



**Kingston Springs Board of Commissioners  
Regular Business Meeting Minutes  
October 21, 2021**

**1. Call to Order:**

The meeting was called to order by Mayor Gross at 7:15 p.m.

**2. Pledge of Allegiance:**

**3. Roll Call:**

**Board Members in Attendance:**

|                             |         |
|-----------------------------|---------|
| Carolyn Clark, Commissioner | Present |
| Josh Eatherly, Commissioner | Absent  |
| Tony Gross, Mayor           | Present |
| Mike Hargis, Commissioner   | Present |
| Glenn Remick, Vice-Mayor    | Present |

**Staff in Attendance:**

|                                      |                     |
|--------------------------------------|---------------------|
| John Lawless, City Manager           | Present             |
| Jamie Dupré, City Recorder           | Present             |
| Martha Brooke Perry, City Attorney   | Present             |
| Tom Brostowin, Public Safety Officer | Present             |
| Brandy Miniati, Parks Director       | Present             |
| Kellie Reed, Finance Director        | Present             |
| Sharon Armstrong, City Planner       | Present (via phone) |

**4. Declaration of Quorum by Mayor**

Mayor Gross declared a quorum.

**5. Motion to Approve the September 16, 2021 Public Hearing Meeting Minutes**

Motion to Approve the September 16, 2021 Public Hearing Meeting Minutes made by Vice-Mayor Remick, with a second by Commissioner Clark. Motion passed.

**6. Motion to Approve the September 16, 2021 City Commission Meeting Minutes:**

Motion to Approve the September 16, 2021 City Commission Meeting Minutes made by Vice-Mayor Remick, with a second by Commissioner Clark. Motion passed.

7. **Motion to Approve the October 21, 2021 City Commission Meeting Agenda:**  
Motion to Approve the October 21, 2021 City Commission Meeting Agenda made by Commissioner Hargis, with a second by Vice-Mayor Remick. Motion passed.

8. **Announcements from Commissioners:**

Commissioner Clark said it was Breast Cancer Awareness month and encouraged women to self-exam and get screened. She also noted that City Hall had decorated in pink for Breast Cancer Awareness.

Vice-Mayor Remick thanked Town staff for Art in the Park, saying it was a lot of fun.

9. **Community Input and Concerns:**

No comments.

10. **Department Reports:**

Multimodal and Safe Routes to School Grants. City Manager Lawless reported that TDOT concurred with construction bids for both projects. Pre-construction meetings are scheduled for second week of November. Both projects will run concurrently. We'll have a better idea of timeframe after preconstruction meetings, but if projects start in December as anticipated and weather permitting, they should both be completed by end of August. Commissioner Hargis asked about the cost to the Town now that we have two bids in. Lawless did not have that figure, but promised to email it to commissioners.

South Harpeth Road Bridge over Brush Creek. City Manager Lawless said the latest information from TDOT is that Requests for Construction bids will be presented in their December letting. Commissioner Hargis asked about a timeframe and Lawless said he estimated construction would take approximately 18 months.

FEMA Assistance for Barn Court headwalls and Burns Park Debris Removal. Requests for Proposal for Debris and Trash Removal at Burns Park will be advertised next week. Vice-Mayor Remick asked if it was debris and trash. City Manager Lawless said there is hopefully a minimal amount of trash mixed in the debris. Trash will be separated out and hauled away. Debris will be placed in piles and burned. FEMA has estimated about 26,000 cubic yards of debris that needs to be cleared from the site at an estimated cost of \$20-25,000. The Town would bear the initial costs. FEMA would reimburse 75% of cost, with State potentially reimbursing 12.5 %, leaving Town responsible for 12.5%. Commissioner Hargis asked if debris was on both sides of the river, and City Manager Lawless said the Town was able to clean up the debris in City Park side of river. The Burns Park side was much worse. The culvert at Barn Court was replaced and the addition headwalls on both sides of that culvert so that it doesn't wash out is a mitigation effort, with a potential for FEMA to reimburse 100% of

costs as long as the mitigation project doesn't exceed 100% of the repair cost, which was approximately \$25,000.

