



FINANCE COMMITTEE

December 28, 2022 MINUTES

CALL TO ORDER

The monthly meeting of the City of Clarksville Finance Committee was called to order by Chairperson Streetman on Tuesday, December 28, 2022, at 4:30 p.m. in the City Hall Conference Room, 1 Public Square, Clarksville, Tennessee.

ATTENDANCE:

PRESENT: Streetman, Holleman, Zacharias, Smith (arrived at 4:35 pm)

ABSENT: Redd

ADOPTION OF MINUTES

Councilperson Holleman made a motion to adopt the [November 22, 2022](#) minutes as presented. The motion was seconded by Councilperson Zacharias. A voice vote was taken; the motion passed without objection.

Chair Streetman asked to have the City Council action moved to the top of the agenda, there were no objections.

CITY COUNCIL ACTION

1. [**ORDINANCE 57-2022-23 \(First Reading\) An Ordinance authorizing the Mayor, through the City Attorney or his designee, to conduct negotiations and enter into an agreement for purchase of certain property to be used as a fire station**](#)

Councilperson Holleman made a motion to approve. The motion was seconded by Councilperson Smith. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

2. [**ORDINANCE 58-2022-23** \(First Reading\) An Ordinance authorizing the Mayor, or his designee, to conduct negotiations and to enter an agreement to acquire property for expansion of Dixon Park, or should negotiations fail, to pursue condemnation through use of eminent domain for acquisition of property for a public purpose for expansion and development of Dixon Park.](#)

Councilperson Smith made a motion to approve. The motion was seconded by Councilperson Holleman. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

3. [**ORDINANCE 65-2022-23** \(First Reading\) An Ordinance amending the operating budgets for Fiscal Year 2023 for Governmental Funds \(**Ordinance 146-2021-22**\) to add additional funding to the capital projects fund and General Fund, amend the Pandemic Relief Fund and the Vehicle Replacement Fund](#)

Councilperson Holleman made a motion to approve. The motion was seconded by Councilperson Smith. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

4. [**RESOLUTION 42-2022-23** A Resolution authorizing retirement of a Patrol Service Dog “Vader” from K-9 unit and donation to Police Officer Casey Stanton](#)

Councilperson Smith made a motion to approve. The motion was seconded by Councilperson Holleman. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

PURCHASING DEPARTMENT: Ms. Katina Spainhoward reported on the following:

- a) [Report of Bids](#)
- b) [Report of Award of Professional Service Contracts](#)

1. G&W - Design of the Hampton Station Road Low Pressure Natural Gas Extension from Clark Engineering and Utility Solutions, LLC in the amount of \$244,420.25.

2. G&W - Miscellaneous Engineering and Easement Negotiation Services from Rye Engineering, PLC in the amount of \$100,000.00.

3. G&W - Fee Increase for the Miscellaneous Real Estate Appraisal Agreement with Mark Young Real Estate Appraisals in the increased amount of \$50,000.00 for a total contracted amount of \$100,000.00.
 4. Project Management - Mechanical and Structural Design for the Chiller Piping Replacement for City Hall from APW Engineering, LLC in the amount of \$24,360.00.
 5. Project Management - Scanning and Computer Modeling (floor plans) for City Hall from Coast to Coast in the amount of \$26,800.00.
 6. Project Management - Scanning and Computer Modeling (blueprints) of the City Council Chambers Arched Entryway from Coast to Coast in the amount of \$1,600.00.
 7. Project Management - Asbestos Abatement Monitoring at City Hall from Frost Environmental Services in the amount of \$15,000.00.
 8. Recreation - Appraisal of the Red River Marina Property for the Blueway Dredging Project from Mark Young Real Estate Appraisals in the amount of \$2,500.00.
 9. Fire Dept. - Seismic Analysis Testing Services for the Arrowood Drive Property from ECS in the amount of \$2,400.00.
 10. Recreation - Design of the Demolition, New Construction and Scope of Work for the Exterior Metal Wall Repairs at the Burt Cobb Community Center from Vision Architects in the amount of \$3,200.00.
- Sale of Surplus Property on GovDeals.com for the month of November 2022
- \$42,136.33

GENERAL GOVERNMENT: Ms. Wilcox reported on the monthly financial report linked below. [MONTHLY REPORT](#)

CDE REPORTS: Ms. Batts and Mr. Johns reported on the reports linked below.

