

**STATE OF TENNESSEE
COUNTY OF HAMBLLEN
CORPORATION OF MORRISTOWN
NOVEMBER 4, 2008**

The City Council for the City of Morristown, Hamblen County, Tennessee, met in regular session at the regular meeting place of the Council in the Morristown City Center at 4:00 p.m., Tuesday, November 4, 2008 with Honorable Mayor Barbara C. "Sami" Barile presiding and the following named Councilmembers present: Claude Jinks, Frank McGuffin, William Rooney, Kay Senter and Rick Trent; Absent: Councilmember Mel Tucker.

Councilmember Jinks made a motion to approve the October 21, 2008 minutes as circulated; Councilmember McGuffin seconded the motion and all voted "aye".

Mayor Barile read and presented a proclamation to a group of retired teachers recognizing November 4th as "Retired Teachers Day".

A public hearing was held on the following captioned Ordinance No. 3345. Councilmember Jinks made a motion to adopt said Ordinance on second and final reading; Councilmember McGuffin seconded the motion and upon roll call, Councilmembers Jinks, McGuffin, Rooney, Senter and Mayor Barile voted "aye"; Councilmember Trent "abstained".

**Ordinance No. 3345
Entitled an Ordinance to amend the Municipal Code of the
City of Morristown, Tennessee, Appendix B. {Rezoning of
property at 2200 Morningside Drive, Hamblen County Tax
Map 34F, Group G, Parcel 7, from Medium Density
Residential (R-2) to Office, Medical & Professional (OMP).}**

A public hearing was held on the following Resolution No. 28-08. Councilmember McGuffin made a motion to adopt said Resolution; Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

**RESOLUTION NO. 28-08
PLAN OF SERVICES**

RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE ANNEXATION OF PROPERTIES LOCATED ALONG **Benton Hale Road & S. Davy Crockett Parkway.**

WHEREAS, TENNESSEE CODE ANNOTATED, TITLE 6, CHAPTER 51, AS AMENDED REQUIRES THAT A PLAN OF SERVICES BE ADOPTED BY THE GOVERNING BODY.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND COUNCIL OF THE CITY OF MORRISTOWN, TENNESSEE:

Beginning at the intersection of the Benton Hale right-of-way, the US 25E South Davy Crockett Parkway right-of-way and Parcel 48.00 of Hamblen County Tax Map 57 and heading in a southwesterly direction along the northern boundary of the Benton Hale right-o-way to the intersection with the Old Witt Road right-of-way; thence in a southerly direction along the eastern boundary of the Old Witt Road right-of-way continuing across the Old Witt Road right-of-way to the intersection of the Old Witt Road right-of-way with the Witt Road right-of-way and Parcel 14.00 of Hamblen County Tax Map 57J Group B; thence heading in a southeasterly direction along the southern boundary of the Old Witt Road right-of-way to the Existing Morristown Corporate City Limits line; thence heading in a northerly direction across the Old Witt Road right-of-way to the intersection with Parcel 104.00 of Hamblen County Tax Map 57; thence in a northeasterly direction along the common boundary shared by Parcels 103.00 and 104.00 of the Hamblen County Tax Map 57 to the intersection with the northern boundary of the US 25E South Davy Crockett Parkway; thence continuing in a northerly direction along the common boundary shared by the US 25E South Davy Crockett Parkway right-of-way and Parcel 103.00 of Hamblen County Tax Map 57 to the intersection with Parcel 102.00 of Hamblen County Tax Map 57; thence in a westerly direction along the common boundary shared by Parcels 102.00 and 103.00 of Hamblen County Tax Map 57 to the intersection with Parcel 11.00 of Hamblen County Tax Map 57J group C; thence in a northerly direction along the common boundary shared by Parcel 11.00 of Hamblen County Tax Map 57J Group C with Parcel 102 of Hamblen County Tax Map 57 and Parcel 11.01 of Hamblen County Tax Map 57J Group C to the point of intersection with Parcel 10.00 of Hamblen County Tax Map 57J Group C; thence in an easterly direction along the common boundary shared by Parcels 10.00 and 11.01 of Hamblen County Tax Map 57J Group C to the intersection with the US 25E South Davy Crockett Parkway right-of-way; thence in a northerly direction along the western boundary of the US 25E South Davy Crockett Parkway right-of-way to the point of beginning.