**Splash Pad Expansion.** Parks Director Miniatt said the Splash Pad Expansion is underway, and the first phase is almost finished. Concrete will be done November 1. At that point the pad, building footings, and building slab will be poured. The week after that the features on top of the pad will be set. The tentative completion date is December 3<sup>rd</sup>. Miniatt noted that the Burns Park gate has been hit again by a truck making a delivery. Gate can't be locked, so Police Department has increased patrols.

**Lundy Cupp Sculpture.** City Manager Lawless said the Town is working on the installation of the Lundy Cupp sculpture. The concrete base and structural elements are being set. Staff is working with Cupp and the structural engineer on a center drill hole in the sculpture to secure it over the mounting pole.

**TDEC Notice of Violation.** City Manager Lawless said the violation concerns the unused lagoon cells. TDEC is requiring one of the cells to be back in operation by November 30<sup>th</sup> and the remaining cell in operation by May 31<sup>st</sup> of next year. Lawless said that TDEC issued notice of violation of unused lagoon cells because plans stated that all lagoons would be operational, and they need to be back in operation by May 31<sup>st</sup>. Lawless and Austin Patterson continue to have meetings with our waste water engineer, and after consultation with waste water engineer, don't feel dredging is necessary to get lagoons operational. There are two options for dredging: 1) dredge and distribute sediment by land application at a cost of approximately \$300,000, with a start time of June 2022; or 2) dredge and disposal of sediment to landfill for approximately \$400,000, with a January 2022 start time. Staff thinks these funds would be better spent on I&I repair, which we think is a bigger issue with our overall wastewater infrastructure, starting with the SCADA system-supervisory control and data acquisition. Without dredging, both lagoons can be online in 60 days. A meeting is scheduled with TDEC to review this plan and see if it is satisfactory on their end. If so, that is the direction staff would like to take. Commissioner Hargis and Mayor Gross asked about the cost difference between dredging now versus waiting to dredge. Middle lagoon has 8 inches of sediment and left lagoon has approximately 2 feet of sediment. If we don't dredge now, wastewater engineer estimated that it will be 10-15 years before they need to be dredged. The cost difference between now and later is inflationary. City Manager Lawless said we will receive \$800,000 in ARP funds (\$400,000 this year and \$400,000 next year). If TDEC agrees, we will use \$400,000 for I&I, and if, in 12 months lagoons need dredging, we can use the second \$400,000. Mayor Gross asked if the State would have matching funds for infrastructure projects. Lawless said they will, but the State is waiting for the Feds to establish their ARP guidelines before the State establishes its guidelines. This is on our radar. Commissioner Hargis asked if lagoons could be dredged one at a time. Lawless said it could be done, but would not be cost-effective. Commissioner Clark asked why the two lagoons were shut down. Lawless stated that the two existing lagoons were operational, and when the new lagoon came online the existing lagoons were taken offline. TDEC wants the other two back online because the initial plans have all three lagoons working in tandem.

TDEC Public Hearing. At the request of the Town, TDEC will have a public hearing in Kingston Springs regarding the proposed work being done at the Golf Club of Tennessee. This will be an open community discussion on a permit the Golf Club has submitted to the State of Tennessee. The hearing will include TDEC and other State of TN personnel, Golf Club of TN representatives, Kingston Springs Planning Commission and Board of Commissioners and any interested community members. The venue most likely will be at Activity Center at Burns Park. When date is set, we will post information.

Website. City Manager Lawless met with current website provider and provider may be able to incorporate the features we liked from the other vendors and keep it local. Lawless will meet with provider to discuss potential costs. Commissioner Clark said she viewed features on Ashland City's website that City Manager had recommended, and it was impressive.

Pink Out. City Manager Lawless noted it was Pink Out for month of October for Breast Cancer Awareness. Lawless thanked Finance Director Kellie Reed for spearheading staff efforts to decorate City Hall for Pink Out in October. The Town won the trophy for decorations in Kingston Springs.

Mosquito Control. Mayor Gross asked City Manager Lawless about options for mosquito control. Lawless said he asked County Mayor McCarver if the county had any mosquito control efforts and they do not. The City Planner is looking into options. Mayor Gross said there are some environmentally friendly options available.

