

# MINUTES

## CITY COUNCIL MEETING

April 27, 2010

**PRESENT:** Charles Rollins  
Marilyn Nixon  
Lexie Orr  
Dean Lay  
Bud Knott

The regular monthly meeting of the Monteagle City Council was called to order at 6:00 PM by Charles Rollins.

Following the prayer and pledge of allegiance, which was lead by Ty Klekotta, Ald. Lay made a motion to approve the agenda with the exception of moving items c. and f. from old business to new business and moving the reports of committees after old business. Ald. Orr seconded the motion and it passed 5/0.

The Minutes of the meetings of March 9, March 23, March 30, April 6, and the Beer Board meeting of March 23, 2010 were approved as presented on a motion by Ald. Orr. The motion was seconded by Ald. Lay and passed 5/0.

### OTHER ITEMS OF BUSINESS

None

### OLD BUSINESS

1. **FULTS HOUSE** – The city recorder read a letter to David Meeks telling him that the house had been successfully moved and the city felt everything was done properly. Ald. Lay made a motion to send the letter to Mr. Meeks and also send one to Mrs. Fults thanking her for her donation to the city. Ald. Orr seconded the motion which carried 5/0.

2. **CHANGE ORDER** – There was a lengthy discussion on the change in the route for the sewer line. There was a question on whether there were easements already in place for

# MINUTES

## CITY COUNCIL MEETING

April 27, 2010

**PRESENT:** Charles Rollins  
Marilyn Nixon  
Lexie Orr  
Dean Lay  
Bud Knott

The regular monthly meeting of the Monteagle City Council was called to order at 6:00 PM by Charles Rollins.

Following the prayer and pledge of allegiance, which was lead by Ty Klekotta, Ald. Lay made a motion to approve the agenda with the exception of moving items c. and f. from old business to new business and moving the reports of committees after old business. Ald. Orr seconded the motion and it passed 5/0.

The Minutes of the meetings of March 9, March 23, March 30, April 6, and the Beer Board meeting of March 23, 2010 were approved as presented on a motion by Ald. Orr. The motion was seconded by Ald. Lay and passed 5/0.

### OTHER ITEMS OF BUSINESS

None

### OLD BUSINESS

1. **FULTS HOUSE** – The city recorder read a letter to David Meeks telling him that the house had been successfully moved and the city felt everything was done properly. Ald. Lay made a motion to send the letter to Mr. Meeks and also send one to Mrs. Fults thanking her for her donation to the city. Ald. Orr seconded the motion which carried 5/0.

2. **CHANGE ORDER** – There was a lengthy discussion on the change in the route for the sewer line. There was a question on whether there were easements already in place for

**MINUTES  
CITY COUNCIL MEETING  
April 27, 2010  
Page Two**

**the previously proposed route and Anthony Pelham said that there were. There was also a question about the easements for the change in the placement of the line. It was noted that there are easements in place for the Harton and Gunn properties, but not for the Bush property. Mr. Gilliam said the paper work had been sent to Mrs. Bush, but he has not heard back from her. The question was asked if we do not do this change, could the \$215,000.00 be used to pay down the debt and Anthony Pelham said it would be up to the Board, but if that is what they wanted to do with the money they could. At this point, the outgoing council decided to pass this on to the new city council members who would be taking office at this meeting.**

**3. ORDINANCE 08-24-02A – Second Reading – This ordinance would make changes to the Personnel Policy. Ald. Orr made a motion to approve Ordinance 08-24-02A on second reading. Ald. Lay seconded the motion and it passed 5/0.**

**4. ORDINANCE NO. 63-10-42A – Second Reading – This ordinance would make changes to the zoning ordinance. Ald. Orr made a motion to approve Ordinance No. 63-10-42A on second reading. Ald. Knott seconded the motion which carried 5/0.**

**At this time outgoing Mayor Charles Rollins thanked the town for the years of service it permitted him. He offered to help the new council in any way he could and wished the newly elected officers good luck.**

**INSTALLATION OF NEW OFFICERS**

**The new mayor, Marilyn Nixon, had been previously sworn in. Grundy County Clerk Jimmy Rogers had the Oaths of Office for the newly elected officials and Mayor Nixon swore in the four aldermen - Rusty Leonard, Lex Orr, Harry Parmley, and Alvin Powell.**

**REPORTS OF COMMITTEES AND OFFICERS**

**1. POLICE DEPARTMENT – Copy attached**

## **MINUTES**

### **CITY COUNCIL MEETING**

**April 27, 2010**

**Page Three**

**Chief McNeece said he is getting a price on the tasers from a company that is on the state's bid list, so we will not have to bid them out. He said the quote is around \$3700.00. He also noted that the Marion County Sheriff said he would be happy to train and certify our officers on the use of the taser. Ald. Orr made a motion to authorize the chief to purchase four tasers at a cost not to exceed \$3800.00 subject to getting a letter from MTAS concerning use of tasers by our department. Ald. Leonard seconded the motion and it passed 5/0. The chief asked about the policy he gave the council previously about the use of force and they said they would review it and discuss it at the next meeting. The mayor thanked the department heads of the police, 911, and fire departments for their readiness during the recent storms we had.**

