

FINANCE COMMITTEE - Cancelled

August 4, 2020

WORK SESSION

August 4, 2020

Pre-Meeting Work Session – Cancelled

AGENDA

CITY OF MORRISTOWN, TENNESSEE

CITY COUNCIL MEETING

August 4, 2020

5:00 p.m.

1. CALL TO ORDER

Mayor Gary Chesney

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL

5. APPROVAL OF MINUTES

1. July 21, 2020

6. PROCLAMATIONS/PRESENTATIONS

**7. CITIZEN COMMENTS ABOUT AGENDA ITEMS ONLY
(Other than items scheduled for public hearing.)**

8. OLD BUSINESS

8-a. Public Hearings & Adoption of Ordinances/Resolutions

1. Ordinance No. 3654

Entitled an Ordinance of the City Council of Morristown, Tennessee
Amending Title 14 (Zoning and Land Use Control), of The Morristown
Municipal Code Amendment – Domestic Violence Shelters.

9. NEW BUSINESS

9-a. Resolutions

1. Resolution No. 4-21

A Resolution of the City Council of the City of Morristown, Tennessee
adopting a Property Maintenance/Demolition Lien and Tax Sale Policy.

9-b. Introduction and First Reading of Ordinances

1. Ordinance No. _____

Being an Ordinance of the City Council of Morristown, Tennessee, amending Title 14 (Zoning and Land Use Control), of The Morristown Municipal Code Chapter 35, Gateway Overlay District.

{Public Hearing Date August 18, 2020}

9-c. Awarding of Bids/Contracts

1. Approval of Change Order No. 2 to Morristown Roofing Company decreasing the contract by \$8,224.00 for the roofing projects at City Center, Fire Stations #2, #5, and #6.
2. Approval of Change Order No. 4 to Merit Construction increasing the contract by \$19,764 for the City Center Plaza Project.
3. Acceptance of the 2020 HOME Grant in the amount of \$500,000.
4. Approval of purchase of two (2) Automated Refuse Trucks in the amount of \$280,508 each for a total of \$561,016.
5. Approval for the Public Works Department and Equipment Shop to declare inventory items as surplus and sell via online auction website, GovDeals.
6. Approval of purchase from Tyler Technologies Software, Inc. for Parks and Recreation Department software in the amount of a onetime set-up/hardware fee of \$21,980 and recurring annual support fee of \$3,686.
7. Approval of Inspection and Maintenance Agreement between the City of Morristown and T. Phillip Carlyle – Stone Haven II Subdivision.

9-d. Board/Commission Appointments

1. Mayor nomination and City Council approval of appointment to the Morristown Tree Board to fill the unexpired term of Sylvia Hinsley; term to expire September 18, 2022.
2. Mayor nomination and City Council approval of appointment and/or re-appointment to the Morristown Tree Board for a three (3) year term to expire on September 18, 2023; terms expiring Clarence Thompson and Terry Watterson.

9-e. New Issues

10. CITY ADMINISTRATOR'S REPORT

11. COMMUNICATIONS/PETITIONS

This is the portion of the meeting where members of the audience may speak subject to the guidelines provided.

12. COMMENTS FROM MAYOR/COUNCILMEMBERS/COMMITTEES

13. ADJOURN

City Council Meeting/Holiday Schedule:

August 4, 2020	Tuesday	2:30 p.m.	Cancelled - Finance Committee Meeting
August 4, 2020	Tuesday	4:00 p.m.	Cancelled - Work Session – Council Agenda Review
August 4, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
August 14, 2020	Friday	9:00 a.m.	City Council Work Session – Walters State Community College beginning at 9:00 a.m.
August 18, 2020	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
August 18, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
August 28, 2020	Friday	9:00 a.m.	City Council Work Session – Walters State Community College beginning at 9:00 a.m.
September 1, 2020	Tuesday	2:30 p.m.	Finance Committee Meeting
September 1, 2020	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
September 1, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
September 7, 2020	Monday		City Employee's Holiday – Labor Day
September 15, 2020	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
September 15, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
October 6, 2020	Tuesday	2:30 p.m.	Finance Committee Meeting
October 6, 2020	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
October 6, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
October 20, 2020	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
October 20, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
November 3, 2020	Tuesday	2:30 p.m.	Finance Committee Meeting
November 3, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
November 17, 2020	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
November 17, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
November 26-27,	Thurs/Fri		City Employee's Holiday – Thanksgiving Holiday
December 1, 2020	Tuesday	2:30 p.m.	Finance Committee Meeting
December 1, 2020	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
December 1, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
December 15, 2020	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
December 15, 2020	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
December 25, 2020	Friday		City Employee's Holiday – Christmas Day

WORK SESSION **Post-Meeting Work Session** **August 4, 2020**

1. Update on Lakeway Area Transit System and State Route 66

**STATE OF TENNESSEE
COUNTY OF HAMBLLEN
CORPORATION OF MORRISTOWN
July 21, 2020**

The City Council for the City of Morristown, Hamblen County, Tennessee, met in regular session at the regular meeting place of the Council in the Morristown City Center at 5:00 p.m., Tuesday, July 21, 2020, with the Honorable Mayor Gary Chesney presiding and the following Councilmembers present: Tommy Pedigo, Kay Senter and Ken Smith. The following Councilmembers absent: Al A'Hearn, Chris Bivens and Bob Garrett

Councilmember Pedigo led in the invocation and Mayor Chesney led in the "Pledge of Allegiance".

Councilmember Smith made a motion to approve the July 7, 2020 minutes as circulated. Councilmember Senter seconded the motion and upon roll call; all voted "aye".

Mayor Chesney presented Lieutenant Billy Gulley with a Proclamation upon his retirement from the City of Morristown recognizing him for his many years of service to the City of Morristown. Police Chief Overholt presented Lt. Gulley with his service weapon and commended him for serving the Morristown Police Department and the citizens of the city well.

Police Chief Overholt accepted a Proclamation on behalf of Bonnie Langdon upon her retirement from the City of Morristown recognizing her for her 35 years of service to the City of Morristown.

Mayor Chesney opened the floor for citizens comments related to Agenda items; Linda Noe and Gwen Holden spoke.

A Public Hearing was held relating to Ordinance No. 3653; no one spoke.

Councilmember Pedigo made a motion to approve Ordinance No. 3653 on second and final reading. Councilmember Smith seconded the motion and upon roll call; all voted "aye".

Ordinance No. 3653

An Ordinance of the City Council of Morristown, Tennessee setting the Tax Rate at \$1.3958 for the Fiscal Year 2020-2021.

Councilmember Smith made a motion to approve Resolution No. 3-21. Councilmember Senter seconded the motion and upon roll call; all voted "aye."

Resolution No. 3-21

A Resolution of the City Council of the City of Morristown, Tennessee adopting the "City of Morristown Fire Department Brady Act – Occupational Medical Evaluations Policy" for the City of Morristown.

Councilmember Senter made a motion to approve Ordinance No. 3654 on first reading with the following amendment: remove CB Central Business District as a permitted use. A public hearing is to be scheduled relative to final passage of said ordinance for August 4, 2020. Councilmember Smith seconded the motion and upon roll call; all voted “aye”.

Ordinance No. 3654

An Ordinance of the City Council of Morristown, Tennessee Amending Title 14 (Zoning and Land Use Control), of The Morristown Municipal Code Amendment – Domestic Violence Shelters.

Councilmember Smith made a motion to approve the Facility Management Agreement between the City of Morristown and Sports Facilities Management (SFM) for Construction Review and Operations of the Community Center. Councilmember Pedigo seconded the motion and upon roll call; all voted “aye”.

Councilmember Senter made a motion to accept the 2021 Airport Maintenance Grant Contract between the City of Morristown and Tennessee Department of Transportation (TDOT) in an amount of \$15,000; this is a 5% local match grant. Councilmember Pedigo seconded the motion and upon roll call; all voted “aye”.

