

Pre-Meeting WORK SESSION
June 21, 2022
4:00 p.m.

AGENDA
CITY OF MORRISTOWN, TENNESSEE
CITY COUNCIL MEETING
June 21, 2022
5:00 p.m.

1. CALL TO ORDER

Mayor Gary Chesney

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL

5. APPROVAL OF MINUTES

1. June 7, 2022

6. PROCLAMATIONS/PRESENTATIONS

1. Retirement Proclamation and Presentation to Building Inspector Robert Montgomery.
2. Retirement Proclamation and Presentation of Service Weapon and K-9 Zlatan to Retired Captain Dan Cliff.

**7. CITIZEN COMMENTS ABOUT AGENDA ITEMS ONLY
(Other than items scheduled for public hearing.)**

8. OLD BUSINESS

8-a. Public Hearings & Adoption of Ordinances/Resolutions

1. Ordinance No. 4713
An Ordinance of the City of Morristown, Tennessee, Adopting the Annual Budget for the Fiscal Year Beginning July 1, 2022 and ending June 30, 2023.

2. Ordinance No. 3689.05

An Ordinance to amend Ordinance Number 3689, the City of Morristown, Tennessee Annual Budget for Fiscal Year 2021-2022 necessary to appropriate additional funds in the amount of \$16,885 for the Jag Grant, \$629,300 for the appropriation of revenues exceeding estimates, appropriation of American Rescue Plan Act Grant Funds for projects previously approved, transfer of funds to the General Capital Projects Fund for the resurfacing of the tennis courts.

9. **NEW BUSINESS**

9-a. **Resolutions**

1. Resolution No. 2022-15

A Resolution of the City Council of Morristown, Tennessee authorizing the disbursement to ALPS, Boys & Girls Club of Morristown Inc., The Child Advocacy Center, Girls Inc., Helping Hands Clinic Inc., Keep Morristown Hamblen Beautiful, MATS, Morristown-Hamblen Child Care Centers, Rose Center, Senior Citizens Center, Senior Citizens Home Assistance Service, Stepping Out, McNabb Center, Boys & Girls Club Swim Team, Morristown's Task Force on Diversity/HOLA, Morristown-Hamblen Imagination Library Advisory Council, Friends of Hospice of the Lakeway Area, Economic Development, and Crockett Tavern, and of those funds allocated to these Non-Profit Charitable and Civic Organizations in the City of Morristown's 2022/2023 fiscal year budget.

9-b. **Introduction and First Reading of Ordinances**

1. Ordinance No _____

Being an Ordinance of The City Council of Morristown, Tennessee Amending Title 14 (Zoning and Land Use Control), Chapter 33 (Landscape, Buffers, and Screening) of The Morristown Municipal Code. **{Public Hearing Date July 5, 2022}**

2. Ordinance No _____

Being An Ordinance of The City Council of Morristown, Tennessee Amending Title 14 (Zoning and Land Use Control), Chapter 14 HI-Heavy Industrial District, Section 14-1408. (Building Height) of The Morristown Municipal Code. **{Public Hearing Date July 5, 2022}**

9-c. **Awarding of Bids/Contracts**

1. Acknowledge receipt of bids for Fire Station 1 & 2 Kitchen Renovations, accept the bid from Ballinger Construction in the amount of \$52,000 as the best bid, and authorize execution of a contract for the same.

2. Acknowledge receipt of bids for Getac Notebook Computers, accept the bid from SOS Computers LLC dba Technology Express with a unit price of \$2,487.53 as the best bid, and authorize a purchase order for eight (8) units, notebooks only.
3. Approve an amendment to the agreement (MOU) between the City and Knoxville-Knox County Community Action Committee for continued project delivery services associated with the Emergency Repair program.
4. Approve Amendment No. 1 to the Work Authorization for Michael Baker International for the Land Acquisition Study project related to the Morristown Regional Airport.
5. Approve the Work Authorization for Michael Baker International for general professional services related to the Morristown Regional Airport.
6. Approval of Inspection and Maintenance Agreement with LKM Properties, LP for Weigel's Store #98, located at 4555 W Andrew Johnson Hwy, Morristown, TN.
7. Approval to Surplus the service weapon assigned to Captain Dan Cliff, Glock Model 32 Serial #BAXZ896 to be transferred to in honor of his 30 years of service to the Morristown Police Department
8. Approval of Surplus (Retirement) of K-9 Zlatan.
9. Approval of Change Order No. 7 with PATH Construction in the amount of \$144,550.00 for Morristown Landing.

9-d. Board/Commission Appointments

1. Mayor or City Council appointment to the Industrial Development Board to fill the unexpired term of Joe Swann; term expiring June 30, 2024.
2. City Council appointment/reappointment to the Industrial Development Board for a six (6) year term to expire June 30, 2028; terms expiring David Bivens, Chris Horn, Marshall Ramsey, Veronica Snyder.

9-e. New Issues

1. Approval of Police Department promotion to Captain.

10. CITY ADMINISTRATOR'S REPORT

11. COMMUNICATIONS/PETITIONS

This is the portion of the meeting where members of the audience may speak subject to the guidelines provided.

12. COMMENTS FROM MAYOR/COUNCILMEMBERS/COMMITTEES

13. ADJOURN

WORK SESSION June 21, 2022

1. Implementation of Automated Garbage Trucks

City Council Meeting/Holiday Schedule.

June 21, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
June 21, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
July 4, 2022	Monday		City Center Closed – Observance of Independence Day
July 5, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
July 5, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
July 19, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
July 19, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
August 2, 2022	Tuesday	3:30 p.m.	Finance Committee Meeting
August 2, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
August 2, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
August 16, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
August 16, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
September 5, 2022	Monday		City Center Closed – Observance of Labor Day
September 6, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
September 6, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
September 20, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
September 20, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
October 4, 2022	Tuesday	3:30 p.m.	Finance Committee Meeting
October 4, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
October 4, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
October 18, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
October 18, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
November 1, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
November 1, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
November 15, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
November 15, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
November 24-25,	Thurs/Fri		City Center Closed – Observance of Thanksgiving Holiday
December 6, 2022	Tuesday	3:30 p.m.	Finance Committee Meeting
December 6, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
December 6, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
December 20, 2022	Tuesday	4:00 p.m.	Work Session – Council Agenda Review
December 20, 2022	Tuesday	5:00 p.m.	Regular City Council Meeting with Work Session
December 26, 2022	Monday		City Center Closed – Observance of Christmas Day

AGENDA
CITY OF MORRISTOWN, TENNESSEE
CITY COUNCIL MEETING
June 7, 2022
5:00 p.m.

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. with the Honorable Mayor Gary Chesney presiding and the following Councilmembers present: Al A'Hearn, Chris Bivens, Bob Garrett, Tommy Pedigo, Kay Senter and Ken Smith.

Councilmember A'Hearn led in the invocation and "Pledge of Allegiance".

Councilmember A'Hearn made a motion to approve the May 17, 2022, minutes as circulated. Councilmember Smith seconded the motion and upon roll call; all voted "aye".

Mayor Chesney presented Parks and Recreation Director Craig Price with a Proclamation upon his retirement from the City of Morristown and commended him for serving the Parks and Recreation Department and the citizens of the city well.

Mayor Chesney opened the floor for citizens comments related to Agenda items. No one spoke.

A Public Hearing was held pertaining to Public Chapter 1101 regarding Plans of Services and Progress Reports for Ordinance No. 3698. No one spoke.

Councilmember Pedigo made a motion to renew and update the Plan of Services for Ordinance No. 3698 for the annexation of properties located east of Noes Chapel Road having the Hamblen County Tax Parcel ID #s: 032024 10600 and 032024 13003 the Zoning Designation of High-Density Residential District, R3. Councilmember Smith seconded the motion and upon roll call; all voted "aye".

A Public Hearing was held related to Ordinance No. 4712. No one spoke.

Councilmember Smith made a motion to approve Ordinance No. 4712 on second and final reading. Councilmember Senter seconded the motion and upon roll call; all voted "aye".

Ordinance No. 4712

Entitled an Ordinance to Close and Vacate Certain Rights-of-Ways within the City of Morristown {Portion of Tennessee Avenue right-of-way just east of the intersection of York Avenue.

Councilmember A'Hearn made a motion to approve Resolution No. 2022-14. Councilmember Smith seconded the motion and upon roll call; all voted "aye".

Resolution No. 2022-14

A Resolution of the Council of the City of Morristown, Tennessee to enter into contract with Tennessee Department of Transportation (TDOT) for the construction of an Industrial Access Highway under the Industrial Highway Act of 1959.

Councilmember Pedigo made a motion to approve Ordinance No. 4713 on first reading and schedule a public hearing relative to final passage of said ordinance for June 21, 2022. Councilmember A'Hearn seconded the motion and upon roll call; all voted "aye".

Ordinance No. 4713

An Ordinance of the City of Morristown, Tennessee, Adopting the Annual Budget for the Fiscal Year Beginning July 1, 2022 and ending June 30, 2023.

Councilmember A'Hearn made a motion to approve Ordinance No. 3689.05 on first reading and schedule a public hearing relative to final passage of said ordinance for June 21, 2022. Councilmember Senter seconded the motion and upon roll call; all voted "aye".

Ordinance No. 3689.05

An Ordinance to amend Ordinance Number 3689, the City of Morristown, Tennessee Annual Budget for Fiscal Year 2021-2022 necessary to appropriate additional funds in the amount of \$16,885 for the Jag Grant, \$629,300 for the appropriation of revenues exceeding estimates, appropriation of American Rescue Plan Act Grant Funds for projects previously approved, transfer of funds to the General Capital Project Fund for the resurfacing of the tennis courts and a decrease to appropriations relating to the timing of airport projects.

Councilmember Pedigo made a motion to approve the Amendment to the Agreement with Tyler Technologies, Inc. to allow for the purchase of Tyler Cashiering and Tyler Payments functions and authorize the City Administrator to execute the same. Councilmember Smith seconded the motion and upon roll call; all voted "aye".

Councilmember Smith made a motion to approve the Service Agreement with Tyler Technologies, Inc. for licensing and service providing an electronic citation program and authorize the City Administrator to execute the same. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Councilmember A'Hearn made a motion to acknowledge proposals received for Towing Services on May 17, 2022 and authorize the City Administrator to establish and execute an agreement with Casper's Body Shop & Wrecker on the basis of the advertised RFP and the pricing presented in the company's proposal. Councilmember Pedigo seconded the motion and upon roll call; Mayor Chesney,

Councilmembers A'Hearn, Pedigo and Smith voted "aye". Councilmembers Bivens and Garrett voted "no". Councilmember Senter "abstained".

Councilmember Smith made a motion to acknowledge purchase order 22002550 to purchase eight (8) Police Department vehicles under state contract, as budgeted. Councilmember A'Hearn seconded the motion and upon roll call; all voted "aye".

Councilmember A'Hearn made a motion to Authorize the City Administrator to execute a work authorization with Rummel, Klepper & Kahl, LLP for engineering services related to Phase 5 of the Greenway. Councilmember Garrett seconded the motion and upon roll call; all voted "aye".

Councilmember Smith made a motion to approve the proposal from Mattern and Craig to provide professional services for the NEPA Phase of the East Morris Rehab Project in an amount of \$9,000. Councilmember Pedigo seconded the motion and upon roll call; all voted "aye".

Councilmember Bivens made a motion to approve the contract with TDOT for the project described as SR-32 (US-25E, South Davy Crockett Parkway) Intersection at Progress Parkway/Thoroughbred Run Road - PIN: 128328.00 in the amount of \$19,100. Councilmember Pedigo seconded the motion and upon roll call; all voted "aye".

Councilmember Garrett made a motion to authorize the City Administrator to execute an interlocal agreement with Morristown Utility Commission for the use of \$4,000,000 of the American Rescue Plan Act funding through the Tennessee Department of Environment and Conservation for the design and construction of a water tank and related distribution lines in the vicinity of Exit 12 of Interstate 81. Councilmember A'Hearn seconded the motion and upon roll call; all voted "aye".

Councilmember A'Hearn made a motion to approve Change Order No. 3 with Leon Williams Contractors for the City Hall Interior Renovations in the amount of \$45,629.00. Councilmember Smith seconded the motion and upon roll call; all voted "aye".