Pursuant to the provisions of Title 6, Chapter 51, Tennessee Code Annotated, there is hereby adopted, for the area bounded as described above, the following plan of services.

a. Police

1. Patrolling, radio responses to calls, and other routine police services, using present personnel and equipment, will be provided upon the effective date of annexation.

2. Traffic signals, traffic signs, street markings and other traffic control devices will be installed as the need therefore is established by appropriate study and traffic standards.

b. Fire

Fire protection by the present personnel and the equipment of the fire fighting force, within the limitations of available water and distances from fire stations, will be provided upon the effective date of annexation.

c. Water

1. Water for potable use will be provided in accordance with current policies of the Morristown Utility Commission unless located in an area in which another utility district has made service available and asserts Title 7 USC 1926b protection in the annexed area as in this area which is served by the Witt Utility District.

2. Water for fire protection to serve the substantially developed annexed area(s) will be provided in accordance with current policies of Morristown Utility Commission unless authorized by franchise agreement with another utility district which has made service available with capability to meet City of Morristown Fire Protection Standards. Any extension of water system infrastructure beyond that of the Morristown Utility Commission policies shall be at the expense of the property owner or developer.

3. In those parts of the annexed area that are currently served by another utility district, the above conditions and terms will begin upon acquisition of service area by Morristown Utility System or approval of franchise agreement with another utility district which may be delayed by negotiation and/or litigation.

d. Sewers

The necessary collecting, intercepting and trunk sewers to serve the substantially developed annexed area(s) shall be in accordance with the current policies of the city. Any extension of said sewers beyond that of the city's policies shall be at the expense of the property owner or property developer.

e. Electrical

1. Electrical service for domestic, commercial and industrial use will be provided at city rates for new lines as extended in accordance with current policies of Morristown Utility Commission.

2. In those parts of the annexed area presently served by an electric cooperative, the above conditions and terms will begin the acquisition of service area in accordance with State Statutes from such cooperatives or parts thereof, which may be delayed by negotiations and/or litigation.

f. Refuse Collection

The same regular refuse collection service now provided within the city will be extended to the annexed area upon the effective date of annexation.

g. Streets

1. Routine maintenance, on the same basis as in the present city, will begin in the annexed area when funds from the State gasoline tax based on the annexed population are received (usually July 1 following the effective date of annexation).

2. Reconstruction and resurfacing of streets, installation of storm drainage facilities, construction of curbs and gutters, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the city.

h. Inspection Services

Any inspection services now provided by the city (building, electrical, plumbing, gas, housing, weights and measures, sanitation, etc.) will begin upon the effective date of annexation.

i. Planning and Zoning

The planning and zoning jurisdiction of the city will apply to the annexed area in conjunction with the effective date of annexation. The Morristown Regional Planning Commission recommended a zoning designation of Single Family Residential (R-1) and Intermediate Business (IB).

j. Street Lighting

Street lights will be installed under the standards currently prevailing in the existing city.

k. Recreation

Residents of the annexed area may use all existing recreational facilities, parks, etc., on the effective date of annexation. The same standards and policies now used in the present city will be followed in expanding the recreational program and facilities in the enlarged city.

l. Miscellaneous

Street name signs where needed will be installed as new street construction requires.

Section II. This Resolution shall become effective from and after its adoption.

Passed on this 4th day of November 2008.

Mayor

ATTEST:

City Administrator

A public hearing was held on the following captioned Ordinance No. 3346. Councilmember Trent made a motion to send the Ordinance back to the Planning Commission; Councilmember Senter seconded the motion. Upon roll call, Councilmembers McGuffin, Senter and Trent voted "aye"; Councilmembers Jinks, Rooney and Mayor Barile voted "no". Councilmember Rooney made a motion to adopt Ordinance No. 3346 on second and final reading; Councilmember Jinks seconded the motion. Councilmember Senter made a motion to amend the motion on the floor to omit the Knight property from the annexation; Councilmember Trent seconded the motion to amend. Upon roll call, Councilmembers McGuffin, Senter and Trent voted "aye" to amend the motion; Councilmembers Jinks, Rooney and Mayor Barile voted "no". Upon roll call, Councilmember Jinks, McGuffin, Rooney and Mayor Barile voted "aye" on the original motion to annex the entire area included in Ordinance No. 3346; Councilmembers Senter and Trent voted "no".

