
**CITY OF GALLATIN
COUNCIL MEETING**

April 5, 2016

6:00 pm

**Dr. J. Deotha Malone
Council Chambers**

- Call to Order – Mayor Brown
- Invocation
- Pledge of Allegiance – Councilman Camp
- Roll Call: Alexander – Brackenbury – Camp – Vice Mayor Hayes – Kemp – Mayberry – Overton
- Approval of Minutes: March 1, 2016 City Council Meeting; March 15, 2016 City Council Meeting
- Public Recognition on Agenda-Related Items
- Mayor’s Comments

AGENDA

1. **Second Reading Ordinance No. O16Ø3-16** Ordinance appropriating 2016 General Obligation Bond in the amount of \$12,203,285.45 **(Councilman Mayberry)**
2. **Second Reading Ordinance No. O16Ø3-17** Ordinance appropriating \$74,400 received from the State of Tennessee for training supplements **(Councilman Mayberry)**
3. **First Reading Ordinance No. O16Ø4-19** Ordinance appropriating \$4,161.90 from revenue received for insurance recoveries **(Vice Mayor Hayes)**
4. **First Reading Ordinance No. O16Ø4-20** Ordinance appropriating \$120,000 for the construction of bike lanes on Airport Road **(Councilman Camp)**
5. **First Reading Ordinance No. O16Ø4-21** Ordinance to vacate and abandon easement for Ingress/Egress, Map/Parcel 111/001.001. **(Councilman Camp)**
6. **Resolution No. R16Ø3-15** Resolution authorizing Mayor to execute a feasibility cost share agreement with the U.S. Army Corps of Engineers for the East Camp Creek Basin Flood Study **(Councilwoman Kemp)**
7. **Resolution No. R16Ø4-16** Resolution establishing Street Light Policy for the City of Gallatin, Tennessee **(Councilman Overton)**
8. **Discussion of Liberty Branch Park** **(Mayor Brown)**

- Other Business
- Public Recognition on Non-Agenda-Related Items
- Adjourn

City of Gallatin City Council Meeting

March 1, 2016

The Gallatin City Council met in regular session on Tuesday, March 1, 2016 in the Dr. J. Deotha Malone Council Chambers Gallatin City Hall. Mayor Paige Brown called the meeting to order at 6:00 P.M. Councilman Ed Mayberry led the opening prayer and Councilwoman Julie Brackenbury led the Pledge of Allegiance.

City Recorder Connie Kittrell called the roll and the following were present.

Present:

Mayor Paige Brown
Councilman John D. Alexander
Councilwoman Julie Brackenbury
Councilman Steve Camp
Vice Mayor Craig Hayes
Councilwoman Anne Kemp
Councilman Ed Mayberry
Councilman Jimmy Overton

Absent:

Others Present

Zach Wilkinson, Public Works Director
Gallatin News, Reporter
David Brown, Leisure Services Dir.
News Examiner, Reporter
Connie Kittrell, City Recorder
David Gregory, Public Utilities Dir.
Brad Simpson, Engineering Dept.
Debbie Johnson, Human Resource Dir.

Rachel Nichols, Finance Director
Susan High-McAuley, City Attorney
Don Bandy, Police Chief
Bill McCord, City Planner
Lori Smiley, IT Director
Chuck Stuart, Building Codes Dir.
Tommy Dale, Assistant Fire Chief
James Fenton, EDA Director

Approval of Minutes

Mayor Brown presented the February 2, 2016 Council Meeting minutes for approval. Councilman Overton made motion to approve; Councilwoman Kemp seconded. Motion carried with 6 ayes and 0 nays.

Public Recognition on Agenda Related Items

Mayor Brown opened public recognition on agenda related items and with no one wishing to speak mayor closed public recognition.

Councilman Alexander entered the meeting at this time.

Mayor's Comments

- Mayor Brown stated the new census numbers are 34,487 and this offers the potential for \$488,244 in revenue per year. There is a lunch planned for the Council members and everyone that helped with the census.
- The downtown crosswalks will be repaired the week of March 14 - March 20 and Highway 25 will be closed from Water to Boyers.

Agenda

1. Ordinance #O1602-8 - Public Hearing

Vice Mayor Hayes presented this ordinance of the City of Gallatin, Sumner County, Tennessee, rezoning two (2) parcels (Tax Map 124/ /Parcels 046.01 and 046.02) totaling 61.48 (+/-) acres, from Planned General Commercial (PGC) to the Multiple Residential and Office (MRO) Zoning District, located north of Bison Trail and west of Big Station Camp Boulevard, and approving an amendment to the Hidden Creek Preliminary Master Development Plan for the Hidden Creek-Parkside Builders Residential Subdivision, authorizing the revision to be indicated on the Official Zoning Atlas; repealing conflicting ordinances; providing for severability, and providing for an effective date.

Mayor opened the public hearing and with no one wishing to speak the public hearing was closed.

2. Ordinance #O1602-9 - Public Hearing

Councilman Alexander presented this ordinance of the City of Gallatin, Sumner County, Tennessee, rezoning a 2.37 (+/-) parcel (Tax Map 126G, Group A, Parcel

011.00), located at 554 West Main Street, from the Commercial Services (CS) Zoning District to the Planned General Commercial (PGC) Zoning District and approving a Preliminary Master Development Plan for Volunteer State Bank, authorizing the revision to the indicated on the Official Zoning Atlas; repealing conflicting ordinances; providing for severability, and providing for an effective date.

Mayor opened the public hearing and with no one wishing to speak the public hearing was closed.

3. Ordinance #O1602-10 – Second Reading

Councilwoman Kemp presented this ordinance appropriating \$407,557 for Sewer Rehabilitation Contract 212.

Councilwoman Kemp made motion to approve; Councilman Alexander seconded. Motion carried with 7 ayes and 0 nays.

4. Ordinance #O1602- 12 – Second Reading

Councilman Mayberry presented this ordinance appropriating funds for improvements of railroad crossing located on S.R. 25 (Red River Road), W. Eastland Avenue, and S.R. 25 (Hartsville Pike).

Councilman Mayberry made motion to approve; Councilwoman Brackenbury seconded. Motion carried with 7 ayes and 0 nays.

5. Ordinance #O1602-11 – First Reading

Councilwoman Brackenbury presented this ordinance appropriating additional funds in the amount of \$1,500,000.00 for natural gas line extensions under existing contract “Contract 2014 Annual Natural Gas Line Construction”.

Councilwoman Brackenbury made motion to approve; Councilman Overton seconded. Motion carried with 7 ayes and 0 nays.

6. Ordinance #O1602-13 – First Reading

Councilman Camp presented this ordinance amending Gallatin Municipal Code Chapter 3, Alcoholic Beverages, Sec. 3-158 Permit Required for Engaging in Beer Business, amending the ordinance relative to Class IV, Special Event Permits and establishing a Downtown District.

Councilman Camp made motion to approve; Councilman Hayes seconded.

City Attorney Susan High-McAuley stated there was one minor revision; language added to confirm that consumption of alcoholic beverages is not a violation of the open container ordinance in Municipal Code 12-23 in the downtown district during a special event if a permit has been issued.

Councilman Overton asked Ms. High-McAuley if the beer board has the authority to deny a permit if the police department has concerns. Ms. High-McAuley stated that beer permits are not automatic; the beer board must issue the permit.

Mayor called for the vote. Motion carried with 6 ayes and Councilman Mayberry voted nay.

7. Ordinance #O1603-14 - First Reading

Councilman Overton presented this ordinance appropriating \$12,000.00 for paving parking lot at Cedar Grove Lake Access.

Councilman Overton made motion to approve; Councilman Alexander seconded. Motion carried with 7 ayes and 0 nays.