Councilmember Pedigo made a motion to approve the Community Development Block Grant CDBG Annual Action Plan for the 2022-2023 Plan Year. Councilmember Smith seconded the motion and upon roll call; all voted "aye".

Councilmember Garrett made a motion to approve Change Order No. 2 with Adams Contracting, LLC for the Brights Pike Bridge project in the amount of \$12,850.23. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Councilmember Senter made a motion to approve the reappointment of Kevin Smith to the Library Board for a three (3) year term to expire July 1, 2025. Councilmember Bivens seconded the motion and upon roll call; all voted "aye".

Councilmember Smith made a motion to approve the appointment of Mike Reed to the Library Board to fill the unexpired term of Dwayne Nelson; term expiring June 1, 2024. Councilmember Garrett seconded the motion and upon roll call; all voted “aye”.

Councilmember Bivens made a motion to hire James Cole, Matthew Hill and Joseph Sutton as Entry-Level Officers for the Morristown Police Department. Councilmember A'Hearn seconded the motion and upon roll call; all voted “aye”.

City Administrator Tony Cox reported to the Council on Line-Item Transfer(s) for Fiscal Year 2021-2022 for Quarter 3 as related to General Fund #110, Sanitation Fund #435 and Storm Water Fund #440. He then reported on the Annual Debt Report for the year ending June 30, 2022.

Mayor Chesney opened the floor for members of the audience to speak subject to the guidelines provided; Louis Chan spoke.

Mayor Gary Chesney adjourned the June 7, 2022, Morristown City Council meeting at 6:04 p.m.

Mayor

Attest:

City Administrator

Budget Ordinance

ORDINANCE No. 4713

AN ORDINANCE OF THE CITY OF MORRISTOWN, TENNESSEE
ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 AND
ENDING JUNE 30, 2023

WHEREAS, Tennessee Code Annotated § 9-1-116 requires that all funds of the State of Tennessee and all its political subdivisions shall first be appropriated before being expended and that only funds that are available shall be appropriated; and

WHEREAS, the Municipal Budget Law of 1982 requires that the governing body of each municipality adopt and operate under an annual budget ordinance presenting a financial plan with at least the information required by that state statute, that no municipality may expend any moneys regardless of the source except in accordance with a budget ordinance and that the governing body shall not make any appropriation in excess of estimated available funds; and

WHEREAS, the Mayor and City Council have published the annual operating budget and budgetary comparisons of the proposed budget with the prior year (actual) and the current year (estimated) in a newspaper of general circulation not less than ten (10) days prior to the meeting where the Council will consider final passage of the budget.

NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MORRISTOWN, TENNESSEE AS FOLLOWS:

SECTION 1: That the governing body projects anticipated revenues from all sources and appropriates planned expenditures for each department, board, office or other agency of the municipality, herein presented together with the actual annual receipts and expenditures of the last preceding fiscal year and the estimated annual expenditures for the current fiscal year, and from those revenues and unexpended and unencumbered funds as follows for fiscal year 2023, and including the projected ending balances for the budget year, the actual ending balances for the most recent ended fiscal year and the estimated ending balances for the current fiscal years:

GENERAL FUND	Estimated		
	Actual FY 2021	Actual FY 2022	Budget FY 2023
Revenues			
Local Taxes	\$ 37,125,219	\$ 37,179,391	\$ 36,639,334
Licenses And Permits	1,046,518	1,315,680	1,053,500
Intergovernmental	7,352,218	6,912,046	8,063,732
Charges For Services	57,649	108,347	93,500
Fines And Forfeitures	382,065	343,408	332,300
Uses of Money and Property	783,860	402,920	368,887
Total Revenues	\$ 46,747,529	\$ 46,261,792	\$ 46,551,253
Appropriations			
Expenditures			
Mayor & Council	\$ 210,259	\$ 319,260	\$ 343,739
Council Elections	21,762	-	24,000
City Administrator	823,618	803,261	970,655
Finance	1,008,634	1,016,703	1,105,259
Purchasing	68,570	66,521	74,235
Computer Operations	315,196	308,525	297,104
Human Resources	142,173	149,374	174,939
Risk Management	180,416	183,062	200,602
Legal Services	76,974	97,133	100,000
Court Administration	66,389	87,275	105,120
Community & Economic Affairs	366,657	434,589	556,291
Codes Enforcement	189,443	232,267	232,552
Community Development Administration	209,593	311,299	977,770
Engineering	335,026	269,753	248,894
GIS	269,012	259,547	285,202
Inspections	498,755	462,026	601,831
Police Department	8,390,994	8,566,396	10,229,415
Fire Department	8,585,037	9,321,793	9,387,222
Public Works	6,930,008	9,033,102	8,932,571
Parks & Recreation	2,119,994	2,231,977	2,675,106
Natural Resource Maintenance	256,222	370,360	362,023
Special Appropriations	1,424,166	1,565,862	1,524,880
Social Services	218,019	241,000	250,000
Airport	269,729	189,853	522,010
Retiree Health Insurance	524,572	493,749	550,000
Debt Service Principal & Interest	5,081,594	5,091,125	5,091,000
Other Financing Uses			
Transfers Out - to other funds	-	750,000	6,361,000
Total Appropriations	\$ 38,582,812	\$ 42,855,812	\$ 52,183,420
Change in Fund Balance (Revenues - Appropriations)	8,164,717	3,405,980	(5,632,167)
Beginning Fund Balance July 1	24,887,031	33,051,748	36,457,728
Ending Fund Balance June 30	\$ 33,051,748	\$ 36,457,728	\$ 30,825,561
Ending Fund Balance as a % of Total Appropriations	85.7%	85.1%	59.1%

Debt Service paid from General Fund

Debt Management

49100-711	Note Principal Paid	\$ 309,375	\$ 309,375	\$ 309,375
49100-731	Note Interest Paid	22,306	15,933	9,559
49100-711	Bond Principal Paid	2,360,376	2,483,224	2,606,642
49100-731	Bond Interest Paid	2,387,500	2,280,593	2,160,424
49100-798	Paying Agent Fees	2,037	2,000	5,000
Total Annual Debt Service Payments		\$ 5,081,594	\$ 5,091,125	\$ 5,091,000

LAMTPO FUND		Actual FY 2021	Estimated Actual FY 2022	Budget FY 2023
Revenues				
City Revenues		\$ 32,915	\$ 36,436	\$ 40,000
State Grants		\$ 2,420	\$ -	\$ -
Transportation Planning Reimbursement		\$ 131,669	\$ 168,413	\$ 193,642
Other Financing Sources				
Transfers In		-	-	-
Total Revenues and Other Financing Sources		\$ 167,004	\$ 204,849	\$ 233,642
Appropriations				
Transportation Planning Administration		\$ 188,783	\$ 142,321	\$ 234,507
Total Appropriations		\$ 188,783	\$ 142,321	\$ 234,507
Change in Fund Balance (Revenues - Appropriations)		(21,779)	62,528	(865)
Beginning Net Position July 1		299,288	277,509	340,037
Ending Net Position June 30		\$ 277,509	\$ 340,037	\$ 339,172
Ending Net Position as a % of Appropriations		147.0%	238.9%	144.6%

SOLID WASTE FUND		Actual FY 2021	Estimated Actual FY 2022	Budget FY 2023
Revenues				
Solid Waste Fees		\$ 2,146,382	\$ 2,011,651	\$ 2,104,620
Other Financing Sources				
Transfers In - from other funds		-	-	-
Total Revenues and Other Financing Sources		\$ 2,146,382	\$ 2,011,651	\$ 2,104,620
Appropriations				
Sanitation		\$ 1,491,953	\$ 2,359,205	\$ 1,294,024
Recycling		\$ 237,387	\$ 219,989	\$ 635,027
Debt Service		31,237	31,013	30,892
Total Appropriations		\$ 1,760,577	\$ 2,610,207	\$ 1,959,943
Change in Fund Balance (Revenues - Appropriations)		385,805	(598,556)	144,677
Beginning Fund Balance July 1		1,073,197	1,459,002	860,446
Ending Fund Balance June 30		\$ 1,459,002	\$ 860,446	\$ 1,005,123
Ending Fund Balance as a % of Total Appropriations		82.9%	33.0%	51.3%

DRUG FUND	Estimated		
	Actual FY 2021	Actual FY 2022	Budget FY 2023
Revenues			
Fines And Forfeitures	\$ 107,966	\$ 52,720	\$ 45,000
Other	66,154	13,997	-
Other Financing Sources			
Transfers In - from other funds	-	-	-
Total Revenues and Other Financing Sources	\$ 174,120	\$ 66,717	\$ 45,000
Appropriations			
Drug Enforcement	\$ 211,249	\$ 119,519	\$ 154,110
Total Appropriations	\$ 211,249	\$ 119,519	\$ 154,110
Change in Fund Balance (Revenues - Appropriations)	(37,129)	(52,802)	(109,110)
Beginning Fund Balance July 1	296,382	259,253	206,451
Ending Fund Balance June 30	\$ 259,253	\$ 206,451	\$ 97,341
Ending Fund Balance as a % of Appropriations	122.7%	172.7%	63.2%

STORMWATER FUND	Estimated		
	Actual FY 2021	Actual FY 2022	Budget FY 2023
Operating Revenues			
Stormwater Utility Fees	\$ 1,376,094	\$ 1,351,126	\$ 1,459,780
Miscellaneous Other Fees	22	26,845	-
Non-Operating Revenues, Grants, Contributions, & Transfers In			
Investment Income	878	204	600
Transfers In - from other funds	-	-	1,367,424
Total Revenues	\$ 1,376,994	\$ 1,378,175	\$ 2,827,804
Appropriations			
Operating Expenses			
Drain Way Maintenance	\$ 766,132	\$ 1,393,926	\$ 2,290,858
Stormwater Management	316,871	273,112	361,808
Other	-	-	-
Depreciation	350,071	336,372	445,000
Non-Operating Expenses and Transfers Out			
Debt Service	77,883	391,999	303,185
Transfers Out	-	-	-
Total Appropriations	\$ 1,510,957	\$ 2,395,409	\$ 3,400,851
Change in Net Position (Revenues - Appropriations)	(133,963)	(1,017,234)	(573,047)
Beginning Net Position July 1	5,097,669	4,963,706	3,946,472
Ending Net Position June 30	\$ 4,963,706	\$ 3,946,472	\$ 3,373,425
Ending Net Position as a % of Appropriations	328.5%	164.8%	99.2%

Debt Service to be Paid Out of Stormwater Fund

Debt Management

49190-711	Bond Principal Paid	\$ -	\$ 276,981	\$ 243,195
49190-731	Bond Interest Paid	77,883	114,904	59,870
49190-798	Paying Agent Fees	-	114	120
Total Annual Debt Service Payments	Annual Debt Service Payments	\$ 77,883	\$ 391,999	\$ 303,185

E-CITATION FUND	Actual FY 2021	Estimated Actual FY 2022	Budget FY 2023
Revenues			
E-Citation Fees	\$ 10,176	\$ 9,900	\$ -
Other Financing Sources			
Transfers In - from other funds	-	247,506	-
Total Revenues and Other Financing Sources	\$ 10,176	\$ 257,406	\$ -
Appropriations			
Other Public Safety	\$ -	\$ -	\$ 314,621
Total Appropriations	\$ -	\$ -	\$ 314,621
Change in Fund Balance (Revenues - Appropriations)	10,176	257,406	(314,621)
Beginning Fund Balance July 1	47,039	57,215	314,621
Ending Fund Balance June 30	\$ 57,215	\$ 314,621	\$ -
Ending Fund Balance as a % of Appropriations	0.0%	0.0%	0.0%

