

MINUTES

CITY COUNCIL MEETING

March 23, 2010

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NEW BUSINESS

- 1. BUSINESS LICENSE APPLICATIONS – There were three applications for a business license. Michael Roark applied for Roark Enterprises which will operate out of his building on road to Pelham, Manhar Patel applied for a license for C & M Market, the Shell Station on Main Street, and Ransom Johnson applied for a license for Monteagle Dry Cleaners in the old Mountain Outfitters building. Ald. Nixon made a motion to approve these three applications. Ald. Orr seconded the motion and it passed 5/0.**

- 2. ORDINANCE 08-24-02A – PERSONNEL POLICY – First Reading – The city recorder read the proposed amendments to the Personnel Policy. Ald. Orr made a motion to delete the first part of the sentence giving the mayor authority to approve paid time off for salaried personnel without charging it to their accrued vacation or sick leave and to approve the rest of the changes to the Personnel Policy. Ald. Nixon seconded the motion and it passed 5/0.**

- 3. ZONING MAP – The Planning Commission recommended that the council approve the new zoning map. There were no changes to the zoning areas. The only thing that changed was the appearance of the map - such as making I-24 more visible. Ald. Lay made a motion to approve the map as the official zoning map with the understanding that no zoning has been changed. Ald. Orr seconded the motion and it carried 5/0.**

- 4. ORDINANCE 63-10-42A – First Reading – This ordinance amends the zoning ordinance to change the definition of some roads to conform with the language used by TDOT. Ald. Lay made a motion to approve Ordinance 63-10-42A on first reading. Ald. Orr seconded the motion and it passed 5/0.**

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PUBLIC UTILITY BOARD MEETING

- 1. MANAGER'S REPORT – Anthony Pelham presented a site map for all five projects that Monteagle is doing for the sewer system improvements and updated the council on projected costs. The mayor asked about easements and Mr. Gilliam said he was waiting on a response from someone on Wren's Nest Road. He reported that he has tried to contact Mr. Wilson from Pelham several times but has not been able to reach him. He said the work has begun on our pump stations and the force mains.**

- 2. RICHARD PARTIN - Mr. Partin has expressed an interest in taking his rental trailers off of the master meter and putting in individual meters. The city has allowed the owner to do this at his own expense in the past and not pay a tap fee for each unit. Mr. Gilliam said he had looked at costs and believes it will be about \$1500 to \$2000 for materials and labor to change out the master meter to four individual meters. He recommended this be handled on a cost plus basis. Ald. Lay made a motion to accept Mr. Gilliam's recommendation and to change the master meter to four individual meters and authorize him to make the change at the expense of the customer. Ald. Orr seconded the motion and it passed 5/0.**

- 3. CLASSES AND TESTS FOR LICENSES – Ald. Lay asked about the employees who are taking classes for the testing to receive licenses. Mr. Gilliam reported that everyone is signed up and ready. There was a discussion on the rate of pay for those who pass their tests. This will be discussed at the next utility meeting.**

- 4. GROUNDBREAKING LUNCHEON – Ald. Nixon asked about the cost of the luncheon for the groundbreaking ceremony and wanted to know who had approved it and how will it be paid. The mayor said he had approved the luncheon. The city recorder said it will cost around \$300.00 and will be paid from the budget for supplies.**

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CITIZENS HEARING

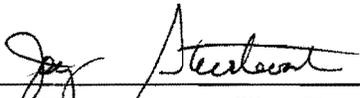
Carter Underhill asked about using the ballpark for practice. This will be discussed at the continuation of this meeting on March 30th.

ANNOUNCEMENTS

The Mayor read the schedule of meetings for the next month.

There being no further business the meeting was recessed at 8:14 p.m. until March 30th at 10:00 a.m.

Respectfully submitted,



Joy Sturtevant, City Recorder

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PRESENT: Charles Rollins
Dean Lay
Lexie Orr
Bud Knott
Marilyn Nixon

The regular monthly meeting of the Monteagle City Council was called to order at 6:00 PM by Mayor Charles Rollins.

