Appropriations	\$ 476,227	\$ 310,038	\$ 14,947,204

Sewer Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Operating Expenses	\$ 4,433,448	\$ 4,290,147	\$ 4,817,678
Interest Expense	\$ 210,383	\$ 170,988	\$ 175,000
Payment in Lieu of Tax	\$ 135,525	\$ 135,000	\$ 135,000
Capital	\$ 40,000	\$ 750,000	\$ 2,070,000
Total Appropriations	\$ 4,819,356	\$ 5,346,135	\$ 7,197,678

Stormwater Fund	FY 2016 Actual	FY 2017 Estimated	FY 2018 Proposed
Operating Expenses	\$ 255,082	\$ 209,585	\$ 386,561
Non-Operating Expenses	\$ -	\$ -	\$ -
Capital	\$ 338,232	\$ 1,300,000	\$ 1,480,000
Total Appropriations	\$ 593,314	\$ 1,509,585	\$ 1,866,561

SECTION 3. At the end of the fiscal year 2018, the governing body estimates balances/deficits as follows:

General Fund	\$ 5,424,394
Drug Fund	\$ 65,065
Electronic Citation Fund	\$ 8,500
Sanitation Fund	\$ 217,187
Tourism Fund	\$ 698,997
Stormwater Fund	\$ 16,951
Capital Projects Fund	\$ 14,587

SECTION 4. That the governing body recognizes that the municipality has bonded and other indebtedness as follows:

Bonded or Other Indebtedness	Debt Outstanding 06/30/17	New Debt Issued FY17-18	Debt Redemption	Interest Requirements	Debt Outstanding 06/30/18
Bonds	\$ 6,124,001	\$ -	\$ 774,000	\$ 116,035	\$ 5,350,001
SRLF	\$ 6,114,478	\$ -	\$ 321,878	\$ 171,870	\$ 5,792,600
Notes	\$ -	\$ -	\$ -	\$ -	\$ -
Capital Leases	\$ 1,267,393	\$ -	\$ 521,578	\$ 32,364	\$ 745,815
Other Debt	\$ -	\$ -	\$ -	\$ -	\$ -
	\$ 13,505,872	\$ -	\$ 1,617,456	\$ 320,269	\$ 11,888,416

SECTION 5. During the coming fiscal year the governing body has planned capital projects and proposed funding as follows:

Proposed Capital Projects	Proposed Amount Financed by Appropriations	Proposed Amount Financed by Grants
Main Street Redevelopment	\$ 11,120,219	\$ 8,896,175
Conference Drive Improvements	\$ 390,692	\$ 312,554
Conference Drive CMAQ	\$ 1,836,293	\$ 1,836,293
Greenway	\$ 600,000	\$ -
Hwy 41/Hwy 31 Lighting	\$ 900,000	\$ 450,000
Splash Pad-LPRF	\$ 600,000	\$ 300,000
ADA Compliance	\$ 50,000	\$ -
LED Sign	\$ 24,000	\$ -
Lobby Tile	\$ 10,500	\$ -
Police Fleet Replacement	\$ 152,288	\$ -
CAD Equipment	\$ 20,000	\$ -
Bio Chem Suits and Respirators	\$ 20,000	\$ -
Water Distribution Improvements	\$ 12,000	\$ -
Fitness Area	\$ 60,000	\$ -
Bleachers (Football fields and quad)	\$ 19,295	\$ -
Parks and Rec Master Plan	\$ 75,000	\$ -
Moss Wright Paving	\$ 151,375	\$ -
Asphalt Rejuvenator	\$ 50,000	\$ -
City Street Paving	\$ 800,000	\$ -
City Beautification Projects	\$ 100,000	\$ -
Sidewalk Projects	\$ 750,000	\$ -
Replace logs at Fort (Historic Sites)	\$ 16,700	\$ -
Swap loader beds (Sanitation)	\$ 20,000	\$ -
96 gallon sanitation containers (Sanitation)	\$ 40,000	\$ -
308 Blue Bird Storm Water Project	\$ 175,000	\$ -
Wren Road Storm Water Project	\$ 150,000	\$ -
Rivergate Pkwy Detention Storm Water Project	\$ 125,000	\$ -
Gateway Phase 2 Storm Water Project	\$ 250,000	\$ -
Cementitious Culvert Lining Projects	\$ 150,000	\$ -
Capital Maint and infrastructure repair	\$ 150,000	\$ -
City Hall Drainage Basin Study	\$ 30,000	\$ -
Streambank Stabilization	\$ 150,000	\$ -
Gville Elem Detention Storm Water Project	\$ 300,000	\$ -
Sewer Flow Monitors	\$ 50,000	\$ -
Repl Sewer Pickup Truck (Repl #80 1998)	\$ 30,000	\$ -
Sewer Vac Truck (Repl #88 2001)	\$ 440,000	\$ -
Sewer Rehab Projects	\$ 950,000	\$ -
Madison Creek Sewer Project	\$ 600,000	\$ -
	\$ 21,368,362	\$ 11,795,022