Councilmember Pedigo made a motion of approval to submit Notice of Intent to Apply for the Tennessee Department of Transportation (TDOT) Multimodal Grant for Phase 5 of the Freddie Kyle Greenway. Councilmember Senter seconded the motion and upon roll call; all voted “aye”.

Councilmember Senter made a motion to approve to surplus the Service Weapon assigned to Lieutenant Billy Gulley, Glock .357 Model 32, Serial Number BAXZ897 and transfer to Lieutenant Gulley in honor of his years of service to the Morristown Police Department. Councilmember Smith seconded the motion and upon roll call; all voted “aye”.

Councilmember Senter made a motion to approve the Promotion of Tim Carpenter to Deputy Fire Marshal, Morristown Fire Department. Councilmember Smith seconded the motion and upon roll call; all voted “aye”.

Councilmember Smith made a motion to approve the disciplinary action for the Morristown Police Department. Councilmember Pedigo seconded the motion and upon roll call; all voted “aye”.

Mayor Chesney opened the floor for members of the audience to speak subject to the guidelines provided; Gwendolyn Holden spoke.

Mayor Gary Chesney adjourned the July 21, 2020 Morristown City Council meeting at 5:37 p.m.

Mayor

Attest:

City Administrator

City of Morristown

Incorporated 1855

DEPARTMENT OF COMMUNITY DEVELOPMENT & PLANNING



TO: Morristown City Council
FROM: Steve Neilson, Community Development Director *SN*
DATE: August 4, 2020
SUBJECT: Text Amend. TEXT-2410 – Domestic Violence Shelter

BACKGROUND:

Under the current Zoning Ordinance, a women shelter such as CEASE is not currently allowed. They don't meet the definition of "family" which allows no more than three unrelated individuals and they don't meet the definition of a "group home" which is intended only for individuals with physical or mental handicaps. Most would agree that these types of facilities are important to the community and should be located in a residential setting. Therefore, staff is proposing the following land use be allowed in all districts which allow residential uses with the exception of the Central Business District.

14-203 DEFINITIONS

DOMESTIC VIOLENCE SHELTER: shall mean a facility that provides temporary shelter, protection, and support for victims of domestic violence, intimate partner violence, sexual assault, drug abuse, and/or human trafficking. A domestic violence shelter also accommodates the minor children of such individuals. The facility may also offer a variety of services to help individuals and their children, including, but not limited to, counseling and legal guidance.

The Planning Commission by a vote of 8 to 0 recommended to forward on the proposed amendment to the City Council for approval.

RECOMMENDATION:

Staff recommends approval of the proposed text amendments.

ORDINANCE NO. 3654

BEING AN ORDINANCE OF THE CITY COUNCIL OF MORRISTOWN,
TENNESSEE AMENDING TITLE 14 (ZONING AND LAND USE CONTROL), OF
THE MORRISTOWN MUNICIPAL CODE.

BE IT ORDAINED BY THE CITY COUNCIL of the City of Morristown that the text of Title 14 (Zoning and Land Use Control), Chapter 2, Chapter 3, Chapter 4, Chapter 4A, Chapter 5, Chapter 6, Chapter 7, Chapter 8, Chapter 8A, Chapter 10, Chapter 11, and Chapter 25 regarding Domestic Violence Shelters be amended to states:

14-203 DEFINITIONS

DOMESTIC VIOLENCE SHELTER: shall mean a facility that provides temporary shelter, protection, and support for victims of domestic violence, intimate partner violence, sexual assault, drug abuse, and/or human trafficking. A domestic violence shelter also accommodates the minor children of such individuals. The facility may also offer a variety of services to help individuals and their children, including, but not limited to, counseling and legal guidance.

14-301. SINGLE FAMILY RESIDENTIAL DISTRICT (R1)

14-302. USES PERMITTED
Domestic Violence Shelters

14-401. RP-1 PLANNED RESIDENTIAL DEVELOPMENT DISTRICT

14-402. USES PERMITTED
Domestic Violence Shelters

14-4A01. RD-1 MODERATE DENSITY SINGLE FAMILY RESIDENTIAL DISTRICT

14-4A02. USES PERMITTED
Domestic Violence Shelters

14-501. RD-2 MODERATE DENSITY RESIDENTIAL DISTRICT

14-502. USES PERMITTED
Domestic Violence Shelters

14-601. R-2 MEDIUM DENSITY RESIDENTIAL DISTRICT

14-602 USES PERMITTED
Domestic Violence Shelters

14-701. R-3 HIGH DENSITY RESIDENTIAL DISTRICT

14-702. USES PERMITTED

Domestic Violence Shelters

14-2501. MIXED USE (RESIDENTIAL AND COMMERCIAL USES) DISTRICT (MUD)

14-2503. USES PERMITTED
Domestic Violence Shelters

14-8B01. OMP-R OFFICE, MEDICAL AND PROFESSIONAL-RESTRICTED DISTRICT

14-8B02. USES PERMITTED
Domestic Violence Shelters

14-801. OMP OFFICE, MEDICAL AND PROFESSIONAL DISTRICT

14-802. USES PERMITTED
Domestic Violence Shelters

BE IT FURTHER ORDAINED that this ordinance shall take effect from and after the date of its final passage, the public welfare requiring it.

Passed on first reading the _____ day of _____, 2020.

Mayor

ATTEST:

City Administrator

Passed on second and final reading the _____ day of _____, 2020.

Mayor

ATTEST:

City Administrator

RESOLUTION NO. 4-21

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORRISTOWN,
ADOPTING “THE CITY OF MORRISTOWN PROPERTY
MAINTENANCE/DEMOLITION AND TAX SALE POLICY”**

WHEREAS, the City Council of the City of Morristown (the “Council”) is committed to improving the appearance of the City; and

WHEREAS, the Council desires to ensure properties throughout the City are well-maintained and in compliance with the City’s property maintenance and demolition ordinances; and

WHEREAS, the Council desires to ensure reimbursement of and effective collection of maintenance and/or demolition liens placed on properties and collected in a timely manner; and

WHEREAS, the Council desires to establish policies and procedures to provide guidelines for the City to address properties with property maintenance/demolition liens and provide guidelines in the tax sale process.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Morristown:

SECTION 1. The City Council hereby approves and adopts the “City of Morristown Property Maintenance/Demolition and Tax Sale Policy” attached hereto as Attachment A.

SECTION 2. This resolution shall be in full force and effect immediately upon passage.

PASSED ON THIS THE 4th DAY OF AUGUST 2020.

MAYOR

ATTEST:

CITY ADMINISTRATOR

CITY OF MORRISTOWN TENNESSEE

Property Maintenance/Demolition Lien & Tax Sale Policy



Adopted: August 4, 2020

INTRODUCTION

This Property Maintenance/Demolition Lien and Tax Sale Policy (the “Lien and Sale Policy”) provides written guidance with parameters that affect how the City manages and handles properties that incur a significant amount of property maintenance and/or demolition liens and then how these properties are sold. The purpose of this Lien and Sale Policy is to ensure that the City is complying with its property maintenance and demolition ordinances and its overall goal to improve the appearance of the City, while also ensuring reimbursement of and effective collection of the expenses incurred by the City in implementing these ordinances. The City of Morristown’s intent of this Lien and Sale Policy will signal to property owners that the City does intend to enforce its property maintenance and demolition ordinances and will also actively seek to transfer properties that incur such liens to property owners that will keep up with the appearance of the property and pay any delinquent liens and/or delinquent property taxes.

This Lien and Sale Policy provides guidelines for the City to address properties that have increasing property maintenance and demolition liens and set a timeframe for when these properties are to be submitted to the City Attorney to be sold at a delinquent tax sale. Additionally, this Policy will address the manner in which the City will respond when certain properties have incurred significant costs of liens and taxes and do not receive any bids at a delinquent tax sale.

This Lien and Sale Policy supports the City of Morristown’s Council (the “Council”) desire to illustrate its commitment to ensuring properties throughout the City are well-maintained and that any liens and/or taxes owed on the properties are collected in a timely manner. As circumstances, rules and regulations warrant, Council may review this Lien and Sale Policy and make revisions and updates.