Following the prayer and pledge of allegiance, Ald. Orr made a motion to approve the Agenda for tonight's meeting. Ald. Knott seconded the motion and it passed 5/0. Ald. Orr then made a motion to approve the Minutes of the meetings of February 23, March 9, March 12, and March 16, 2010. Ald. Lay seconded the motion and it carried 5/0.

REPORTS OF COMMITTEES AND OFFICERS

1. POLICE DEPARTMENT – Copy attached

Chief McNeece asked the council to consider purchasing a taser and to adopt a policy covering its use. Each officer would be required to attend a class to certify him in the use of the taser. After a lengthy discussion, Ald. Orr made a motion to purchase two tasers with one on the charger at all times subject to a review by TML and MTAS. Ald. Nixon seconded the motion and it passed 5/0. Ald. Lay asked about the GPS units on the police cars and Chief McNeece said that system was working very well. Ald. Lay also asked if there were any issues with city court and the city judge and Chief McNeece said there were not. He said the judge is doing a good job. There was a discussion on Officer Dykes' insurance and his injury and Ald. Orr asked the city recorder to write a brief history for the next meeting.

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2. FIRE DEPARTMENT – Copy attached

Chief Layne reported that 263 is still down. The mayor said he is working with a technician to come and look at the truck.

3. PLANNING COMMISSION – Copy attached

Ald. Lay asked about the street map for the city and was told that Mr. Trueblood will bring it to the next Planning Commission meeting.

4. MAYOR – The mayor said he has had a petition from residents of Laurel Lake Road to do something about the traffic turning off of Laurel Lake onto the Main Highway. He said he was going to have TDOT do a study and make recommendations before doing anything. He also reported that we have signed a contract with Farmer and Associates for the Mountain Goat Trail.

5. ALDERMEN – Ald. Lay asked that the budget and the financial statement presented tonight become part of the Minutes. He said he has been reading a lot about the city's financial situation and wants the public to be aware of it. He said all of the council members have voted on the past four budgets during the four years he has been on the board and if anyone thought we were spending too much money or hoarding money, they should have spoken up.

6. CITY RECORDER – The city recorder said residents have been asking about Sparkle Week. After a brief discussion, Ald. Orr made a motion to declare May 24th through the 28th as Sparkle Week. Ald. Lay seconded the motion and it passed 5/0.

7. RECREATION COMMITTEE – A report on the committee's activities was presented by Ty Burnett. There was a very lengthy discussion on the ball season. Mayor Rollins asked what action the council wanted to take on the recommendations of the committee. Ald. Lay made a motion to adopt item one

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of the report and contact Learning Structures to do an inspection at the playground to see what needs to be done. Ald. Orr seconded the motion and it passed 5/0. After more discussion on the ball season, Ald. Lay made a motion not to adjourn this meeting and to reconvene it on March 30th at 10:00 a.m. and to ask Fred Ladd to attend the meeting. Ald. Nixon seconded the motion which carried 5/0. Ald. Lay recommended dealing with the rest of the items in the report after the next election.

OLD BUSINESS

- 1. ORDINANCE 10-28 – Second Reading –** The city recorder read the ordinance which extends the terms of those elected in 2012 from April to November and provides for staggered four-year terms. The mayor and the two highest vote getters will serve until November of 2016, the other two aldermen will be elected in 2014 for a four year term. Ald. Orr made a motion to pass Ordinance 10-28 on second reading. Ald. Knott seconded the motion and it passed 5/0.
- 2. MONTEAGLE INN –** The city received a letter from Mr. Harmon about the audit of his Occupancy Tax payments. Ald. Lay made a motion to decline the offer from Mr. Harmon and to have the city attorney notify Mr. Harmon that if the money is paid in full within thirty days of the receipt of the letter from our attorney the city will waive the late fees and penalties and, if it is not paid within that thirty days, to have the city attorney proceed with a lawsuit asking for the entire amount. It was noted that Mr. Harmon had been given an opportunity to meet with the city attorney and the council to attempt to reach a settlement before taking legal action and he did not attend the meeting.
- 3. GRUNDY HOUSING –** There was a discussion on the settlement with Grundy Housing over the bypass found on their meter. Ald. Lay made a motion to authorize the mayor to sign the agreement with Grundy Housing for \$75,000.00. Ald. Orr seconded the motion and it passed 5/0.