## **11. Legal Updates:**

None.

## **12. Unfinished Business:**

### **A. Motion to Approve on Second Reading Ordinance 21-011 - Amending Article VIII of the Town of Kingston Springs Zoning Ordinance - Notice Requirements to PC and BZA.**

This was approved on first reading at the August 19 Commission meeting, to include amendments made to change section 2.d from 1000 ft to 300 ft, and that items g& h be added which include a property address if available and the nature of the action be taken on any signage and in newspaper notification. Motion to Approve on Second Reading Ordinance 21-011 – Amending Article VIII of the Town of Kingston Springs Zoning Ordinance – Notice Requirements to PC and BZA made by Vice-Mayor Remick with a second by Commissioner Clark. Motion passed.

### **13. New Business:**

#### **A. Consideration of execution of the TMU PUD Agreement between the Town of Kingston Springs and the Golf Club of DBI, LLC.**

City Planner Armstrong joined the meeting by phone. PUD agreement was sent to the Planning Commission during their October meeting. The framework of the PUD agreement recommended by the Planning Commission, and adopted by them at their last meeting, and has several tenets including a Land Use Table, outlining the ranges of uses, a PUD Data Table containing the required percentage of development uses and the proposed percentage by the Golf Club of DBI project. The agreement meets the requirements of the ordinance and has been approved by the Planning Commission. Project stipulations have all utility and roads as responsibility of the owner and not the Town. Permits will be required prior to construction. Submission of plans and documents will be vetted by city staff and city engineer. No structures or fill other than roads or golf course playing holes in section B will be allowed in the regulated playing areas. City inspections are required. Golf Club is responsible for all tap fees and for the provision of sprinklers. They are responsible for all roads and maintenance. The roads have to be built to city standards because that is required by our subdivision regulations and zoning ordinance. This agreement supersedes any prior PUD agreement or any other agreements related to the project development. If they want to amend this agreement, they have to go back to Planning Commission for a recommendation on that revision that will then go to the City Commission for approval or not approval based on recommendation of Planning Commission. City Attorney Perry added that a couple of typographical tweaks to the agreement will be made. She said that the motion should be to approve the substance of the document and authorize mayor to sign on behalf of Town. Motion to approve the substance of the PUD agreement and give the mayor the authority to sign on behalf of the Town made by Vice-Mayor Remick, with a second by Commissioner Hargis. Motion passed.

#### **B. Discussion of 2020-2021 Audit – John Poole, Accountant.**

John Poole, CPA, hired by the Town to perform the state-required annual audit, said that State audit provides three things:

- 1) Make sure that auditor provides the state with the financial information they require in their oversight capacity. Mr. Poole stated that Debbie Finch did a terrific job;
- 2) Make sure the town is receiving the money it should be receiving. That money comes from a variety of sources: property taxes, utilities, taxes received from the county and the state, and miscellaneous revenue. As an auditor, he feels comfortable that the town is receiving money that it is supposed to receive and once it receives those funds, making sure town is handling those funds in accordance with city policy and state guidelines, and proper accounting for those monies. He saw no issues.
- 3) Looking at money this board approves for the annual budget, and making sure money is being spent on town business. He did not run across anything that gave him concern as an auditor.

Poole said the State requires a utility fund to earn a profit, at least every other year. Sewer fund can't lose money two years in a row. The Sewer Fund had a small positive number for

the Net Change in Position. The sewer fund has \$1,061,957 for future expansion, future improvement, etc. Long term debt is \$716,000. It is nice that there is more cash than debt. The General Fund's change in fund balance is +\$964,125. Approximately \$400,000 of that came from donations that will be used in future years. But taking that aside, there is approximately \$500,000 surplus. The non-utility funds have about \$400,000 in debt that is going to be payable in the next 10-11 years. Mr. Poole suggested paying debt off early, which would save about \$95,000 in interest. He noted that it was Debbie Finch's last year, and said the books were in tremendous order. Everything was transparent and straightforward. The Town has tremendous controls in place, and he would encourage those to continue in the transition with new financial director. Commissioner Hargis asked about the finding of one deficiency – separation of duties. Mr. Poole said this is a small finding. It would require hiring four or five more people, which would not make sense for Kingston Springs, just to satisfy a state hope, not a requirement. Mr. Poole said what it means is that because we are small, we have to be more attuned, and if something doesn't sound right or feel right, we need to look into it.