City of Morristown, Tennessee
PROPERTY MAINTENANCE/DEMOLITION LIEN
AND TAX SALE POLICY

I. GOALS AND OBJECTIVES

Council is establishing policies and procedures as tools to ensure that City properties that incur property maintenance and/or demolition liens are collected in a timely manner. This Policy also provides guidelines for how these properties are collected, specifically at a delinquent tax sale, and how the City responds to certain properties that have incurred significant liens and do not receive any bids at said delinquent tax sale.

A. The Goals of this Lien and Sale Policy are:

1. To ensure properties located within the corporate limits of the City of Morristown are in compliance with the City's property maintenance and demolition ordinances.
2. To ensure collectability of property maintenance and/or demolition liens that have been placed on properties.
3. To provide an avenue wherein the City can collect as much as possible from these liens and place these properties back on the tax rolls and into the hands of property owners that will abide by these ordinances and pay these liens and all taxes.

B. The Objectives of this Lien and Sale Policy are:

1. To improve the property maintenance and demolition lien collection process.
2. To guide the City and City Attorney in the tax sale process.
3. To promote the importance of the property maintenance and demolition ordinances.
4. To improve the appearance of the City of Morristown properties.

II. PROCEDURES FOR RECORDING PROPERTY MAINTENANCE/DEMOLITION LIENS AND SCHEDULING DELINQUENT PROPERTY TAX SALES

A. Authority

1. The City will record property maintenance and demolition liens on properties in accordance with the statutory authorities provided by *Tennessee Code Annotated* as supplemented and revised ("TCA").

Specifically, TCA §6-54-113 and TCA §13-21-103, as well as City Ordinances 13-101 et seq. and 13-201 et seq. provide the City's authority to perform certain maintenance and demolitions on properties and record the costs associated with same as a lien against the property.

2. The City will comply with the collection of these liens as provided for in TCA §67-5-2010 and TCA §67-5-2410.
3. The City will adhere to any lawfully promulgated rules and regulations of the State and those promulgated under the TCA and City Ordinances for collection of said liens and delinquent property tax sales.

B. Scheduling

1. The City will continue to work with the City Attorney on the collection of delinquent property taxes via notices and reminder letters.
2. The City Attorney will make every effort to hold at least two (2) delinquent tax sales per calendar year.
3. The City Attorney, working in conjunction with the City Finance Department and the Clerk & Master's Office, will make every effort to always include the oldest outstanding delinquent tax parcels, that are able to be sold. This will ensure that the City does not lose the ability to collect delinquent taxes that are required by law to be removed from the delinquent tax rolls.

III. LIENS AT DELINQUENT TAX SALE

A. Selection of Parcels

1. The City Finance Department and the City Codes Enforcement Officer(s) shall monitor the parcels of property that incur property maintenance and/or demolition liens. For each parcel of property, the City will check the tax assessor's office/website to determine the assessed value of the property. Once the liens on the property reach the assessed value, that parcel shall immediately be turned over to the City Attorney's office for placement on a list of parcels to be sold at the next delinquent tax sale.

2. The City shall ensure that the parcels submitted to the City Attorney for sale, also owe delinquent taxes.
3. The City Attorney and City Finance Department shall also work in conjunction with the City Planning Department and the City Codes Enforcement Officers to select the parcels to submit to the delinquent tax sale. Specifically, the City Finance Department and the Codes Enforcement officers shall monitor the liens and track the amounts that are being incurred against the properties.

B. City's Bid and Purchase of Parcels

1. At the scheduled delinquent tax sale, either an agent of the City shall attend said sale, or the City Attorney will have the authority to act on the City's behalf during the sale. The agent and/or the City Attorney will monitor the sale of the parcels and the base bid amounts, as well as have the information from the City Planning and Finance Departments regarding the status of the properties and which properties the City would be interested in purchasing. This includes information like the amount of delinquent county taxes, whether there is a structure on the parcel, the condition of the structure, and other pertinent information about the parcel.
2. If there is any parcel that does not receive a bid from a private party, the City's agent or the City's Attorney may place a bid on the property for the base bid amount. Provided the City remains the only bidder, the City will comply with the requirements to complete the purchase and shall take ownership of said parcel(s).

IV. CITY'S SALE OF PROPERTIES POST DELINQUENT TAX SALE

A. Procedure for Selling Parcels

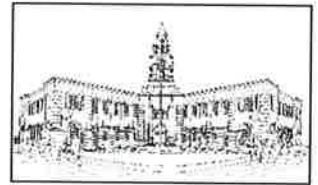
1. After the applicable redemption periods have run on the parcels the City purchased at the delinquent tax sale, the City shall present the list of the parcels to City Council and have the same be declared as surplus property.
2. Once the City owned parcels have been declared surplus property, the City shall sell these properties in accordance with the provisions of its ordinances and/or by utilizing the realtor under contract with the City.

3. The City shall use the most recent tax assessment value and/or use the advice of the City realtor, after having completed comparables, as the starting bid and/or listing price.
4. The City shall be permitted to utilize any available legal options to sell the properties and recover the amounts the City has invested in the properties.

City of Morristown

Incorporated 1855

DEPARTMENT OF COMMUNITY DEVELOPMENT & PLANNING



TO: Morristown City Council
FROM: Steve Neilson, Community Development Director *SN*
DATE: August 4, 2020
SUBJECT: Text Amend. TEXT-2385 – Ch. 35, Gateway Overlay District

BACKGROUND:

With State Route 66 (Merchants Greene) preparing to open, this roadway will create a new gateway into our community. Due to concerns about how this corridor will look and how the roadway will function, the Lakeway Metropolitan Transportation Planning Organization hired WSP to prepare a corridor study. The study included all of this roadway running from W. Andrew Johnson Hwy to Exit #4 and includes four jurisdictions (Morristown, Hamblen County, Jefferson County, and White Pine). As part of this study, WSP met with public leaders, held community meetings and conducted an on-line and in-person survey to solicit community input on how people would like to see the corridor develop. The survey received over 300 responses. Based on this input, in 2018 WSP then prepared the State Route 66 Corridor Plan providing a list of recommendations as a development guide. It addressed land uses, building facades, curb-cut access, signage/billboards, and landscaping. These recommendations were endorsed by the City Council in March 2018. However, these are only recommendations. In order for them to be enforceable, they need to be incorporated in the Zoning Ordinance.

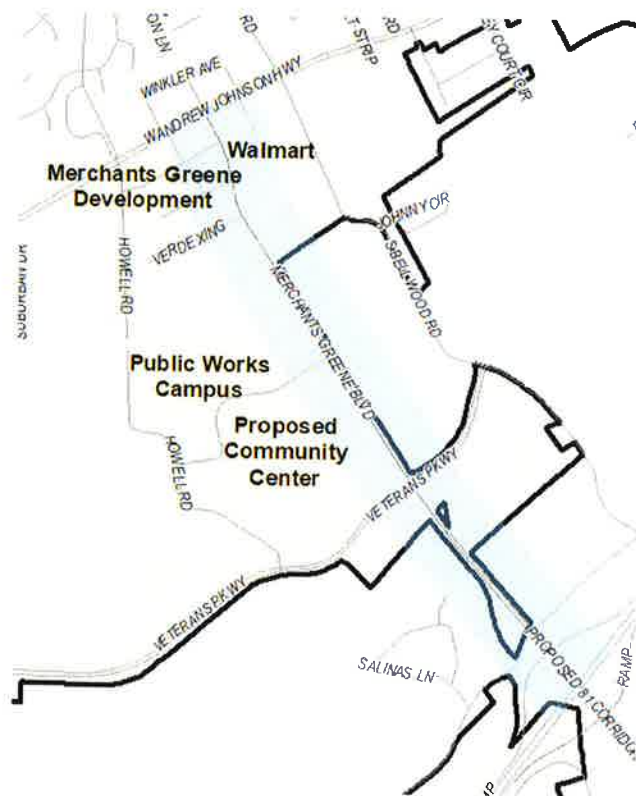
Instead of creating a new overlay, staff is proposing to amend the existing Gateway Overlay District currently in place along SR-25 near Exit #8. The proposed changes include adding Building Material Yards and Farm Equipment Sales to the list of prohibited uses. In addition, staff is proposing to add a requirement that all non-residential buildings and structures be constructed, composed of a minimum of forty (40) percent face brick, stone, or masonry material similar in appearance. Most of the buildings that have been built along this corridor meet or exceed this proposed requirement. This provision would help protect the existing development pattern.



