

**STATE OF TENNESSEE
COUNTY OF HAMBLEN
CORPORATION OF MORRISTOWN
JULY 19, 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, July 19, 2011 with Honorable Mayor Danny Thomas, presiding and the following named Councilmembers present: Gene Brooks, Bob Garrett, Claude Jinks, Chris Bivens, Paul LeBel and Kay Senter.

Councilmember Senter made a motion to approve the July 5, 2011 minutes as circulated; Councilmember Bivens seconded the motion and all voted "aye".

Mayor Thomas presented a proclamation to Nadia Valdez, Tennessee State Youth of the Year and runner-up in the Boys and Girls Clubs of America's Southeast Regional Competition in Atlanta, GA.

A public hearing was held on the following captioned Ordinance No. 3393.18. Councilmember LeBel made a motion to adopt said Ordinance on second and final reading. Councilmember Bivens seconded the motion and upon roll call, all voted "aye".

Ordinance No. 3393.18

Entitled an Ordinance to Amend Ordinance Number 3393, The City of Morristown, Tennessee Annual Budget for the Fiscal Year 2010-2011 for End Budget Amendment for LAMPTO.

A public hearing was held on the following captioned Ordinance No. 3393.19. Councilmember LeBel made a motion to adopt said Ordinance on second and final reading. Councilmember Bivens seconded the motion and upon roll call, all voted "aye".

Ordinance No. 3393.19

Entitled an Ordinance to Amend Ordinance Number 3393, The City of Morristown, Tennessee Annual Budget for the Fiscal Year 2010-2011 for End Budget Amendment for Storm Water Fund.

A public hearing was held on the following captioned Ordinance No. 3393.20. Councilmember Bivens made a motion to adopt said Ordinance on second and final reading. Councilmember LeBel seconded the motion and upon roll call, all voted "aye".

Ordinance No. 3393.20

Entitled an Ordinance to Amend Ordinance Number 3393, The City of Morristown, Tennessee Annual Budget for the Fiscal Year 2010-2011 for End Budget Amendment for Solid Waste Fund.

A public hearing was held on the following captioned Ordinance No. 3393.21. Councilmember Bivens made a motion to adopt said Ordinance on second and final reading. Councilmember LeBel seconded the motion and upon roll call, all voted "aye".

Ordinance No. 3393.21

Entitled an Ordinance to Amend Ordinance Number 3393, The City of Morristown, Tennessee Annual Budget for the Fiscal Year 2010-2011 for End Budget Amendment for CDBG Fund.

A public hearing was held on the following captioned Ordinance No. 3393.22. Councilmember LeBel made a motion to adopt said Ordinance on second and final reading. Councilmember Bivens seconded the motion and upon roll call, all voted "aye".

Ordinance No. 3393.22

Entitled an Ordinance to Amend Ordinance Number 3393, The City of Morristown, Tennessee Annual Budget for the Fiscal Year 2010-2011 for End Budget Amendment for Sewer Fund.

A public hearing was held on the following captioned Ordinance No. 3393.23. Councilmember Bivens made a motion to adopt said Ordinance on second and final reading. Councilmember LeBel seconded the motion and upon roll call, all voted "aye".

Ordinance No. 3393.23

Entitled an Ordinance to Amend Ordinance Number 3393, The City of Morristown, Tennessee Annual Budget for the Fiscal Year 2010-2011 for End Budget Amendment for General Fund.

A public hearing was held on the following captioned Ordinance No. 3393.24. Councilmember Bivens made a motion to adopt said Ordinance on second and final reading. Councilmember LeBel seconded the motion and upon roll call, all voted "aye".

Ordinance No. 3393.24

Entitled an Ordinance to Amend Ordinance Number 3393, The City of Morristown, Tennessee Annual Budget for the Fiscal Year 2010-2011 for End Budget Amendment for Narcotics Fund.

A public hearing was held on the following captioned Ordinance No. 3424. Councilmember Senter made a motion to adopt said Ordinance on second and final reading. Councilmember Garrett seconded the motion and upon roll call, Councilmembers Brooks, Garrett, Bivens, Lebel and Senter voted "aye"; Councilmember Jinks and Mayor Thomas voted "no".

Ordinance No. 3424

An Ordinance Amending the Morristown Municipal Code Section 1-201 by changing the time of City Council Regular Meetings from 4:00 p.m. to 5:00 p.m.

Councilmember Senter made a motion to award the bid for Wayne Hansard Park Parking Lot Project to Summers-Taylor. Councilmember Garrett seconded the motion and upon roll call, all voted "aye".

Councilmember LeBel made a motion to award the bid for Banking Services to First Tennessee Bank. Councilmember Brooks seconded the motion and upon roll call, all voted "aye".

