

**STATE OF TENNESSEE  
COUNTY OF HAMBLLEN  
CORPORATION OF MORRISTOWN  
OCTOBER 15, 2013**

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, October 15, 2013, with the Honorable Mayor Danny Thomas presiding and the following Councilmembers present; Bob Garrett, Chris Bivens, Kay Senter, Dennis Alvis, Paul LeBel and Gary Chesney.

Tom Miles, Senior Chaplain of the Morristown Police Department led in the invocation and Councilmember Alvis led in the "Pledge of Allegiance".

Councilmember Alvis made a motion to approve the October 1, 2013 minutes as circulated. Councilmember Senter seconded the motion and upon roll call; all voted "aye".

A Public Hearing was held pertaining to Public Chapter 1101 regarding Plans of Services and Progress Reports for the following annexation ordinances:

- Ordinance No. 3125 Wallace Properties on the east and west sides of S. Davy Crockett Pkwy near Exit 8 of I-81 (2002)
- Ordinance No. 3126 The Parkway Inn property located at 5236 S. Davy Crockett Pkwy near Exit 8 of I-81 (2002)
- Ordinance No. 3218 Properties along Thompson Creek Rd. (May 5, 2005)
- Ordinance No. 3241 Drinnon property at 855 Thompson Creek Rd. (Feb. 14, 2006)

A Public Hearing was held on Ordinance No. 3487.

Councilmember Chesney made a motion to approve Ordinance No. 3487 on second and final reading. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

**Ordinance No. 3487**

**An Ordinance of the City Council of Morristown, Tennessee, Amending Title 2, Chapter 1 of the Morristown Municipal Code. {Environmental Control Board}.**

A Public Hearing was held on Ordinance No. 3488.

Councilmember Senter made a motion to approve Ordinance No. 3488 on second and final reading. Councilmember Alvis seconded the motion and upon roll call; all voted "aye".

**Ordinance No. 3488  
An Ordinance of the City Council of Morristown, Tennessee, Amending  
Title 2, Chapter 3 of the Morristown Municipal Code. {School Board}**

A Public Hearing was held on Ordinance No. 3489.

Councilmember Senter made a motion to approve Ordinance No. 3489 on second and final reading. Councilmember Chesney seconded the motion and upon roll call; all voted "aye".

**Ordinance No. 3489  
An Ordinance of the City Council of Morristown, Tennessee, Amending  
Title 2, Chapter 4 of the Morristown Municipal Code. {Morristown Utilities  
Commission}**

Councilmember LeBel made a motion to approve Resolution No. 22-13. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

**RESOLUTION NO. 22-13  
A RESOLUTION AUTHORIZING THE CITY OF MORRISTOWN, TENNESSEE,  
TO PARTICIPATE IN THE POOL'S "DRIVER SAFETY" LOSS CONTROL  
MATCHING GRANT PROGRAM.**

WHEREAS, the safety and well-being of the employees of the City of Morristown is of the greatest importance; and

WHEREAS, all efforts shall be made to provide a safe and hazard-free workplace and to increase safe driving practices for the City of Morristown employees; and

WHEREAS, The Pool seeks to encourage the establishment of a safe workplace and driving practices by offering a "Driver Safety" Loss Control Matching Grant Program; and

WHEREAS, the City of Morristown now seeks to participate in this important program.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL FO THE CITY OF MORRISTOWN, TENNESSEE the following:

SECTION I. That the City of Morristown is hereby authorized to submit application for a "Driver Safety" Loss Control Matching Grant Program through The Pool.

SECTION II. That the City of Morristown is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this the 15<sup>th</sup> day of October, 2013.

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Mayor

ATTEST:

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City Administrator

Councilmember Senter made a motion to approve Resolution No. 23-13. Councilmember Chesney seconded the motion and upon roll call; all voted "aye".

**RESOLUTION NO. 23-13  
A RESOLUTION OF THE CITY OF MORRISTOWN, TENNESSEE, TO MAKE APPLICATION FOR THE TENNESSEE DEPARTMENT OF TRANSPORTATION FY 2014 TRANSPORTATION ALTERNATIVES GRANT PROGRAM.**

WHEREAS, the City of Morristown seeks to continually develop its comprehensive plan elements which serve as guidelines for the maintenance and improvement of community public facilities and infrastructure, and

WHEREAS, the citizens within the City are afforded a continuous process whereby the transportation network within the area is maintained in an efficient and orderly manner while plans for future growth in traffic volumes, recreational and land uses are considered, and

WHEREAS, the governing body of the City of Morristown desires to improve the safety, security, and aesthetics of its roadways, and

WHEREAS, the City desires to apply for the FY2014 Tennessee Transportation Enhancement Grant, where federal funds will pay for 80 percent of the grant and the local match will pay for the remaining 20 percent of the grant;

NOW, THEREFORE BE IT RESOLVED that the elected governing body of the City of Morristown, TN shall apply for the TDOT FY 2014 Tennessee Transportation Enhancement Grant program.

Resolved this the 15<sup>th</sup> day of October, 2013.

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MAYOR

ATTEST

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CITY ADMINISTRATOR

Councilmember Chesney made a motion to approve Ordinance No. 3476.03 on first reading and schedule a public hearing relative to final passage of said Ordinance for November 5, 2013. Councilmember Bivens seconded the motion and upon roll call; Councilmembers Garrett, Bivens, Senter, Alvis, LeBel and Chesney voted "aye"; Mayor Thomas voted "no".