8. Ordinance #O1603-15 - First Reading

Councilwoman Kemp presented this ordinance appropriating \$3,086.22 from Water/Sewer Reserves to reimburse the owner of property located at 124 North Water Avenue, also known as 127 J.G. Bradley Place, Gallatin for damages caused by a water line break.

Councilwoman Kemp made motion to approve; Councilman Overton seconded. Motion carried with 7 ayes and 0 nays.

9. Resolution #R1603-11

Councilman Overton presented this resolution honoring the memory of Mr. Tommy Garrott with the addition of his name to the Gallatin Civic Center.

Councilman Overton made motion to approve; Councilwoman Brackenbury seconded. Motion carried with 7 ayes and 0 nays.

Other Business

Mayor Brown called for other business.

- Mayor presented a road closure application from Station Camp High School for a 5K Fundraiser. They are requesting to close from Lower Station Camp Creek Road from Saundersville Road to Greenway Entrance or Lower Station Camp Creek. This event is Saturday, April 9, 2016 from 8:30 AM – 11:30 AM.

Councilman Overton made motion to approve; Councilwoman Kemp seconded. Motion carried with 7 ayes and 0 nays.

- Mayor informed Council that the Gallatin Rotary Club is requesting the dining room fees be waived for the “Top 30 Banquet” for Gallatin High School.

Councilman Overton made motion to waive the fees; Councilwoman Brackenbury seconded. Motion carried with 7 ayes and 0 nays.

Councilman Mayberry and Councilman Camp disclosed they are both members of that Rotary Club.

- Councilman Overton said that Mr. Homer Bradley asked him to announce the Morningside Chili Cook-off on March 17th from 11:00 AM to 1:00 PM. The cost is \$5.00 and all money collected will go the Sumner County Food Bank.
- Councilman Overton requested an update on the sign ordinance. City Planner Bill McCord stated the sign ordinance will go the Planning Commission in April. Mr. McCord stated he is currently understaffed; his Planner II is out, there have been heavy agenda’s the last several months and his Administrative Assistant is out on medical leave.
- Councilman Alexander spoke on behalf of some of the clergy in the community and thanked Police Chief Don Bandy for the recent community meetings.
- Councilman Mayberry announced the World Day of Prayer is this Friday at the Winchester Baptist Church at 12:00 Noon.
- EDA Director James Fenton provided a handout to Council that shares the activities of his active projects. Mr. Fenton gave information on the progress with new jobs and the branding survey. Mr. Fenton said there is a new road in the Industrial Park that allows another in/out.

- Councilman Alexander requested a list of city job openings from Human Resource Director Debbie Johnson. He also asked for a nationality ratio for each department.

Public Recognition on Non-Agenda Related Items

Mayor Brown called for public recognition on non-agenda related items and there were none.

Adjourn

Councilman Overton made motion to adjourn; Councilman Alexander seconded. Motion carried with 7 ayes and 0 nays.

Mayor Brown adjourned the meeting at 6:24 P.M.

Mayor Paige Brown

City Recorder Connie Kittrell

City of Gallatin City Council Meeting

March 15, 2016

The Gallatin City Council met in regular session on Tuesday, March 15, 2016 in the Dr. J. Deotha Malone Council Chambers Gallatin City Hall. Mayor Paige Brown called the meeting to order at 6:00 P.M. Pastor Tyrone Douglas led the opening prayer and Councilwoman Julie Brackenbury led the Pledge of Allegiance.

City Recorder Connie Kittrell called the roll and the following were present.

Present:

Mayor Paige Brown
Councilman John D. Alexander
Councilwoman Julie Brackenbury
Councilman Steve Camp
Vice Mayor Craig Hayes
Councilwoman Anne Kemp
Councilman Ed Mayberry
Councilman Jimmy Overton

Absent:

Others Present

Zach Wilkinson, Public Works Director
Gallatin News, Reporter
David Brown, Leisure Services Dir.
News Examiner, Reporter
Connie Kittrell, City Recorder
David Gregory, Public Utilities Dir.
Brian Reifschneider, Engineering Dept.
Debbie Johnson, Human Resource Dir.

Rachel Nichols, Finance Director
Susan High-McAuley, City Attorney
Don Bandy, Police Chief
Bill McCord, City Planner
Lori Smiley, IT Director
Donnie Sullivan, Building Codes Dept.
Victor Williams, Fire Chief
James Fenton, EDA Director

Approval of Minutes

Mayor Brown presented the February 16, 2016 Council Meeting minutes for approval. Councilman Overton made motion to approve; Councilman Alexander seconded. Motion carried with 7 ayes and 0 nays.

Public Recognition on Agenda Related Items

Mayor Brown stated there is a request to postpone Item #1. and send Item #12. back to the next work session.

Councilman Overton made motion to approve; Councilwoman Brackenbury seconded. Motion carried with 7 ayes and 0 nays.

Mayor Brown opened public recognition on agenda related items and with no one wishing to speak mayor closed public recognition.

Mayor's Comments

- Mayor Brown requested thoughts and prayers for Councilwoman Anne Kemp following the death of her husband.
- Mayor Brown also announced the passing of George Offitt and asked everyone to remember his family during this time.
- Mayor Brown welcomed new Fire Chief Victor Williams and invited everyone to a welcome reception planned for next Tuesday night at the Main Fire Station.

Agenda

1. Ordinance #O1602-8 - Second Reading

Vice Mayor Hayes presented this ordinance of the City of Gallatin, Sumner County, Tennessee, rezoning two (2) parcels (Tax Map 124/ /Parcels 046.01 and 046.02) totaling 61.48 (+/-) acres, from Planned General Commercial (PGC) to the Multiple Residential and Office (MRO) Zoning District, located north of Bison Trail and west of Big Station Camp Boulevard, and approving an amendment to the Hidden Creek Preliminary Master Development Plan for the Hidden Creek-Parkside Builders Residential Subdivision, authorizing the revision to be indicated on the Official Zoning Atlas; repealing conflicting ordinances; providing for severability, and providing for an effective date.

This item was postponed.

2. Ordinance #O1602-9 - Second Reading

Councilman Alexander presented this ordinance of the City of Gallatin, Sumner County, Tennessee, rezoning a 2.37 (+/-) parcel (Tax Map 126G, Group A, Parcel 011.00), located at 554 West Main Street, from the Commercial Services (CS) Zoning District to the Planned General Commercial (PGC) Zoning District and approving a Preliminary Master Development Plan for Volunteer State Bank, authorizing the revision to the indicated on the Official Zoning Atlas; repealing conflicting ordinances; providing for severability, and providing for an effective date.

Councilman Alexander made motion to approve; Councilwoman Brackenbury seconded.

Councilman Overton disclosed that he has an indirect conflict because he works for Volunteer State Bank but he will vote on this item.

Mayor called for the vote. Motion carried with 7 ayes and 0 nays.

3. Ordinance #O1602-11 - Second Reading

Councilwoman Brackenbury presented this ordinance appropriating additional funds in the amount of \$1,500,000.00 for natural gas line extensions under existing contract "Contract 2014 Annual Natural Gas Line Construction".

Councilwoman Brackenbury made motion to approve; Councilwoman Kemp seconded. Motion carried with 7 ayes and 0 nays.

4. Ordinance #O1602-13 - Second Reading

Councilman Camp presented this ordinance amending Gallatin Municipal Code Chapter 3, Alcoholic Beverages, Sec. 3-158 Permit Required for Engaging in Beer Business, amending the ordinance relative to Class IV, Special Event Permits and establishing a Downtown District.

Councilman Camp made motion to approve; Councilman Overton seconded. Motion carried with 6 ayes and Councilman Mayberry voted nay.

