

**STATE OF TENNESSEE
COUNTY OF HAMBLLEN
CORPORATION OF MORRISTOWN
April 3, 2012**

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, April 3, 2012 with the Honorable Mayor Danny Thomas presiding and the following Councilmembers present: Bob Garrett, Chris Bivens, Kay Senter, Claude Jinks, Paul LeBel and Gene Brooks.

Kenny Conner, Police Department Chaplain and Pastor of Centenary United Methodist Church, lead in the invocation and Councilmember Jinks led in the "Pledge of Allegiance".

Councilmember Senter made a motion to approve the March 20, 2012 minutes as circulated. Councilmember Jinks seconded the motion and upon roll call, all voted "aye".

Councilmember Jinks made a motion to approve Resolution No. 09-12. Councilmember Bivens seconded the motion and upon roll call, Councilmembers Garrett, Bivens, Senter, Jinks, LeBel and Mayor Thomas voted "aye"; Councilmember Brooks "abstained".

Resolution No. 09-12

**A Resolution to Clarify policies concerning the Road
Closure of Howard Allen Road**

WHEREAS, the State of Tennessee and the City of Morristown is working with Freedom Energy to locate a new facility within the East Industrial Park which may result in the construction of new roads, extension of existing roads and possible closure of portions of Howard Allen Road; and

WHEREAS, a portion of Howard Allen Road lies within the jurisdiction of Jefferson County; and

WHEREAS, The City of Morristown will reroute any traffic currently accessing Howard Allen Road to a new road if any construction or closure of Howard Allen Road is required; and

WHEREAS, the City of Morristown would like to assure the Jefferson County Road Commission and Jefferson County Commissioners that the road will not be permanently closed;

NOW, THEREFORE, BE IT RESOLVED, that The City of Morristown hereby request that Jefferson County abandon their rights to the portion of Howard Allen Road which lies within the Morristown Corporate City limits.

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

Adopted during regular session of City Council this 3rd day of April 2012.

Mayor

ATTEST:

City Administrator

Councilmember Jinks made a motion to approve the rating application for the City of Morristown transaction with Moody's Investors Service in the amount of \$22,000. Councilmember Senter seconded the motion and upon roll call; all voted "aye".

Councilmember Senter made a motion to Approve Professional Services Agreement between the City of Morristown and Raftelis Financial Consultants, Inc. for \$5,000. Councilmember LeBel seconded the motion and upon roll call; all voted "aye".

Mayor Thomas nominated John Hodge to the Morristown Utility Commission for a five year term to expire on July 31, 2016. Councilmember Brooks made a motion to approve the Mayors nomination, the motion failed for lack of second.

Councilmember LeBel made a motion to reject the Mayors nomination of John Hodge to the Morristown Utility Commission. Councilmember Garrett seconded the motion and upon roll call; Councilmembers Garrett, Bivens, Senter, Jinks and LeBel voted "aye"; Councilmember Brooks and Mayor Thomas voted "no".

Councilmember Bivens made a motion to appoint Mayor Thomas to the Morristown-Hamblen Emergency Medical Service Board of Directors. Councilmember LeBel seconded the motion and upon roll call; Councilmembers Garrett, Bivens, Senter, Jinks, LeBel and Brooks voted "aye"; Mayor Thomas "abstained".

City Administrator Tony Cox advised Council of the following budget appropriate line item transfers:

- Transfer of \$300 from Sign Shop 110-43150-689 (Other Misc. Expenses) to 110-431500-413 (Office Equipment).

- Transfer of \$49 from Community Development 110-41750-411 (Office Supplies and Materials) to 110-41750-310 (Postal Service).
- Transfer of \$350 from Community Development 110-41750-411 (Office Supplies and Materials) to 110-41750-330 (Legal Notices).
- Transfer of \$20 from Community Development 110-41750-411 (Office Supplies and Materials) to 110-41750-375 (Memberships and Dues).
- Transfer of \$500 from Community Development 110-41750-411 (Office Supplies and Materials) to 110-41750-378 (Education, Seminars and Training).
- Transfer of \$79 from Community Development 110-41750-411 (Office Supplies and Materials) to 110-41750-383 (Travel Expense).
- Transfer of \$301 from Community Development 110-41750-429 (General Operating Supplies) to 110-41750-383 (Travel Expense).

City Administrator Tony Cox discussed several items that should be placed on the April 17, 2012 City Council Agenda.

Mayor Thomas recessed the meeting for an Executive Session to confer with the City Attorney regarding legal issues.

Mayor Thomas re-convened the meeting.

Councilmember Jinks made a motion to amend the agenda. Councilmember Senter seconded the motion and upon roll call, all voted "aye".

Councilmember Bivens made a motion to approve Resolution No. 10-12. Councilmember LeBel seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 10-12

BEING A RESOLUTION TO APPROVE A PROPOSED SETTLEMENT AGREEMENT BETWEEN THE CITY OF MORRISTOWN AND ESG

BE IT RESOLVED by the City Council for the City of Morristown that the City hereby approves the proposed settlement agreement between the City and ESG as described by the City attorney in executive session at the regular meeting of Council on April 3, 2012;

FURTHER RESOLVED, that the Mayor is authorized to execute any and all documents reasonably necessary to effectuate the settlement.

Passed this 3rd day of April, 2012.

Mayor

ATTEST:

City Administrator, Anthony Cox

Mayor Thomas adjourned the April 3, 2012 meeting.

MAYOR

ATTEST:

CITY ADMINISTRATOR