P.O. Box 1499 • Morristown, Tennessee 37816-1499 • Phone (423) 585-4620 • Fax (423) 585-4679



The proposed corridor will be 500 feet from the centerline of the travel way of Merchants Greene. It will only impact those properties currently located within the City. As the City grows and annexes along this corridor, the overlay will be added to the property at the time of annexation and the zoning designation is added.



The Planning Commission by a vote of 8 to 0 recommended to forward on the proposed amendments to the City Council for approval.

RECOMMENDATION:

Staff recommends approval of the proposed text amendments.

Chapter 35
Gateway Overlay District
(3625-02/019/2019)

14-3501. PURPOSE

Design elements along Davy Crockett Highway ~~(SR-25) and Merchants Greene (SR-66)~~ should promote a positive experience for those entering the City ~~from Interstate 81/Exit 8~~ by elevating standards for development while providing some flexibility for developers along ~~this these~~ scenic byways. Properties within ~~this these~~ overlays are required to meet all underlying zoning standards in addition to those applicable under this chapter. All new construction must receive approval from the Morristown Regional Planning Commission prior to construction. A site plan and elevation plan of the development are to be submitted to City Staff a minimum of 20 days prior to the scheduled Planning Commission meeting in order to be placed on the agenda. The Planning Commission will decide if the development is compatible with the overall district and if it meets the intent of the overlay district when giving their approval.

14-3502. PERMITTED USES

Permitted uses are limited to those in the underlying zoning districts.

The following uses shall not be permitted:

1. Adult Entertainment
2. Automobile ~~Sales and Repair~~ as the principle use
3. Automobile Salvage Yards
4. Building Material Yards
5. Farm Equipment Sales
6. Incinerators
7. Junkyards
8. Methadone Treatment Facilities
9. Pain Clinics
10. Recycling Facilities
11. Sanitary Landfills

14-3503. SITE AND BUILDING REQUIREMENTS:

- A. Nonresidential buildings & similar structures: The exterior solid wall of all buildings and similar structures constructed, placed or erected on the land shall be composed of a minimum of forty (40) percent excluding windows, face brick, stone, or other masonry material similar in appearance or stucco to finish grade, vinyl, wood or fabricated wood. A building elevation plan shall be submitted as part of the site plan approval process. All HVAC or other equipment located on the roof of any building, or other equipment affixed to, or located on the ground, shall be landscaped or screened from public view. Designers are encouraged to vary materials from building to building while limiting the number of different materials to three (3) on any individual structure. In general, neutral or muted tones should be used. All development designs are to be consistent or compatible within a development in terms of architectural design, exterior building materials, colors and/or arrangement of buildings.

B. Signage:

1. Davy Crockett Highway

In addition to those underlying provisions as provided for by Chapter 29, Sign Regulations, free-standing signs within this overlay district shall be permitted to increase the overall height (from finished grade) to thirty-five (35) feet and not more than two-hundred (200) square feet in sign face size. Those properties located on the south side of Progress Parkway and Thoroughbred Run Road and/or east of Twin Spires Lane within this overlay district shall be permitted to increase the overall height of their free-standing sign to eighty-five (85) feet (from finished grade) and the sign face shall not exceed four hundred (400) square feet in size.

2. State Route 66

All signs shall comply to the provisions of Chapter 29, Sign Regulations.

- C. Landscaping and Buffer yards: Plantings used to fulfill the requirements of the City guidelines shall be grouped for visual impact from the gateways, located to accentuate the building and maximize environmental benefits. Each lot shall contain a minimum of two (2) trees for each forty feet (40 ft.) of frontage. Each tree shall be at least three inches (3") in caliper when planted. All landscaping required on any lot shall be completed within sixty days of substantial completion of construction, or within schedules set forth in the approved plans.
- D. Storage and Display shall not be stored in the open or exposed to public view or view from the adjacent land or any improvements. Any storage shall be fenced with a screening fence of permanent construction designed of materials used in the principal structure. No screening or fencing shall be less than eight feet (8 ft.) in height. All storage shall be limited to the rear of any building improvements and in no event shall any materials or equipment be stored closer than ten feet (10 ft.) to any side or rear property line. Dumpster's must be screened with one of the following: Brick, stone or masonry walls, picket fence style gate or solid metal gate, or evergreen trees.

ORDINANCE NO. _____

**BEING AN ORDINANCE OF THE CITY COUNCIL OF MORRISTOWN,
TENNESSEE AMENDING TITLE 14 (ZONING AND LAND USE CONTROL), OF
THE MORRISTOWN MUNICIPAL CODE.**

BE IT ORDAINED BY THE CITY COUNCIL of the City of Morristown that the text of Title 14 (Zoning and Land Use Control), Chapter 35, Gateway Overlay District be deleted and replaced with the following:

Chapter 35, Gateway Overlay District

14-3501. PURPOSE

Design elements along Davy Crockett Highway and State Route 66 should promote a positive experience for those entering the City from Interstate 81/Exit 8 by elevating standards for development while providing some flexibility for developers along these scenic byways. Properties within these overlays are required to meet all underlying zoning standards in addition to those applicable under this chapter. All new construction must receive approval from the Morristown Regional Planning Commission prior to construction. A site plan and elevation plan of the development are to be submitted to City Staff a minimum of 20 days prior to the scheduled Planning Commission meeting in order to be placed on the agenda. The Planning Commission will decide if the development is compatible with the overall district and if it meets the intent of the overlay district when giving their approval.

14-3502. PERMITTED USES

Permitted uses are limited to those in the underlying zoning districts.

The following uses shall not be permitted:

1. Adult Entertainment
2. Automobile Repair and a principle use
3. Automobile Salvage Yards
4. Building Material Yards
5. Farms Equipment Sales
6. Incinerators
7. Junkyards
8. Methadone Treatment Facilities
9. Pain Clinics
10. Recycling Facilities
11. Sanitary Landfills

14-3503. SITE AND BUILDING REQUIREMENTS:

- A. Non-residential buildings & similar structures: The exterior solid wall of all buildings and similar structures constructed, placed or erected on the land shall be composed of a minimum of forty (40) percent face brick, stone, or other masonry material similar in appearance or stucco to finish grade, vinyl, wood or fabricated wood. A building elevation plan shall be submitted as part of the site plan approval process. All HVAC or other equipment located on the roof of any building, or other equipment affixed to, or located on the ground, shall be landscaped or screened from public view. Designers are encouraged to vary materials from building to building while limiting the number of different materials to three (3) on any individual structure. In general, neutral or muted tones should be used. All development designs are to be consistent or compatible within a development in terms of architectural design, exterior building materials, colors and/or arrangement of buildings.

B. Signage:

1. Davy Crockett Highway

In addition to those underlying provisions as provided for by Chapter 29, Sign Regulations, free-standing signs within this overlay district shall be permitted to increase the overall height (from finished grade) to thirty-five (35) feet and not more than two-hundred (200) square feet in sign face size. Those properties located on the south side of Progress Parkway and Thoroughbred Run Road and/or east of Twin Spires Lane within this overlay district shall be permitted to increase the overall height of their free-standing sign to eighty-five (85) feet (from finished grade) and the sign face shall not exceed four hundred (400) square feet in size.

2. State Route 66

All signs shall comply to the provisions of Chapter 29, Sign Regulations.