5. Ordinance #O1603-14 - Second Reading

Councilman Overton presented this ordinance appropriating \$12,000.00 for paving parking lot at Cedar Grove Lake Access.

Councilman Overton made motion to approve; Councilwoman Brackenbury seconded. Motion carried with 7 ayes and 0 nays.

6. Ordinance #O1603-15 – Second Reading

Councilwoman Kemp presented this ordinance appropriating \$3,086.22 from Water/Sewer Reserves to reimburse the owner of property located at 124 North Water Avenue, also known as 127 J.G. Bradley Place, Gallatin for damages caused by a water line break.

Councilwoman Kemp made motion to approve; Councilman Alexander seconded. Motion carried with 7 ayes and 0 nays.

7. Ordinance #O1603-16 – First Reading

Councilman Mayberry presented this ordinance appropriating 2016 General Obligation Bond in the amount of \$12,203,285.45.

Councilman Mayberry made motion to approve; Councilman Alexander seconded. Motion carried with 7 ayes and 0 nays.

8. Ordinance #O1603-17 – First Reading

Councilman Mayberry presented this ordinance appropriating \$74,400 received from the State of Tennessee for training supplements.

Councilman Mayberry made motion to approve; Councilman Camp seconded. Motion carried with 7 ayes and 0 nays.

9. Resolution #R1603-12

Vice Mayor Hayes presented this resolution authorizing donation of filing cabinets to the City of Westmoreland.

Vice Mayor Hayes made motion to approve; Councilwoman Brackenbury seconded. Motion carried with 7 ayes and 0 nays.

10. Resolution #R1603-13

Councilman Overton presented this resolution establishing a Right-of-Way Acquisition and Relocation Policy for the City to follow for the Nichols Lane Extension Project.

Councilman Overton made motion to approve; Councilwoman Brackenbury seconded. Motion carried with 7 ayes and 0 nays.

11. Resolution #R1603-14

Councilman Overton presented this resolution approving the Gallatin Housing Authority's proposed public housing plan for Sumner Gardens Apartments.

Councilman Overton made motion to approve; Councilman Alexander seconded. Motion carried with 7 ayes and 0 nays.

12. Resolution #R1603-15

Councilwoman Kemp presented this resolution authorizing Mayor to execute a Feasibility Cost Share Agreement with the U.S. Army Corps. of Engineers for the East Camp Creek Basin Flood Study.

This item was moved to the next work session.

Other Business

Mayor Brown called for other business.

- Councilwoman Brackenbury announced the Kentucky Derby party "The Run for Rose Mont" on Saturday, May 7th from 4:00 – 7:00 P.M. at Historic Rose Mont.
- Mayor Brown provided Council with the sales tax revenue and informed them of the 8.6% increase from last year.
- Councilman Overton thanked everyone for their support and participation in the Gallatin Chamber of Commerce Foundation Shamrock Run event held last Saturday.
- EDA Director James Fenton extended an invitation to City Council and everyone that helped in the census to a Thank You Luncheon on Wednesday, Thursday and Friday in the City Hall kitchen at Noon.
- Councilman Mayberry reminded Council members of the 32 new positions requested in this year's budget. Mayor Brown added that the budget process has begun.
- Councilwoman Brackenbury requested Council members and Department Heads sign a Get Well card for Mr. Joe Debord.

Public Recognition on Non-Agenda Related Items

Mayor Brown called for public recognition on non-agenda related items and there were none.

Adjourn

Councilman Alexander made motion to adjourn; Vice Mayor Hayes seconded. Motion carried with 7 ayes and 0 nays.

Mayor Brown adjourned the meeting at 6:21 P.M.

Mayor Paige Brown

City Recorder Connie Kittrell

ORDINANCE APPROPRIATING 2016 GENERAL OBLIGATION BOND
IN THE AMOUNT OF \$12,203,285.45

BE IT ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, that the sum of \$11,040,000 is hereby appropriated from the 2016 GO Bond Proceeds, account 313-36920, and \$1,163,285.45 is hereby appropriated from the 2016 GO Bond Premium, account 313-36910, for the following projects:

- Albert Gallatin Ave/Hattentrack Rd, 31441670-931-46, \$6,000,000.00
- S Water improvements (Smith - Maple), 31441670-931-73, \$1,500,000.00
- Airport & Coles Ferry Roads intersection, 31441670-931-152, \$500,000.00
- Anthony St drainage, 31441670-934-43, \$500,000.00
- Fire Hall #5 construction, 31442220-922, \$1,800,000.00
- Airport Rd (Gregory Dr - Hartsville Pk), 31441670-931-161, \$500,000.00
- Additional paving list, 31441670-931-35, \$180,000.00
- Bond expenses, 31441670-692, \$123,145.50
- Bond premium available, 31441670-693, \$1,100,139.95; and

BE IT FURTHER ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, that this Ordinance shall take effect from and after its final passage, the public welfare requiring such.

PASSED FIRST READING: March 15, 2016.

PASSED SECOND READING:

MAYOR PAIGE BROWN

ATTEST:

APPROVED AS TO FORM:

CONNIE KITTRELL

SUSAN HIGH-MCAULEY

CITY RECORDER

CITY ATTORNEY

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

3/8/2016

DEPARTMENT: Finance

AGENDA #

SUBJECT:

Appropriate 2016 GO Bond

SUMMARY:

Ordinance to appropriate funds received from 2016 GO bond sale for various projects

RECOMMENDATION:

approve

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

ORDINANCE APPROPRIATING \$74,400 RECEIVED FROM
THE STATE OF TENNESSEE FOR TRAINING SUPPLEMENTS

BE IT ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, that the sum of \$74,400 is hereby appropriated from revenues received from the State of Tennessee Training Supplement, account # 110-33420, to the Police Department Training Supplement account, #11042110-129, for post certified officer supplements in the amount of \$40,800 and to the Fire Department Training Supplement account, 11042220-129, in the amount of \$33,600, and;

BE IT FURTHER ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, that this Ordinance shall take effect from and after its final passage, the public welfare requiring such.

PASSED FIRST READING: March 15, 2016.

PASSED SECOND READING:

MAYOR PAIGE BROWN

ATTEST:

CONNIE KITTRELL
CITY RECORDER

APPROVED AS TO FORM:

SUSAN HIGH-MCAULEY
CITY ATTORNEY

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

3/8/2016

DEPARTMENT: Finance

AGENDA #

SUBJECT:

Appropriate State of TN training supplement

SUMMARY:

Ordinance to appropriate State police and fire training supplements

RECOMMENDATION:

approve

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

ORDINANCE APPROPRIATING
\$4,161.90 FROM REVENUE RECEIVED FOR INSURANCE RECOVERIES

BE IT ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, that the sum of \$4,161.90 is hereby appropriated from revenue received from Insurance Recoveries, account #110-36350, to Park Maintenance, account #11044720-942.

BE IT FURTHER ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, that this Ordinance shall take effect from and after its final passage, the public welfare requiring such.

PASSED FIRST READING: _____

PASSED SECOND READING: _____

MAYOR PAIGE BROWN

ATTEST:

CONNIE KITTRELL
CITY RECORDER

APPROVED AS TO FORM:

SUSAN HIGH-MCAULEY
CITY ATTORNEY

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

03/22/2016

DEPARTMENT: Leisure Services

AGENDA #

SUBJECT:

Appropriating revenue from insurance recoveries.

SUMMARY:

Appropriate funds from insurance recoveries to LSV Park Maintenance.