#### **2. FIRE DEPARTMENT – Copy attached**

**Chief Layne said they need to replace the truck that is down as soon as possible. Ald. Orr reported that the fire department has received a grant for the purchase of turnout gear, but did not get the grant for the fire truck. Chief Layne discussed possible fund raisers that the department might have.**

**3. PLANNING COMMISSION – Copies were not available due to the copy machine not working properly after the storms last weekend. Carter Underhill gave a report on the meeting. He said he has a road map that he has asked Bud Knott, Tony Gilliam, Bobby Rose, and Harry Parmley to review with the intention of defining which streets are public streets and which are private streets not maintained by the city.**

**4. MAYOR – The mayor said she has discussed with Susan Goldblatt of SETDD about doing a road study on the central part of town. She also discussed the enhancement grant that we received in 2009. Ald. Orr made a motion to authorize the mayor to contact Susan Goldblatt to get a full road study done with the understanding that there is no expense to the city. Ald. Leonard seconded the motion which carried 5/0. The mayor also reported that the cops grant has been revived. This grant would pay for a full-time officer for three years including salary and benefits and the city would have to pay for the fourth year. It was reported that Susan Goldblatt is doing another grant application for a fire truck. The mayor said we are looking at doing an energy audit for the water plant to see if**

**MINUTES**  
**CITY COUNCIL MEETING**  
**April 27, 2010**  
**Page Four**

it would qualify for an energy grant. The mayor noted that there will be a memorial service at the Monteagle Cemetery on Memorial Day. She also said she would like to get the plants for the median strip done before Memorial Day. Ald. Parmley made a motion to purchase the plants for the median strip and the planters before Memorial Day. Ald. Powell seconded the motion which passed 5/0.

**5. ALDERMEN – None**

**6. CITY RECORDER –** The city recorder reported that lightning had struck a large pine tree in front of city hall and did considerable damage to the tree. She asked the council to have someone look at the tree and determine if it needs to be taken down to prevent damage to the city hall building. Ald. Orr made a motion to authorize the mayor to have the tree removed if necessary. Ald. Leonard seconded the motion and it carried 5/0. The city recorder stated that the bank needs an authorization for the new signatures. Ald. Parmley made a motion to approve the authorization form and have all council members sign it. Ald. Powell seconded the motion. The motion carried 5/0.

**NEW BUSINESS**

**1. UTILITY MANAGER –** Kevin Gilliam had several items of business including: **Change Order –** Anthony Pelham explained the change order in detail. It concerns moving the original location of a sewer line in one of the sewer projects. There was a discussion on the easements for the new location of the line. Mr. Gilliam noted that the only easement we don't have at this time is for the Bush property. We have the easements for the Gunn property and the Harton property. He said he has sent the paper work to Mrs. Bush, but has not heard back from her. Ald. Leonard made a motion to authorize the mayor to sign the Change Order contingent on receiving the easement from the Bush family and, if that is not obtained, to take an alternate route for the line. Ald. Orr seconded the motion and it passed 5/0 on roll call vote. **SRF –** Mr. Gilliam reported that Bala Krishnasarma will be here on Tuesday, May 4<sup>th</sup> to do a review.

**MINUTES**  
**CITY COUNCIL MEETING**  
**April 27, 2010**  
**Page Five**

**2. ROOF AT CITY HALL – Anthony Pelham discussed the work that was done on the roof at city hall. He recommended that this be turned over to our insurance company to see if we have any recourse with the builder or the architect. Ald. Parmley made a motion to contact our insurance company to have an engineer look at the roof. Ald. Powell seconded the motion and it carried 5/0.**

**3. UPDATE ON PROJECTS – Kevin Gilliam gave an update on our ongoing sewer projects. He reported that Hawkins & Price are proceeding with their work and that W. Rogers is still excavating. He also reported that we had an inspection on Laurel Lake Dam on April 20<sup>th</sup> and got a favorable report. Mr. Gilliam asked the council to approve sending three people, himself, John Condra, and Ben Packard, to the TAUD Expo. He said that the cost is \$45.00 per person if paid by April 30<sup>th</sup>. Ald. Orr made a motion to register these three people for the Expo on May 20<sup>th</sup> at a cost of \$45.00 each. Ald. Leonard seconded the motion and it passed unanimously. Mr. Gilliam discussed the lawsuit with Gary Mayes and explained what it is about - it comes as a result of the EQ tank collapse last March. The mayor asked Mr. Gilliam to look into getting water from Cooley's Rift and to do some long range planning for possible future droughts.**