**C. Discussion of potential I-40 Ramp Beautification Project.**

City Manager Lawless said that staff was looking at different enhancement grants for the I-40 ramp, because they feel that beautification of that particular area would increase traffic on our Luyben Hills Road, and increase tax dollar revenues. Mayor Gross felt it was a great idea, and he was all for exploring options. Finance Director Reed looked at a couple of options. Finance Director Reed said she investigated several different avenues for funding for this project. She said they are looking at doing is landscaping and signage to improve the exit. She said the purpose of this discussion was to see if the Board felt it was a worthwhile project for staff to spend time to investigate further. Commissioner Clark said she has been looking into same thing. She said TDOT has a beautification program, and noted that North Carolina has a great wildflower program. She suggested having Thorntons get involved to invest in the community and do more landscaping on their hillside. Reed said they are trying to get more corporate buy in. Reed said TDOT doesn't currently have a grant for such a project, but they sent her a landscaping/planning guide with what you are and aren't allowed to do.

**D. Resolution 21-012 – Authorizing the Town of Kingston Springs to participate in the Public Entity Partners Property Conservation Matching Grant Program.**

City Manager Lawless said this is a 50/50 grant up to \$2500 sponsored by Public Entity Partners for property security measures. He said they would like to apply this grant funding for security cameras at City Park, a project we already have allocated funding for in this budget year up to \$3,000. Whatever we spend up to \$2500 would be matched with this grant. City Attorney Perry said for this Resolution we need to insert grant limit amount of "up to \$2,500." Motion to Approve Resolution 21-012 – Authorizing the Town of Kingston Springs to participate in the Public Entity Partners Property Conservation Matching Grant Program as amended made by Commissioner Hargis, with a second by Commissioner Clark. Motion passed.

**E. Resolution 21-013 – Authorizing the Town of Kingston Springs to participate in the Public Entity Partners Driver Safety Matching Grant Program.**

City Manager Lawless said this is a 50/50 grant up to \$2500 sponsored by Public Entity Partners for vehicle safety measures. He said we would like to apply this grant funding to vehicle warning lights for a new public works truck, which is something we already have allocated funding for this year's budget. Commissioner Clark asked if the grant was still open. Lawless said the time period has closed, but we have already expressed interest in the grant. Commissioner Clark asked if application will be for next year, then. Lawless said it is for this year. He said we have expressed interest basically to hold our place, and this resolution would allow PEP to consider our request. Commissioner Hargis asked if money is already budgeted. Mayor Gross confirmed with Lawless that we have budgeted for the lights in this year's budget. City Attorney Perry said for this resolution, we need to insert grant limit amount of "up to \$2,500." Motion to Approve Resolution 21-013 – Authorizing the Town of Kingston Springs to participate in the Public Entity Partners Driver Safety Matching Grant Program as amended made by Commissioner Hargis, with a second by Vice-Mayor Remick. Motion passed.

**F. Resolution 21-014 – Adopting the SR249 Corridor Study initiated through the Tennessee Department of Transportation Community Transportation Planning Grant Program.**

City Manager Lawless provided a little background. This resolution relates to the Corridor Study grant received as a partnership with TDOT. The City Manager and City Planner supplied TDOT with comments on multiple final drafts of the study, primarily related to adding verbiage on the need to widen East Kingston Springs Road as well as a potential secondary corridor to relieve traffic pressure on Luyben Hills Road. At their October 14<sup>th</sup> meeting the KS Regional Planning Commission approved recommending this study to the Board of Commissioners with a condition that sometime in the near future the Town consult with a TDOT approved engineering firm to provide a second estimate of potential cost of widening SR249 to three lanes, and once that additional estimate is produced it will be included with the study as an additional addendum. TDOT has approved this requested addendum and staff recommends approval of this Resolution. Commissioner Hargis asked what was learned in the study – that we need to widen lanes, we need a turning lane and we want three lanes all the way to rail road track. Lawless said we did get verbiage included that said we need three lanes. Commissioner Hargis noted it was a state road, and asked if they will provide the funds to fix it. Mayor Gross said it was a step in the right direction. TDOT had an insanely high amount of \$60 million initially for fixing it. They lowered it, and we are basically going to get a second opinion. This puts it on their radar. Lawless said it is best to look at this study as planting additional seeds for future information. With TDOT, when they look at potential projects, the more information and relevant data they have on that potential project, the better chance for that project to come to fruition. Commissioner Hargis said the accident experience is much higher than the state average all through that corridor, and that is the kind of data TDOT needs to have. Commissioner Hargis noted this was a step in the process to get TDOT to look at this to consider approval. City money was spent on study, but will not be spent on the widening project. Motion to Approve Resolution 21-014 – Adopting the SR249 Corridor Study initiated through the