C. Landscaping and Buffer yards: Plantings used to fulfill the requirements of the City guidelines shall be grouped for visual impact from the gateways, located to accentuate the building and maximize environmental benefits. Each lot shall contain a minimum of two (2) trees for each forty feet (40 ft.) of frontage. Each tree shall be at least three inches (3") in caliper when planted. All landscaping required on any lot shall be completed within sixty days of substantial completion of construction, or within schedules set forth in the approved plans.

D. Storage and Display shall not be stored in the open or exposed to public view or view from the adjacent land or any improvements. Any storage shall be fenced with a screening fence of permanent construction designed of materials used in the principal structure. No screening or fencing shall be less than eight feet (8 ft.) in height. All storage shall be limited to the rear of any building improvements and in no event shall any materials or equipment be stored closer than ten feet (10 ft.) to any side or rear property line. Dumpster's must be screened with one of the following: Brick, stone or masonry walls, picket fence style gate or solid metal gate, or evergreen trees.

BE IT FURTHER ORDAINED that this ordinance shall take effect from and after the date of its final passage, the public welfare requiring it.

Passed on first reading the _____ day of _____, 2020.

Mayor

ATTEST:

City Administrator

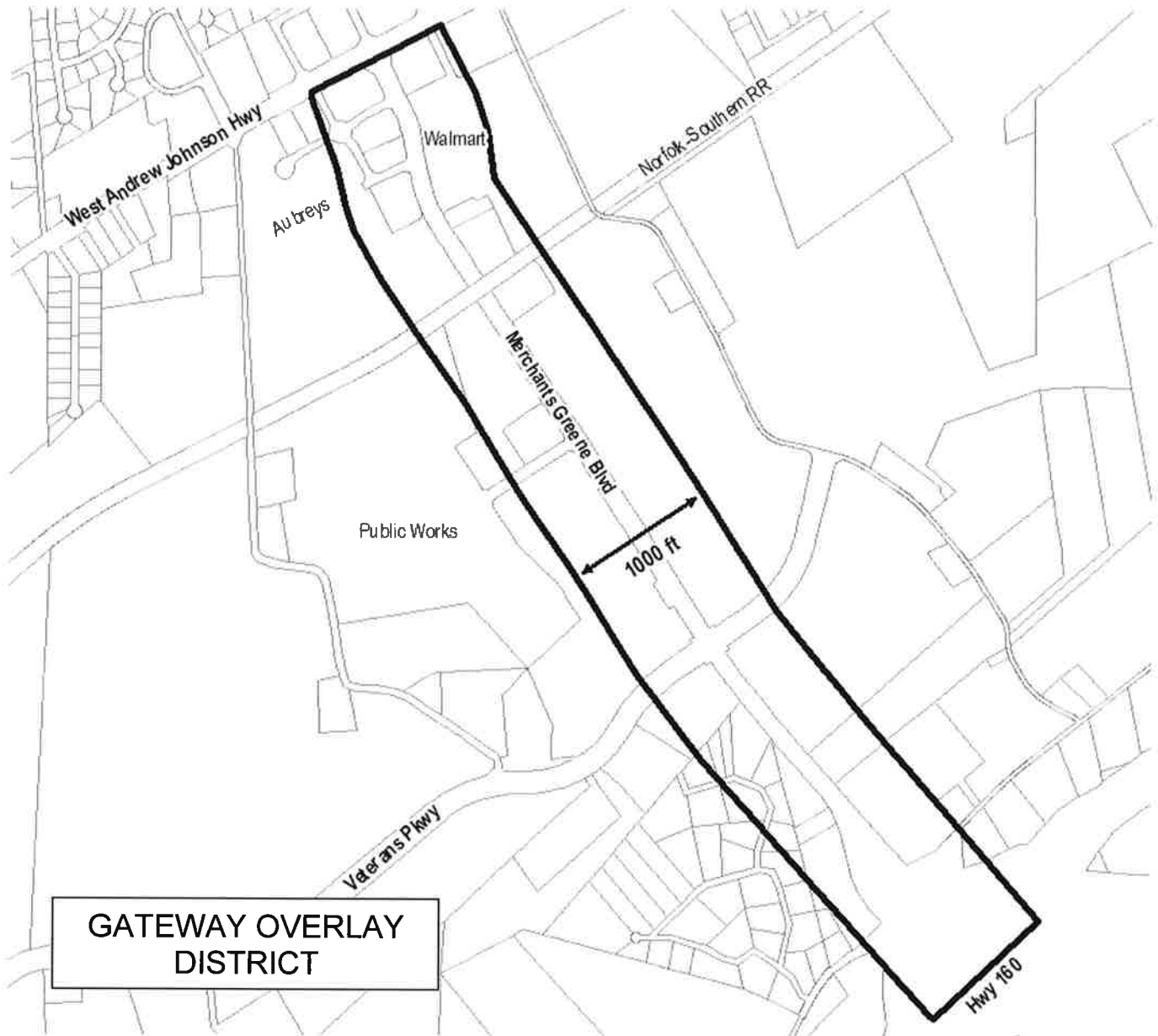
Passed on second and final reading the _____ day of _____, 2020.

Mayor

ATTEST:

City Administrator

Exhibit A





Document G701™ – 2017

Change Order

PROJECT: (Name and address)
Fire Station #2, #5, #6, and City Hall
Morristown, TN

CONTRACT INFORMATION:
Contract For: General Construction
Date: 2019-11-08

CHANGE ORDER INFORMATION:
Change Order Number: 002
Date: 2020-06-25

OWNER: (Name and address)
City of Morristown
100 West First North Street
Morristown, TN 37814

ARCHITECT: (Name and address)
Design Innovation Architects, Inc.
402 S Gay Street #201
Knoxville, TN 37902
Project #: 18133

CONTRACTOR: (Name and address)
Morristown Roofing Company, Inc.
7840 E. Andrew Johnson Hwy., P.O. 97
Whitesburg, TN 38891

THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

Deduct unused allowance:

Line Item 41	PT Wood Blocking	-\$ 324.00
Line Item 42	Metal Direct	-\$ 500.00
Line Item 44	Wood Decking	-\$ 400.00
Line Item 45	Exterior Trim Station 2	-\$3,000.00
Line Item 46	Drains	-\$4,000.00
		-\$8,224.00

The original Contract Sum was	\$ 572,821.00
The net change by previously authorized Change Orders	\$ 27,440.64
The Contract Sum prior to this Change Order was	\$ 600,261.64
The Contract Sum will be decreased by this Change Order in the amount of	\$ 8,224.00
The new Contract Sum including this Change Order will be	\$ 592,037.64

The Contract Time will be unchanged by Zero (0) days.

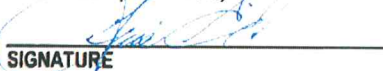
The new date of Substantial Completion will be 2020-05-20

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Design Innovation Architects, Inc.

ARCHITECT (Firm name)



SIGNATURE

Faris Eid, President

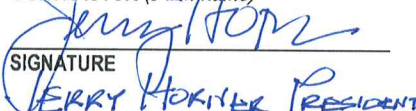
PRINTED NAME AND TITLE

06-25-2020

DATE

Morristown Roofing Company, Inc.