**Ordinance No. 3346
Entitled an Ordinance to annex certain territory and to incorporate same within the Corporate Boundaries of the City of Morristown, Tennessee. {Annexation of properties on Benton Hale Road and S. Davy Crockett Parkway with the Zoning Designation of Single Family Residential (R-1) and Intermediate Business (IB).}**

A public hearing was held on the following Resolution No. 29-08. Councilmember McGuffin made a motion to adopt said Resolution; Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

**RESOLUTION NO. 29-08
PLAN OF SERVICES**

RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE ANNEXATION OF PROPERTIES LOCATED ALONG **Cove Road and Old Witt Road.**

WHEREAS, TENNESSEE CODE ANNOTATED, TITLE 6, CHAPTER 51, AS AMENDED REQUIRES THAT A PLAN OF SERVICES BE ADOPTED BY THE GOVERNING BODY.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND COUNCIL OF THE CITY OF MORRISTOWN, TENNESSEE:

Beginning at the intersection of the Benton Hale right-of-way, the Old Witt Road right-of-way and Parcel 52.00 of Hamblen County Tax Map 57 and heading in a southerly direction along the eastern boundary of the Old Witt Road right-of-way to the intersection with the Witt Road right-of-way, the Cove Road right-of-way, and Parcel 13.00 of Hamblen County Tax Map 57J Group C with the Old Witt Road right-of-Way; thence in a northwesterly direction across the Old Witt Road right-of-way to the intersection point of the Old Witt Road right-of-way, the Cove Road right-of-way and Parcel 72.00 of Hamblen County Tax Map 57; thence continuing in a northwesterly direction along the northern boundary of the Cove Road right-of-way approximately 565 feet to the intersection with the current limit line of the Urban Growth Boundary area of the Morristown Hamblen Growth Plan; thence in a northeasterly direction along the current limit line of the Urban Growth Boundary Area of the Morristown Hamblen Growth Plan approximately 535 feet to the intersection with the Old Witt Road right-of-way; thence continuing across the Old Witt Road right-of-way to the intersection with Parcel 52.00 of the Hamblen County Tax Map 57; thence in a southerly direction along the northern edge of the Old Witt Road right-of-way to the point of beginning.

Pursuant to the provisions of Title 6, Chapter 51, Tennessee Code Annotated, there is hereby adopted, for the area bounded as described above, the following plan of services.

a. Police

1. Patrolling, radio responses to calls, and other routine police services, using present personnel and equipment, will be provided upon the effective date of annexation.

2. Traffic signals, traffic signs, street markings and other traffic control devices will be installed as the need therefore is established by appropriate study and traffic standards.

b. Fire

Fire protection by the present personnel and the equipment of the fire fighting force, within the limitations of available water and distances from fire stations, will be provided upon the effective date of annexation.

c. Water

1. Water for potable use will be provided in accordance with current policies of the Morristown Utility Commission unless located in an area in which another utility district has made service available and asserts Title 7 USC 1926b protection in the annexed area as in this area which is served by the Witt Utility District.

2. Water for fire protection to serve the substantially developed annexed area(s) will be provided in accordance with current policies of Morristown Utility Commission unless authorized by franchise agreement with another utility district which has made service available with capability to meet City of Morristown Fire Protection Standards. Any extension of water system infrastructure beyond that of the Morristown Utility Commission policies shall be at the expense of the property owner or developer.

3. In those parts of the annexed area that are currently served by another utility district, the above conditions and terms will begin upon acquisition of service area by Morristown Utility System or approval of franchise agreement with another utility district which may be delayed by negotiation and/or litigation.

d. Sewers

The necessary collecting, intercepting and trunk sewers to serve the substantially developed annexed area(s) shall be in accordance with the current policies of the city. Any extension of said sewers beyond that of the city's policies shall be at the expense of the property owner or property developer.

e. Electrical

1. Electrical service for domestic, commercial and industrial use will be provided at city rates for new lines as extended in accordance with current policies of Morristown Utility Commission.