Tennessee Department of Transportation Community Transportation Planning Grant Program made by Vice-Mayor Remick, with a second by Commissioner Hargis. Motion passed.

**G. First Reading of Ordinance 21-012 – Amending Ordinance 21-006 - 2021-2022**

**Budget.**

City Manager Lawless said last month the board approved amending the sewer budget at \$80,000 to replace Valley Drive pump station, moving it from last year's budget into this year's budget. The initial \$80,000 discussed at the September meeting was for the pump station only. Actually \$98,000 was the amount that was budgeted last year to include installation cost as well as the pump. This budget amendment captures that full amount. Commissioner Hargis asked if this was captured last year. City Manager Lawless said it did capture it last year, but when we discussed this dollar figure at the September meeting, we only discussed the \$80,000 for the pump itself, rather than the full \$98,000 that was budgeted. Lawless said the reason we did not include it in this year's budget is that we held out as long as we possibly could and felt that we still might get the pump, but because of construction delays and supply chain delays we still don't have it. Commissioner Hargis asked if this was the pump that was damaged in flood, and Lawless said no. It is for the Valley Drive pump that has been in service for 30 years that is just worn out. The pump was ordered in March or April. Debbie Finch asked for clarification on that line item. Lawless said it is listed as \$98,000 for replacement of Valley Drive pump station, and \$12,000 for scoping cameras. It is listed in notes on that line item.

Lawless said that another budget item is that staff is planning a Christmas event in Burns Park for Sunday, December 12. This is the evolution of our past tractor parades. Event will include lighted tractors, Christmas decorations, outdoor gingerbread décor competitions, food trucks, free hot chocolate, and live music. Lawless said they are requesting that money be moved from two money market savings accounts – specifically \$5,000 from the Parks/Farmers Market account, which would leave \$13,000 remaining in that account, and \$2,000 from the Christmas Decorations account, leaving just over \$1,500 remaining in that account. He said we don't plan on spending all the funds on this single event, but it gives us the option to purchase additional Christmas decorations now as well as after the holidays when we can get them at a discounted rate. We will also have the expense of renting a portable stage and lights, rather than building our own for this event. Because it is a nighttime event, with lighting on the stage, there is a safety factor with the trust system that we are able to build compared to a lighting and trust system that comes with a portable stage. Commissioner Hargis asked what was spent on tractor parade. Lawless said in the past, we did not spend anything for the first two tractor parades. The last tractor parade, the reverse tractor parade, which we thought was safer because of the pandemic, about \$1500 was spent on Christmas decorations for the park. Commissioner Hargis said that now you are asking for \$7,000. Lawless said this is the amount we are asking to be pulled out of the two different savings accounts, but we don't plan on spending all that money on this one event. It will allow us to purchase additional decorations for this event, hot chocolate, stage and light rental. We think this will be a successful event and it will give us additional funding after the holidays to purchase more Christmas decorations, hopefully at a



discounted rate. Mayor Gross asked for clarification, since money is already budgeted for Christmas decorations, why wouldn't that be used for Christmas decorations anyway. Lawless said the funds are in a money market saving account, but they are not in this current year's budget as a line item for Christmas decorations. We want to move some funds out of that account into this year's budget. Commissioner Hargis asked if buying Christmas decorations was a one-time deal and if they were going to be used every year for this event. Lawless said that the event is something we would like to do every year. Commissioner Clark commented that during Farmers Market people said they would like to see more Christmas decorations downtown. Motion to approve First Reading of Ordinance 21-012 – Amending Ordinance 21-006 – 2021-2022 Budget made by Commissioner Clark, with a second by Vice-Mayor Remick. Roll call vote was held with Commissioner Clark voting yes, Commissioner Hargis voting no, Mayor Gross voting yes, Vice-Mayor Remick voting yes, and Commissioner Eatherly absent. Motion passed.