CONTRACTOR (Firm name)



SIGNATURE

JERRY HOVNER, PRESIDENT

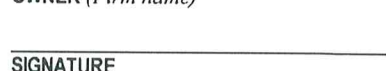
PRINTED NAME AND TITLE

7.20.2020

DATE

City of Morristown

OWNER (Firm name)



SIGNATURE

PRINTED NAME AND TITLE

DATE



Document G701™ – 2017

Change Order

PROJECT: <i>(Name and address)</i> Morristown City Hall Plaza Garage Morristown, TN	CONTRACT INFORMATION: Contract For: General Construction Date: March 8, 2019	CHANGE ORDER INFORMATION: Change Order Number: 004 Date: June 24, 2020
OWNER: <i>(Name and address)</i> City of Morristown 100 West First North Street Morristown, TN 37814	ARCHITECT: <i>(Name and address)</i> Design Innovations Architects 402 S Gay Street, Ste 201 Knoxville, TN 37902	CONTRACTOR: <i>(Name and address)</i> Merit Construction, Inc. 10435 Dutchtown Road Knoxville, TN 37932

THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

CR21 - Added Handrail at Stairs (Chris office trailer)

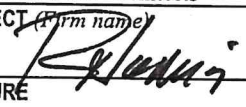
CR22 - New Decorative Picket Guardrail

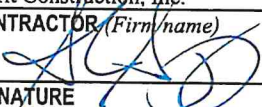
CR23 - Pressure washing

The original Contract Sum was	\$ 2,764,000.00
The net change by previously authorized Change Orders	\$ -74,481.58
The Contract Sum prior to this Change Order was	\$ 2,689,518.42
The Contract Sum will be increased by this Change Order in the amount of	\$ 19,764.00
The new Contract Sum including this Change Order will be	\$ 2,709,282.42
The Contract Time will be increased by Zero (0) days.	
The new date of Substantial Completion will be	

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Design Innovations Architects
ARCHITECT *(Firm name)*

SIGNATURE
~~Scott E. Feltz~~ **RICHARD NORRIS**
PRINTED NAME AND TITLE
7.21.2020
DATE

Merit Construction, Inc.
CONTRACTOR *(Firm name)*

SIGNATURE
Shannon Sapp, President
PRINTED NAME AND TITLE
7/20/20
DATE

City of Morristown
OWNER *(Firm name)*

SIGNATURE

PRINTED NAME AND TITLE

DATE

Ralph M. Perrey, Executive Director



7/15/2020

Mr. Gary Chesney
Mayor
City of Morristown
P.O. Box 1499
Morristown, TN 37816-1499

Dear Mayor Chesney:

Congratulations! Ten additional points have been added to your 2020 HOME Program application score due to your county being included in the federal major disaster declaration, DR-4427. The Tennessee Housing Development Agency (THDA) has approved your application under the 2020 HOME Program Description in the amount of \$500,000.00, including administration.

Due to the COVID 19 situation, for everyone's safety, THDA will hold its mandatory HOME Grantee workshop via a WebEx meeting on Tuesday, July 21, 2020; 9:00 AM to 12:00 PM CDT. You will receive a separate WebEx invitation for this workshop in the near future.

In addition to consultants/administrators, we strongly encourage local jurisdictions to have at least one employee who will be working with the project to attend the workshop in order to better understand the full responsibilities of the Grantee.

In order to promote the success of THDA's HOME program to the community, please allow THDA to organize a media outreach event with you. THDA's Industry and Governmental Affairs Team will be reaching out to you to schedule this promotional opportunity.

If you have any questions, please contact Bill Lord, Housing Programs Manager, at (615) 815-2018 or BLord@thda.org.

We look forward to working with you to implement your 2020 HOME funded program.

Sincerely,



Cynthia Peraza
Director, Community Programs Division

cc: Jason Estes, Knox CAC



Andrew Jackson Building Third Floor - 502 Deaderick St. - Nashville, TN 37243
THDA.org - (615) 815-2200 - Toll Free: 800-228-THDA

THDA is an equal opportunity, equal access, affirmative action employer.





Morristown City Council Agenda Item Summary

Date: July 29, 2020

Agenda Item: Approval of Purchase – Automated Refuse Truck

Prepared by: Joey Barnard

Subject: Automated Refuse Truck

Background/History: Due to aging of the fleet and utilization of current equipment, it has become necessary for the Public Works Department to purchase Automated Refuse Trucks.

Findings/Current Activity: Bids were solicited with a submission deadline of Thursday, June 11, 2020 at 2:00 P.M. Council approved the best and lowest bid submitted by Municipal Equipment, Inc. for one (1) 2021 Peterbilt Model 520 RHD with New Way 31 Yard Sidewinder with the option to purchase up to two (2) additional units within 60 days of the bid award.

Financial Impact: Funds have been appropriated in the 20-21 budget for the purchase of two (2) units.

Action options/Recommendations: It is staffs' recommendation to make the purchase for two (2) Automated Refuse Trucks in the amount of \$280,508.00 each for a total of \$561,016.00.

Attachments: Purchase Order.



CITY OF MORRISTOWN
PURCHASING DIRECTOR

P.O. Box 1499
Morristown, TN 37815-0647
Phone: (423) 585-4622 Fax: (423) 585-4687

Purchase Order

Fiscal Year 2021

Page 1

THIS NUMBER MUST APPEAR ON ALL INVOICES,
PACKAGES AND SHIPPING PAPERS.

Purchase Order # **21000281-00**

Retain this purchase order for proof of tax exemption.

Tax Exempt #62-6000369

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MUNICIPAL EQUIPMENT INC
PO BOX 5951

KNOXVILLE, TN 37928

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T
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CITY OF MORRISTOWN
619 HOWELL ROAD
purchasing@mymorristown.com
MORRISTOWN, TN 37813

Vendor Phone Number		Vendor Fax Number	Requisition Number	Delivery Reference/Contact	
865-387-2416		865-689-7079	21000313	DAVID MARSHALL	
Date Ordered	Vendor Number	Date Required	Interoffice Delivery		Department/Location
07/28/20	011576				41610
Item#	Description/Part No.		Qty/Unit	Cost Each	Extended Price
001	ORIGINAL		2.00	280508.00000	561,016.00
			EACH		
	2021 PETERBILT MODEL 520 RHD WITH NEW WAY SIDEWINDER PER BID SPECIFICATIONS 43210-971				561,016.00
				PO Total	561,016.00

The City of Morristown is an equal
employment / affirmative action
employer EOE / AA

Authorized Signature

Date

[Return to Agenda](#)

VENDOR COPY

Authorized Signature

Date



Morristown City Council Agenda Item Summary

Date: July 29, 2020

Agenda Item: Surplus Inventory

Prepared by: Joey Barnard

Subject: Approval to declare inventory items as surplus

Background/History: In the process of moving to the new Public Works Facility, the Public Works and Equipment shop accumulated several items in inventory that have become obsolete and wish to declare these items as surplus. All items have been categorized and separated into lots accordingly. This is the final lot of inventory items to surplus.

Financial Impact: It is the goal to acquire the maximum dollar amount in the most efficient manner.

Action options/Recommendations: The City of Morristown is seeking approval for the Public Works Department and Equipment Shop to declare inventory items as surplus and to sell these items via GovDeals, an online auction website.

Attachments: Inventory List.

City of Morristown
Surplus Inventory List

Box #	Quantity	Item Description
108	1	Mobil 1 Oil Fuel Treatment
109	1	Polar Power Fuel Treatment
110	1	Simulator
111	1	1"-1 1/2" Flex Pipe
112	1	3" Flex Pipe
113	1 lot	Belts, Sensors, & Electronic Ignition
114	1 lot	Cat Air Filters, fittings, & Cabin Filters
115	1 lot	Cabin filters & Air filters
116	1 lot	Cat parts, seals, & roll pins
117	1 lot	Light bulbs, seals, axle nuts, lock rings, Ford Parts
118	2	Case Outrigger Pads # D61368
119	1 lot	Cable Sling 1/2" X 6'
120	1 lot	Cable Sling 1/2" X 1'
121	1 lot	Insta chains, clamp, bearings, clutch steel & Tempkin bearings
122	1 lot	Hyd lines, SOL, Hose, pulleys, clutch discs, pressure plate,
		Hyd pump, pillow blocks, Tempkin bearings with race, hitch
		eyes, salt fans, input shaft, screw hook & strap hinges, air
		filter, trailer jacks, Cat filters, snow plow clutches, gas handles
123	1 lot	Briggs & Stratton starter, Tempkin bearings, tie rod end, Heim
		joints, Seals, New Holland bearings & seals, and Case seals
124	1 lot	Case piston sleeves A-SK169
125	1	Water Bucket
126	1	Gray Storage Cabinet
127	1	Tan Storage Cabinet
128	1	Gray Storage Cabinet wall mount
129	1	Gray steel shelf
130	1	Gray steel shelf
131	1	Heater Core #9001
132	1 lot	Ford multi function switch, Ford emblems, mirror, belts, U joints
		fuses, 2 fuel caps, ...
133	1 lot	spark plugs, light bulbs, switches, cord connectors, battery post
		protectors, hose bibb....
134	1 lot	Miscellaneous brake shoes, brake pads, bearing and seals
135	1	brake rotor #4886467
136	1	brake rotor #66823
137	1	brakle rotor #780869
138	1	brakle rotor #680180
139	1	brakle rotor #680025
140	1	brakle rotor #4888069
141	1	brake drums EX150
142	1	muffler # 18132
143	1	Ford Y pipe #V5HZ-AJ
144	1	tailpipe
145	1	exhaust elbow #41472
146	1	exhaust elbow #41472
147	1	exhaust elbow #41686
148	1	exhaust elbow #41686
149	1	flex pipe 54048
150	1	exhaust elbow 5246-R