SECTION 6. No appropriation listed above may be exceeded without an amendment of the budget ordinance as required by the Municipal Budget Law of 1982 T.C.A. Section 6-56-208. In addition, no appropriation may be made in excess of available funds except to provide for an actual emergency threatening the health, property or lives of the inhabitants of the municipality and declared by a two-thirds (2/3) vote of at least a quorum of the governing body in accord with Section 6-56-205 of the *Tennessee Code Annotated*.

SECTION 7. Money may be transferred from one appropriation to another in the same fund by the City Manager, subject to such limitations and procedures as it may describe as allowed by Section 6-56-209 of the *Tennessee Code Annotated*. Any resulting transfers shall be reported

to the governing body at its next regular meeting and entered into the minutes.

SECTION 8. A detailed financial plan will be attached to this budget and become part of this budget ordinance. In addition, the published operating budget and budgetary comparisons shown by fund with beginning and ending fund balances and the number of full time equivalent employees required by Section 6-56-206, *Tennessee Code Annotated* will be attached.

SECTION 9. If for any reason a budget ordinance is not adopted prior to the beginning of the next fiscal year, the appropriations in this budget ordinance shall become the appropriations for the next fiscal year until the adoption of the new budget ordinance in accordance with the Section 6-56-210, *Tennessee Code Annotated* provided sufficient revenues are being collected to support the continuing appropriations. Approval of the Director of the Division Local Finance in the Comptroller of the Treasury for a continuation budget will be requested if any indebtedness is outstanding.

SECTION 10. All unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and revert to the respective fund balances.

SECTION 11. This ordinance shall take effect on July 1, 2017, the public welfare requiring it.

Passed First Reading:

Passed Second and Final Reading:

Mayor

Approved as to form and legality:

City Recorder

City Attorney

ORDINANCE NO. 17-899

AN ORDINANCE ADOPTING AND ENACTING SUPPLEMENTAL AND REPLACEMENT PAGES FOR THE MUNICIPAL CODE OF THE CITY OF GOODLETTSVILLE, TENNESSEE.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE, THAT:

Section 1. Ordinances codified. The ordinances and replacement pages contained in Change 2 to the City of Goodlettsville Municipal Code, hereinafter referred to as the "supplement," are incorporated by reference as if fully set out herein and are ordained and adopted as part of the City of Goodlettsville Municipal Code.

Change 2 includes revisions required to the municipal code when considering ordinances and modifications made by the City of Goodlettsville. Code sections affected by these ordinances and modifications contains citations at the end of the code section.

Section 2. Continuation of existing provisions. Insofar as the provisions of the supplement are the same as those of ordinances existing and in force on its effective date, the provisions shall be considered to be continuations thereof and not as new enactments.

Section 3. Penalty clause. Unless otherwise specified, wherever in the supplement, including the codes and ordinances adopted by reference, any act is prohibited or is made or declared to be a civil offense, or whenever in the municipal code the doing of any act is required or the failure to do any act is declared to be a civil offense, the violation of any such provision of the municipal code shall be punished by a civil penalty of not more than fifty dollars (\$50.00) and costs for each separate violation; provided, however, that the imposition of a civil penalty under the provisions of this municipal code shall not prevent the revocation of any permit or license or the taking of other punitive or remedial action where called for or permitted under the provisions of the municipal code or other applicable law. In any place in the supplement the term "it shall be a misdemeanor" or "it shall be an offense" or "it shall be unlawful" or similar terms appears in the context of a penalty provision of this municipal code, it shall mean "it shall be a civil offense." Anytime the word "fine" or similar term appears in the context of a penalty provision of this municipal code, it shall mean "a civil penalty."¹ Each day any violation of the municipal code continues shall constitute a separate civil offense.