#### **H. Discussion of Staff Payroll Pay Period Change.**

City Manager Lawless said this is primarily for information on a pay schedule change that staff would like to implement. Current staff pay period is from Wednesday of one week to Tuesday of the following week. It presents a bit of time crunch in getting payroll processed and documentation to the bank on Wednesdays to get everything direct deposited to get in people's accounts by Fridays. Starting the first of January, we would plan to make adjustments to our pay period to make it Monday through Friday, rather than Wednesday through Tuesday. We wanted to make sure the board was aware and answer any questions. Commissioner Hargis asked if it impacted the direct deposit timing by changing the work week. Ending work week on Friday pushes direct deposit to the next Friday, a week later. Hargis noted there will be a one-week disruption during transition where employees will have a pay period that is two days short. Mayor Gross said once it happens, employees will still get a weekly paycheck on Friday. Commissioner Hargis said it will make a difference in that one week with a 3-day paycheck instead of 5, and will be a big deal to about 20 people. Lawless said it will be fully discussed with staff to make sure they are aware and comfortable with it. Vice-Mayor Remick said he was surprised we were still doing weekly pay cycle. Finance Director Reed said pay period ends on Tuesday, and time sheets are due Wednesday morning, and there are sometimes issues getting time sheets in on time in order to get payroll processed and to the bank. It only allows for a few hours to process payroll. If there are any hiccups or issues with software it could come back. Commissioner Hargis asked if that had happened, and Reed said she believed they had issues last year when they were shut down for snow. City Recorder Dupré said payroll was processed on time and no payrolls missed. Lawless said we don't want any changes or disruptions that put any undue burden on staff. We have had discussions with the management team, and will discuss with full staff. If it is a disturbance and they are not pleased, we will not be making this change.

#### **I. Discussion of potential Muddy Branch Clean-Up Project.**

City Attorney Perry said that at the last meeting we discussed the Town's ability to clean up on private property after a natural disaster event. She reviewed statute, and in drafting a resolution realized that the statute required the Town to have a plan adopted with respect to the cleanup, which would entail us knowing what the costs were, who is going to do what,

etc. Commissioner Remick was going to talk with Harpeth Conservancy and get information about doing a volunteer cleanup. There was also a question about the Town's ability to clean up the gravel that had been moved onto the private property at the time with respect to mediation of the sewer line issue. Statute of limitations on the Town being legally required to do that is 3 years. She also felt that the gravel would not be defined as debris under the statute. Mayor Gross asked if that meant we couldn't do it. Perry said that you would say that you are trying to remediate an issue that you are alleged to have caused on your actions many years ago, but you have no legal obligation to do so. Commissioner Clark said that after the Town had moved gravel onto his property, Mr. Hall asked the Town to help him, and he was told that Town could not go on private property. Clark said the Town caused the damage to his property. Clark said we could use the gravel on various places within the town. City Attorney Perry said that was another option, where you could work out that property owner was donating gravel to the Town. Clark felt the only cost would be time and labor and use of our bobcat and truck to move it to wherever we need it. And the other piece would be to have Harpeth Conservancy clean up along the creek. City Attorney Perry said there is no action required tonight because we need a plan. Mayor Gross said perhaps the plan could include finding uses for that gravel.

**J. Discussion of potential Arboretum Project – Harpeth View Trail and East Kingston Springs Road.**

Mayor Gross said this is the greenway property near the Middle School. He said there is grant money to do such things. He spoke about basically reforesting the area with native plants, and doing it in a way that would become an educational area, and have a walking path through it. The grant application needs to be submitted in the spring, and funds are dispersed in the fall. Mayor Gross wanted to put it on the radar. Commissioner Clark asked if this was the same location, we discussed for the Blue Cross Blue Shield grant. Gross said it was, and it would be another option to look at for that area.

