

**STATE OF TENNESSEE
COUNTY OF HAMBLLEN
CORPORATION OF MORRISTOWN
MARCH 1, 2011**

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 4:00 p.m., Tuesday, March 1, 2011 with Honorable Mayor Barbara C. "Sami" Barile, presiding and the following named Councilmembers present: Gene Brooks, Bob Garrett, Claude Jinks, Frank McGuffin, William Rooney and Kay Senter.

Councilmember Jinks made a motion to approve the February 15, 2011 minutes as circulated; Councilmember Rooney seconded the motion and all voted "aye".

Mayor Barile congratulated Detective Phil Hurst and Detective Corporal Bob Ellis on their receipt of the 2011 TOP COP Awards.

A public hearing was held on the following captioned Ordinance No. 3409. Councilmember Jinks made a motion to adopt said Ordinance on second and final reading. Councilmember Senter seconded the motion and upon roll call, Councilmembers Brooks, Garrett, Jinks, McGuffin, Senter and Mayor Barile voted "aye"; Councilmember Rooney "abstained".

Ordinance No. 3409

An Ordinance to de-annex certain territory and to remove same from the Corporate Boundaries of the City of Morristown, Tennessee. {De-Annexation of the property located at 2465 McClanahan Road - ETPC (Hamblen County Tax Map 56, a portion of Parcel 103 owned by John R. Morris).}

Bid – Recycling Services

Three year contract – two qualified bidders – Goodwill Industries - \$59.85 per ton and S&B Recycling - \$80 per ton.

A discussion was held regarding concerns about awarding the recycling services contract to the lowest bidder (Goodwill Industries).

City Council's concerns with Goodwill Industries:

42 photos of both sites were presented – S&B was the cleaner site;

The City has done business with this company before – very unsatisfactory;

S&B has had the contract for the past three years and done a good job;

Goodwill is located in the County and out of the City's jurisdiction;

Several County Commissioners indicated they have had a lot of complaints about Goodwill Industries;

When Goodwill was doing the recycling before, there were some items they would not accept and the City had to haul those items away;

If it looks like this now and then they get all of us from the City on top of it, can they handle it?

Attorney Jessee – If the bidders are qualified and meet the bid specs, the lowest and best evaluated bid should be accepted; if you go to second lowest bid, it violates state law unless you have a valid, rational reason not to take the low bid. Council may evaluate the bids and based on the way Council rates them; there could be an argument, not a guarantee, to take the second lowest bid.

Councilmember Brooks made a motion to award the Recycling Services bid to the second lowest bidder – S&B Recycling in the amount of \$80.00 per ton. Councilmember Jinks seconded the motion. Upon roll call, Councilmembers Brooks, Jinks and Senter voted “aye”; Councilmembers Garrett, McGuffin, Rooney and Mayor Baile voted “no”. **Motion failed.**

Councilmember Senter made a motion to award the Recycling Services bid to the lowest bidder – Goodwill Industries in the amount of \$59.85 per ton. Councilmember Garrett seconded the motion. Upon roll call, Councilmembers Garrett, McGuffin, Rooney, Senter and Mayor Barile voted “aye”. Councilmembers Brooks and Jinks voted “no”. **Motion passed.**

Councilmember Senter made a motion to award the contract for the initial mowing at the Morristown College site to Custom Lawn Care in the amount of \$3,500; and to evaluate continued mowing after that time. Councilmember Garret seconded the motion and upon roll call Councilmembers Garrett, McGuffin, Rooney, Senter and Mayor Barile voted “aye”; Councilmembers Brooks and Jinks voted “no”.

Councilmember McGuffin made a motion to adopt the following captioned Ordinance No. 3410 on first reading and schedule a public hearing relative to final adoption of said Ordinance for March 15, 2011. Councilmember Rooney seconded the motion and upon roll call, all voted “aye”.

Ordinance No. 3410
Being an Ordinance amending the Municipal Code of the City of Morristown by deleting Section 1-102 (Polling Places and General City Elections) in its entirety and inserting the following new Section 1-102. *“The Polling places for holding general city elections shall be as provided in T.C.A. Section 2-3-101 et. seq.”*

Councilmember Brooks expressed concern about taking Christmas bonuses from the City and returned the money.

Mayor Barile reappointed Katy (Tindall) Klose and Jim Beelaert to the Morristown Regional Planning Commission for four year terms to expire March 1, 2015.

Mayor Barile adjourned the March 1, 2011 City Council meeting.

Mayor

ATTEST:

City Administrator