RECOMMENDATION:

Approval

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

ORDINANCE APPROPRIATING \$120,000 FOR THE CONSTRUCTION OF BIKE LANES ON AIRPORT ROAD

WHEREAS, The City of Gallatin entered into two SIA Grant agreements with TDOT for roadway construction and improvements to Airport Road: PIN 112818.00 Industrial Access Road Serving Sumner County Regional Airport and PIN 119592.00 State Industrial Access Road Serving ABC and Other Industries.

WHEREAS, The City of Gallatin’s Major Thoroughfare Plan calls for the construction of bike lanes on all future road projects for Airport Road. The SIA Grant money for both projects will not cover the cost of the bike lanes. TDOT has agreed to include the construction of the bike lanes as a part of the projects if the City contributes \$120,000 to cover those costs.

NOW THEREFORE BE IT ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, that the sum of \$120,000 is hereby appropriated from the Undesignated Fund Balance of the General Fund for the construction of bike lanes along Airport Road.

BE IT FURTHER ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, that the sum of \$120,000 be appropriated to account number 11041670-931-169, Airport Rd Bike Lanes.

BE IT FURTHER ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, that this Ordinance shall take effect on final passage, the public welfare requiring such.

PASSED FIRST READING:

PASSED SECOND READING:

MAYOR PAIGE BROWN

ATTEST:

CONNIE KITTRELL
CITY RECORDER

APPROVED AS TO FORM:

SUSAN HIGH-MCAULEY
CITY ATTORNEY

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

March 22, 2016

DEPARTMENT: Engineering

AGENDA # 2

SUBJECT:

Ordinance to Appropriate \$120,000 for the Construction of Bike Lanes on Airport Rd

SUMMARY:

The City entered into two SIA Grant agreements with TDOT for roadway construction and improvements to Airport Road: PIN 112818.00 Industrial Access Road Serving Sumner County Regional Airport and PIN 119592.00 State Industrial Access Road Serving ABC and Other Industries.

While TDOT was preparing the environmental documents it was noted the need for bike lanes in the Categorical Exclusion (Environmental Document) due to the City's Major Thoroughfare Plan calling for the construction of bike lanes on all future road projects for Airport Road. The cost for bike lanes is not something that can be covered by the SIA Grant funds. However, TDOT has agreed to include the construction in the project if the City would fund it. Therefore, this ordinance is being brought to City Council in order to appropriate \$120,000 to contribute to the construction of the bike lanes.

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

ORDINANCE TO VACATE AND ABANDON EASEMENT FOR INGRESS/EGRESS,
MAP/PARCEL 111/001.001.

WHEREAS, the Gallatin Department of Electricity needs TVA to place transmission lines over property owned by the City of Gallatin. At the time of purchase of the property an ingress/egress easement existed on the property for the City and Gallatin Department of Electricity to be able to access property; and

WHEREAS, The Gallatin Department of Electricity requests that the ingress/egress easement on City land, as described in Exhibit A, purchased by the Gallatin Department of Electricity, be vacated and abandoned. TVA is not allowed to place transmission structures within an easement. By abandoning the easement, TVA will be allowed to place poles in the middle of the 100' strip of land. Ingress and egress is no longer needed as the City now owns the property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF GALLATIN,
TENNESSEE:

Section 1. That the portion of the Ingress/Egress Easement, as described in the attached EXHIBIT "A" is wholly vacated and abandoned.

Section 2. That the Mayor is authorized to execute any and all documents necessary to effectuate the terms of this agreement.

BE IT FURTHER ORDAINED BY THE CITY OF GALLATIN, TENNESSEE,
that this ordinance shall take effect on final passage, the public welfare requiring such.

PASSED FIRST READING:

PASSED SECOND READING:

MAYOR PAIGE BROWN

ATTEST:

CONNIE KITTRELL
CITY RECORDER

APPROVED AS TO FORM:

SUSAN HIGH-MCAULEY
CITY ATTORNEY

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

March 22, 2016

DEPARTMENT: Engineering

AGENDA # 3

SUBJECT:

Ordinance to Vacate an Ingress/Egress Easement

SUMMARY:

An ordinance will be handed out vacating an Ingress/Egress Easement. The Electric Department has requested this easement be abandoned in order for TVA to install power lines that will service the Industrial Center.

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

RESOLUTION AUTHORIZING MAYOR TO EXECUTE A FEASIBILITY COST SHARE AGREEMENT WITH THE U.S. ARMY CORPS OF ENGINEERS FOR THE EAST CAMP CREEK BASIN FLOOD STUDY

WHEREAS, The City of Gallatin previously entered into a Federal Interest Determination Agreement with the U.S. Army Corps of Engineers to determine interest in a feasibility study for flood risk management at East Camp Creek Basin. The City now must now sign the Feasibility Cost Share Agreement for this study. The cost share is 50-50 and is estimated to cost the City \$610,000 over the course of 4 fiscal years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF GALLATIN, TENNESSEE, that the City will enter into a 50-50 cost share agreement with the U.S. Army Corps of Engineers for the flood risk management feasibility study for the East Camp Creek Basin.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the Feasibility Cost Share Agreement with the U.S. Army Corps of Engineers upon approval of the agreement from the City Attorney.

BE IT FURTHER RESOLVED that this Resolution shall take effect from and after its final passage, the public welfare requiring such.

IT IS SO ORDERED.

AYE:

NAY:

ABSTAIN:

DATE:

MAYOR PAIGE BROWN

APPROVED AS TO FORM:

ATTEST:

CONNIE KITTRELL
CITY RECORDER

SUSAN HIGH-MCAULEY
CITY ATTORNEY

AGREEMENT
BETWEEN
THE DEPARTMENT OF THE ARMY
AND
The City of Gallatin, TN
FOR THE
Gallatin Flood Risk Management Study

THIS AGREEMENT is entered into this _____ day of _____, _____, by and between the Department of the Army (hereinafter the “Government”), represented by the U.S. Army Engineer, Nashville District (hereinafter the “District Engineer”) and the City of Gallatin, TN (hereinafter the “Non-Federal Sponsor”), represented by the Mayor.

WITNESSETH, THAT:

WHEREAS, Section 205 of the Flood Control Act of 1948, Public Law 80-858, as amended (33 U.S.C. 701s; hereinafter “Section 205”) authorizes a feasibility study for flood risk management at East Camp Creek Basin, Gallatin, TN;

WHEREAS, Section 105(a) of the Water Resources Development Act of 1986, Public Law 99-662, as amended (33 U.S.C. 2215(a)), specifies the cost-sharing requirements; and

WHEREAS, the Government and the Non-Federal Sponsor have the full authority and capability to perform in accordance with the terms of this Agreement.

NOW, THEREFORE, the parties agree as follows:

ARTICLE I - DEFINITIONS

A. The term “Study” means the activities and tasks required to identify and evaluate alternatives and the preparation of a decision document that, as appropriate, recommends a coordinated and implementable solution for flood risk management at East Camp Creek Watershed at Gallatin, TN.

B. The term “shared study costs” means all costs incurred by the Government and Non-Federal Sponsor after the effective date of this Agreement that are directly related to performance of the Study and cost shared in accordance with the terms of this Agreement. The term includes, but is not necessarily limited to, the Government’s costs for preparing the PMP; for plan formulation and evaluation, including costs for economic, engineering, real estate, and environmental analyses; for preparation of a floodplain management plan if undertaken as part of the Study; for preparing and processing the decision document; for supervision and administration; for Agency Technical Review and other review processes

required by the Government; and for response to any required Independent External Peer Review; and the Non-Federal Sponsor's creditable costs for in-kind contributions. The term does not include any costs for dispute resolution; for participation in the Study Coordination Team; for audits; for an Independent External Peer Review panel, if required; or for negotiating this Agreement. The term also does not include the first \$100,000 of costs for the Study incurred by the Government, whether before or after execution of this Agreement.