Councilmember Jinks made a motion to approve the following Resolution No. 16-11. Councilmember Brooks seconded the motion and upon roll call, all voted "aye".

**RESOLUTION NO. 16-11
BEING A RESOLUTION CALLING ON THE CONGRESS OF THE
UNITED STATES TO PROVIDE RELIEF TO U.S. COUNTIES, CITIES
AND TOWNS FROM THE DEPARTMENT OF TRANSPORTATION
RULING ON REFLECTIVITY OF STREET SIGNS.**

WHEREAS, the U.S. Department of Transportation Federal Highway Administration has issued a ruling in the Federal Register, Vol. 72, NO. 245, for cities and towns to comply with an order related to the reflectivity of street and traffic signs according to the following schedule: By January 2012 municipalities and state road agencies must have a plan in place to replace all road signs with signs meeting a certain reflectivity standard, and by 2015 replacing all signs needed for safety purposes (stop signs, speed limit signs, etc.), and by 2018 all signs are to be replaced with signs of a certain reflectivity standard, and

WHEREAS, there is no funding from the U.S. Government provided to counties, cities and towns for the expense of replacing all signs, thus amounting to an unfunded mandate costing these local jurisdictions a huge sum of money when taken in total as a nation, and

WHEREAS, the effective dates of this ruling come at a time when all cities and towns in the U.S. are challenged with stagnant or diminishing revenues because of the current national economic downturn, and

NOW THEREFORE, the Mayor and City Council of the City of Morristown, Tennessee do hereby call on the Congress of the United States to either override the U.S. Department of Transportation ruling requiring all signs to be replaced in counties, cities and towns, or to provide the necessary funding to local jurisdictions to cover the costs of said ruling.

Adopted this 19th day of July 2011.

Mayor

ATTEST:

City Administrator

Councilmember Jinks made a motion to approve the following Resolution No. 17-11. Councilmember Senter seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 17-11
A RESOLUTION TO AUTHORIZE THE SUBMISSION OF A
FASTTRACK INFRASTRUCTURE DEVELOPMENT PROGRAM (FIDP)
APPLICATION TO FUND SITE IMPROVEMENTS THAT
WOULD SERVE MAHLE ENGINE COMPONENTS USA, INC.
IN MORRISTOWN, TENNESSEE

WHEREAS, the City of Morristown supports the creation of manufacturing jobs within its jurisdiction; and

WHEREAS, Mahle Engine Components USA, Inc. has indicated its intent to expand and operate new manufacturing facilities, with an estimated investment of \$62 million and the creation of approximately 150 new jobs over the next three years; and

WHEREAS, the State of Tennessee offers local governments grant funds to finance site improvements associated with job creation projects through its FastTrack Infrastructure Development Program funds to support the expansion of Mahle Engine Components USA, Inc.

NOW, THEREFORE, BE IT RESOLVED that Morristown City Council hereby authorizes the Mayor and his representatives to prepare and submit a FastTrack Infrastructure Development Program Grant application for \$748,397 to fund 74% of the cost of site improvements that are proposed to serve Mahle Engine Components USA, Inc. in the Morristown Airport Industrial District.

BE IT FURTHER RESOLVED that Mahle Engine Components USA, Inc. will contribute 26% of the project costs, estimated at \$262,950 to the project in order to satisfy the local share requirements of the FIDP program.

Adopted this 19th day of July 2011.

Danny Thomas, Mayor
City of Morristown

ATTEST:

Anthony Cox
City Administrator

Councilmember Jinks made a motion to approve the following Resolution No. 18-11. Councilmember Brooks seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 18-11

A RESOLUTION AUTHORIZING THE DISBURSEMENT OF FUNDS ALLOCATED TO THE FOLLOWING NON-PROFIT CHARITABLE AND CIVIC ORGANIZATIONS: ALPS, BOYS & GIRLS CLUB INC, CEASE, CENTRAL SERVICES, CHILD ADVOCACY, DAILY BREAD, GIRLS INC., HELPING HANDS, KAB, MATS, M-H CHILD CARE CENTERS, NEW HOPE RECOVERY, ROSE CENTER, SENIOR CITIZENS CENTER, SENIOR CITIZENS HOME ASSISTANCE, STEPPING OUT, YOUTH EMERGENCY SHELTER, BOYS & GIRLS CLUB SWIM TEAM, AND TENNESSEE ACHIEVES, FROM THE CITY OF MORRISTOWN'S 2011/2012 FISCAL YEAR BUDGET.