**K. Approval of Participation in the Tennessee Department of Transportation Traffic Signal Modernization Program Grant – Left Turn Signal SR249 Northbound at Harpeth View Trail**

City Manager Lawless said this is a TDOT grant opportunity that we applied for in 2019, but did not receive and is open again for submissions. It is a 100% grant up to \$50,000. The request, as it was in 2019, is for the addition of a left turn signal at the northbound intersection of East Kingston Springs Road and Harpeth View Trail by Harpeth High School – for a left turn onto Harpeth View Trail. We have documentation from TDOT's Long Range Planning Division from the 2019 application that indicates a left turn signal at that location is warranted and feel that our support documentation again puts us in a competitive position. In 2019, cost was well below the \$50,000 cap, closer to \$15,000. Motion to Approve Participation in the Tennessee Department of Transportation Traffic Signal Modernization Program Grant – Left Turn Signal SR249 Northbound at Harpeth View Trail made by Commissioner Hargis, with a second by Vice-Mayor Remick. Motion passed.

**L. Discussion of Acorn Court Pump Station and direction for staff moving forward.**

City Manager Lawless said Acorn Court Pump Station (behind the Middle School) is the pump station that was completely submerged and taken offline during the flood. At the May Commission meeting it was decided to replace rather than repair the Acorn Court Pump Station. There are three different options regarding the Acorn Court Pump Station, and although the decision to replace was made in May, and ultimately this is still the staff recommendation, Lawless, wanted to review the options before the board.

- 1) Rehabilitation – existing pump station remains but damaged equipment and infrastructure is removed, replaced and updated. Insurance reimbursement was just over \$70,000, with an anticipated \$40,000 to \$50,000 for repair and installation. Insurance only reimburses for pieces and parts, not other infrastructure damage. We realized there are other infrastructure needs that resulted from pump being shifted off its foundation. Those costs, as well as other infrastructure needs like a site access drive, are included in this estimate. With potential financial assistance from FEMA, the cost breakdown on this option would be: \$383,500 minus the \$70,000 received from insurance for an amount of \$313,500. FEMA would potentially cover 75% of this cost at an amount of \$235,125, and the Town covering \$78,375. In addition, since this was a State declared disaster, there is a possibility that the State would split the remaining 25% with the Town and cover an additional \$39,187, leaving the Town with an expense of the remaining \$39,187. This option includes building a road as currently we have a right-of-way but no road.
- 2) Replacement – a new pump station is installed which includes mitigation efforts. This involves a different type of pump system, a new wet-well, and raised platform to keep electronic components above the base flood elevation. The difference between the Rehabilitation and Replacement options is \$113,500. The same finance scenario with FEMA would apply (75% of cost), but the additional \$113,500 is considered mitigation costs, and could potentially be covered at 100% by FEMA as long as it does not go over the total project costs.
- 3) Relocation – this option would involve the new pump station in the replacement option, but move the entire station to town-owned property – specifically one of the three open lots the town owns along Harpeth View Trail across from the Harpeth Middle School. This option has a similar financial scenario as mentioned above with FEMA picking up the 75% of the \$313,500 to rehabilitate, as well as the \$113,500 mitigation cost. With the other potential state funds that would bring the cost of this option potentially closer to \$433,188.

City Manager Lawless said that he used the word “potentially” and he wanted to clarify that though he feels we have very good documentation of our need for funding, we have not been officially approved for funding. Another point he wanted to clarify was that all costs will be paid up front by the Town. FEMA would be reimbursing us at a later date should we be awarded any disaster assistance. He said that with the inadequacies of repair, and the high cost of relocation, staff again recommends replacement, which includes mitigation. If the Board agrees, staff is asking for approval for our Wastewater Engineering firm to advertise for bids on the project. Commissioner Hargis asked why option 3 was so much higher. Lawless said it has to do with the infrastructure work required. The pump has feeds coming in from multiple locations, and would require a lot of work. Commissioner

Hargis also asked about having the right-of-way, but no road. Lawless said the property owner would rather us not go through his yard. We are looking at other options and the most efficient way to get back to that pump station. Motion to give approval for Town's Wastewater Engineering firm to advertise for bids for option 2, replace the pump, made by Commissioner Hargis, with a second by Commissioner Clark. Motion passed.