Section 6. Severability clause. Each section, subsection, paragraph, sentence, and clause of the municipal code, including the codes and ordinances adopted by reference, is hereby declared to be separable and severable. The invalidity of any section, subsection, paragraph, sentence, or clause in the municipal code shall not affect the validity of any other portion of said code, and only any portion declared to be invalid by a court of competent jurisdiction shall be deleted therefrom.

Section 7. Reproduction and amendment of code. The municipal code shall be reproduced in loose-leaf

¹State law reference

For authority to allow deferred payment of fines, or payment by installments, see Tennessee Code Annotated, § 40-24-101 et seq.

form. The board of commissioners, by motion or resolution, shall fix, and change from time to time as considered necessary, the prices to be charged for copies of the municipal code and revisions thereto. After adoption of the municipal code, each ordinance affecting the code shall be adopted as amending, adding, or deleting, by numbers, specific chapters or sections of said code. Periodically thereafter all affected pages of the municipal code shall be revised to reflect such amended, added, or deleted material and shall be distributed to city officers and employees having copies of said code and to other persons who have requested and paid for current revisions. Notes shall be inserted at the end of amended or new sections, referring to the numbers of ordinances making the amendments or adding the new provisions, and such references shall be cumulative if a section is amended more than once in order that the current copy of the municipal code will contain references to all ordinances responsible for current provisions. One copy of the municipal code as originally adopted and one copy of each amending ordinance thereafter adopted shall be furnished to the Municipal Technical Advisory Service immediately upon final passage and adoption.

Section 8. Construction of conflicting provisions. Where any provision of the supplement is in conflict with any other provision in said supplement or municipal code, the provision which establishes the higher standard for the promotion and protection of the public health, safety, and welfare shall prevail.

Section 9. Code available for public use. A copy of the supplement shall be kept available in the recorder's office for public use and inspection at all reasonable times.

Section 10. Date of effect. This ordinance shall take effect no sooner than fifteen (15) days after first passage thereof, provided that it is read two (2) different days in open session before its adoption, and not less than one week elapses between first and second readings, the welfare of the town requiring it, and the municipal code, including all the codes and ordinances therein adopted by reference, shall be effective on and after that date.

Mayor

Passed 1st reading: _____

Attest:

Passed 2nd reading: _____

City Recorder

Approved as to form and legality

City Attorney

Change 2, May 11, 2017

Ord. #	Subject	Passage	§
LAST ORDINANCE CONSIDERED #13-803			
12-790	Public right-of-way usage (left out of change 1)	11/14/13	§ 9-208
13-804	Public records	10/24/13	T. 20, Ch. 2
13-805	Budget	10/24/13	Not used
13-806	Amending zoning ordinance	12/12/13	§§ 14-204(1)(a)(ii) & 14-206(2)(g)
13-807	Stormwater ordinance	12/12/13	T. 18, Ch. 6
14-808	Adopting & enacting Change 1	02/13/14	Not used
14-809	Budget	02/13/14	Not used
14-810	Call for election to fill commissioner terms	02/13/14	Not used
14-811	Hours of sale of beer	03/13/14	§ 8-211
14-812	U-turns	03/27/14	§ 15-404
14-813	Sprinkler systems	04/10/14	T. 7, Ch. 6
14-814	Budget	05/08/14	Not used
14-815	Annexation	05/22/14	Not used
14-816	Zoning map	05/22/14	Not used
14-817	Zoning - Hotels	05/22/14	§§ 14-201(3)(mm), 14-206(5)(e)(i), 14-220(f)(ii) and Appendix A, Table III
14-818	Budget	06/26/14	Not used
14-819	Zoning - commercial core overlay district	08/14/14	§ 14-206(6)
14-820	Deletion of § 8-116(12)	08/14/14	§ 8-116(12)
14-821	Electronic citation regs & fees	09/11/14	T. 3, Ch. 4
14-822	Property tax rates	10/09/14	Not used
14-823	Meeting dates of parks, rec & tourism board	09/11/14	§ 2-102(7)(a)
14-824	Zoning map	11/13/14	Not used
14-825	Budget	12/11/14	Not used
14-826	Board of zoning appeals also board of construction appeals	12/11/14	§ 14-213(7)(a) FN
14-827	Zoning - Maximum height of structures	01/08/15	T. 14, Appendix A, Table III
14-828	Zoning map	01/08/15	Not used
15-829			
15-830	Stormwater management	02/12/15	T. 18, Ch. 3