151	1	chrome exhaust turn out
152	1	DEV 100 Bosch Scan tool
153	1	Cornwell Teck Force Scan tool
154	1	exhaust elbow B5HZ-5246
155	1 lot	brake pads, Brigg&Stratton parts....
156	1 lot	switches, relays,SOL,flashers, and rearview mirror
157	1	Ford 800 series front axle stabilizer AEM
158	1	WIX airfilter
159	1	OTC wheel dolly 5096A
160	1	MAC programmable Charging meter AC9050
161	1	1/2" HD Black&Decker drill
162	1	fuel sending unit PS-988
163	skip	
164	1 lot	light bulbs, spark plugs, cables, fuel filters, and other misc. parts
165	1	Gray filing cabinet
166	1	Black filing cabinet
167	1	Biege filing cabinet
168	1	Gray shelf
169	1	Black filing cabinet
170	11	Dodge Charger wheels
171	1	Ford Explorer wheel
172	1	Ford Crown Vic wheel
173	1	Ford Crown Vic wheel
174	1	Tractor wheel front
175	1	Tractor rim rear
176	14	Dodge Charger wheels
177	1	Ford wheel 16"
178	1	Ford Crown Vic wheel
179	1	Dodge Charger wheel
180	3	Tractor wheel front
181	1	Short block gas engine
182	1	Tire balancer Coats 850
183	1	Drawing board
184	1	Bicycle 26" 10 speed
185	1 lot	Table and chair
186	19	A/C Filters 14X20X1
187	10	A/C Filters 20X25X1
188	11	A/C Filters 28X32X1
189	9	A/C Filters 30X32X2
190	21	A/C Filters 23 1/2 X 29 1/2 X 2
191	43	A/C Filters 20X20X1
192	22	A/C Filters 12X20X2
193	10	A/C Filters 20X24X1
194	31	A/C Filters 24X28X2
195	14	A/C Filters 18 1/2 X 26 1/2 X 1
196	64	A/C Filters 19X27X2
197	5	A/C Filters 16X25X2
198	23	A/C Filters 12X20X2
199	14	A/C Filters 24X30X3
200	30	A/C Filters 16X25X1
201	11	A/C Filters 19 1/2 X 21 1/2 X 2
202	57	A/C Filters 18 1/2 X 26 1/2 X 2

203	84	A/C Filters 20X25X2
204	1 lot	A/C Filters 5-12X20X2, 16X25X1, 2-12X22X2, 24X24X2, 2-20X25X1
		2-18X20X1, 5-20X30X1
205	72	Floor bulbs F72T12/CW
206	1	Air tank
207	1	Wire rope cable 1/2" X 60 feet (approximate)
208	1	Brake pads Raybestos PGT824N
209	1	Brake pads Raybestos SSD655
210	1	Motor mount 2564
211	2	Ford ball joints 3WIZ3050-A
212	1	Multifunctional switch 6 F3AZ14529A
213	2	Monroe shocks 550055
214	1	Glass and ATO fuse asst.
215	1	Heater Motor Red Dot Rd587090T
216	9	Pro Gear Plus Gear oil
217	16 qts	10W30 Motor Craft diesel oil
218	1	Parts washer
219	1	Parts shelf
220	1	Tan Storage Cabinet
221	1	Metal table with vise
222	1	Ford tailgate
223	1	Cabinet locker 6 door
224	1	Black filing cabinet 4 drawer
225	1	Wire rack
226	1	Table with vise
227	1	Table
228	1	Wooden 5 compartment shelf
229	1	TIG Welder Miller HF25ID-1
230	1	AC/DC Welder Miller Dialare 250
231	1	Orbit drill press
232	1	Grease barrell with reel and gun
233	1	Air seat
234	1	fuel handle
235	1	Black Computer storage cabinet
236	1	oil hose reel with meter
237	1	oil hose reel with meter Alemite
238	1	Hyd jack air operated
239	1	tractor draw bar
240	1	storage shed
241	1	desk 2 pcs
242	1	cabinet 4 drawer
243	1	Transmission jack
244	1	Parts washer
245	1	Dodge tow hooks 1 set
246	1	Dodge Dorango steps 1 set (police department)
247	1	AC/DC Welder Miller Shopmaster 300
248	1	Air hose reel 3/8" X 50'
249	1	Air hose 3/8" X 50'
250	1	Air hose 3/8" X 50'
251	1	Air hose 3/8" X 50'
252	1	Air hose reel 3/8" X 50'
253	1	Air hose reel 3/8" X 50'

254	1	Forklift drum carrier	
255	1	Grease barrell with pump	
256	1	Tie rod end	
257	1	Metal Desk 5 Drawer Brown Top	Good
258	1	Wood Desk Cherry 3 drawer with hutch	Damage blimishes
259	1	Wood Desk Cherry 3 drawer with hutch	Good
260	1	Wood Desk Cherry 3 drawer with hutch	Good
261	1	Wood Desk Cherry 3 drawer with hutch	Good
262	1	Wood Desk Cherry 3 drawer with hutch	Damage blimishes
263	1	Black Air Hose Reel	Good
264	1	Red Air Hose Reel	Good
265	1	Red Air Hose Reel	Good
266	1	5 HP Kellogg-American Air Compressor	Good
267	1	Maroon Office Chair	Blimishes
268	1	Gray Office Chair	Blimishes
269	1	Black Office Chair	Blimishes
270	1	Brown Computer Desk	Good
271	1	Oak Desk 7 drawers	Blimishes
272	1	Orange 2 drawer filing cabinet	Blimishes
273	1	Off White 4 drawer HON filing cabinet	Blimishes
274	1	Tan 4 drawer LYON filing cabinet	Blimishes
275	1	Dark Brown Executive Office Chair	Good
276	1	Off White Organizer Shelves	Good
277	1	Light Brown Executive Office Chair	Good
278	1	Lavender Office Chair	Good
279	1	Lavender Office Chair	Good
280	1	Lavender Office Chair	Good
281	1	Lavender Office Chair	Good
282	1	Lavender Office Chair	Good
283	1	Lavender Office Chair	Good
284	1	Lavender Office Chair	Good
285	1	Lavender Office Chair	Good
286	2	Blue fabric straight back chairs	Blimishes
287	1	Forest Green Office Chair	Good
288	1	Executive U shaped Desk	Good



Morristown City Council Agenda Item Summary

Date: July 31, 2020

Agenda Item: Parks and Recreation Software

Prepared by: Joey Barnard

Subject: Tyler Technologies Contract for Parks and Recreation Software

Background/History: The current Enterprise Resource Planning software utilized by the Parks and Recreation Department has become outdated and is no longer supported. The department would like to switch to Tyler Technologies Software, which also ties into the existing support software utilized by the City of Morristown.

Findings/Current Activity: There will be a one-time fee of \$21,980.00 for hardware and set up and a recurring annual fee of \$3,686.00.