WHEREAS, as a part of its annual budget process the City of Morristown allocates to be disbursed to deserving non-profit charitable and civic organizations; and,

WHEREAS, as a part of the city of Morristown's budget adopted for the 2011/2-12 fiscal year Two Hundred Fifty Thousand Five Hundred Seventy Five Dollars (\$250,575) were

allocated to be disbursed to the ALPS, Boys & Girls Club Inc., CEASE, Central Services, Child Advocacy, Daily Bread, Girls Inc., Helping Hands, KAB, MATS, M-H Child Care Centers, New Hope Recovery, Rose Center, Senior Citizens Center, Senior Citizens Home Assistance, Stepping Out, Youth Emergency Shelter, Boys & Girls Club Swim Team, and Tennessee Achieves; and,

WHEREAS, the City of Morristown in accordance with Tennessee Code Annotated 6-54-111 does hereby pass this Resolution authorizing the disbursement to these non-profit charitable and civic organizations of the funds appropriated and budgeted for their use and benefit in the City of Morristown's 2011/2012 fiscal year budget; and,

WHEREAS, it is in the best interest and welfare of the citizens and residents of the City of Morristown that this Resolution shall be passed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Morristown, Tennessee, meeting in regular session on this the 19th day of July, 2011, with a lawful quorum of said Council being present and with a majority of said Council voting in the affirmative as follows:

1. That the Two Hundred Fifty Thousand Five Hundred Seventy Five Dollars (\$250,575) appropriated and budgeted by the City of Morristown Council in its 2011/2012 fiscal year budget for the use and benefit of deserving non-profit charitable and civic organizations shall be disbursed and is authorized to be disbursed as follows:

ALPS	\$9,500.00
Boys & Girls Club	\$15,675.00
CEASE	\$16,625.00
Central Services	\$5,000.00
Child Advocacy	\$950.00
Daily Bread	\$4,750.00
Girls Inc.	\$11,400.00
Helping Hands	\$7,125.00
KAB	\$19,950.00
MATS	\$16,625.00
M-H Child Care Centers	\$22,800.00
New Hope Recovery	\$4,750.00
Rose Center	\$11,875.00
Senior Citizens Center	\$47,500.00
Senior Citizens Home Assistance	\$4,750.00
Stepping Out	\$1,425.00
Youth Emergency Shelter	\$30,875.00
Boys & Girls Club Swim Team	\$10,000.00
Tennessee Achieves	\$9,000.00

2. This Resolution shall be effective from and after its adoption.

PASSED on the 19th day of July, 2011.

Mayor

ATTEST:

City Administrator/Recorder

Councilmember Senter made a motion to approve the following Resolution No. 19-11. Councilmember Bivens seconded the motion and upon roll call, all voted "aye".

**CITY OF MORRISTOWN, TENNESSEE
RESOLUTION NO. 19-11**

**BEING A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A
CONTRACT WITH KONICA/MINOLTA FOR THE RENTAL OF THIRTEEN
COPIERS FOR A PERIOD OF FIVE YEARS**

WHEREAS, the City of Morristown advertised for bids for copier rentals for a five year term beginning August 1, 2011, the current copier rental agreement terminates on July 21, 2011; and

WHEREAS, bids were submitted pursuant to the advertisement; and

WHEREAS, the lowest bid conforming to the bid specifications was \$2,613.00 per month throughout the term; and

WHEREAS, that bidder was Konica/Minolta.

THEREFORE, be it resolved by the City Council of the City of Morristown, Tennessee that the Mayor be, and he is hereby authorized, to execute a five year lease agreement for 13 copiers for the City at a rental rate of \$2,613.00 per month, with an estimated \$300.00 charge for month for upgrades of the copiers.

Passed this 19th day of July, 2011.

Mayor

ATTEST:

City Administrator, Anthony Cox

Councilmember Jinks made a motion to adopt the following captioned Ordinance No. 3425 on first reading and schedule a public hearing relative to final passage of said Ordinance for August 2, 2011. Councilmember Senter seconded the motion and upon roll call, all voted “aye”.

Ordinance No. 3425

An Ordinance to Amend Title 15 of the Morristown Municipal Code. {Motor Vehicles, Traffic and Parking}

Mayor Thomas nominated Mike Minnich to the Moristown Utility Commission for a five year term to expire on August 1, 2016. Upon roll call, Councilmembers Brooks, Jinks and Mayor Thomas voted “aye”; Councilmembers Garrett, LeBel and Senter voted “no”; Councilmember Bivens “abstained”. Nomination failed.

Councilmember Jinks made a motion to accept Chief Honeycutt’s recommendation and hire Brad Cooper as an entry level firefighter. Councilmember LeBel seconded the motion and upon roll call all voted “aye”.

Councilmember Jinks made a motion to accept Chief Honeycutt’s recommendation and hire Brian Williams as an entry level firefighter. Councilmember LeBel seconded the motion and upon roll call all voted “aye”.

Mayor Thomas adjourned the July 19, 2011 meeting.

Mayor

ATTEST:

City Administrator