

**REGULAR MEETING  
CITY COUNCIL OF THE CITY OF NASHVILLE  
COUNTY OF BERRIEN  
DECEMBER 28, 2009**

**INVOCATION:** Mayor Travis Harper

**PLEDGE:** Pledge of Allegiance was led by Mayor Travis Harper

**WELCOME:** Mayor Travis Harper

**ROLL CALL:** Members of the City Council present included Mayor Travis Harper, Aldermen Michael Richbourg, Bill Turner, Billy Retterbush, and Scott Stalnaker.

**STAFF PRESENT:** Chief John Clayton, Tina Haughton, Tommy Davis, John Reynolds, Henry Yawn, Peter Schultz, City Attorney Mitchell Moore, and City Manager Mandy Luke.

**OTHERS PRESENT:** Fern Turner, Joe Watts, Coach Luke, Hahira Mayor

**ADOPTION OF MINUTES FROM PREVIOUS MEETINGS:** Mitchell Moore wanted to make one correction in the Minutes from the previous meeting. On page three under Public Comments, the word concur is miss spelled. Alderman Richbourg made a motion to adopt the Minutes from the previous meeting with the correction. The motion was seconded by Alderman Turner and the motion carried unanimously.

**ADOPTION OF FORMAL AGENDA-** Mitchell Moore wanted to add some items to the agenda. He said as item two, The Addendum to the Griffin Waste Contract; item three, Cemetery Lots; and item four, City Code licensee/independent contractor; Mitchell said he wanted these items listed on the Agenda for easier review in the future. Alderman Richbourg made a motion to approve the formal agenda with the additions. Alderman Perryman seconded the motion, and the motion carried unanimously.

**NEW BUSINESS**

**1. Second Read of the Consumption by the Drink Ordinance-** Mitchell Moore told the group he added on revision to the Ordinance. In paragraph nine **Sec.3-163, Retail sale of distilled sprites or consumption, was added as a licenses.** He said due to his absents at the December 14<sup>th</sup> meeting. **This revision failed to be added before the first reading. Mitchell said he also made one more revision, under Sec. 3-140, Brown Bagging.** Alderman Turner asked if the Ordinance addresses anything against consuming an alcoholic beverage from a “brown bag” inside or just outside a public store. Alderman Richbourg said there is a State law prohibiting that type of consumption, within a certain amount of feet from a retail establishment. Mitchell pointed out the restrictions in the Ordinance. Mayor Harper called for a vote on adopting the Consumption by the Drink Ordinance.

Alderman Richbourg made a motion to adopt the Consumption by the Drink Ordinance. Alderman Stalnaker seconded the motion and the motion carried unanimously.

**2. Addendum to the Griffin Waste Contract-** Mitchell told the group he forwarded the Addendum to Griffin Waste's attorney with one small revision. He said extra copies are available for the Council to review.

**3. Cemetery Lots-** Mitchell asked the group to consider the adoption of a formal policy for taking back cemetery lots. Mitchell explained in cases where someone was buried in the wrong lot, at no fault of the City, in order to fix the mistake I would get a release from the City in order to make the corrections. He said the Council needs to consider adopting a policy releasing all ties to the property or cemetery lot once it is sold. Mitchell said he wanted the Council to be thinking about the issue and it can be discussed at the next Council meeting.

**4. City Code/Independent Contractors-** Mitchell said Henry Yawn the City's Code Enforcer brought this question to my attention. He said in some of the local Beauty shops and Barbers' where they are working under another licensee, and they are not employees is that one license sufficient or should the non employees be considered independent contractors. He said the question is this, does the City require each independent contractor have a license or will they qualify to work under one license Mitchell said if these individuals are not employees then they should be considered as independent contractors and should have their own business license.

## **REPORTS**

**5. City Manager's /Finance Director's Report-**

**6. City Attorney's Report-None**

**7. Department Heads' Report- None**

## **PUBLIC COMMENTS/GENERAL COMMENTS FROM COUNCIL**

## **ADJOURNMENT**

There being no further business to conduct, Alderman Turner made a motion to adjourn the meeting at 6:16p.m. Alderman Perryman seconded the motion and the motion carried unanimously.

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Mayor Travis Harper

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Alderman Bill Turner

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Alderman Dick Perryman

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Alderman Darrin Davis

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Alderman Billy Retterbush

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Alderman Scott Stalnaker

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Alderman Michael Richbourg

**ATTEST**

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Johnny Hall, City Clerk