- a) [Subscriber Report](#): *Christy Batts*
- b) [Financials](#): *David Johns*

CITY ATTORNEY

Mr. Baker reported on the following legal expenses:

1. Report of Legal Expenditures
 - a. Batson Nolan; v. Richmond v. City, \$646.00
 - b. Batson Nolan; Nicholson v. City, \$13,336.00
 - c. Batson Nolan; Long v. City, \$100.00
 - d. Neil Stauffer; Clarksville-Montgomery County Regional Planning Commission, \$3,750.00
 - e. Bradley Arant, Robinson v. City, \$47,737.50
 - f. Constangy, Natasha Hinton, Title VI Complaint, \$624.00

COMMITTEE ACTION

The Committee went into Attorney Client Privilege session at 5:15 pm

1. Case Review by City Attorney: Anthony Landrum and Mary Johnson v. City of Clarksville and Matthew D. Johnson Settlement Demand (Non-public Attorney Client Privilege)
2. Case Review by City Attorney: Nicholson v. City of Clarksville Settlement Demand (Non-public Attorney Client Privilege)
3. Case Review by City Attorney: Kimberly Look, et al Settlement Demand (Non-public Attorney Client Privilege)
4. Case Review by City Attorney: State Farm (Subrogation: Insured Richard Garrett) Settlement Demand (Non-public Attorney Client Privilege)

The Committee came back into session at 5:48 pm

5. Public consideration of plaintiff settlement demand with regards to first plaintiff: Anthony Lundrum

Councilperson Holleman made a motion to reject the settlement offer demand per the advice of City Attorney Lance Baker. The motion was seconded by Councilperson Smith. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

Councilperson Smith made a motion to allow the City Attorney to offer \$74,000 to cover all aspects of the claim as recommended by City Attorney Lance Baker. The motion was seconded by Councilperson Holleman. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

6. Public consideration of plaintiff settlement demand with regards to second plaintiff: Mary Johnson

Councilperson Smith made a motion to reject the settlement offer demand per the advice of City Attorney Lance Baker. The motion was seconded by Councilperson Holleman. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

Councilperson Smith made a motion to allow the City Attorney to make a counter offer in the amount of \$65,000 as recommended by City Attorney Lance Baker. The motion was seconded by Councilperson Holleman. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

7. Public consideration of plaintiff settlement demand with regards to Kimberly Look, et al

Councilperson Smith made a motion to reject the settlement offer demand per the advice of City Attorney Lance Baker. The motion was seconded by Councilperson Holleman. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

Councilperson Smith made a motion to allow the City Attorney to make a counter offer in an amount below \$30,000 for Kimberly Look as recommended by City Attorney Lance Baker. The motion was seconded by Councilperson Holleman. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

Councilperson Smith made a motion to reject the settlement offer demand for the minor per the advice of City Attorney Lance Baker. The motion was seconded by Councilperson Holleman. A voice vote was taken:

AYE: Streetman, Holleman, Redd, Smith, Zacharias

The motion Passed

Mr. Baker has settlement authority of \$30,000 per less and will make a counter offer within his authority.

8. Public consideration of plaintiff settlement demand with regards to State Farm (Insured Richard Garrett)

Mr. Baker stated the plaintiff filed in the wrong court so there is no settlement to discuss or vote upon at this time and that the eventual settlement agreement amount will be within the City Attorney's authority.

PUBLIC COMMENTS (*allows 3 persons; 5 minutes each*)

There were no public comments

ADJOURNMENT The meeting was adjourned at 6:04 pm

ADOPTED: January 24, 2023

Stacey Streetman, Chair

Lisa Canfield, City Clerk