AMERICAN RESCUE PLAN GRANT FUND	Actual FY 2021	Estimated Actual FY 2022	Budget FY 2023
Revenues			
Intergovernmental	\$ 4,117,242	\$ 4,117,242	\$ 4,850,402
Other	355	4,100	1,000
Total Revenues and Other Financing Sources	\$ 4,117,597	\$ 4,121,342	\$ 4,851,402
Appropriations			
Expenditures			
Public Safety Projects	\$ -	\$ 3,070,949	\$ -
General Government Projects		\$ 845,014	
Social, Cultural & Recreation Projects	-	-	600,500
Public Utility Projects	-	386,363	4,000,000
Highway & Streets Projects	-	-	2,300,000
Other General Government Projects	-	-	272,585
Other Financing Uses			
Transfers Out - to other funds	-	247,506	1,367,424
Total Appropriations	\$ -	\$ 4,549,832	\$ 8,540,509
Change in Fund Balance (Revenues - Appropriations)	4,117,597	(428,490)	(3,689,107)
Beginning Fund Balance July 1	-	4,117,597	3,689,107
Ending Fund Balance June 30	\$ 4,117,597	\$ 3,689,107	\$ -
Ending Fund Balance as a % of Total Appropriations	0.0%	81.1%	0.0%

MORRISTOWN LANDING OPERATIONS FUND	Actual FY 2021	Estimated Actual FY 2022	Budget FY 2023
Revenues			
Recreation Fees	\$ -	\$ -	\$ -
Other	-	-	-
Other Financing Sources			
Transfers In - from other funds	-	750,000	601,000
Total Revenues and Other Financing Sources	\$ -	\$ 750,000	\$ 601,000
Appropriations			
Other Social, Cultural and Recreational	\$ -	\$ 230,000	\$ 1,121,000
Total Appropriations	\$ -	\$ 230,000	\$ 1,121,000
Change in Fund Balance (Revenues - Appropriations)	-	520,000	(520,000)
Beginning Fund Balance July 1	-	-	520,000
Ending Fund Balance June 30	\$ -	\$ 520,000	\$ -
Ending Fund Balance as a % of Appropriations	0.0%	226.1%	0.0%

SECTION 2: At the end of the fiscal year 2022, the governing body estimates fund balances or deficits as follows:

Fund	Estimated Fund Balance/Net Position at June 30, 2022
General Fund	\$ 36,457,728
E-Citation Fund	314,621
ARP Grant Fund	3,689,107
Morristown Landing Operations Fund	520,000
Drug Fund	206,451
LAMTPO Fund	340,037
Solid Waste Fund	860,446
Stormwater Fund	3,946,472

SECTION 3: That the governing body herein certifies that the condition of its sinking funds, if applicable, are compliant pursuant to its bond covenants, and recognizes that the municipality has outstanding bonded and other indebtedness as follows:

Bonded or Other Indebtedness	Debt Authorized and Unissued	Principal Outstanding at June 30, 2022	FY2023 Principal Payment	FY2023 Interest Payment
Bonds				
General Obligation Bonds Series 2017	\$ -	\$ 8,195,000	\$ 305,000	\$ 268,463
General Obligation Bonds Series 2018	\$ -	\$ 14,915,000	\$ 1,235,000	\$ 627,350
General Obligation Bonds Series 2019	\$ -	\$ 35,470,000	\$ 955,000	\$ 1,217,738
General Obligation Bonds Series 2021A	\$ -	\$ 2,925,000	\$ 240,000	\$ 58,500
Loan Agreements				
Tennessee Local Government Loan Program Series	\$ -	\$ 1,884,580	\$ 121,227	\$ 50,983
Notes				
Capital Outlay Note Series 2011	\$ -	\$ 660,000	\$ 330,000	\$ 10,197

SECTION 4: During the coming fiscal year (2023) the governing body has pending and planned capital projects with proposed funding as follows:

Pending Capital Projects	Pending Capital Projects - Total Expense	Pending Capital Projects Expense Financed by Estimated Revenues and/or Reserves	Pending Capital Projects Expense Financed by Debt Proceeds
Morristown Landing	\$ 14,415,333	\$ -	\$ 14,415,333
Thompson Creek Road Phase II	\$ 5,000,000	\$ 5,000,000	\$ -
Stormwater / Public Utility Projects	\$ 5,367,424	\$ 5,367,424	\$ -
Street Projects	\$ 2,300,000	\$ 2,300,000	\$ -
Public Safety Projects	\$ 760,000	\$ 760,000	\$ -
Parks & Recreation Projects	\$ 600,500	\$ 600,500	\$ -

SECTION 5: No appropriation listed above may be exceeded without an amendment of the budget ordinance as required by the Municipal Budget Law of 1982 (TCA § 6-56-208). In addition, no appropriation may be made in excess of available funds except to provide for an actual emergency threatening the health, property or lives of the inhabitants of the municipality and declared by a two-thirds (2/3) vote of at least a quorum of the governing body in accord with Tennessee Code Annotated § 6-56-205.

SECTION 6: Money may be transferred from one appropriation to another in the same fund by the City Administrator, subject to such limitations and procedures as set by the Mayor and City Council pursuant to Tennessee Code Annotated § 6-56-209. Any resulting transfers shall be reported to the governing body at its next regular meeting and entered into the minutes.

SECTION 7: A detailed financial plan will be attached to this budget and become part of this budget ordinance. In addition, the published operating budget and budgetary comparisons shown by fund with beginning and ending fund balances and the number of full-time equivalent employees required by Tennessee Code Annotated § 6-56-206 will be attached.

SECTION 8: There is hereby levied a property tax of \$1.40 per \$100 of assessed value on all real and personal property.

SECTION 9: This annual operating and capital budget ordinance and supporting documents shall be submitted to the Comptroller of the Treasury or Comptroller's Designee for approval if the City has debt issued pursuant to Title 9, Chapter 21 of the Tennessee Code Annotated within fifteen (15) days of its adoption. This budget shall not become the official budget for the fiscal year until such budget is approved by the Comptroller of the Treasury or Comptroller's Designee in accordance with Title 9, Chapter 21 of the Tennessee Code Annotated (the "Statutes".) If the Comptroller of the Treasury or Comptroller's Designee determines that the budget does not comply with the Statutes, the Governing Body shall adjust its estimates or make additional tax levies sufficient to comply with the Statutes or as directed by the Comptroller of the Treasury or Comptroller's Designee. If the City does not have such debt outstanding, it will file this annual operating and capital budget ordinance and supporting documents with the Comptroller of the Treasury or Comptroller's Designee.

SECTION 10: All unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and revert to the respective fund balances.

SECTION 11: All ordinances or parts of ordinances in conflict with any provision of this ordinance are hereby repealed.

SECTION 12: This ordinance shall take effect July 1, 2022, the public welfare requiring it.

Passed 1st Reading: _____

Passed 2nd Reading: _____

Mayor

ATTESTED:

City Administrator

SEAL

The City of Morristown

Finance Department



To: Mayor and City Council

From: Michelle Woods, Accounting Manager
Andrew Ellard, Assistant City Administrator

Subject: Budget Amendment Revision / Ordinance No. 3689.05

Date: June 16, 2022

The proposed budget amendment has been modified from the first reading version by removing changes related to the airport budget. Existing budget encumbrances for airport projects requires this adjustment.

APPROPRIATION ORDINANCE

Ordinance Number:

3689.05

TO AMEND ORDINANCE NUMBER 3689, THE CITY OF MORRISTOWN, TENNESSEE ANNUAL BUDGET FOR FISCAL YEAR 2021-2022 NECESSARY TO APPROPRIATE ADDITIONAL FUNDS IN THE AMOUNT \$16,885 FOR THE JAG GRANT, \$629,300 FOR THE APPROPRIATION OF REVENUES EXCEEDING ESTIMATES, THE APPROPRIATION OF AMERICAN RESCUE PLAN ACT GRANT FUNDS FOR PROJECTS PREVIOUSLY APPROVED. A TRANSFER OF FUNDS TO THE GENERAL CAPITAL PROJECT FUND FOR THE RESURFACING OF THE TENNIS COURTS.

Be it ordained by the Council of the City of Morristown Tennessee that Ordinance Number 3689 identifying the revenue and expenditure accounts of the City of Morristown contained in the annual budget for the fiscal year 2021-2022 is hereby amended and funds are herewith appropriated or adjusted as presented.

FUND	DEPARTMENT	CODE	ACCOUNT DESCRIPTION	REVENUE OR FUND BALANCE		EXPENDITURES	
				Increase	Decrease	Increase	Decrease
General (#110)	Revenue	110-31920	Hotel/Motel Tax	\$160,800			
General (#110)	Special Appropriations	81000-616	Economic Development			\$ 160,800	
General (#110)	Revenue	110-33604	Department of Justice Grants	\$16,885			
General (#110)	Police Administration	42110-805	DOJ JAG Grant			\$ 16,885	
General (#110)	Revenue	110-31600	Local Option Sales Tax	\$468,500			
General (#110)	Information Technology	41640-355	Computer/Data Processing			\$ 33,000	
General (#110)	Planning	41700-915	Loss on Disposal of Property			\$ 52,000	
General (#110)	Patrol	42120-431	Gasoline & Diesel Fuel			\$ 31,000	
General (#110)	Fire Administration	42210-111	Wages			\$ 42,000	
General (#110)	Fire Administration	42210-431	Gasoline & Diesel Fuel			\$ 8,000	
General (#110)	Fire Administration	42210-361	Repair & Maintenance Vehicles			\$ 20,000	
General (#110)	Firefighting	42240-112	Overtime			\$ 30,000	
General (#110)	Firefighting	42240-362	Repair & Maintenance Operations Equipment			\$ 40,000	
General (#110)	Firefighting	42240-378	Education Seminars & Training			\$ 35,500	
General (#110)	Firefighting	42240-431	Gasoline & Diesel Fuel			\$ 10,000	
General (#110)	Facilities Maintenance	43120-364	Repair & Maintenance Buildings & Grounds			\$ 59,000	
General (#110)	Street Repairs & Maintenance	43140-431	Gasoline & Diesel Fuel			\$ 30,000	
General (#110)	Brush & Bulk	43160-431	Gasoline & Diesel Fuel			\$ 33,000	
General (#110)	Parks & Rec Administration	44410-111	Wages			\$ 25,000	
General (#110)	Special Appropriations	81000-619	Emergency Management Agency			\$ 20,000	

FUND	DEPARTMENT	CODE	ACCOUNT DESCRIPTION	REVENUE OR FUND BALANCE		EXPENDITURES	
				Increase	Decrease	Increase	Decrease
ARPA (#122)	ARPA Grant	58831-939	Other Improvements			\$ 4,302,326	
ARPA (#122)	Fund Balance	122-22111	ARPA Grant		\$ 3,924,777		
ARPA (#122)	Revenue	122-44990	Other Local Revenue	\$377,549			
ARPA (#122)	Transfers	99200-590	Transfers to Other Funds (E-Citation)			\$ 247,506	
ARPA (#122)	Fund Balance	122-22111	Restricted ARPA Grant		\$ 247,506		
E-Citation (#121)	Other Public Safety	42124-999	Other Capital Outlay			\$ 247,506	
E-Citation (#121)	Transfers	121-49800	Transfers In		\$ 247,506		
General (#110)	Fund Balance	110-26446	Assigned Fund Balance Council Contingency		\$ 35,365		
General (#110)	Mayor & City Council	41100-804	Council Contingency				\$ 82,115
General (#110)	Transfers	92000-639	Transfers to Capital Projects Fund			\$ 117,480	
Solid Waste (#435)	Sanitation Department	43210-431	Gasoline			\$ 17,000	
Solid Waste (#435)	Recycle	44500-431	Gasoline			\$ 3,000	
Solid Waste (#435)	Fund Balance	435-26230	Committed for Public Health & Welfare		\$ 20,000		
			Totals	\$ 1,023,734	\$ 4,475,154	\$ 5,581,003	\$ 82,115

PASSED ON FIRST READING THIS 7th DAY OF JUNE 2022

Mayor Signature

ATTEST:

City Administrator Signature

PASSED ON SECOND READING THIS 21st DAY OF JUNE 2022

Mayor Signature

ATTEST:

City Administrator Signature

RESOLUTION NO. 2022-15

“A RESOLUTION OF THE CITY COUNCIL OF MORRISTOWN, TENNESSEE AUTHORIZING THE DISBURSEMENT TO THE ALPS, BOYS & GIRLS CLUB OF MORRISTOWN INC., THE CHILD ADVOCACY CENTER, GIRLS INC., HELPING HANDS CLINIC INC., KEEP MORRISTOWN HAMBLÉN BEAUTIFUL, MATS, MORRISTOWN-HAMBLÉN CHILD CARE CENTERS, ROSE CENTER, SENIOR CITIZENS CENTER, SENIOR CITIZENS HOME ASSISTANCE SERVICE, STEPPING OUT, MCNABB CENTER, BOYS & GIRLS CLUB SWIM TEAM, MORRISTOWN’S TASK FORCE ON DIVERSITY/HOLA, MORRISTOWN-HAMBLÉN IMAGINATION LIBRARY ADVISORY COUNCIL, FRIENDS OF HOSPICE OF THE LAKEWAY AREA, ECONOMIC DEVELOPMENT AND CROCKETT TAVERN, AND OF THOSE FUNDS ALLOCATED TO THESE NON-PROFIT CHARITABLE AND CIVIC ORGANIZATIONS IN THE CITY OF MORRISTOWN’S 2022/2023 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 2022/2023 fiscal year three-hundred thirty-one thousand dollars (\$331,000) were allocated to be disbursed to the ALPS, Boys & Girls Club of Morristown Inc., The Child Advocacy Center, Girls, Inc., Helping Hands Clinic, Inc., Keep Morristown Hamblén Beautiful, MATS, Morristown-Hamblén Child Care Centers, Rose Center, Senior Citizens Center, Senior Citizens Home Assistance Service, Stepping Out, McNabb Center, Boys & Girls Club Swim Team, Morristown's Task Force on Diversity /HOLA, M-H Imagination Library Advisory Council, Friends of Hospice of the Lakeway Area, Economic Development and Crockett Tavern; 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 2022/2023 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 21st day of June, 2022, 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 three-hundred thirty-one thousand dollars (\$331,000) appropriated and budgeted by the City of Morristown Council in its 2022/2023 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	\$ 13,000
Boys & Girls Club of Morristown, Inc.	16,500
The Child Advocacy Center	1,000
Girls Inc.	15,000
Helping Hands Clinic, Inc.	7,125
KMHB	19,950
MATS	8,000
Morristown-Hamblen Child Care Centers	23,925
Rose Center	13,000
Senior Citizens Center	48,625
Senior Citizens Home Assistance Service	5,000
Stepping Out	5,000
Helen Ross McNabb Center	32,875
Boys & Girls Club Swim Team	10,000
Morristown's Task Force on Diversity	16,000
Morristown-Hamblen Imagination Library Advisory Council	5,000
Friends of Hospice of the Lakeway Area	10,000
Economic Development	71,500
Crockett Tavern	9,500
	<hr/>
	\$ 331,000

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

PASSED on the 21st day of June 2022.

Mayor

ATTEST:

City Administrator/Recorder

The City of Morristown

Community Development & Planning



TO: Morristown City Council
FROM: Lori Matthews
DATE: June 14, 2022
REQUEST: Landscape Amendment

This is a Staff initiated amendment to the City's Zoning Ordinance, specifically Chapter 33, Section 14-3304.E Buffer Yards. With the City of Morristown seeing a definitive uptick in commercial developments over the past decade, Staff has been made aware that the types of vegetative screening required between different uses, has provided lackluster results at best.

Current regulations allow the option of either fencing with shrubbery or, evergreen trees, to be planted between dissimilar uses. Spacing of evergreens can be up to 15 feet apart. The choice of plantings must be provided within a 10-foot grassed strip. Some species of evergreens currently allowed as part of this requirement provided good screening in the early years of their growth cycle; however, some of these same trees are now void of vegetation along the base or ground area of the tree.



The proposed changes should better safeguard single family neighborhoods from higher intensive uses, by requiring more trees, and wider buffer yards.

The species of tree will be limited to only two varieties, (provided below), both of which are available year- round at most local nurseries and big box stores. All trees shall be 6 feet in height from finished grade to top of tree

Arborvitae (Emerald Green or Thuga Green Giant) (planted on 8- foot centers)
Leyland Cypress (planted on 8- foot centers)

Development type will determine size of buffer yard and density of vegetation. For example, multifamily residential construction beside single- family housing will require the developer to design their project with either a 15 or 20 foot grassed buffer yard along all common property lines. The width of the preferred yard will determine if fencing is be installed and, the number and placement of evergreen trees.

Commercial or industrial development against single family housing will be required to implement either a 20 or 25 foot grassed yard perimeter between uses, with fence or double stand of evergreens.

By taking more of a quality control approach to this section of code, Staff is confident in years to come, the outcome will make for better neighbors.

RECOMMENDATION:

The Planning Commission at their June 14th meeting voted to forward this text amendment on to City Council for approval.

Current Screening –



ORDINANCE NO. ____

BEING AN ORDINANCE OF THE CITY COUNCIL OF MORRISTOWN, TENNESSEE AMENDING TITLE 14 (ZONING AND LAND USE CONTROL), CHAPTER 33 (LANDSCAPE, BUFFERS, AND SCREENING) OF THE MORRISTOWN MUNICIPAL CODE.

BE IT ORDAINED BY THE CITY COUNCIL of the City of Morristown that the text of Title 14 (Zoning and Land Use Control), Chapter 33 (Landscape, Buffers, and Screening) be approved as follows:

14-3304.E Buffer Yard

The purpose of the buffer yard is ~~to reduce nuisances between incompatible land uses. The buffer yard shall contain a visual screen in order to control the effects of traffic, noise, glare, trash, activity, vibration, odor, visual disorder, and any other harmful or noxious effect associated with a nonresidential use.~~ place a permanent barrier between incompatible uses to control the effects of traffic, noise, trash or other harmful effects associated with higher intensive uses.

1. Applicability ~~(3615-09/04/2018)~~ (-7/05/2022)

~~To minimize the impact of higher impact uses on surrounding properties, a~~ A Buffer Yard is required when:

- a. A nonresidential site borders any agricultural or residential zoning district or use; and
- b. A multi-family site border an agricultural or single-family district or use.

Buffer yards may be included in the building setback requirements, but cannot interfere with existing or proposed utility easements.

2. Design Standards

~~Required buffer yards shall maintain a minimum width of ten feet. One of the following options may be used to meet the buffer yard screening requirements:~~

~~a. Evergreen Trees~~

~~— Trees shall be installed at a minimum height of six feet and have a minimum expected mature spread of ten feet. Spacing shall be in accordance with mature spread. For example, trees with a mature spread of ten feet shall be planted ten feet on center and a minimum of five feet from the property line.~~

Buffer yards shall be designed taking into consideration both minimum yard width and density of plant material at maturity. The total buffer area and number of plants required will be determined by the adjoining uses.

Sidewalks or bike trails may occur within landscape buffer yards provided that the required effect of the yard is not compromised. In no event, however, shall the following uses be permitted in landscape buffer yards: playfields, stables, swimming pools, golf courses, tennis courts, stormwater retention or detention facilities and other recreational facilities; parking areas and other vehicular use areas; dumpsters, equipment storage and other open storage; buildings or overhangs.

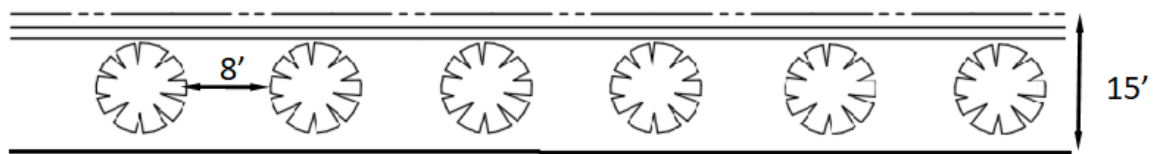
All evergreen trees used to buffer between uses shall be comprised of the following selection only; Arborvitae (Emerald Green or Thuga Green Giant), Leyland Cypress.

Fences provided in Landscape Buffer Yards may be constructed of natural wood or plastic – no sheet plastic, sheet metal, corrugated metal, chainlink or plywood fencing shall be allowed, and shall be a minimum of 6 feet in height from finished grade. The finished side of fences shall face the lower intensity use.

Residential Use –

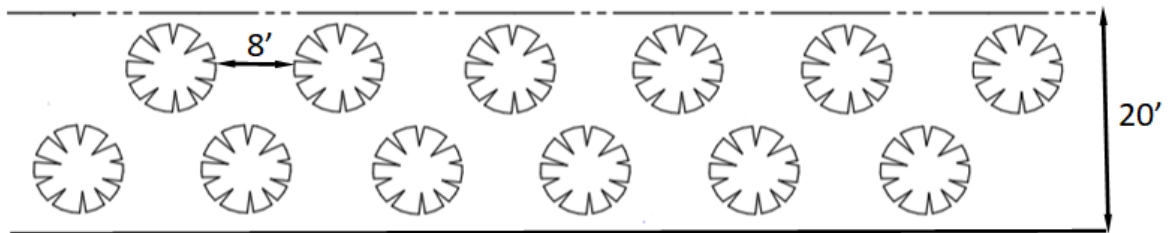
Multi-family (3 units or greater) bordering single family –

- 1.) Applicant shall maintain a minimum **15-foot** grassed perimeter along the adjoining property line(s) to include a single row of evergreen trees with 6 foot fencing; (trees shall be on 8 foot centers)



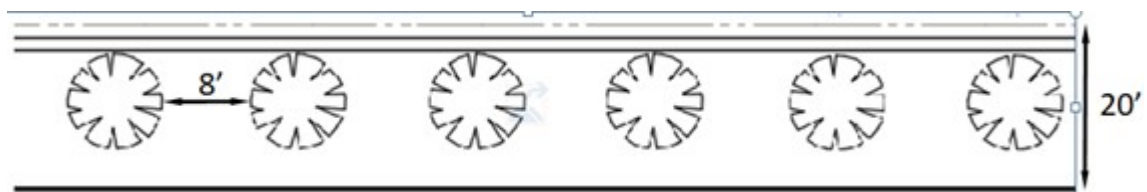
or;

- 2.) Applicant shall maintain a minimum **20-foot** grassed perimeter along the adjoining property line(s) to include a staggered row of 6 foot tall evergreen trees at planting (trees shall be on 8 foot centers).



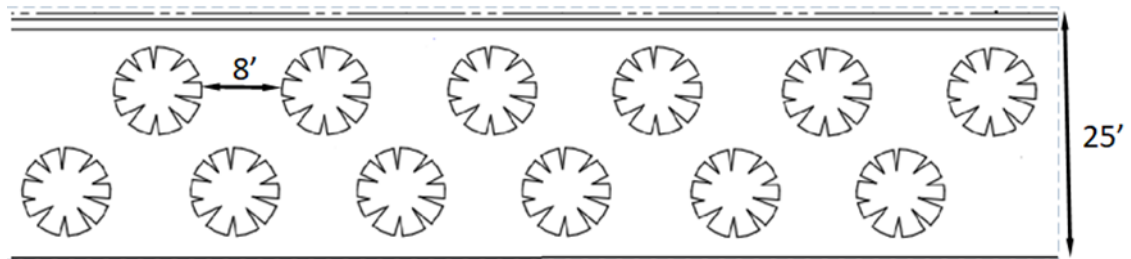
Commercial / Industrial Use –

- 3.) Applicant shall maintain a minimum **20-foot** grassed perimeter along the adjoining property line(s) to include a single row of evergreen trees with 6 foot fencing; (trees shall be on 8 foot centers)



or;

- 4.) Applicant shall maintain a minimum **25-foot** grassed perimeter along the adjoining property line(s) to include a staggered row of evergreen trees; (trees shall be on 8 foot centers)



b. Fences

~~Where fencing is used, it shall be placed at least six feet inside of the property line. Fences must be a minimum of six feet in height, measured on the side facing away from the property to be screened. The fence must also have its finished side facing away from the property to be screened. Fencing may be made of wood, brick, or other material that is at least 75 percent opaque. Chain link does not meet buffer yard requirements. One evergreen shrub shall be planted a minimum of every 10 linear feet along the side facing away from the property to be screened. One canopy tree shall be planted every 30 linear feet along the fence row facing toward the property to be screened and located a minimum of fifteen feet from the property line.~~

e. Berms

~~Where allowed, berms shall comply with the following standards:~~

- ~~1. Berms shall be a minimum of four feet in height and shall be capped with a hedge of evergreen shrubs, installed at a minimum of 18 inches high and have an expected maturity height of at least five to six feet and mature spread of a least five feet. Spacing shall be in accordance with mature spread.~~
- ~~2. The slope of all berms shall not exceed a three to one ratio (horizontal to vertical), shall have a top width at least one half the berm height, and a maximum height of eight feet above the toe of the berm.~~
- ~~3. Berms exceeding four feet in height shall maintain a four to one ratio (horizontal to vertical).~~
- ~~4. Berms, regardless of size, shall be stabilized with sod, a ground cover, or other suitable vegetation.~~
- ~~5. Berms proposed to be placed along street rights of way shall not be permitted within the sight distance triangle at intersections.~~
- ~~6. Berms shall in no case damage the roots or trunks of existing healthy trees on adjacent properties.~~

F. Service Area Screening

1. Dumpsters

- d. Screening materials can be any combination of ~~evergreen plantings~~, wood, composite, or masonry material.