**4. MTAS – Don Darden was present and discussed holding an orientation class for the new council members. He said the class would cover such things as open meetings and records, the charter, codes, ordinances and resolutions, budgets, strategic planning, and other items. He said the class would be about 2 ½ to 4 hours long and could be done at the city hall. It would be open to the council and any employees who might want to attend. He said he could do the class up until June 18<sup>th</sup> when he is retiring from MTAS. Ald. Parmley said he felt the council members have a lot to do right now and asked if this class could be held later than June 18<sup>th</sup>. Some of the other council members felt it was important to have the class as soon as possible and it was finally decided to have the class on June 18<sup>th</sup> at 3:30 p.m. in the conference room at city hall.**

**MINUTES  
CITY COUNCIL MEETING  
April 27, 2010  
Page Six**

**5. DIZZY DEAN BASEBALL – Jeremy Thomas and Fred Ladd presented rosters and schedules for the games. Mayor Nixon reported that the previous mayor had purchased a mower for the ballpark for \$700.00 and hired Mr. Ladd to do the field maintenance for 90 days at a cost of \$3000.00. Ald. Parmley said he thought we should put a notice in the paper on the process to use the ballpark. Mr. Ladd said it was his understanding that the ball teams will have first priority and the council agreed with this. Ald. Parmley made a motion to give the ball teams \$1000.00 each for the three teams. Ald. Powell seconded the motion and it carried 5/0.**

**6. SHAWN CONDRA – The council members were given a copy of the letter from TML stating that they were declining payment of the workman’s comp claim made on behalf of Mr. Condra.**

**7. ELECTION OF VICE MAYOR – Ald. Parmley made a motion to elect Lex Orr as the Vice-Mayor. Ald. Powell seconded the motion which passed 5/0.**

**8. AUDIT CONTRACT FOR 2010 – Tabled until next meeting**

**9. BUSINESS LICENSE APPLICATIONS – There were three applications, however only one of the applicants was present. This application was for Rocky Top Cash Advance. Ald. Parmley made a motion to approve the business license for this applicant. Ald. Leonard seconded the motion and it passed 5/0.**

**10. COMPUTER FOR CITY HALL – One of the computers at city hall was damaged by lightning in the storm last weekend and has to be replaced. The city recorder said this needs to be replaced immediately as we are unable to do any work at city hall until the computers are back up and running. Ald. Orr made a motion to authorize the mayor to purchase a computer at Wal-Mart tomorrow. Ald. Parmley seconded the motion and it carried 5/0.**

**MINUTES**  
**CITY COUNCIL MEETING**  
**April 27, 2010**  
**Page Seven**

**11. CHAMBER OF COMMERCE –** Dee Hargis was present to discuss the Fourth of July weekend. She said the Chamber would like to have a street dance on the night of July 2<sup>nd</sup>. She said they have three performers lined up to play at the dance. Ald. Parmley made a motion to approve a street dance for July 2<sup>nd</sup> and to authorize the Chamber of Commerce to coordinate the time and music for the event. Ald. Leonard seconded the motion and it passed 5/0. There was a discussion about the fireworks and Ald. Powell made a motion to purchase the same amount of fireworks as we purchased last year. Ald. Leonard seconded the motion and it passed 5/0.

**12. SCHEDULE FOR WORKSHOPS AND MEETINGS –** May 18<sup>th</sup> - 6:00 p.m., Planning Commission meeting – May 25<sup>th</sup> 4:00 p.m., workshop for council meeting – May 25<sup>th</sup> – 6:00 p.m., city council meeting

**13. LAUREL LAKE CLEAN UP –** Tabled

**14. MOUNTAIN GOAT TRAIL ALLIANCE –** Nate Wilson asked the council to authorize the mayor to sign a resolution for the Mountain Goat Trail for the easements they need to have. Ald. Parmley made a motion to authorize the mayor to sign the resolution for the easements. Ald. Orr seconded the motion which carried 5/0.

**15. ORDINANCE 63-10-43A – First Reading –** This ordinance is a proposed change to the zoning ordinance which would direct developers to the Landscape Ordinance. Ald. Orr made a motion to approve this ordinance on first reading. Ald. Leonard seconded the motion and it passed 5/0.

**16. GUIN NIXON – ABC APPROVAL –** Mr. Nixon said whenever a board changes he has to renew his ABC approval for his liquor store. Mayor Nixon abstained and Vice Mayor Lex Orr signed the form.

**MINUTES  
CITY COUNCIL MEETING  
April 27, 2010  
Page Eight**

**There being no further business the meeting adjourned at 8:17 PM.**

**Respectfully submitted,**

---

**Joy Sturtevant, City Recorder**