**Ordinance No. 3476.03**

**An Ordinance to Amend Ordinance Number 3476, The City of Morristown, Tennessee, Annual Budget for the Fiscal Year 2013-2014 and Appropriate the Sum of \$7,100 for City Administrator Contract Amendment.**

Councilmember LeBel made a motion to approve Ordinance No. 3476.04 on first reading and schedule a public hearing relative to final passage of said Ordinance for November 5, 2013. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

**Ordinance No. 3476.04**

**An Ordinance to Amend Ordinance Number 3476, The City of Morristown, Tennessee Annual Budget for the Fiscal Year 2013-2014 and Appropriate the Sum of \$975,000 for Purchase of Kalitta Hanger.**

Councilmember Senter made a motion to approve Ordinance No. 3490 on first reading and schedule a public hearing relative to final passage of said Ordinance for November 5, 2013. Councilmember Alvis seconded the motion and upon roll call; all voted "aye".

**Ordinance No. 3490**

**An Ordinance to Amend the Municipal Code of the City of Morristown, Tennessee, Appendix B. Rezoning of property located at 102 East Morris Boulevard, 313, 321 & 325 South Cumberland, 117 East Third South Street, 314, 320, 324, and 328 South Hill Street (HCTM 34P, Group F, Parcels 5.00, 6.00, 7.00, 8.00, 9.00, 10.00, 11.00, 12.00, 13.00, 14.00, 15.00, 16.00) from Intermediate Business (IB) to Central Business District (CBD).**

Councilmember Garrett made a motion to approve Ordinance No. 3491 on first reading and schedule a public hearing relative to final passage of said Ordinance for November 5, 2013. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

**Ordinance No. 3491**

**An Ordinance to Close and Vacate Certain Rights-Of-Way within the City of Morristown (Ridgecrest Street).**

Councilmember Alvis made a motion to approve Ordinance No. 3492 on first reading and schedule a public hearing relative to final passage of said Ordinance for November 5, 2013. Councilmember LeBel seconded the motion and upon roll call; Councilmember Alvis voted "aye"; Councilmembers Garrett, Bivens, Senter, LeBel, Chesney and Mayor Thomas voted "no". Ordinance Failed.

**Ordinance No. 3492 - FAILED**

**An Ordinance to Close and Vacate Certain Rights-Of-Way within the City of Morristown (James Street).**

Councilmember Chesney made a motion to approve a Grant Contract with the Tennessee Department of Transportation for Traffic Safety and Impaired Driving Prevention Program in the amount of \$20,000. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Councilmember Garrett made a motion to award a contract to Southern Constructors for SCADA System Improvements of a telemetry system to monitor and control the wastewater pumping stations and an upgrade of the MUS water treatment system in the amount of \$653,000 with the understanding that MUS is responsible for \$60,000 bringing the total amount of the contract to \$713,000. Councilmember Chesney seconded the motion and upon roll call; all voted "aye".

Councilmember Chesney made a motion to approve proposals from Foundation Systems Engineering for construction quality control for pumping station construction projects at MAID #1 in the amount of \$22,500 and Willow Springs in the amount of \$5,500 bringing the total proposal price to \$28,000. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Councilmember Alvis made a motion to approve proposals from Foundation Systems Engineering for subsurface exploration for Fall Creek Pumping Station in the amount of \$3,450 and Spring Creek Pumping Station in the amount of \$3,675 bringing the total proposal price to \$7,125. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Councilmember LeBel made a motion to approve proposals from Lamar Dunn & Associates for the following: 1) Review of the Conditional Letter of Map Revision (CLOMR) for proposed Food City project located on East Morris Boulevard and South Liberty Hill Road in the amount of \$9,250; 2) Preliminary design study of the drainage system at the intersection of Berkline Drive and South Liberty Hill Road, including the potential effects of the Food City project, in the amount of \$32,000. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Councilmember Chesney made a motion to approve the bid for a Fire Department Pumper Truck in the amount of \$411,596 from Houston-Galveston Area Council (H-GAC). Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Councilmember LeBel made a motion to accept Chief Overholt's recommendation and promote Nathan Antrican to Training Captain. Councilmember Senter seconded the motion and upon roll call; all voted "aye".

Councilmember Alvis made a motion to accept Chief Overholt's recommendation and promote Chris Hall to Patrol Lieutenant. Councilmember LeBel seconded the motion and upon roll call; all voted "aye".

Councilmember LeBel made a motion to accept Chief Overholt's recommendation and promote Patrick Vault to Patrol Sergeant. Councilmember Senter seconded the motion and upon roll call; all voted "aye".

Councilmember LeBel made a motion to accept Chief Overholt's recommendation and promote Brian Sulfridge to Patrol Corporal. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Councilmember Senter made a motion to accept Chief Overholt's recommendation and promote Eddie Dilbeck to Support Services Corporal. Councilmember LeBel seconded the motion and upon roll call; all voted "aye".

City Administrator Tony Cox reported to Council, per the State requirement, on the \$20,000,000 Sewer Loan with the Tennessee Municipal Bond Fund.

Mr. Cox asked Council to consider opening the agenda for a sewer project bid that was mistakenly omitted from the agenda.

Councilmember LeBel made a motion to open the agenda. Councilmember Senter seconded the motion and upon roll call; all voted "aye".

Councilmember Garrett made a motion to award a contract for Wastewater System Improvements, Howell Road Force Main Project, to Merkel Brothers Construction, Inc. in the amount of \$1,537,545. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Mayor Thomas adjourned the October 15, 2013 meeting.

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MAYOR

ATTEST:

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CITY ADMINISTRATOR