2. Utility Services

- a. Screening materials can be any combination of ~~evergreen plantings~~, wood, composite, or masonry material.

~~G. Stormwater Facilities~~

~~Stormwater facilities may be located in the landscape area subject to the following conditions:~~

- ~~1. Rip rap, crushed stone, concrete, or other impervious materials are screened from view by evergreen plantings.~~
- ~~2. Trees and other vegetation may be planted along the stormwater facility.~~

14-3307. SPECIES RECOMMENDATIONS

C. Evergreen Trees for Screening

American Holly	<i>Ilex opaca</i>	40' 50'/20' 40'
Cryptomeria	<i>Cryptomeria Japonica</i>	30' 40'/15' 20'
Eastern Red Cedar	<i>Juniperus virginiana</i>	40' 50'/15' 30'
Emerald Green	<i>Thuja Occidentalis</i>	10' 15'/3' 4'
Foster Holly	<i>Ilex attenuata</i> 'Fosteri'	12' 30'/6' 15'
Green Giant Arborvitae	<i>Thuja Standishii X plicata</i>	50'-60'/12'-20'
Japanese Spartan	<i>Juniperus Chinensis</i>	15' 20'/4' 5'
Leyland Cypress	<i>Cupressocyparis</i>	60'-70'/8'-15'
Little Gem Magnolia	<i>Magnolia grandiflora</i> 'Little Gem'	20' 25'/8' 12'
Nellie R. Stevens Holly	<i>Ilex Cornuta Nelly R. Stephens</i>	15' 20'/10' 15'
White Fir/Concolor	<i>Abies concolor</i>	35' 50'/20'
White Pine	<i>Pinus strobus</i>	50' 80'/20' 40'

D. Shrubs for Foundation Plantings ~~and Screening~~

BE IT FURTHER ORDAINED that this ordinance shall take effect from and after the date of its final passage, the public welfare requiring it.

Passed on first reading this the 21th day of June 2022.

Mayor

ATTEST:

City Administrator

Passed on second and final reading this the 5th day of July 2022.

Mayor

ATTEST:

City Administrator

The City of Morristown

Community Development & Planning



TO: Morristown City Council
FROM: Steve Neilson, Development Director
DATE: June 21, 2022
SUBJECT: Text amendment to building height in the HI-Heavy Industrial District

BACKGROUND:

This is a request by the Industrial Development Board (IDB) to amend Chapter 14, Heavy Industrial District (HI) Section 14-1408. BUILDING HEIGHT to increase the maximum building height from 55 feet to 75 feet. Marshall Ramsey indicates that they have received several inquiries for buildings exceeding the current 55 feet height limit. He states that in order to remain competitive with other cities in the region, taller building heights would be helpful.

<u>Other cities:</u>	<u>Zoning District</u>	<u>Height</u>
Johnson City	I-2, Heavy Industrial District	No Limit
Kingsport	M-2, Heavy Manufacturing	No Limit
Bristol	M-3, Heavy Industrial District	65 ft.
Oak Ridge	IND-3, Heavy Industrial District	No Limit
Greeneville	M-2, High Impact Use	70 ft.
Knoxville	I-M, Heavy Industrial District	90 ft.

PROPOSED AMENDMENT:

Heavy Industry

14-1408. BUILDING HEIGHT (3587-10/03/2017) ~~Buildings shall not exceed fifty-five (55) feet in height.~~

1. ~~Buildings up to fifty-five (55) feet in height.~~
2. ~~Buildings above fifty-five (55) feet up to a maximum of seventy-five (75) feet may be approved provided:~~
 - a. ~~The building is served with an approved sprinkler system.~~
 - b. ~~A twenty (20) foot wide paved travelway is provide around the entire building for fire access.~~

Chief Taylor is in support of this request. He stated that 100-foot ladder truck would be able to reach the roof if necessary. The Chief did request any building over 55 feet be sprinkled and provide a paved fire access drive around the entire building be provided.

At the Planning Commission meeting, the proposed amendment was approved with a thirty-foot travelway. However, after the meeting Chief Taylor agreed that the width of the travelway could be reduced to twenty feet in order to be consistent with the 2018 Fire and Construction Codes.

RECOMMENDATION:

. Staff recommends approval of the proposed text amendment.

June 1, 2022

Mr. Steve Neilson
City of Morristown
P. O. Box 1499
Morristown, TN 37816

Dear Steve:

I fully support the change in the City of Morristown Heavy Industrial zoning ordinance to increase the building height from 55 feet to 75 feet.

Industrial inquiries over the last year have included several that require buildings with height greater than 55 feet. Considering this, I respectfully request that a change in the ordinance be considered, to allow building height limit of 75 feet. This would allow us to submit Morristown properties without the need for a future variance request.

Please feel free to contact me if you need to discuss further.

Sincerely,



Marshall Ramsey
Secretary

MR/jb

Cc: Mr. Tony Cox

ORDINANCE NO. _____

**BEING AN ORDINANCE OF THE CITY COUNCIL OF MORRISTOWN,
TENNESSEE AMENDING TITLE 14 (ZONING AND LAND USE CONTROL), OF
THE MORRISTOWN MUNICIPAL CODE.**

BE IT ORDAINED BY THE CITY COUNCIL of the City of Morristown that the text of Title 14 (Zoning and Land Use Control), Chapter 14, HI-Heavy Industrial District, Section 14-1408. BUILDING HEIGHT be deleted and replace with the follows:

14-1408. BUILDING HEIGHT

1. Buildings up to fifty-five (55) feet in height.
2. Buildings above fifty-five (55) feet up to a maximum of seventy-five (75) feet may be approved provided:
 - a. The building is served with an approved sprinkler system.
 - b. A twenty (20) foot wide paved travelway is provide around the entire building for fire access.

BE IT FURTHER ORDAINED that this ordinance shall take effect from and after the date of its final passage, the public welfare requiring it.

Passed on first reading the 21st day of June 2022.

Mayor

ATTEST:

City Administrator

Passed on second and final reading the 5th day of July 2022.

Mayor

ATTEST:

City Administrator

The City of Morristown

Finance Department



Date: June 21, 2022

Agenda Item: Acknowledge receipt of bids for Fire Station 1 & 2 Kitchen Renovations, accept the bid from Ballinger Construction in the amount of \$52,000 as the best bid, and authorize execution of a contract for the same.

Prepared By: Andrew Ellard

Subject: Fire Station 1 & 2 Kitchen Renovation

Background: n/a

Findings/Current Activity:

One other bid was received but was determined to be invalid/unresponsive in that it excluded work critical to the specifications.

Financial Impact:

This project is funded in the FY 2022 budget, and though the recommended bid is higher than was originally budgeted for the project, there is sufficient funding remaining in the appropriate department to undertake the project.

Action options/Recommendations:

Acknowledge bids, accept the bid of Ballinger Construction, and authorize contract.

Attachment: Bid tabulation; Recommendation from DIA (architect)

June 17, 2022

City of Morristown
100 West 1st North Street
Morristown, TN 37814
Attn: Andrew Ellard

Re: **Responsive Bidder Recommendation** for:
Fire Station #1 and Fire Station #2 Kitchen Improvements - Morristown, TN
DIA Project Number: 22001 File: J05

Dear Andrew Ellard,

After review of the (2) two bids received on June 14, 2022, for the above-mentioned project, the apparent low bidder, Hardwood Specialties did not include the entire scope of work in their bid amount, or number of days to achieve Substantial Completion of the Work, thus invalidating the bid. DIA recommends that a contract be initiated with the next responsive, apparent low bidder, Ballinger Construction.

We recommend approval and acceptance of the Base Bid amount of Fifty-two Thousand Dollars and zero Cents (\$52,000.00). Additionally, their bid included achieving Substantial Completion of the Work in (60) sixty calendar days.

If you require any additional information, please contact me. Thank you.

Sincerely,
Design Innovation

Lily Czulewicz
Project Interior Designer

ec: Faris Eid, Design Innovation
Greg Campbell, Design Innovation
Nada Kuchinic, Design Innovation
Aimee Yarbrough, Design Innovation
Rik Norris, Design Innovation

Bid Tab	Page 1 of 1	Pursuant to the Invitation to Bid extended for Fire Station #1 and Fire Station #2 Kitchen Improvements bids and modifications must have been received here by 2:00 PM local time (EST) June 14, 2022 I, thus declare the bidding closed, and now will proceed to open and read bids and modifications which have been received.				Signature required only by Presiding Official. Others can be printed or typed.					
Bids opened in Morristown, TN	How many addenda issued: 1					Presiding Official Andrew Ellard					
Target TBD	Contract Time to Substantial Completion TBD days					Designer represented by Lily Czulewicz					
MACC NA	Liquidated Damages \$250 per day					Owner represented by					
Regulated Subcontractors (NA)	Bidder (name, city, license number)	Crime Statement	No. Addendum Acknowledged	Bid Security	Base Bid and No. of Days to reach Substantial Completion						Alternate #6
	Name Ballinger Construction				Base Bid: \$52,000 No. Days: 60						
	City Jefferson City, TN										
	License Number 72840										
	Name Hardwood Specialties				Base Bid: \$30,400 No. Days: ---						
	City Morristown, TN										
	License Number N/A										
	Name										
	City										
	License Number										
	Name										
	City										
	License Number										
	Name										
	City										
	License Number										
	Name										
	City										
	License Number										

The City of Morristown

Finance Department



Date: June 21, 2022

Agenda Item: Acknowledge receipt of bids for Getac Notebook Computers, accept the bid from SOS Computers LLC dba Technology Express with a unit price of \$2,487.53 as the best bid, and authorize a purchase order for eight (8) units, notebooks only.

Prepared By: Andrew Ellard

Subject: Getac Notebook Computers

Background: The Police Department budgets annually for the replacement of durable notebook computers for use in police vehicles and in the field.

Findings/Current Activity:

The unit price is derived from itemized pricing provided in the bid as a supplementary document. One other bid was received, and while it is slightly less than the recommended bid, the savings is not believed to outweigh the operational costs that would be involved. The recommended bid is for a unit that is consistent with what the department has purchased for the last few years, building some consistency and efficiency in terms of installation, programming, and portability between vehicles. Introducing a different type of unit would complicate those aspects.

Financial Impact:

This purchase was budgeted for FY 2022.

Action options/Recommendations:

Acknowledge bids, accept the bid of SOS Computers LLC dba Technology Express and authorize purchase order.

Attachment: Bid tabulation; memo

The City of Morristown

Morristown Police Department



MEMORANDUM

To: Mayor and City Council

From: Michelle Jones, Deputy Chief *DCMJones*
Pavel Plasencia, IT System Administrator *Pavel Plasencia*

Subject: Purchasing Recommendation

Date: June 16, 2022

From an IT maintenance standpoint, it's preferable to standardize the Getac MTDs for the police cars, which the City has begun to do with purchases of new units over the last couple of years. It makes maintenance substantially easier because it limits the number of programming formats required to be maintained. Additionally, when officers need to switch vehicles, different configurations in different vehicles (supporting differing notebooks) limits the flexibility of the department. In some cases, a vehicle would have to be taken off the road in order to be wired differently for the different device, requiring additional time from both PD and Public Works.