Ord. #	Subject	Passage	§
15-831	Minimum seating requirements	02/26/15	§ 8-206
15-832	Intoxicating beverages	02/26/15	§ 2-104
15-833	Collection	02/26/15	§ 5-503
15-834	Zoning - Hotels	04/09/15	§ 14-206(5)(e)(i) & (ii)
15-835	Creation of tree board & policy	05/14/15	T. 20, Ch. 3
15-836	Zoning - Maximum height of structures	06/11/15	T. 14, App. A, Table III
15-837	Zoning - Alternative financial service facilities	06/11/15	§ 14-206(5)
15-838	Budget	06/11/15	Not used
15-839	Fire protection & fireworks & Fire code	06/25/15	§§ 7-102 & 7-201
15-840	Budget	06/25/15	Not used
15-841	Per 4/12/17 email, never received motion to be considered		Not used
15-842	Master lease agreement	07/23/15	Not used
15-843	Zoning map	08/13/15	Not used
15-844	Zoning - Language relative to accessory structures	09/10/15	§§ 14-208(1)(c)(iii) & 14-208(1)(d)(i-x)
15-845	Intoxicating beverages	08/27/15	§ 2-104(4)
15-846	Wastewater connection & capacity fees	08/27/15	Not used (§ 18-106 - FN)
15-847	Beer	09/10/15	T. 8, Ch. 2
15-848	Zoning map	10/22/15	Not used
15-849	Zoning - Amend supplementary district regs	10/22/15	§ 14-208
15-850	Office professional zoning district	11/12/15	§ 14-213(9)(h)(iii) & Appendix A, Table I
15-851	Adopt digital format zoning map	11/12/15	Not used
15-852	Zoning map	01/14/16	Not used
15-853	Budget	01/14/16	Not used
16-854	Street-side parking	01/14/16	§§ 15-601(4) & 15-602(3)
16-855	Zoning map	02/25/16	Not used
16-856	Zoning district	02/25/16	T. 14, App. A
16-857	Zoning - supplemental district regulations	02/25/16	§ 14-208(1)(c)
16-858	Zoning map	02/25/16	Not used
16-859	Zoning - expand interstate sign district map	02/25/16	Not used

Ord. #	Subject	Passage	§
16-860	Call for election to fill commission terms	02/25/16	Not used
16-861	Budget	02/25/16	Not used
16-862	Zoning map	04/04/16	Not used
16-863	Zoning - sign regulations	05/12/16	T. 14, Ch. 3
16-864	Budget	05/12/16	Not used
16-865	Anti-noise regulation	05/26/16	§ 11-301
16-866	Budget	06/23/16	Not used
16-867	Zoning - Donation bin as accessory use	07/14/16	§§ 14-208(1)(c), (d) & (e)
16-868	Zoning - Accessory structures	07/14/16	§ 14-208
16-869	Zoning - Community gardens in commercial zones	07/14/16	§ 14-208(3)(o)
16-870	Zoning map	08/11/16	Not used
16-871	Zoning - roadway access drives	08/11/16	§ 14-208(4)(d)(iii)
16-872	Zoning map	08/25/16	Not used
16-873	Zoning - Provisions for town center area	08/25/16	§ 14-206(6)(m)
16-874	Zoning map	08/25/16	Not used
16-875	Zoning	11/10/16	Not used
16-876	Use of public sewer required	09/08/16	§ 18-102(3)
16-877	Stormwater management	10/13/16	§ § 18-308(2), 18-313
16-878	Budget	10/27/16	Not used
16-879	Sign regulations of zoning ordinance	10/27/16	§§ 14-305(1)(c)(iv) & (v), 14-305(2) and 14-307
16-880	Flood insurance rate maps	12/08/16	§ 14-209(3)(b)
16-881		Tabled	Not used
16-882	Budget	01/12/17	Not used
17-883	Administration & Enforcement & Conditional Use Permits	01/26/17	§ 14-213(9)(f) and Appendix A, Table 1
17-884	Application procedures for site & architectural design	01/26/17	§ 14-208(4)(c)
17-885	Application procedures & building provisions	01/26/17	Not used
17-886	Tourist oriented limited manufacturing activities	01/26/17	§§ 14-201(2), 14-213(9)(f)(vii) and App. A, Table 1
17-887	Public records (amending #13-804)	02/23/17	T. 20, Ch. 2