C. The term "PMP" means the project management plan, and any modifications thereto, developed in consultation with the Non-Federal Sponsor, that specifies the scope, cost, and schedule for Study activities and tasks, including the Non-Federal Sponsor's in-kind contributions, and that guides the performance of the Study.

D. The term "in-kind contributions" means those planning activities (including data collection and other services) that are integral to the Study and would otherwise have been undertaken by the Government for the Study and that are identified in the PMP and performed or provided by the Non-Federal Sponsor after the effective date of this Agreement and in accordance with the PMP.

E. The term "maximum Federal study cost" means the \$1,500,000 Federal cost limit for the Study, unless the Government has approved a higher amount, and includes the first \$100,000 of costs for the Study incurred by the Government.

F. The term "fiscal year" means one year beginning on October 1st and ending on September 30th of the following year.

ARTICLE II - OBLIGATIONS OF THE PARTIES

A. In accordance with Federal laws, regulations, and policies, the Government shall conduct the Study using funds appropriated by the Congress and funds provided by the Non-Federal Sponsor. The Non-Federal Sponsor shall perform or provide any in-kind contributions in accordance with applicable Federal laws, regulations, and policies.

B. The Non-Federal Sponsor shall contribute 50 percent of the shared study costs in accordance with the provisions of this paragraph and provide required funds in accordance with Article III.

1. After considering the estimated amount of credit for in-kind contributions, if any, that will be afforded in accordance with paragraph C. of this Article and the first \$100,000 of the costs incurred by the Government that are excluded from shared costs, the Government shall provide the Non-Federal Sponsor with a written estimate of the amount of funds required from the Non-Federal Sponsor for the remainder of the initial fiscal year of the Study. No later than 15 calendar days after such notification, the Non-Federal Sponsor shall provide the full amount of such funds to the Government.

2. No later than August 1st prior to each subsequent fiscal year of the Study, the Government shall provide the Non-Federal Sponsor with a written estimate of the amount of funds required from the Non-Federal Sponsor during that fiscal year. No later than September 1st prior to that fiscal year, the Non-Federal Sponsor shall provide the full amount of such required funds to the Government.

C. The Government shall include in the shared study costs and credit towards the Non-Federal Sponsor's share of such costs, the costs, documented to the satisfaction of the Government, that the Non-Federal Sponsor incurs in providing or performing in-kind contributions, including associated supervision and administration, after the effective date of this Agreement. Such costs shall be subject to audit in accordance with Article VI to determine reasonableness, allocability, and allowability, and crediting shall be in accordance with the following procedures, requirements, and limitations:

1. As in-kind contributions are completed and no later than 60 calendar day after such completion, the Non-Federal Sponsor shall provide the Government appropriate documentation, including invoices and certification of specific payments to contractors, suppliers, and the Non-Federal Sponsor's employees. Failure to provide such documentation in a timely manner may result in denial of credit. The amount of credit afforded for in-kind contributions shall not exceed the Non-Federal Sponsor's share of the shared study costs.

2. No credit shall be afforded for interest charges, or any adjustment to reflect changes in price levels between the time the in-kind contributions are completed and credit is afforded; for the value of in-kind contributions obtained at no cost to the Non-Federal Sponsor; for any items provided or performed prior to completion of the PMP; or for costs that exceed the Government's estimate of the cost for such item if it had been performed by the Government.

D. To the extent practicable and in accordance with Federal laws, regulations, and policies, the Government shall afford the Non-Federal Sponsor the opportunity to review and comment on solicitations for contracts prior to the Government's issuance of such solicitations; proposed contract modifications, including change orders; and contract claims prior to resolution thereof. Ultimately, the contents of solicitations, award of contracts, execution of contract modifications, and resolution of contract claims shall be exclusively within the control of the Government.

E. The Non-Federal Sponsor shall not use Federal Program funds to meet any of its obligations under this Agreement unless the Federal agency providing the funds verifies in writing that the funds are authorized to be used for the Study. Federal program funds are those funds provided by a Federal agency, plus any non-Federal contribution required as a matching share therefor.

F. Except as provided in paragraph C. of this Article, the Non-Federal Sponsor shall not be entitled to any credit or reimbursement for costs it incurs in performing its responsibilities under this Agreement.

G. In carrying out its obligations under this Agreement, the Non-Federal Sponsor shall comply with all the requirements of applicable Federal laws and implementing regulations, including, but not limited to: Title VI of the Civil Rights Act of 1964 (P.L. 88-352), as amended (42 U.S.C. 2000d), and Department of Defense Directive 5500.11 issued pursuant thereto; the Age Discrimination Act of 1975 (42 U.S.C. 6102); and the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), and Army Regulation 600-7 issued pursuant thereto.

H. If Independent External Peer Review (IEPR) is required for the Study, the Government shall conduct such review in accordance with Federal laws, regulations, and policies. The Government's costs for an IEPR panel shall not be included in the shared study costs or the maximum Federal study cost.

I. In addition to the ongoing, regular discussions of the parties in the delivery of the Study, the Government and the Non-Federal Sponsor may establish a Study Coordination Team to discuss significant issues or actions. The Government's costs for participation on the Study Coordination Team shall not be included in the shared study costs, but shall be included in calculating the maximum Federal study cost. The Non-Federal Sponsor's costs for participation on the Study Coordination Team shall not be included in the shared study costs and shall be paid solely by the Non-Federal Sponsor without reimbursement or credit by the Government.

ARTICLE III - PAYMENT OF FUNDS

A. As of the effective date of this Agreement, the shared study costs are projected to be \$1,220,000, with the Government's share of such costs projected to be \$610,000 and the Non-Federal Sponsor's share of such costs projected to be \$610,000. These amounts are estimates only that are subject to adjustment by the Government and are not to be construed as the total financial responsibilities of the Government and the Non-Federal Sponsor.

B. The Government shall provide the Non-Federal Sponsor with quarterly reports setting forth the estimated shared study costs and the Government's and Non-Federal Sponsor's estimated shares of such costs; costs incurred by the Government, using both Federal and Non-Federal Sponsor funds, to date; the amount of funds provided by the Non-Federal Sponsor to date; the estimated amount of any creditable in-kind contributions; and the estimated remaining cost of the Study.

C. The Non-Federal Sponsor shall provide to the Government required funds by delivering a check payable to "FAO, USAED, LRN H3" to the District Engineer, or verifying to the satisfaction of the Government that the Non-Federal Sponsor has

deposited such required funds in an escrow or other account acceptable to the Government, with interest accruing to the Non-Federal Sponsor, or by providing an Electronic Funds Transfer of such required funds in accordance with procedures established by the Government.

D. The Government shall draw from the funds provided by the Non-Federal Sponsor to cover the non-Federal share of the shared study costs as those costs are incurred. If the Government determines at any time that additional funds are needed from the Non-Federal Sponsor to cover the Non-Federal Sponsor's required share of the shared study costs, the Government shall provide the Non-Federal Sponsor with written notice of the amount of additional funds required. Within 60 calendar days of such notice, the Non-Federal Sponsor shall provide the Government with the full amount of such additional funds.

E. Upon conclusion of the Study and resolution of all relevant claims and appeals, the Government shall conduct a final accounting and furnish the Non-Federal Sponsor with the written results of such final accounting. Should the final accounting determine that additional funds are required from the Non-Federal Sponsor, the Non-Federal Sponsor, within 60 calendar days of written notice from the Government, shall provide the Government with the full amount of such additional funds. Should the final accounting determine that the Non-Federal Sponsor has provided funds in excess of its required amount, the Government shall refund the excess amount, subject to the availability of funds. Such final accounting does not limit the Non-Federal Sponsor's responsibility to pay its share of shared study costs, including contract claims or any other liability that may become known after the final accounting.