From the police department perspective, maintaining consistency by purchasing Getac units retains the ability to quickly update and, if necessary, switch units between patrol vehicles which is crucial to keeping our officers deployed in the field. Officers utilize these units to write incident reports, crash reports, run checks for wanted persons and stolen items and receive dispatches and other information from the communications center. They have truly become an integral part of patrol operations therefore we essentially lose the functionality of that unit for the length of time the MDT is down for maintenance.

Our recommendation is to purchase 8 notebooks from SOS Computers dba Technology Express, and to forgo the adapters and the optional warranty for years 4 & 5.

**City of Morristown
Getac Notebook Computer Bid
Tuesday, June 14, 2022 - 2:00 p.m.**

Bidder	Getac Notebook Computer S410	Getac Vehicle Adapter	Optional Extended Warranty	Total
				\$ -
ProLogic ITS LLC*	\$ 2,250.30	\$ 118.59	\$ 267.29	\$ 2,636.18
SOS Computers dba Technology Express**	\$ 3,565.39	\$ 196.96	\$ 394.30	\$ 4,156.65

*ProLogic ITS bid a Panasonic brand notebook and applicable adapter, noting such on their bid forms.

**SOS as verified by staff	\$ 2,487.53	\$ 100.33	\$ 394.30	\$ 2,982.16
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**Supporting docs in SOS's bid indicates that the bid amount includes a docking station and docking charger - components not needed with this bid. These staff-verified figures adjust for the unnecessary docking components.

The City of Morristown

Finance Department



Date: June 21, 2022

Agenda Item: Approve an amendment to the agreement (MOU) between the City and Knoxville-Knox County Community Action Committee for continued project delivery services associated with the Emergency Repair program.

Prepared By: Andrew Ellard

Subject: CDBG Emergency Repair Program

Background: The CAC acts as a subrecipient for the purpose of administering the Emergency Repair program portion of the CDBG program funded by the U.S. Dept of Housing & Urban Development (HUD).

Findings/Current Activity:

The current agreement is set to expire June 30, 2022, but ongoing emergency repair activity necessitates the continuation of the agreement. This amendment also has the effect of creating a better stopping point for the agreement next year – and the possible creation of a new agreement should circumstances warrant at that time.

Financial Impact:

This program, including the repair of homes and the services of the CAC are covered 100% by the city's CDBG grant.

Action options/Recommendations:

Approve amendment to the agreement.

Attachment: Amendment document

AMENDMENT TO:
MEMORANDUM OF UNDERSTANDING BETWEEN
KNOXVILLE-KNOX COUNTY COMMUNITY ACTION
COMMITTEE AND THE CITY OF MORRISTOWN

The Memorandum of Understanding between Knoxville-Knox County Community Action Committee (herein referred to as "CAC") and the City of Morristown (herein referred to as "CITY") is hereby amended, effective June 21, 2022. CAC and CITY are hereinafter jointly referred to as the "parties".

WHEREAS, the parties mutually agree to extend the period of the agreement for additional time;

WHEREAS, the parties mutually agree to various clarifications within the agreement, including but not limited to the nature of the agreement as a Subrecipient Agreement whereby CAC is a Subrecipient of CITY;

NOW THEREFORE, the parties agree that the existing agreement is amended in its entirety and replaced with the language herein.

This is a Memorandum of Understanding between Knoxville-Knox County Community Action Committee (herein referred to as "CAC") and the City of Morristown (herein referred to as "CITY"). CAC and Morristown shall be hereinafter jointly referred to as the "parties". This document shall also be considered a Subrecipient Agreement for the purposes of managing certain grant funding.

GENERAL UNDERSTANDING:

1. CAC will provide project delivery services in performing Emergency Home Repair jobs that address the need of low to moderate income, elderly/disabled, and other at-risk homeowners for sustainable housing that is safe, secure, decent, and affordable. This project serves owner-occupied, single-family residences that are located within the city limits of Morristown. Homeowners must meet the low/moderate Community Development Block Grant (CDBG) income guidelines established for Morristown, Tennessee. The maximum amount of assistance for each dwelling is \$5,000.00 in emergency home repairs to a single home system, with the option to exceed the cost limit, frequency, and the number of system repairs with prior approval by the City of Morristown's City Administrator. CAC Housing & Energy provides these services to homeowners through this agreement. Funding is provided through a Community Development Block Grant (CDBG) and projects are based on funding received.
2. CAC will comply with all City, State and Federal guidelines and is responsible to adhering to the Emergency Home Repair (EHR) policies and procedures to: provide

management/operation of each individual rehabilitation project to include client intake, review of applications for completeness and accuracy, preparing applicant selection lists, inspection of applicant homes, work write-ups, establishing cost estimates, creating bid/contracting documents for each rehabilitation project, issuing bid packages, conducting bid openings, selecting contractors for each home, monitoring on-site construction to oversee contractor work, conducting final inspections of all work done, preparing progress reports, processing payments to contractors, and filing a Notice of Completion for each job.

3. CAC is responsible for maintaining all necessary documentation on the projects in compliance with *Title 2 U.S. Code of Federal Regulations Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance) and will remit documentation on the project(s) to the City upon completion of each funding cycle.
4. CAC will host monthly progress meetings with the City while projects are open.
5. CAC will invoice for each actual job cost plus \$2,500.00 per job completed.
6. CAC cost that will be charged in addition to 5 above:
 - a. Travel to Morristown, TN, from Knoxville, TN, that is required to accomplish the above activities will be billed using the standard state mileage rate. Maximum effort will be made to achieve multiple purposes for each trip to control this cost.
 - b. Additional services: If additional services are requested by the City that are not included above, CAC will charge an additional \$55.00 per hour for those services.
7. CAC and CITY will confer no less than monthly to determine a cutoff for considering new applicants to ensure projects undertaken are completed in sufficient time for CITY to complete recordkeeping and closeout of all projects during the term of the agreement. This agreement shall not prevent a new agreement from being established to serve new applicants in later time periods.
8. CAC will remit electronic invoices to the City on a monthly basis, which shall clearly identify the projects for which the invoiced costs are attributable and shall include documentation of actual costs. Invoices are to be remitted to the City of Morristown's Accounts Payable and the CDBG Coordinator.

PERIOD OF AGREEMENT:

This amendment becomes effective the date of the last signature and through June

30, 2023, provided that projects are funded. It may be modified by mutual consent as an addendum to this document.

ACCEPTANCE

Signature
City of Morristown

Date

Signature
Knoxville-Knox County
Community Action Committee

Date



Morristown City Council Agenda Item Summary

Date: June 21, 2022

Agenda Item: Approve Amendment No. 1 to the Work Authorization for Michael Baker International for the Land Acquisition Study project related to the Morristown Regional Airport.

Prepared By: Andrew Ellard

Subject: Airport Land Acquisition Study, Amend Work Authorization

Background: Prior work on this project involved appraisals and environmental assessments. Appraisal work must be redone due to the amount of time that has passed since the original appraisals.

Findings/Current Activity:

Next steps will include completing surveys, establishing acquisition costs and negotiating offers with property owners. TDOT is coordinating with the city in order that the results of this phase of the project will result in grant funding to support actual acquisition.

Financial Impact:

This amendment adds \$51,700 to the existing work authorization. FAA grants cover 95% of the cost. \$49,115 Federal & State / \$2,585 Local.

Action options/Recommendations:

Approve the Work Authorization.

Attachment: Amendment No 1 to Work Authorization Land Acquisition Study

LAND ACQUISITION STUDY – AMENDMENT #1

Date: 12MAY22

TAD No. 32-555-0168-21
(Project Identification No.)

It is agreed to undertake the following work amendment in accordance with the provisions of the Agreement between the **City of Morristown** (OWNER) and **Michael Baker International, Inc.** (ENGINEER) dated **December 31, 2017**.

Scope of Services LAND AQUISISITON STUDY:

OWNER in conjunction with the Tennessee Department of Transportation, Aeronautics Division, has requested land appraisals and environmental assessments to facilitate the purchase of approximately 2.87 Acres of land for a proposed parallel taxiway relocation. Several property owners encompass this area. The area of interest is shown on Attachment A.

Amendment #1 (May 2022):

Due to turnover within the Owner and Engineer, coupled with the current housing market volatility, appraisals that were completed in the spring of 2021 are no longer considered valid and must be redone. This amendment will cover updated appraisals, review appraisals, and additional project coordination as needed to present the offers to the existing property owners. Negotiations, final purchase agreement and closing coordination are not part of this work order, and are anticipated to be included in the next grant application.

1. SERVICES (Amendment #1)

ENGINEER shall coordinate with qualified subconsultants to update all land appraisal and review appraisal documents as a complete package and accepted by TAD and other regulatory agencies. This includes all preparation work including drawings, reports, narratives, forms, and any other required work to complete the project in whole. Additionally, services by a qualified subconsultant will be utilized to draft new legal descriptions for all partial takes, and staking will be performed in the field for existing landowners and Owner to see proposed takes. A final summary report with findings and land valuations will be provided to the OWNER at project completion. ENGINEER will file all required documents.

TIME OF PERFORMANCE:

See attached Schedule

*Compensation (Original):

- | | |
|---|--------------|
| • Land Appraisals – (Lump Sum) | \$ 33,406.00 |
| • Level I Environmental Impact Statements – (Lump Sum) | \$ 39,616.00 |
| • Grant Assistance, Meetings, and
Coordination – (Not to Exceed) | \$ 11,442.00 |

ORIGINAL NOT TO EXCEED	\$ 84,464.00
------------------------	--------------

*Compensation (Amendment #1):

- | | |
|--|--------------|
| • Land Appraisal and Review Appraisal Updates | \$ 35,900.00 |
| • Field Survey and Legal Description Development | \$ 10,760.00 |
| • Grant Assistance, Meetings, and Coordination | \$ 5,040.00 |

TOTAL AMENDMENT #1 (Lump Sum)	\$ 51,700.00
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<u>FINAL PROJECT TOTAL</u>	<u>\$ 136,164.00</u>
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Agreed as to Scope of Services, Time of Performance and Compensation:

OWNER:
CITY OF MORRISTOWN

ENGINEER:
MICHAEL BAKER INTERNATIONAL, INC.