Ord. #	Subject	Passage	§
17-888	Animal control	04/13/17	T. 10, Ch. 1
17-889	Visitors and tourism board	03/23/17	T. 2, Ch. 3
17-890	Zoning map	03/23/17	Not used
17-891	Director of parks & recreation	04/13/17	T. 2, Ch. 1
17-892	Electronic citation regulations & fees	04/13/17	T. 2, Ch. 2
17-893	Zoning -	04/27/17	§ 14-208(4)
17-894	Zoning Map	05/11/17	Not used

RESOLUTION NO. 17-748

A RESOLUTION APPROVING A TELECOMMUNICATIONS ATTACHMENT AND RIGHT-OF-WAYS AGREEMENT WITH TN BACKHAUL NETWORKS, LLC.

WHEREAS, it has been determined to be in the best interest of the City of Goodlettsville to enter into an agreement with TN Backhaul Networks, LLC for telecommunications attachments and right-of-way accessibility.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE THAT THE EXECUTION OF AN AGREEMENT WITH TN BACKHAUL NETWORKS, LLC IS AUTHORIZED AND EXHIBIT I ATTACHED HERETO.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION IS EFFECTIVE UPON ADOPTION, THE WELFARE OF THE CITIZENS OF GOODLETTSVILLE REQUIRING IT.

Passed: June 8, 2017

Mayor

Attest:

City Recorder

Approved as to Form and Legality:

City Attorney

RIGHTS-OF-WAY AGREEMENT

This Rights-of-Way Agreement ("Agreement") is entered into between the City of Goodlettsville, Tennessee ("City") and TN Backhaul Networks, LLC ("TNBN") and its successors and assigns.

WHEREAS, TNBN wishes to access certain portions of the public rights-of-way within the City's territorial boundaries ("Rights-of-Way") to provide communications services; and

WHEREAS, the City wishes to enable TNBN to provide those services to benefit its residents;

NOW, THEREFORE, the parties agree as follows:

1. TNBN's use of the Rights-of-Way will be to install, maintain, operate, repair, modify, replace, and/or remove from time to time certain communications facilities ("Facilities") which are used for the purpose of providing communications services. Facilities may include antennas, radios, wireless microwave and other backhaul equipment, fiber optic cables, conduit, ducts, control boxes, vaults, poles, cables, power sources, and/or other equipment, structures, appurtenances, and improvements.
2. TNBN's use of the Rights-of-Way will be consistent with the City's rights-of-way management regulations and all applicable local, state and federal laws and regulations.
3. To recoup the City's costs for issuing permits for TNBN to install a new pole and attach Facilities to such pole, TNBN shall pay to the City a one-time permit fee in the amount of \$100.00 for each such new pole. Other than as required pursuant to Paragraph 4 hereof, TNBN shall not be obligated to pay any other fees, whether one-time or recurring.
4. TNBN will obtain any other permits and pay any other fees applicable to TNBN's use of the Rights-of-Way only as required under the City's rights-of-way management regulations and/or any other applicable local, state or federal regulation, including, without limitation, those designed to protect structures in the Rights-of-Way, to ensure the proper restoration of the Rights-of-Way and any structures located therein, to provide for protection and the continuity of pedestrian and vehicular traffic, and otherwise to protect the safety of the public's utilization of the Rights-of-Way.
5. In accordance with the City's regulations, TNBN will submit to the City design drawings and specifications of the Facilities and their proposed locations within the Rights-of-Way.
6. TNBN may remove one or more Facilities from time to time during the term, in which event TNBN shall provide advance notice thereof to the City and TNBN shall have no further obligations or liability (including for the payment of any applicable fees) in connection therewith.
7. Facilities shall not physically interfere with or cause harmful interference to the City's existing radio facilities located on City poles. The City shall not physically interfere with or cause harmful interference to Facilities installed by TNBN. TNBN shall coordinate with the City on any maintenance of City poles so as not to obstruct or impede the City's performance of such maintenance. TNBN shall provide the City with a telephone number that the City can contact to request TNBN's coordination pursuant to this paragraph.
8. The term of this Agreement shall be for ten (10) years commencing on the date hereof, and shall automatically renew for four (4) additional five (5) year periods thereafter, unless TNBN notifies the City of its intent not to renew at least ninety (90) days prior to the end of the then current term. Notwithstanding the foregoing, either party may terminate this Agreement in the event a party materially breaches a provision herein and the breach is not cured within sixty (60) days after receipt of written notice thereof from the non-breaching party. If the

nature of the breach reasonably requires more than sixty (60) days to cure, the breaching party will not be in default hereunder if such party promptly commences such cure and is diligently pursuing the same.

