

**STATE OF TENNESSEE
COUNTY OF HAMBLEN
CORPORATION OF MORRISTOWN
MARCH 15, 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 15, 2011 with Honorable Mayor Barbara C. "Sami" Barile, presiding and the following named Councilmembers present: Gene Brooks, Bob Garrett, Frank McGuffin and William Rooney; absent: Councilmembers Claude Jinks and Kay Senter.

Councilmember Rooney made a motion to approve the March 1, 2011 minutes as circulated; Councilmember McGuffin seconded the motion and all voted "aye".

A public hearing was held on the following captioned Ordinance No. 3410. Councilmember Rooney made a motion to adopt said Ordinance on second and final reading. Councilmember Garrett 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 McGuffin made a motion to award the bid for demolition of two houses located at 127 E. 6th North and 217 Montrose to SLP Construction in the amount of \$4,997.96 for 127 E. 6th North and \$1,496.97 for 217 Montrose. Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

Councilmember Rooney made a motion to purchase 40 ballistic vests from ArmorShield at a cost of \$387 each through the Tennessee Highway Patrol Contract. Councilmember Brooks seconded the motion and upon roll call, all voted "aye".

Councilmember McGuffin made a motion to adopt the following Resolution No. 03-11; Councilmember Brooks seconded the motion. Upon roll call, Councilmembers Brooks, Garrett, McGuffin and Rooney voted "aye"; Mayor Barile voted "no".

**Resolution No. 03-11
A Resolution to create a policy for signs located within the City of Morristown rights-of-way.**

WHEREAS, the Morristown City Council requested that the Morristown Regional Planning Commission revise the sign regulations in the fall of 2008 to create an enforceable and constitutional sign ordinance; and

WHEREAS, the Morristown Regional Planning Commission recommended a new sign ordinance on April 13, 2010; and

WHEREAS, the City of Morristown and Staff held public meetings on August 5, 2010, December 7, 2010, and December 21, 2010 regarding the approval of a new sign ordinance; and

WHEREAS, the Morristown City Council approved a revised sign

ordinance on December 21, 2010 which required that the City Council set a policy regarding signs located in city rights-of-way; and

WHEREAS, the City of Morristown would like to reduce clutter within the city, maintain enforceable sign regulations, and respect the constitutional rights of its citizens;

NOW, THEREFORE, BE IT RESOLVED, that the City of Morristown policy regarding signs in the rights-of-way is as follows:

Each citizen located within the City of Morristown may locate or post no more than six (6) posters, bills, signs, etc. or other printed matter within the public rights-of-way, public or utility owned property. The following guidelines shall apply:

1. Each sign shall obtain a permitted sticker from the City of Morristown at a fee of twenty-five (\$25.00) dollars per sign. The sticker shall be displayed on the sign.
2. Each permitted temporary sign shall be placed in the right-of-way no more than fourteen (14) days prior to an event and shall be removed no more than three (3) days after the event.
3. No sign shall exceed three (3) feet in length or width and shall not exceed four (4) feet in height.
4. All Signs shall be located out of the sight distance triangle.
5. No signs or printed materials shall be located upon power poles or other publicly or utility owned upright, pole, rails, walls, or other surface.
6. No signs shall be located within the median of any city roadway.

BE IT FURTHER RESOLVED that this Resolution shall become effective upon its passage and approval.

Adopted during regular session of City Council this 15th day of March 2011.

Mayor

ATTEST:

City Administrator

Councilmember McGuffin made a motion to adopt the following captioned Ordinance No. 3411 on first reading and schedule a public hearing relative to final passage of said Ordinance for April 5, 2011. Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3411
Entitled an Ordinance to amend the Municipal Code of the City of Morristown by deleting Ordinance No. 3148 in its entirety from Title 14, Chapter 5 and adding the following Land Disturbance Ordinance as Title 18, Chapter 6.**

Councilmember Rooney made a motion to adopt the following captioned

Ordinance No. 3412 on first reading and schedule a public hearing relative to final passage of said Ordinance for April 5, 2011. Councilmember Garrett seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3412
Entitled an Ordinance to amend the Municipal Code of the City of Morristown by adding the following sections relating to Illicit Discharges and Connections to the Municipal Separate Storm Sewer System as Title 18, Chapter 8.**

Councilmember McGuffin made a motion to adopt the following captioned Ordinance No. 3413 on first reading and schedule a public hearing relative to final passage of said Ordinance for April 5, 2011. Councilmember Garrett seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3413
Entitled an Ordinance to amend the Municipal Code of the City of Morristown by adding the following sections relating to Post Construction Water Quality Management as Title 18, Chapter 9.**

Councilmember Rooney made a motion to adopt the following captioned Ordinance No. 3414 on first reading and schedule a public hearing relative to final passage of said Ordinance for April 5, 2011. Councilmember Garrett seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3414
Entitled an Ordinance to amend the Municipal Code of the City of Morristown, Title 14, Chapter 2 – Zoning Ordinance (Chapter 31, Water Quality Buffer Zone) by moving the entire Chapter 31, Water Quality Buffer Zone, to Title 18, Chapter 7.**

Todd Morgan, MCDC Program Director, updated Council on the proposed Historic Zoning Ordinance. The ordinance will be considered on first reading at the April 5, 2011 Council meeting.

Mayor Barile recessed the Council meeting to confer with attorneys regarding legal issues.

Mayor Barile re-convened the meeting.

Councilmember McGuffin made a motion to move forward with negotiating the Lowland Wastewater Plant Lease-purchase Agreement with a buy out clause and including a non-appropriation clause. Councilmember Garrett seconded the motion and upon roll call, Councilmembers Garrett, McGuffin, Rooney and Mayor Barile voted "aye"; Councilmember Brooks voted "no".

Mayor Barile adjourned the March 15, 2011 City Council meeting.

Mayor

ATTEST:

City Administrator