

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

JULY 7, 2011

The Forest Hills Board of Commissioners (herein also the "Board") held its regular meeting on July 7, 2011 at the City's Offices, 4012 Hillsboro Road, Nashville, Tennessee, beginning at 5:00 p.m. Mayor Coke presided. Also present were Commissioner Douglas, Vice Mayor Lovell, Matt Foster, City Attorney and Al Deck, City Manager. Others present are shown on the attached sign-in sheet. A copy of the Agenda is also attached to these minutes.

1. Approval of the Minutes: Upon motion by Vice Mayor Lovell, which was seconded by Commissioner Douglas, the Members unanimously voted to approve the Minutes of the June 16, 2011 meeting.

2. Report from the City Manager, Al Deck.

(a) City Hall---Lenny Celauro of Allard Ward: Mr. Celauro presented the proposed finishes for the new City Hall....samples included carpet for the board room and the office spaces. Cedar boards for the ceiling in the entrance and hall, as well as the blue stone flooring. Additional he presented paint colors for the building, countertops, trim and baseboard treatments. The members were pleased with the selections.

(b) Pre-wire Southern Windows: The Member discussed the option of pre-wiring windows in case sunlight proves to adversely affect presentations in the Board Room. Cost is \$1,590.

(c) Traffic Signs and Reflectivity: The Manager discussed the newly proposed national standards for traffic and street signs, as stated in the Manual on Uniform Control Devices (MUTCD). Reflectivity and visibility are the key terms in the

new mandate. The City is to have a plan in place by January 1, 2012 to assess and maintain minimum sign levels of reflectivity. The compliance date for regulatory, warning, and ground-mounted signs is January 2015. Overhead signs and street name signs must be in compliance by January 2018. Mr. Deck stated the City will have a plan in place this year.

3. Report from the City Attorney, Matt Foster:

(a) Update of Open Matters: The City Attorney informed the Members he received a letter from the legal department of the Nashville Davidson County Metropolitan Government. Mr. Tom Cross offered to work with Forest Hills in hearing and administering violations of Forest Hills City Ordinances. The letter also stated that if Forest Hills pursues its own municipal court and judge, Metro will take legal action.

(b) Appointment of City Judge: Mr. Foster apologized by failing to have Mr. McMackin available for his appointment as City Judge and offered to delay the appointment until he is available for the occasion. The Members agreed to delay the appointment until July 21st.

Mr. Foster offered two suggestions, in an effort to work out other conflicts with Metro. First is approaching Metro and attempting to negotiate a method to jointly collect and share Franchise Fees for utilities within the rights-of-way, primarily AT&T and Comcast. The Members agreed and upon motion by Commissioner Douglas, which was seconded by Vice Mayor Lovell the Members unanimously voted to approve Franchise Fee discussions with Metro Legal. Secondly, Mr. Foster reminded the member that Forest Hills continues to experience problems with sub-contractors cutting City streets without a permit or posting a performance bond. He suggested we follow up on an offer by Councilman Carter Todd and introduce an ordinance to Metro Council to require metro Water & Sewer contractors to post bond and obtain a permit from the City

of Forest Hills prior to cutting city streets. Upon motion by Commissioner Douglas, which was seconded by Vice Mayor Lovell, the Members unanimously voted to approve the motion and ask Council Todd to offer such an ordinance.

4. Report from the City Engineer, Brad Bivens:
 - a. Cliftee Drive and Ridgewood Drive: Mr. Bivens suggested the City might obtain a lower cost if we combine these two projects into one bid. Cliftee Drive is a long standing situation which has failed several times over the last 20 years. Previously the City has attempted to patch and pave over the problem; however, the problem now calls for a permanent solution. The solution will require digging to twelve feet or so, remove the unstable materials and fill with rock and good material and repave. The recently discovered problem on Ridgewood Dive is much more immediate and serious. The consulting engineering firm, TTL has determined a large deposit of colluvium soil at the street and onto the adjacent property. The area is sliding to the accessory building and home below the street. The work is substantial and needs to be completed before wet, winter weather. Accomplishing this solution will require both a work easement and a permanent easement on the adjacent property. TTL now has working plans available and the City will contact the property owner and arrange a meeting with both engineers and the City Attorney to discuss the process and obtain permission for the easement. The meeting will take place as soon as possible. The City will also advertise for bids on the combine project and present the bid results to the Board of Commissioners on August 4th and ask to award a contract.

Lastly, Mr. Bivens will follow up with Tennessee Department of Transportation on the signage project on Hillsboro Pike and report as soon as possible.

Public Comments: Dr. & Mrs. Wolf questioned the approval process for verification of the completion of all requirements prior to final approval of the Hillsboro Church of

Christ construction project. The City Attorney responded to the question. The City entered into a contract with the Church, through the issuance of a building permit and the City will determine the status of the stated requirements. However, the City will be happy to provide progress reports to the public.

There being no further matters to be discussed and no further business to come before the Board, the meeting was adjourned.

Recorder

Mayor