9. Notwithstanding anything contained in this Agreement to the contrary, TNBN shall not be required to obtain any permit, pay any fee or be subject to any requirement or condition that does not generally apply to all other occupants of the Rights-of-Way.
10. If any federal, state, or local laws or regulations (including, but not limited to, those issued by the Federal Communications Commission or its successor agency) and any binding judicial interpretations thereof (collectively, "Laws") that govern any aspect of the rights or obligations of the parties under this Agreement shall change after the effective date and such change makes any aspect of such rights or obligations inconsistent with the then-effective Laws, then the parties agree to promptly amend the Agreement as reasonably required to accommodate and/or ensure compliance with any such legal or regulatory change.
11. TNBN shall indemnify, defend, and hold harmless, the City and its elected officials, employees, officers, and directors ("Indemnitees"), from and against any and all costs, claims, liens, damages, losses, expenses, fees, fines, penalties, proceedings, actions, demands, causes of action, liability and suits of any kind and nature, including but not limited to, personal or bodily injury, death, and property damage, made upon or incurred by the City and arising out of a third-party claim to the extent that such third-party claim is caused by any negligent acts or omissions of TNBN while in the exercise of the rights or performance of the duties under this Agreement. The indemnity provided for in this paragraph shall not apply to any liability resulting or arising from the negligence of the City or an Indemnitee. The City shall give prompt written notice to TNBN of any claim for which the City seeks indemnification. TNBN shall have the right to investigate, defend, and compromise these claims with prompt notice to the City's attorney.
12. Neither party shall be liable for consequential, indirect, or punitive damages (including lost revenues, loss of equipment, interruption or loss of service, or loss of data) for any cause of action, whether in contract, tort, or otherwise, even if the party was or should have been aware of the possibility of these damages, whether under theory of contract, tort (including negligence), strict liability, or otherwise.
13. TNBN shall obtain and maintain in full force and effect for the duration of this Agreement Commercial General Liability insurance and Commercial Automobile Liability insurance covering TNBN against any and all claims, injury or damage to persons or property, both real and personal, caused by the construction, erection, operation, or maintenance of the Facilities, in an amount not less than One Million Dollars (\$1,000,000) per occurrence (combined single limit), including bodily injury and property damage, and in an amount not less than Two Million Dollars (\$2,000,000) annual aggregate for each personal injury liability; statutory workers' compensation and employer's liability insurance in an amount not less than One Million Dollars (\$1,000,000). The insurance policies shall name the City, as an additional insured, with the exception of the workers' compensation policy. TNBN shall furnish copies of the required certificate of insurance to the City. TNBN will provide the City with thirty (30) days' prior written notice of cancellation.
14. City of Goodlettsville shall permit TNBN the rights to attach one (1) cellular unit on a traffic signal pole and to also install and cover all ongoing costs of a streetlight on said pole. The City of Goodlettsville will be responsible for maintenance of said light.
15. TNBN is to pay \$360.00 per attachment annually to the City of Goodlettsville for the rights to be in city owned right-of-way.
16. Notices required by this Agreement may be given by registered or certified mail by depositing the same in the United States mail, postage prepaid, or by commercial overnight courier. Either party shall have the

right, by giving written notice to the other, to change the address at which its notices are to be received. Until any such change is made, notices shall be delivered as follows:

If to City:

City of Goodlettsville
Address _____

Attn: _____

With a copy to:

City of Goodlettsville
Address _____

Attn: _____

If to TNBN:

TN Backhaul Networks, LLC
Attn: Legal Department
660 Newport Center Drive
Suite 200
Newport Beach, CA 92660

With a copy to:

TN Backhaul Networks, LLC
Attn: Asset Management
660 Newport Center Drive
Suite 200
Newport Beach, CA 92660