Name Printed

Name Printed

Signature

Signature

Title

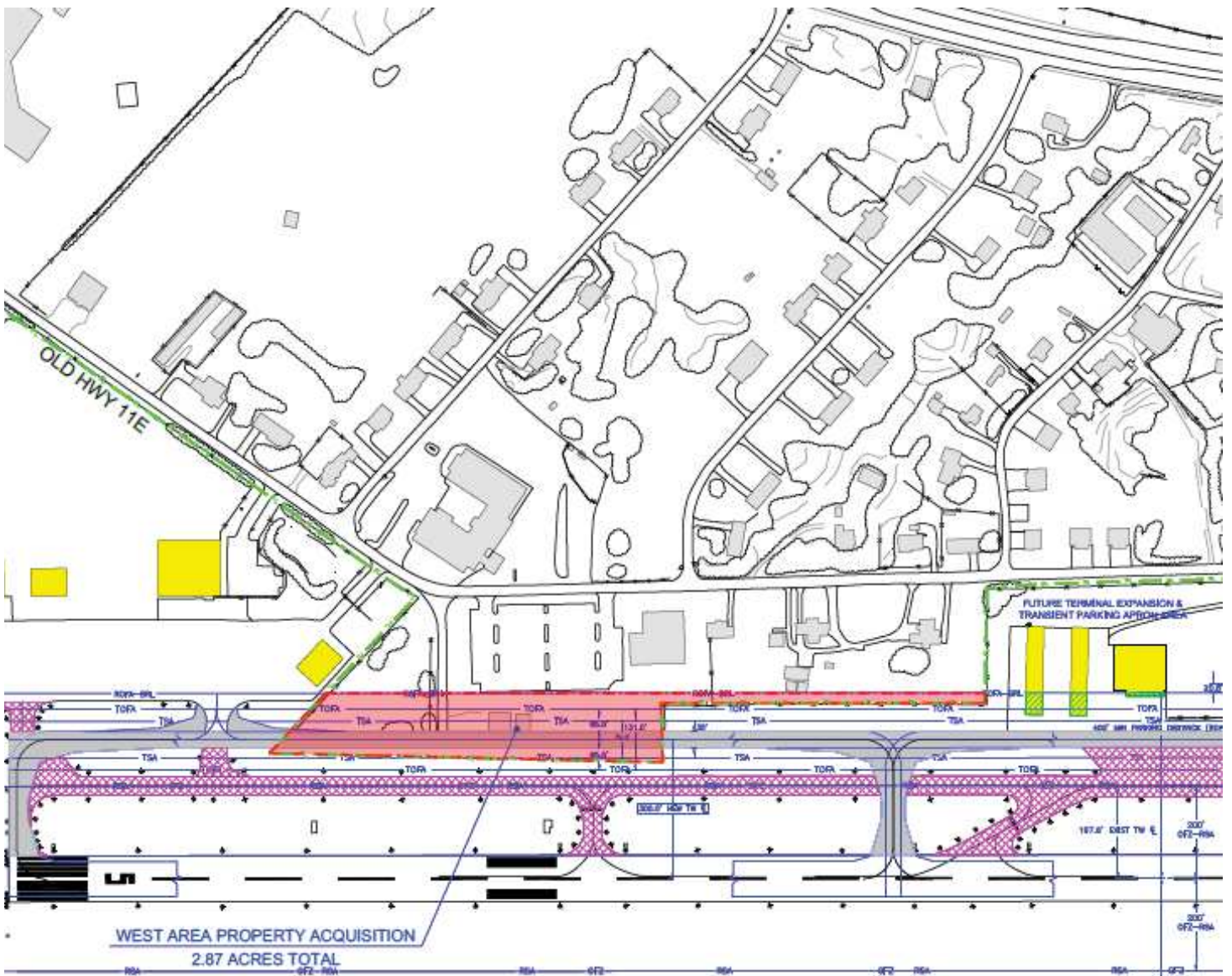
Title

Date

Date

PROJECT SCHEDULE	
AIRPORT NAME:	MORRISTOWN REGIONAL AIRPORT (MOR)
PROJECT DESCRIPTION:	Land Acquisition TW Relocation (Study)
PROJECT SCHEDULE PREPARED BY:	Kevin Sigg, Consultant
WORK DESCRIPTION:	Land appraisal and environmental assesment to facilitate the purchase of land for the parallel taxiway relocation.
1 Project Application Submittal:	6/19/2020
2 Grant Execution:	9/19/2020
3 Design Kickoff:	10/1/2020
4 Phase1 Environmental Complete	4/1/2021
4 NTP on updated Task Order	6/2/2022 (estimated)
4 Apprasials Complete	7/18/22 (45 days from NTP)
5 Review Apprasials Complete	8/31/22 (90 days from NTP)
6 Offers Presented to Property Owners	9/30/22 (120 days from NTP)
7 Grant Closeout	10/31/2022
Date Schedule Prepared\Revised:	5/11/2022

ATTACHMENT A
Land Acquisition Exhibit



ATTACHMENT B
COST BREAKDOWN
FOR
MORRISTOWN AIRPORT
LAND ACQUISITION - STUDY - AMENDMENT #1
TAD PROJECT NUMBER: 32-555-0168-21

	LAND APPRAISAL UPDATE	FIELD SURVEY AND LEGAL DESCRIPTIONS	TOTAL
CLASSIFICATION	HOURS	HOURS	TOTAL
Sr. Project Manager	0	0	0
Project Manager	8	8	16
Sr. Engineer	0	0	0
Engineer	4	4	8
Designer	0	0	0
Technician	0	0	0
Admin	2	2	4
Inspector	0	0	0
TOTAL HOURS	14	14	28
TOTAL LABOR COST	\$2,336	\$2,336	\$4,672
DIRECT EXPENSES			
Travel	\$150	\$150	\$300
Shipping/Express Mail	\$0	\$18	\$18
Printing Costs	\$25	\$25	\$50
TOTAL	\$175	\$193	\$368
SUBCONSULTANTS			
OR Colan	\$35,900	\$0	\$35,900
Cannon and Cannon	\$0	\$10,760	\$10,760
TOTAL	\$35,900	\$10,760	\$46,660
TOTAL COSTS	\$38,411	\$13,289	\$51,700



Morristown City Council Agenda Item Summary

Date: June 21, 2022

Agenda Item: Approve the Work Authorization for Michael Baker International for general professional services related to the Morristown Regional Airport.

Prepared By: Andrew Ellard

Subject: General Services Work Authorization

Background: Michael Baker International and the City have a five-year master service agreement for projects related to the airport, which runs through December 2022. Periodically, MBI is called upon by the city for consultation or supportive service that is not specific to a larger-scale project.

Findings/Current Activity:

City staff regularly calls upon MBI for basic consultative support. In the near term, it is anticipated that such support will be needed in coordinating airport priorities with TDOT.

Financial Impact:

This work authorization is for an amount not to exceed \$15,000, and work is anticipated to qualify for reimbursement under certain 100% federal FAA operations & maintenance grants. Service outside of those grants would be locally funded.

Action options/Recommendations:

Approve the Work Authorization.

Attachment: Work Authorization for Professional Services

Work Authorization

Date: _____

General Services 2022
(Project Identification No.)

It is agreed to undertake the following work in accordance with the provisions of the Master Agreement between the City of Morristown (OWNER) and Michael Baker International, Inc. (ENGINEER) dated December 31, 2017.

Scope of Services:

Provide General Consulting services not part of a specific and separate Work Authorization. Services shall be limited to work items specific to Morristown Regional Airport (MOR). Work items include, but are not limited to:

- Preliminary/Schematic design and evaluation
- Airport Capital Improvements Program assistance
- Coordination with state funding agencies
- Attend airport related meetings as directed by OWNER
- Miscellaneous airport consulting needs requiring professional services as directed by OWNER.

ENGINEER shall not commence any work under this Work Authorization unless explicitly directed by an authorized OWNER representative in writing. ENGINEER billing under this Work Authorization shall provide work item descriptions with each invoice.

Time of Performance:

As agreed upon when necessary.

Compensation:

Estimated billing rates and fee shall be as listed within Attachment 'A' of this Agreement.

- | | |
|--|-------------|
| • Basic Services – Time and Materials | \$14,000.00 |
| • Basic Services – Reimbursable Expenses | \$ 1,000.00 |

TOTAL NOT TO EXCEED	\$15,000.00
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Agreed as to Scope of Services, Time of Performance and Compensation:

OWNER:
CITY OF MORRISTOWN

ENGINEER:
MICHAEL BAKER INTERNATIONAL

Anthony Cox
Title: City Administrator

Quintin Watkins, PE
Title: Vice President – Office Executive

Date: _____

Date: _____

ATTACHMENT A
GENERAL SERVICES 2022 – BILLING RATES

MORRISTOWN REGIONAL AIRPORT

C O N F I D E N T I A L

2022 SCHEDULE OF FEES

CLASSIFICATION	HOURLY RATES
Office Personnel	
Project Manager	\$ 191.18
Senior Airport Planner	\$ 223.11
Senior Civil Engineer	\$ 194.37
Civil Engineer	\$ 141.61
Civil Associate	\$ 116.62
Technical Assistant (Clerical)	\$ 97.19

***NOTE:**

1. The hourly rates shown above include direct salary cost, labor overhead, general and administrative overhead, and profit. These rates shall remain valid until December 31st, 2022. Direct non-salary expenses such as travel, subsistence, construction vehicle, printing, etc. are not included.
2. Field Representative construction personnel are billed per individual, based on their direct labor cost, plus overhead and profit.

REIMBURSABLE EXPENSES

Other expenses that are properly accountable to the work will be invoiced as follows:

- Travel by private vehicle at the then current approved IRS rate per mile.
- Travel and living expenses for all personnel when required to be away from headquarters in connection with the work at cost.
- In-house printing, reproduction and photography at commercial rates.

SUBCONSULTANTS (IF REQUIRED)

Outside services contracted for a specific project, such as professional and technical consultants, laboratory testing, reproduction, photography, etc., will be invoiced at the amount of the actual statement plus ten percent (10%).

CONSTRUCTION VEHICLES

Leased construction vehicles used for specific projects will be billed at the actual cost per month, per vehicle, and include lease cost, insurance, fuel and maintenance. If the vehicle is not in use the entire month, the billing cost will be pro-rated and charged per day.

Inspection and Maintenance Agreement

(I&M Agreement)

City of Morristown, TN
100 West 1st North Street
Morristown, TN 37814
(423) 581-0100

Inspection and Maintenance Agreement (I&M Agreement)

THIS AGREEMENT, made and entered into this 19th day of May, 2022, by and between LKM Properties, LP hereinafter called the "Landowner", and (Insert Full Name of Owner) the City of Morristown, TN hereinafter called "City".

WITNESSETH, that

WHEREAS, the Landowner is the owner of certain property described as 040 028.01

_____ as recorded by deed in the last land records of
(Insert Hamblen County Tax & Parcel Number)

Hamblen County, TN, Deed Book 1834 Page 698, hereafter called the "Property".

WHEREAS, the Landowner is proceeding to build on and develop the property; and

WHEREAS, the Site Plan/Subdivision known as Weigel's # 98 Panther Springs United Methodist
(Name of Plan/Development) Church S/D

hereafter called the "Plan", which is expressly made a part hereof, as approved or to be approved by the City, provides for management of stormwater within the confines of the property; and

WHEREAS, the City and the Landowner, its successors and assigns, agree that the health, safety and welfare of the residents of the City of Morristown, Tennessee, require that on-site stormwater management/BMP facilities be constructed and maintained on the Property; and

WHEREAS, the City requires that on-site stormwater management/BMP facilities, as shown on the Plan, be constructed and adequately maintained by the Landowner, its successors and assigns.

NOW, THEREFORE, in consideration of the foregoing premises, the mutual covenants contained herein, and the following terms and conditions, the parties hereto agree as follows:

1. The on-site stormwater management/BMP facilities shall be constructed by the Landowner, its successors, and assigns, in accordance with the plans and specifications identified in the Plan and shall, upon construction completion, be certified as such by the Plan's Engineer of Record.
2. The Landowner, its successors, and assigns, shall adequately maintain the stormwater management/BMP facilities as outlined in the Plan and contained within the Landowner's property. This includes all pipes and channels built to convey stormwater to and from the facility, as well as all structures, improvements, and vegetation provided to control the quantity and quality of the stormwater. Adequate maintenance is herein defined as good working condition, so that these facilities

are performing their design functions. Those maintenance procedures outlined in the Plan and the City's approved BMP guidelines shall be practiced at a minimum. Common maintenance shall include the removal of debris (leaves, lawn clippings, sticks, etc.) and trash after rainfall events, checking outlet structures for clogging and cleaning, as necessary, repairing erosive areas promptly upon observation, and removing accumulated sediment.

3. The Landowner, its successors, and assigns, shall inspect the stormwater management/BMP facility and report to the City Engineer if any major repairs (i.e. structural) are necessary. The purpose of the inspection and reporting is to assure safe and proper functioning of the facilities. The inspection shall cover the entire facilities, berms, outlet structure, pond areas, access roads, etc and shall be performed at such times and such manner as to accomplish these objectives.
4. The Landowner, its successors, and assigns, will perform the work necessary to keep these facilities in good working order as appropriate. In the event a maintenance schedule for the stormwater management/BMP facilities (including sediment removal) is outlined on the approved plans or in the City's BMP guidelines, the Landowner, its successors, and assigns, shall adhere to the schedule.
5. The Landowner, its successors, and assigns, hereby grant an easement to the City, its authorized agents, and employees, to enter upon the Property and to inspect the stormwater management/BMP facilities whenever the City deems necessary. The purpose of inspection may be to check the facility for proper functioning, to follow-up on reported deficiencies or repairs, to respond to citizen complaints, and/or to check for any other reasons the City deems necessary. If problems are observed, the City shall provide the Landowner, its successors, and assigns, copies of the inspection findings and a directive to commence with the repairs within a specified timeframe.
6. In the event the Landowner, its successors, and assigns, fails to maintain the stormwater management/BMP facilities in good working condition acceptable to the City, the City may enter upon the Property and take the steps necessary to correct deficiencies identified in the inspection report. This provision shall not be construed to allow the City to erect any structure of permanent nature on the land of the Landowner, outside of the easement, for the stormwater management/BMP facilities. It is expressly understood and agreed that the City is under no obligation to routinely maintain or repair said facilities, and in no event shall this Agreement be construed to impose any such obligation on the City.
7. In the event the City, pursuant to this Agreement, performs work of any nature or expends any funds in performance of said work for labor, use of equipment, supplies, materials, and the like, the Landowner, its successors, and assigns, shall reimburse the City upon demand, within sixty (60) days of receipt thereof, for two hundred percent (200%) of all actual costs incurred by the City hereunder.
8. If the Landowner fails to pay the City for two hundred percent (200%) of their incurred expenses within sixty (60) days of receipt of written notice, the Landowner authorizes the City to place a lien against the property in an amount equal to two hundred percent (200%) of said expenses.
9. If the Landowner fails to reimburse the City, as described above, the Landowner further authorizes the City to collect said expenses from the Landowner through other appropriate legal action, with the Landowner to be liable for the reasonable costs of collection, court costs, and attorney fees.