ARTICLE IV - TERMINATION OR SUSPENSION

A. Upon 30 calendar days written notice to the other party, either party may elect at any time, without penalty, to suspend or terminate future performance of the Study. Furthermore, unless an extension is approved by the Assistant Secretary of the Army (Civil Works), the Study will be terminated if a Detailed Project Report is not completed for the Study within 3 years after the effective date of this Agreement.

B. In the event of termination, the parties shall conclude their activities relating to the Study. To provide for this eventuality, the Government may reserve a percentage of available funds as a contingency to pay the costs of termination, including any costs of resolution of contract claims, and resolution of contract modifications.

C. Any suspension or termination shall not relieve the parties of liability for any obligation previously incurred. Any delinquent payment owed by the Non-Federal Sponsor pursuant to this Agreement shall be charged interest at a rate, to be determined by the Secretary of the Treasury, equal to 150 per centum of the average bond equivalent rate of the 13 week Treasury bills auctioned immediately prior to the date on which such

payment became delinquent, or auctioned immediately prior to the beginning of each additional 3 month period if the period of delinquency exceeds 3 months.

ARTICLE V - DISPUTE RESOLUTION

As a condition precedent to a party bringing any suit for breach of this Agreement, that party must first notify the other party in writing of the nature of the purported breach and seek in good faith to resolve the dispute through negotiation. If the parties cannot resolve the dispute through negotiation, they may agree to a mutually acceptable method of non-binding alternative dispute resolution with a qualified third party acceptable to the parties. Each party shall pay an equal share of any costs for the services provided by such a third party as such costs are incurred. The existence of a dispute shall not excuse the parties from performance pursuant to this Agreement.

ARTICLE VI - MAINTENANCE OF RECORDS AND AUDIT

A. The parties shall develop procedures for the maintenance by the Non-Federal Sponsor of books, records, documents, or other evidence pertaining to costs and expenses for a minimum of three years after the final accounting. The Non-Federal Sponsor shall assure that such materials are reasonably available for examination, audit, or reproduction by the Government.

B. The Government may conduct, or arrange for the conduct of, audits of the Study. Government audits shall be conducted in accordance with applicable Government cost principles and regulations. The Government's costs of audits for the Study shall not be included in shared study costs, but shall be included in calculating the maximum Federal study cost.

C. To the extent permitted under applicable Federal laws and regulations, the Government shall allow the Non-Federal Sponsor to inspect books, records, documents, or other evidence pertaining to costs and expenses maintained by the Government, or at the request of the Non-Federal Sponsor, provide to the Non-Federal Sponsor or independent auditors any such information necessary to enable an audit of the Non-Federal Sponsor's activities under this Agreement. The costs of non-Federal audits shall be paid solely by the Non-Federal Sponsor without reimbursement or credit by the Government.

ARTICLE VII - RELATIONSHIP OF PARTIES

In the exercise of their respective rights and obligations under this Agreement, the Government and the Non-Federal Sponsor each act in an independent capacity, and neither is to be considered the officer, agent, or employee of the other. Neither party shall provide, without the consent of the other party, any contractor with a release that

waives or purports to waive any rights a party may have to seek relief or redress against that contractor.

ARTICLE VIII - NOTICES

A. Any notice, request, demand, or other communication required or permitted to be given under this Agreement shall be deemed to have been duly given if in writing and delivered personally or mailed by certified mail, with return receipt, as follows:

If to the Non-Federal Sponsor:

Office of the Mayor
132 West Main Street
Gallatin, TN 37066

If to the Government:

U.S. Army Corps of Engineers, Nashville District
Project Manager
110 9th Avenue South, Room A405
Nashville, Tn 37203

B. A party may change the recipient or address for such communications by giving written notice to the other party in the manner provided in this Article.

ARTICLE IX - CONFIDENTIALITY

To the extent permitted by the laws governing each party, the parties agree to maintain the confidentiality of exchanged information when requested to do so by the providing party.

ARTICLE X - THIRD PARTY RIGHTS, BENEFITS, OR LIABILITIES

Nothing in this Agreement is intended, nor may be construed, to create any rights, confer any benefits, or relieve any liability, of any kind whatsoever in any third person not a party to this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, which shall become effective upon the date it is signed by the District Engineer.

DEPARTMENT OF THE ARMY

City of Gallatin, Tennessee

BY: _____
Stephen F. Murphy
Lieutenant Colonel, U.S. Army
District Engineer

BY: _____
Paige Brown, Mayor
City of Gallatin

DATE: _____

DATE: _____

CERTIFICATE OF AUTHORITY

I, _____, do hereby certify that I am the principal legal officer of the City of Gallatin, TN, that the City of Gallatin, TN is a legally constituted public body with full authority and legal capability to perform the terms of the Agreement between the Department of the Army and the City of Gallatin, TN in connection with the Gallatin Flood Risk Management Study, and to pay damages, if necessary, in the event of the failure to perform in accordance with the terms of this Agreement and that the persons who have executed this Agreement on behalf of the City of Gallatin, TN have acted within their statutory authority.

IN WITNESS WHEREOF, I have made and executed this certification this _____ day of _____ 20__.

Susan High-McAuley
City of Gallatin Attorney

CERTIFICATION REGARDING LOBBYING

The undersigned certifies, to the best of his or her knowledge and belief that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Paige Brown
City of Gallatin, Mayor

DATE: _____

**NON-FEDERAL SPONSOR'S
SELF-CERTIFICATION OF FINANCIAL CAPABILITY
FOR AGREEMENTS**

I, Paige Brown, do hereby certify that I am the Chief Financial Officer of the City of Gallatin, TN (the "Non-Federal Sponsor"); that I am aware of the financial obligations of the Non-Federal Sponsor for the Gallatin Flood Risk Management Study; and that the Non-Federal Sponsor has the financial capability to satisfy the Non-Federal Sponsor's obligations under the Feasibility Cost Share Agreement.

IN WITNESS WHEREOF, I have made and executed this certification this _____ day of

BY: _____

TITLE: City of Gallatin, Mayor

DATE: _____

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

March 22, 2016

DEPARTMENT: Engineering

AGENDA # 1

SUBJECT:

East Camp Creek Watershed Section 205 (Town Creek Flood Reduction)

SUMMARY:

This item was first placed on the March 8th Council Work Session. Lacey Thomason with the US Army Corps of Engineers came and made a short presentation. It moved forward to the March 15th Council Meeting where it was deferred back to Council Work Session.

March 8th Blue Sheet Summary: The USACOE is at a point to propose the Feasibility Cost Share Agreement (attached) for the design for improvements to reduce flooding along Town Creek in the downtown area of Gallatin. The draft project management plan is available for viewing in the Engineering Office or can be emailed if requested. Attached is an excerpt from the draft PMP that contains a funding summary for the project.

The USACOE will make a presentation of the project at the meeting.

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

RESOLUTION ESTABLISHING STREET LIGHTING POLICY FOR THE CITY OF GALLATIN, TENNESSEE

WHEREAS, the City of Gallatin received numerous street lighting requests from citizens and business owners; and

WHEREAS, the policy will streamline and organize requests making the policy more advantageous for the City of Gallatin and also the requestor; and

NOW THEREFORE BE IT RESOLVED BY THE CITY OF GALLATIN, TENNESSEE, that the Street Lighting Policy attached to this Resolution as Exhibit A is hereby approved and adopted; and

BE IT FURTHER RESOLVED BY THE CITY OF GALLATIN, TENNESSEE, that this Resolution shall take effect from and after its final passage, the public welfare requiring such.

IT IS SO ORDERED.