**M. Discussion of traffic speed mitigation in Kingston Springs and direction for staff moving forward.**

City Manager Lawless said that as a follow up to last month's discussion on speed limits at the Commission meeting, town staff, City Manager, Mayor Gross, Chief Ivey, and City Planner Armstrong met to discuss potential speed mitigation in Kingston Springs. The staff recommendation was to make speed limit on Mt. Pleasant Road 35 mph, match the speed limit on West Kingston Springs Road to 35 mph like East Kingston Springs Road, and reduce it to 20 mph as it approaches downtown area. All other roads in Kingston Springs would have a speed limit of 20 mph. Staff has also suggested that Harpeth Hills Drive, which is a point of contention not only because of speeding and cut-thru traffic, but because of the steep slope, which is difficult to maintain, be closed to thru traffic at the steep hill east of Lloyd Lane. This would turn Harpeth Hills Drive into a dead-end road to traffic coming south from Luyben Hills Road, and a dead-end road to traffic going north from CC Road. It would eliminate need for upkeep on the steepest grade of this hill as well as eliminate the use of this residential street as a cut-thru to I-40. There would be a public discussion before implementing this road closure plan. This information was presented to the KS Regional Planning Commission on October 14, as any changes to speed limits have an impact on the Town's Subdivision Regulations for road and street design. The Planning Commission has recommended conclusions of the staff report to the Board of Commissioners. City Manager Lawless suggested that before any final decision is implemented, we have an engineer review any proposed plan to assure it meets all federal and state regulations and guidelines. Commissioner Clark discussed speeding options with residents and was surprised that many people are not in favor of lowering speed limit to 20 mph, and do not want Mt. Pleasant's speed limit raised to 35 mph. She said it was good to have a community meeting, but we need to reach out to community with a questionnaire. She said there are a lot of driveways in curves or on a hill on Mt. Pleasant, and Vice-Mayor Remick added that the new houses on Mt. Pleasant are very close to the road. It doesn't make sense to raise speed limit on Mt. Pleasant. Mayor Gross said the reasoning for two speed limits, major roads at 35 mph and all others 20 mph, was to make it easier for presenting speeding tickets at court, with speed limit at either 35 or 20 mph, and easier to enforce. Commissioner Hargis thought 35 and 25 mph made more sense. Commissioner Clark said she understood that just having two speed limits was easier for law enforcement, but it isn't about what is easier for law enforcement, but about what the Town wants. She said having community input is vital. City Manager Lawless said a survey could be posted on the Town's website or Facebook page, and tailor specific questions to make sure we received viable answers. Commissioner Clark pointed out that the 20 mph is not on any collector roads, just the smaller roads. Mayor Gross asked if anyone would be opposed to having a forum. City Manager Lawless asked if the Board would like the staff to put together a survey. Mayor Gross said he would like to have some public participation

because recently he has heard comments for raising the speed limit. He thinks it would be a good idea to present information in a public forum. Commissioner Hargis suggested placing survey on Hip Kingston Springs or in the Cheatham Exchange. City Manager Lawless said we could start with a survey and go from there.

**14. Surplus:**

- City Hall – Canon color printer – Scrap.

Motion to scrap surplus item Canon color printer made by Commissioner Hargis, with a second by Vice-Mayor Remick. Motion passed.

**15. Other (For Discussion Only):**

None.

**16. Reminders:**

- City Hall will be closed Thursday, November 11<sup>th</sup> in honor of Veterans Day
- South Cheatham Striders will have a speed walking clinic on Saturday, October 23<sup>rd</sup>
- Harpeth High Band of Blue fundraiser, Saturday, October 23<sup>rd</sup>

**17. Adjourn the Meeting:**

Motion to adjourn the meeting made by Vice-Mayor Remick, with a second by Commissioner Hargis. Motion passed. Meeting adjourned at 9:14 pm.

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Francis A. Gross, III  
Mayor

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Jamie Dupré  
City Recorder