10. This Agreement imposes no liability of any kind whatsoever on the City, and the Landowner agrees to hold the City harmless from any liability in the event the stormwater management/BMP facilities fail to operate properly.
11. This Agreement shall be recorded among the land records of Hamblen County, Tennessee, and shall constitute a covenant running with the land, and shall be binding on the Landowner, its administrators, executors, assigns, heirs and any other successors in interest.

WITNESS the following signatures and seals:

Weigel Stores, Inc #98
Company/Corporation/Partnership Name (Seal)

By: WB Weigel

William B. Weigel
(Type Name)

Chairman
(Type Title)

State of Tennessee

County of Knox

The foregoing Agreement was acknowledged before me this 19th day of May, 2022,
by Sherri D. Foust

Sherri D. Foust
Notary Public

My Commission Expires 5/11/2024



Approved as to form:

Approved by the City:

City Attorney

Date

Mayor

Date



AIA® Document G701™ – 2017

Change Order

PROJECT: *(Name and address)*
17007-3 Morristown Community Center

CONTRACT INFORMATION:
Contract For: General Construction
Date: 12/01/2020

CHANGE ORDER INFORMATION:
Change Order Number: 007
Date:

OWNER: *(Name and address)*
City of Morristown
100 West First North St.
Morristown, TN 37814

ARCHITECT: *(Name and address)*
Lose Design
2809 Foster Ave
Nashville, TN 37210

CONTRACTOR: *(Name and address)*
Path Construction Northeast
125 E. Algonquin RD
Arlington Heights, IL 60005

THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

Material & Labor increases due to industry disruptions caused by Covid-19: Project sum adjustment of \$400,000.00

Removal of ceiling decorative "Sails" in Gym & Natatorium: Project sum adjustment of (\$255,450.00)

The original Contract Sum was	\$ 27,927,000.00
The net change by previously authorized Change Orders	\$ 3,640,564.39
The Contract Sum prior to this Change Order was	\$ 31,567,564.39
The Contract Sum will be increased by this Change Order in the amount of	\$ 144,550.00
The new Contract Sum including this Change Order will be	\$ 31,712,114.39

The Contract Time will be increased by Zero (0) days.
The new date of Substantial Completion will be

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Lose Design

ARCHITECT *(Firm name)*

Path Construction

CONTRACTOR *(Firm name)*

City of Morristown

OWNER *(Firm name)*

SIGNATURE

SIGNATURE

SIGNATURE

Sean Guth, Architect

PRINTED NAME AND TITLE

PRINTED NAME AND TITLE

PRINTED NAME AND TITLE

06/15/22

DATE

DATE

DATE

**Path Construction Northeast**

125 E. Algonquin Road
Arlington Heights, IL 60005
Tel: 847-398-7100
Fax: 847-398-7101
www.pathcc.com

June 14, 2022

Sean Guth
Lose Design
2809 Foster Avenue
Nashville, TN 37210

17007-3 Morristown Community Center
4355 Durham Landing
Morristown, TN 37813

Subject: COR #10 – Sails Credit

Dear Sean:

Per the request of the project team, the following costs are for the scope of additional work for modifications made to remove the sails from the project.

<u>Scope for Proposed Work</u>		<u>Subtotal</u>
1.	MNM Drywall	
	a. DEDUCT the Furnish and Install Sails in Natatorium and Gym	(\$ 255,450.00)
TOTAL:		(\$ 255,450.00)

Clarifications and Exclusions

- None

This change order proposal is based solely on direct cost elements such as labor, material, and normal mark ups, and does not include any amount for changes in the sequence of work, delays, disruption, cumulative impact of change orders, rescheduling, extended overhead, acceleration, weather impacts, and/or impact costs which are not possible to assess at the present time. Right is expressly reserved to make claim for any and all of these related items of compensable cost prior to final settlement of this Contract. This proposal is based on conditions at the time of its preparation. Path Construction reserves the right to modify or withdraw this proposal if it is not accepted within thirty (30) days.

Sincerely,

Brian Leibham
Path Construction Northeast
bleibham@pathcc.com
847-997-6495

June 14, 2022

Sean Guth
Lose Design
2809 Foster Avenue
Nashville, TN 37210

17007-3 Morristown Community Center
4355 Durham Landing
Morristown, TN 37813

Subject: COVID-19 Material Increases

Dear Sean:

This project experienced unprecedented industry disruptions due to the ongoing national pandemic of COVID-19. This includes numerous factory delays, material shortages and trucking issues hurt our project. Path and our subcontractors have diligently worked through these issues to mitigate the impact to the project. Unfortunately, with market conditions outside of anyone's control, there have been multiple items that have impacted the project. Several material suppliers have also declared a force majeure related to the pandemic which essentially frees both parties from liability and obligation. Therefore, any price increases are unavoidable, and manufacturers are not honoring prices or quotes provided at the time of bid.

The roofing manufacturer has provided several letters detailing their difficulties. In a letter dated April 23, 2021, Carlisle provided a detailed breakdown issues cause by the pandemic that created "historically long lead times, unreliable raw material supply, and rising cost pressure." They went on to state in the letter dated May 17, 2021, "Existing quotes will be honored provided quoted material is available to ship prior to quote expiration." In a separate letter dated June 21, 2021, Carlisle stated, "Due to the speed and severity of the increases and the surge in orders to 'get in line' all orders not protected by a quote will be priced at the time of shipment." Overall, Carlisle did not have material to fulfill orders, stated that if your material was not available to ship, your quote would not be honored, and finally states when your quote is not honored, your material will be priced at the time of shipment.

Steel and Aluminum have also been significantly impacted due to issues related to the pandemic. We have included a letter from Eastern Metal supply and Cornell Cookson describing the substantial material increases that were incurred on the manufacturers. Eastern Metal Supply is the manufacturer for the aluminum roof screens and the proposal from B&B Awnings reflects the current material increase amount. Path and our subcontractor were unable to release the aluminum screens until, at a minimum, steel shop drawings were approved with an IFC set and field measurements are taken of the steel assembly supporting the aluminum roof screens are installed. was established, which occurred 6/4/21. With the IFC set, additional questions came up that were addressed in RFI 110, responded to on 6/24/21. Furthermore, the supports for the screens are currently not installed for field measurement due to the installation not being on the critical path and continuous structural and construction revisions regarding the steel installation that have taken precedent over roof screens. The letter from Cornell Cookson also states that the impact of the cost increase effects all new and existing orders of overhead doors. Upon release of the

overhead doors following color approval on July 19, 2021, an updated quote has been provided to reflect the dramatic increases that had been incurred due to the steel shortages.

At bid time, Path and our subcontractors could not have foreseen, nor did we include budget for, an industry change of this nature and material increases of this caliber. Please see the below summary of currently requested costs.

<u>Scope for Proposed Work</u>		<u>Subtotal</u>	
1.	Roofing Material Increases a. Original Cost - \$352,257.00 b. Actual Cost - \$557,344.32	\$	205,086.96
2.	Aluminum Roof Screens a. Original Cost - \$47,400.00 b. Actual Cost - \$56,400.00	\$	9,000.00
3.	Aluminum Storefront a. Original Cost - \$62,013.00 b. Actual Cost - \$93,733.00	DISCOUNTED \$ (\$	31,720.00 15,860.00)
4.	Aluminum Lockers a. Original Cost - \$38,369.70 b. Actual Cost - \$50,344.00	\$	11,974.80
5.	Roll up doors a. Original Cost - \$19,576.00 b. Actual Cost - \$28,805.00	\$	9,229.00
6.	Epoxy flooring a. Original Cost - \$54,000.00 b. Actual Cost - \$67,000.00	\$	13,000.00
7.	Drywall / Studs / ACT a. Original Cost - \$505,082.71 b. Actual Cost - \$272,224.10	\$	232,858.61
8.	Millwork a. Original Cost - \$65,583.66 b. Actual Cost - \$35,352.98	\$	30,230.67
Subtotal		\$	527,240.04
9.	Path Markup (10%)	\$	WAIVED
10.	Bond/Insurance (2.25%)	\$	11,862.90
TOTAL:		\$	539,102.94
PATH CONTRIBUTION:		(\$	139,102.94)
REVISED TOTAL:		\$	400,000.00

Clarifications and Exclusions

- Material Increases not listed above

This change order proposal is based solely on direct cost elements such as labor, material, and normal mark ups, and does not include any amount for changes in the sequence of work, delays, disruption, cumulative impact of change orders, rescheduling, extended overhead, acceleration, weather impacts, and/or impact costs which are not possible to assess at the present time. Right is expressly reserved to make claim for any and all of these related items of compensable cost prior to final settlement of this Contract. This proposal is based on conditions at the time of its preparation. Path Construction reserves the right to modify or withdraw this proposal if it is not accepted within thirty (30) days.

Sincerely,

Brian Leibham
Path Construction Northeast
bleibham@pathcc.com
847-997-6495



June 6, 2022

The Honorable Gary Chesney, Mayor
City of Morristown
P. O. Box 1499
Morristown, TN 37816-1499

Dear Mayor Chesney:

The terms of office for the following members of The Industrial Development Board of the City of Morristown will expire on June 30, 2022:

David Bivens, Chris Horn, Marshall Ramsey and Veronica Snyder

The Morristown Area Chamber of Commerce submits as candidates for nomination to a six-year term (July 1, 2022 to June 30, 2028) the following:

Mr. Chris Horn*
Mr. Marshall Ramsey*
Ms. Jessica Rich
Ms. Veronica Snyder*
**Current Board Member*

Additionally, there is a recent vacancy on the Board from the resignation of Joe Swann due to his change of residence. The following nominee is submitted to serve the remainder of this six-year term (July 1, 2022 to June 30, 2024):

Mr. Paul Lynch

Each of the incumbent recommended nominees has participated in the activities of the Industrial Development Board in a conscientious manner, and it is the feeling of the Chamber of Commerce that each will continue to bring experience and dedication to the job. We believe the new nominees will bring an equal amount of dedication and consciousness to the Board and appreciate your consideration.

Sincerely,

Tony Miksa
2022 Chairman

TM/jb

Cc: Mr. R. Jack Fishman
Mr. Tony Cox

IN THE MOUNTAINS BETWEEN THE LAKES

The City of Morristown

Morristown Police Department



MEMORANDUM

To: Mayor Gary Chesney
City Council

From: Chief Roger D. Overholt RDO/aw

Date: June 15, 2022

Re: Promotions

I am requesting to make one promotion in the patrol division for Captain at the June 21st council meeting. This position is to backfill one current vacancy in rank.

Attached is the civil service roster for this position. Thank you for your assistance in this matter. If you have any questions regarding this, please contact my office.

Thank you.

CIVIL SERVICE BOARD

P.O. BOX 1499 * MORRISTOWN, TN 37816

POLICE DEPARTMENT ROSTER - CAPTAIN

UPDATED ON MARCH 8, 2022 TO REFLECT **TESTING**, HIRING AND/OR CORRECTIONS

	NAME	EXPIRES
1	Clyde Short	2/28/23
2	Lloyd Crocker	2/28/23

Lee Parker, Chairman

Date