PRESENT AND VOTING

AYE: _____

NAY: _____

DATED: _____.

MAYOR PAIGE BROWN

ATTEST:

CONNIE KITTRELL, CITY RECORDER

APPROVED AS TO FORM:

SUSAN HIGH-MCAULEY, CITY ATTORNEY

City of Gallatin TN
Department of Risk Management, Engineering, Police Department & Gallatin Electric
Street Light Policy

I. PURPOSE:

The purpose of this policy is to establish a consistent and standardized process to be used by the City of Gallatin to determine the placement of streetlights beyond normal installation standards. The policy is intended to provide a procedure for review and approval/denial of additional streetlight requests.

Public streetlights are not designed to light private property, nor to provide home security improvements that are the private homeowner's responsibility. Security lights requested for protection of private property should be made directly to the Gallatin Department of Electricity (GDE), and the applicant is responsible for installation, operation and maintenance costs. Also, residents have the option to install their own outdoor lighting systems for security.

II. STATEMENT OF POLICY:

The purpose of public street lights is intended to ensure the safety of vehicular and pedestrian traffic. Initial installation of public streetlights in new developments is regulated by the GDE Engineering Department. Streetlights will be installed in accordance with a GDE approved street light plan and shall use City approved decorative light standards and heads on underground installation. See GDE's decorative street light specs for all installation details.

Any streetlights requested outside of new developments shall be as follows:

Streetlights should be placed along streets and roads where increased lighting is necessary for the safety of motor and pedestrian traffic. In general, streetlights may be considered at the following locations:

1. Intersections.
2. Dangerous curves or significant changes in the roadway, whether they are horizontal or vertical.
3. Between intersections where the spacing of lights exceeds 1000 feet. Street lights between intersections should generally be located near property lines and near fire hydrants.
4. Street locations with a high motor vehicle accident history.
5. Street locations where potentially hazardous or unsafe road conditions have been identified.
6. Other areas with a high accident history.

The City will not be responsible for streetlights that are installed to illuminate private property or private driveways.

The City will not be responsible for decorative streetlights requested. The citizen or Home Owners Association (HOA) will be responsible to incur any charges for parts and labor associated with anything above the standard streetlight.

III. OBJECTIVE CRITERIA FOR CONSIDERATION:

Street lighting is a discretionary action. The City of Gallatin will consider roadway safety, capital and on-going operational and maintenance costs, excess lighting (i.e. lighting pollution) onto nearby homes, and energy consumption when making recommendations and decisions about new streetlight installations.

IV. POLICY FOR APPROVAL:

Requests for additional streetlights will be evaluated by the GDE, Engineering Department and Gallatin Police Chief (or their designees), based on the following objective criteria:

1. The streetlight is needed to improve the safety of the motoring public as described in Purpose above;
2. Other methods of increasing safety such as the use of signs, reflectors and paint do not produce sufficient warning;
3. Improve safety of pedestrian crossings; and
4. Budgetary constraints.

V. PROCEDURE FOR EVALUATION OF NEED AND APPROVAL:

The process for approval for installation of a streetlight will begin in one of two ways: Citizen Request, and ongoing City Review of Need.

A. Citizen Request

1. Requests for streetlights may be made by residents, business operators, institutions, and other interested parties.
2. The request will be forwarded to the Risk Management Coordinator of Gallatin. The Gallatin Department of Electricity and the Gallatin Police Chief (or their designees) will conduct an evaluation of the streetlight application, prepare a report of the location's characteristics, and potential hazards and unsafe road conditions of the location and submit the report and recommendation to the Risk Management Coordinator.
3. If the request is denied, the city will inform the citizen making the request. The citizen has the right to appeal the decision to the City Council.
4. If the request is approved, the Risk Management Coordinator shall direct the order for a new streetlight to the Gallatin Department of Electricity and will inform the citizen making the request.
5. The actual date of installation will be determined by funds budgeted annually for street lighting.

The City will not be responsible for decorative street lights requested. The citizen or Home Owners Association (HOA) will be responsible to incur any charges for parts and labor associated with anything above the standard streetlight.

B. City Review of Need

1. GDE, the City Engineer or the Police Chief (or their designees) may identify streetlight needs at locations identified from routine patrol as areas in need of future streetlight installation, and forward those reports to the Risk Management Coordinator.
2. The Risk Management Coordinator will discuss with the Police Chief (or their designee) and GDE to weigh the criteria and considerations described above in this policy; The Police Chief (or their designee) will finalize a recommendation, and make a determination.
3. If the Police Department approves the addition of the location, the report will be directed to the Gallatin Department of Electricity to arrange for the installation or reactivation.

VI. APPLICATION:

Any person requesting a streetlight shall do so by completing the attached application and mailing or faxing it to:

City of Gallatin
Risk Management / City Attorney's office
132 West Main Street Room 212
Gallatin, TN 37066
Facsimile 615-230-0657

VII. EQUIPMENT:

1. GDE will determine the type and installation details of the lighting, including determining the: luminaire type, wattage, mounting height, light distribution pattern, and in the case of multiple lights an installation pattern.
2. LED lights will be required on all new installations.
3. Existing poles will be used whenever possible.



STREET LIGHT REQUEST FORM

Name: _____
Last First Middle Initial

Address: _____
Street

City, State, Zip Code

Home Telephone No: _____ **Cell Phone No:** _____

E-mail Address: _____ **Date:** _____

Address/location of requested street light: _____

Is there a safety concern? If so, please explain: _____

Please return application to:
City of Gallatin
Risk Management / City Attorney's office
132 West Main Street Room 212
Gallatin, TN 37066

Gallatin Department of Electricity - Approved Not Approved Date: _____

Notes: _____

Gallatin Police Department - Approved Not Approved Date: _____

Notes: _____

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

March 22, 2016

DEPARTMENT: City Attorney/Risk Management

AGENDA #

SUBJECT:

Street Lighting Policy

SUMMARY:

The City of Gallatin continues to receive numerous street light requests from citizens and businesses. Risk Management, Engineering, Mayor's office, Gallatin Police Department and Gallatin Electric had a meeting to develop a street lighting policy. This policy is to streamline the requests made and allow for a more organized method for the requests and recommendations.

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

-----Original Message-----

From: Barton, Myles A LRN [REDACTED]
Sent: Tuesday, March 22, 2016 2:24 PM
To: Rosemary Bates (EDA)
Subject: RE: Liberty Branch Park

Good Afternoon Rosemary,

The Corps has reviewed the City's suggested development plan and only has one minor comment: as opposed to the proposed beach area, the Corps prefers to see this area restored with wetland vegetation.