17. The provisions of this Agreement shall be construed under, and in accordance with, the laws of the State of Tennessee, without regard to its conflict-of-laws principles, and all obligations of the parties created hereunder shall be performed in the County in which the City is located. Therefore, in the event any court action is brought directly or indirectly by reason of this Agreement, the courts of such County shall have jurisdiction over the dispute and venue shall be in such County.
18. If any law, ordinance, regulation, or court decision renders any provision of this Agreement invalid, the remaining provisions shall remain in full force and effect. The failure of either party to enforce its rights under this Agreement at any time for any period shall not be construed as a waiver of such rights. This Agreement is the complete and exclusive statement of the parties' agreement with respect to the subject matter and supersedes all other oral and written agreements or communications between the parties prior to the execution of this Agreement relating to this subject matter. This Agreement will not be deemed to provide third parties with any remedy, claim, right of action or other right. This Agreement may be executed and delivered in multiple counterparts, each of which is an original.
19. This Agreement shall take effect on the date that is the later of the dates on which each of the parties have executed this Agreement.

[Remainder of page intentionally left blank; signature page to follow.]

IN WITNESS WHEREOF, the duly authorized representatives of the parties hereto have executed this Agreement as of the dates below.

CITY OF GOODLETTSVILLE

TN BACKHAUL NETWORKS, LLC

Signature _____

Signature _____

Name _____

Name _____

Title _____

Title _____

Date _____

Date _____

RESOLUTION NO. 17-749

A RESOLUTION DECLARING CERTAIN PROPERTY SURPLUS TO THE NEEDS OF THE CITY OF GOODLETTSVILLE AND CALLING FOR ITS DISPOSAL BY ONLINE AUCTION OR ANY OTHER REASONABLE MANNER.

WHEREAS, occasionally, the City of Goodlettsville owns property that is no longer of use or has value for its intended use; and,

WHEREAS, The City of Goodlettsville foresees no future need or use of said property; and,

WHEREAS, The City of Goodlettsville desires to dispose of said property;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE THAT PROPERTY LISTED IN EXHIBIT 1 OF THIS RESOLUTION IS DECLARED TO BE SURPLUS PROPERTY.

BE IT FURTHER RESOLVED THAT SAID PROPERTY SHALL BE DISPOSED OF BY ONLINE AUCTION OR ANY OTHER MEANS IN ACCORDANCE WITH STATE LAW AND THE CITY'S PURCHASING POLICY.

THIS RESOLUTION IS EFFECTIVE UPON ADOPTION, THE WELFARE OF THE CITIZENS OF GOODLETTSVILLE REQUIRING IT.

Adopted: June 8, 2017

MAYOR

CITY RECORDER

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

EXHIBIT 1
SURPLUS PROPERTY (RESOLUTION 17-749)

1998 Cadillac DeVille 4 door white VIN# 1G6KD54Y3WU727731 Drug Seizure

RESOLUTION NO. 17-750

A RESOLUTION ACKNOWLEDGING THE FISCAL YEAR 2017-2018 BUDGET OF THE CITY OF GOODLETTSVILLE VISITORS AND TOURISM BOARD.

WHEREAS, the City of Goodlettsville Board of Commissioners approved the Fiscal Year 2017-2018 Budget by adoption of Ordinance 17-898; and,

WHEREAS, included in the Fiscal Year 2017-2018 Budget is funding allocated to the operation of visitors and tourism duties as required by directed by the Visitors and Tourism Board; and,

WHEREAS, the Visitors and Tourism Board has unanimously approved an operational budget for fiscal year 2017-2018 and now present it to the City of Goodlettsville Board of Commissioners for acknowledgement.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE THAT THE BUDGET OF THE VISITORS AND TOURISM BOARD IS ACKNOWLEDGED AND ATTACHED HERETO AS EXHIBIT 1.

THIS RESOLUTION SHALL TAKE EFFECT FROM AND AFTER ITS ADOPTION, THE WELFARE OF THE CITY OF GOODLETTSVILLE REQUIRING IT.

Mayor

Date adopted: _____

Attest

City Recorder

Approved as to form and legality

Exhibit 1

**City of Goodlettsville
Visitors and Tourism
Fiscal Year 2017-2018 Operational Budget**

Salaries 1.5 Positions \$89,000.00

Employee Benefits \$37,380.00

Supplies \$ 7,000.00

Marketing \$19,100.00

Travel & Education \$10,000.00

TOTAL \$162,480.00