Financial Impact: Funds have been appropriated in the 20-21 Fiscal Year Budget for this software.

Action options/Recommendations: It is staff's recommendation to purchase the Tyler Technologies Software for the Parks and Recreation Department.

Attachments: Purchase Order.



CITY OF MORRISTOWN
PURCHASING DIRECTOR

P.O. Box 1499
Morristown, TN 37815-0647
Phone: (423) 585-4622 Fax: (423) 585-4687

Purchase Order

Fiscal Year 2021

Page 1

THIS NUMBER MUST APPEAR ON ALL INVOICES,
PACKAGES AND SHIPPING PAPERS.

Purchase Order # **21000333-00**

Retain this purchase order for proof of tax exemption.

Tax Exempt #62-6000369

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TYLER TECHNOLOGIES, INC
PO BOX 203556

DALLAS, TX 75320-3556

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CITY OF MORRISTOWN
100 W. 1ST NORTH STREET
purchasing@mymorristown.com
MORRISTOWN, TN 37814

Vendor Phone Number		Vendor Fax Number	Requisition Number	Delivery Reference/Contact	
207-781-2260 1427		207-781-2459	21000387	ASHLEY AHL	
Date Ordered	Vendor Number	Date Required	Interoffice Delivery		Department/Location
07/31/20	002230				41610
Item#	Description/Part No.		Qty/Unit	Cost Each	Extended Price
001	ORIGINAL		1.00 EACH	3686.00000	3,686.00
002	PARKS AND RECREATION SAAS ANNUAL SOFTWARE JULY 1, 2020 - JUNE 30, 2021 44410-413		1.00 EACH	21980.00000	21,980.00
	TOTAL TYLER SOFTWARE ONE TIME FEE FOR SERVICES AND HARDWARE 44410-413				21,980.00
				PO Total	25,666.00

The City of Morristown is an equal
employment / affirmative action
employer EOE / AA

Authorized Signature

Date

[Return to Agenda](#)

VENDOR COPY

Authorized Signature

Date

Inspection and Maintenance Agreement

(I&M Agreement)

City of Morristown, TN

100 West 1st North Street

Morristown, TN 37814

(423) 581-0100

Inspection and Maintenance Agreement (I&M Agreement)

THIS AGREEMENT, made and entered into this 28th day of July, 2020, by and between T. Phillip Carlyle hereinafter called the "Landowner", and
(Insert Full Name of Owner)
the City of Morristown, TN hereinafter called "City".

WITNESSETH, that

WHEREAS, the Landowner is the owner of certain property described as Stone Haven II Subdivision
Map 025, Parcel 035.00 as recorded by deed in the last land records of
(Insert Hamblen County Tax & Parcel Number)
Hamblen County, TN, Deed Book 1596 Page 269, hereafter called the "Property".

WHEREAS, the Landowner is proceeding to build on and develop the property; and

Stone Haven II S/D
WHEREAS, the Site Plan/Subdivision known as _____
(Name of Plan/Development)
hereafter called the "Plan", which is expressly made a part hereof, as approved or to be approved by the City, provides for management of stormwater within the confines of the property; and

WHEREAS, the City and the Landowner, its successors and assigns, agree that the health, safety and welfare of the residents of the City of Morristown, Tennessee, require that on-site stormwater management/BMP facilities be constructed and maintained on the Property; and

WHEREAS, the City requires that on-site stormwater management/BMP facilities, as shown on the Plan, be constructed and adequately maintained by the Landowner, its successors and assigns.

NOW, THEREFORE, in consideration of the foregoing premises, the mutual covenants contained herein, and the following terms and conditions, the parties hereto agree as follows:

1. The on-site stormwater management/BMP facilities shall be constructed by the Landowner, its successors, and assigns, in accordance with the plans and specifications identified in the Plan and shall, upon construction completion, be certified as such by the Plan's Engineer of Record.
2. The Landowner, its successors, and assigns, shall adequately maintain the stormwater management/BMP facilities as outlined in the Plan and contained within the Landowner's property. This includes all pipes and channels built to convey stormwater to and from the facility, as well as all structures, improvements, and vegetation provided to control the quantity and quality of the stormwater. Adequate maintenance is herein defined as good working condition, so that these facilities

are performing their design functions. Those maintenance procedures outlined in the Plan and the City's approved BMP guidelines shall be practiced at a minimum. Common maintenance shall include the removal of debris (leaves, lawn clippings, sticks, etc.) and trash after rainfall events, checking outlet structures for clogging and cleaning, as necessary, repairing erosive areas promptly upon observation, and removing accumulated sediment.

3. The Landowner, its successors, and assigns, shall inspect the stormwater management/BMP facility and report to the City Engineer if any major repairs (i.e. structural) are necessary. The purpose of the inspection and reporting is to assure safe and proper functioning of the facilities. The inspection shall cover the entire facilities, berms, outlet structure, pond areas, access roads, etc and shall be performed at such times and such manner as to accomplish these objectives.
4. The Landowner, its successors, and assigns, will perform the work necessary to keep these facilities in good working order as appropriate. In the event a maintenance schedule for the stormwater management/BMP facilities (including sediment removal) is outlined on the approved plans or in the City's BMP guidelines, the Landowner, its successors, and assigns, shall adhere to the schedule.
5. The Landowner, its successors, and assigns, hereby grant an easement to the City, its authorized agents, and employees, to enter upon the Property and to inspect the stormwater management/BMP facilities whenever the City deems necessary. The purpose of inspection may be to check the facility for proper functioning, to follow-up on reported deficiencies or repairs, to respond to citizen complaints, and/or to check for any other reasons the City deems necessary. If problems are observed, the City shall provide the Landowner, its successors, and assigns, copies of the inspection findings and a directive to commence with the repairs within a specified timeframe.
6. In the event the Landowner, its successors, and assigns, fails to maintain the stormwater management/BMP facilities in good working condition acceptable to the City, the City may enter upon the Property and take the steps necessary to correct deficiencies identified in the inspection report. This provision shall not be construed to allow the City to erect any structure of permanent nature on the land of the Landowner, outside of the easement, for the stormwater management/BMP facilities. It is expressly understood and agreed that the City is under no obligation to routinely maintain or repair said facilities, and in no event shall this Agreement be construed to impose any such obligation on the City.
7. In the event the City, pursuant to this Agreement, performs work of any nature or expends any funds in performance of said work for labor, use of equipment, supplies, materials, and the like, the Landowner, its successors, and assigns, shall reimburse the City upon demand, within sixty (60) days of receipt thereof, for two hundred percent (200%) of all actual costs incurred by the City hereunder.
8. If the Landowner fails to pay the City for two hundred percent (200%) of their incurred expenses within sixty (60) days of receipt of written notice, the Landowner authorizes the City to place a lien against the property in an amount equal to two hundred percent (200%) of said expenses.
9. If the Landowner fails to reimburse the City, as described above, the Landowner further authorizes the City to collect said expenses from the Landowner through other appropriate legal action, with the Landowner to be liable for the reasonable costs of collection, court costs, and attorney fees.

10. This Agreement imposes no liability of any kind whatsoever on the City, and the Landowner agrees to hold the City harmless from any liability in the event the stormwater management/BMP facilities fail to operate properly.
11. This Agreement shall be recorded among the land records of Hamblen County, Tennessee, and shall constitute a covenant running with the land, and shall be binding on the Landowner, its administrators, executors, assigns, heirs and any other successors in interest.

WITNESS the following signatures and seals:

Carlyle Construction, LLC
 Company/Corporation/Partnership Name (Seal)

By: 

T. Phillip Carlyle

 (Type Name)

Owner

 (Type Title)

State of Tennessee

County of Hamblen

The foregoing Agreement was acknowledged before me this 28th day of July, 2020,

by Mary K. Smithpeters

Mary K. Smithpeters
 Notary Public

My Commission Expires 11/04/2023



Approved as to form:

Approved by the City:

 City Attorney

 Date

 Mayor

 Date