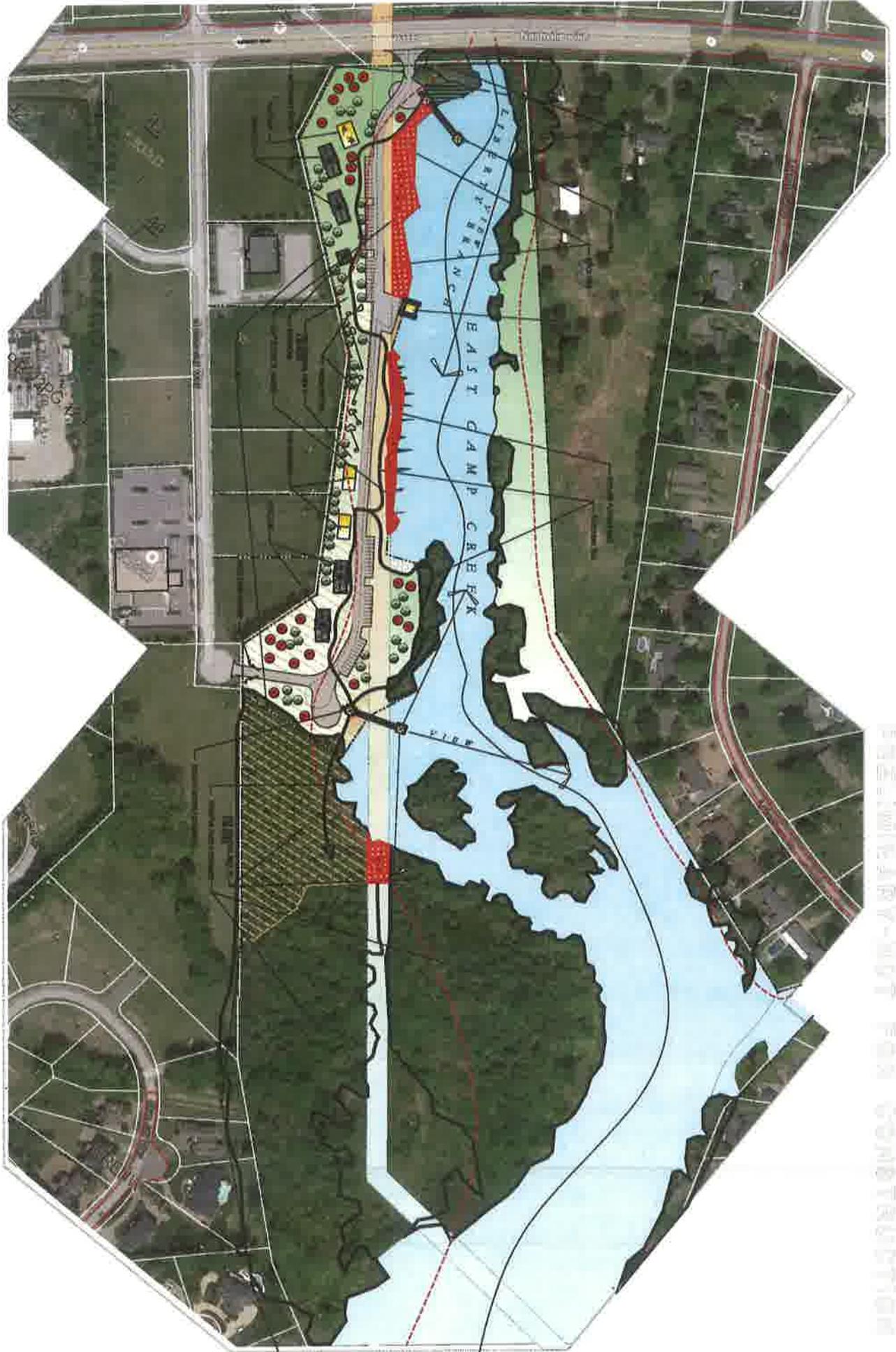
As for the restoration plan, the Corps has created a suggested plant list that includes species, size, quantity and cost in an effort to assist the city as much as possible. I believe you may be happy to hear that our estimated costs for the trees is around \$6k. This would include trees for mitigation within the lease area and outside the lease area. We also increased the number of trees to be planted within the lease area from 56+/- to 80. These additional trees are shown as red on the attached map. As for the replanting area outside the lease area, we are requiring 400 stems per acre, so that would be roughly 1200 stems for the 3 +/- acres outside the lease area. We will require a 70% survival rate for the trees planted with a minimum of a two year monitoring period.

I look forward to seeing the City's updated restoration/development plan by April 8, 2016. This will allow for us to move forward with the Environmental Assessment and meet a target date of September 1, 2016 for approvals. That should allow the city plenty of time to prepare for the upcoming planting season.

Please let me know if you have any questions and/or need to discuss further.

Thanks,

Myles Barton
[REDACTED]



LIBERTY BRANCH RECREATION AREA



Overview

C1.0

DESIGNED BY: HILL GROUP
 PREPARED BY: T. SHERMAN
 DATE: 11/16/2011

**ROTARY PARK
 AT LIBERTY BRANCH**
 Liberty Branch Recreation Area
 Gallatin Tennessee



DESIGN
 HILL GROUP



Wetland Areas
 * Area is not planted as dense as typical to allow fishing from the bank to be more assessable

Species	Common Name	Scientific Name	Wetland Indicator Status	Size of Plant	Cost/ea	Estimated Number (200 Stems per acre)	Total Cost/Plant
	Silky Dogwood	Cornus amomum	FACW	18 in B.R.	\$4.50	100	\$450.00
	Spicebush	Lindera benzoin	FAC	18 in S	\$0.90	100	\$90.00
	Riparian Seed Mixture (Roundstone Mix 168)				\$37.03	7	\$259.21
						TOTAL	\$799.21

PARK AREA

Species	Common Name	Scientific Name	Wetland Indicator Status	Size of Plant	Cost/ea	Estimated Number	Total Cost/Plant
	PerSIMMON	Diospyros virginiana	FAC	1 1/4 in Cal W.B.	\$49.00	5	\$245.00
	Pin Oak	Quercus palustris	FACW	1 1/4 in Cal W.B.	\$41.00	10	\$410.00
	Willow Oak	Quercus phellos	FAC	1 1/4 in Cal W.B.	\$41.00	15	\$615.00
	Shumard Oak	Quercus shumardii	FAC	1 1/4 in Cal W.B.	\$41.00	10	\$410.00
	Northern Red Oak	Quercus rubra	FACU	1 1/4 in Cal W.B.	\$44.00	10	\$440.00
	Water Oak	Quercus nigra	FAC	1 1/4 in Cal W.B.	\$41.00	10	\$410.00
	White Oak	Quercus alba	FACU	1 1/4 in Cal W.B.	\$47.00	10	\$470.00
	Blackgum	Nyssa sylvatica	FAC	1 1/4 in Cal W.B.	\$51.00	5	\$255.00
	Overcup Oak	Quercus lyrata	OBL	1 1/4 in Cal W.B.	\$42.00	5	\$210.00
						TOTAL	\$3,465.00

REPLANTING AREA

Species	Common Name	Scientific Name	Wetland Indicator Status	Size of Plant	Cost/ea	Estimated Number (400 Stems per acre)	Total Cost/Plant	OBL-FAC	FAC	FAC-DPL
	PerSIMMON	Diospyros virginiana	FAC	3 ft S	\$1.25	50	\$62.50	*	*	*
	Cherrybark Oak	Quercus pagoda	FACW	3 ft S	\$1.40	50	\$70.00	*	*	*
	Pine Oak	Quercus palustris	FACW	3 ft S	\$1.25	150	\$187.50	*	*	*
	Willow Oak	Quercus phellos	FAC	3 ft S	\$1.50	200	\$300.00	*	*	*
	Shumard Oak	Quercus shumardii	FAC	3 ft S	\$1.50	150	\$225.00	*	*	*
	Northern Red Oak	Quercus rubra	FACU	3 ft S	\$1.60	150	\$240.00	*	*	*
	Water Oak	Quercus nigra	FAC	3 ft S	\$1.50	50	\$75.00	*	*	*
	White Oak	Quercus alba	FACU	2 ft S	\$1.25	100	\$125.00	*	*	*
	Shagbark Hickory	Carya ovata	FACU	12 in S	\$1.25	100	\$125.00	*	*	*
	Blackgum	Nyssa sylvatica	FAC	3 ft S	\$1.25	100	\$125.00	*	*	*
	Overcup Oak	Quercus lyrata	OBL	3 ft S	\$1.25	50	\$62.50	*	*	*
	Swamp White Oak	Quercus bicolor	FACW	2 ft S	\$1.25	50	\$62.50	*	*	*
						TOTAL	\$1,660.00			

Grand Total \$5,924.21