2. In those parts of the annexed area presently served by an electric cooperative, the above conditions and terms will begin the acquisition of service area in accordance with State Statutes from such cooperatives or parts thereof, which may be delayed by negotiations and/or litigation.

f. Refuse Collection

The same regular refuse collection service now provided within the city will be extended to the annexed area upon the effective date of annexation.

g. Streets

1. Routine maintenance, on the same basis as in the present city, will begin in the annexed area when funds from the State gasoline tax based on the annexed population are received (usually July 1 following the effective date of annexation).

2. Reconstruction and resurfacing of streets, installation of storm drainage facilities, construction of curbs and gutters, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the city.

h. Inspection Services

Any inspection services now provided by the city (building, electrical, plumbing, gas, housing, weights and measures, sanitation, etc.) will begin upon the effective date of annexation.

i. Planning and Zoning

The planning and zoning jurisdiction of the city will apply to the annexed area in conjunction with the effective date of annexation. The Morristown Regional Planning Commission recommended a zoning designation of Single Family Residential (R-1).

j. Street Lighting

Street lights will be installed under the standards currently prevailing in the existing city.

k. Recreation

Residents of the annexed area may use all existing recreational facilities, parks, etc., on the effective date of annexation. The same standards and policies now used in the present city will be followed in expanding the recreational program and facilities in the enlarged city.

l. Miscellaneous

Street name signs where needed will be installed as new street construction requires.

Section II. This Resolution shall become effective from and after its adoption.

Passed on this 4th day of November 2008.

Mayor

ATTEST:

City Administrator

A public hearing was held on the following captioned Ordinance No. 3347. Councilmember McGuffin made a motion to adopt said Ordinance on second and final reading; Councilmember Rooney seconded the motion and upon roll call, Councilmembers Jinks, McGuffin, Rooney, Trent and Mayor Barile voted “aye”; Councilmember Senter voted “no”.

**Ordinance No. 3347
Entitled an Ordinance to annex certain territory and to
incorporate same within the Corporate Boundaries of the
City of Morristown, Tennessee. {Annexation of properties
on Cove Road and Old Witt Road with the Zoning
Designation of Single Family Residential (R-1).}**

A public hearing was held on the following Resolution No. 30-08. Councilmember Rooney made a motion to adopt said Resolution; Councilmember Jinks seconded and upon roll call, all voted “aye”.

**RESOLUTION NO. 30-08
PLAN OF SERVICES**

RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE ANNEXATION OF PROPERTIES LOCATED ALONG Witt Road.

WHEREAS, TENNESSEE CODE ANNOTATED, TITLE 6, CHAPTER 51, AS AMENDED REQUIRES THAT A PLAN OF SERVICES BE ADOPTED BY THE GOVERNING BODY.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND COUNCIL OF THE CITY OF MORRISTOWN, TENNESSEE:

Beginning at the intersection of the Cove Road right-of-way with Parcels 4.00 and 5.00 of Hamblen County Tax Map 57J Group B and heading in a southwesterly direction along the common boundary shared by Parcels 4.00 and 2.00 of Hamblen County Tax Map 57J Group B with Parcel 5.00 of Hamblen County Tax Map 57J Group B to the intersection with Parcel 1.00 of Hamblen County Tax Map 57J Group B; thence in a southerly direction along the southeastern boundary of Parcel 1.00 of Hamblen County Tax Map 57J Group B across the unnamed right-of-way to the intersection with the Witt Road right-of-way; thence continuing in a southerly direction across the Witt Road right-of-way to the intersection with Parcel 109.01 of Hamblen County Tax Map 57; thence in a northwesterly direction along the southern boundary of the Witt Road right-of-way to the intersection with Parcel 111.00 of Hamblen County Tax Map 57; thence in a southwesterly direction along the common boundary shared by Parcel 111.00 and Parcel 109.01 of Hamblen County Tax Map 57 approximately 125 feet;

thence continuing in a southerly direction along the existing Morristown Corporate City limits diagonally across Parcel 109.01 of Hamblen County Tax Map 57 approximately 118 feet to the intersection with Parcel 111.00 of Hamblen County Tax Map 57; thence continuing in a southerly direction along the existing Morristown Corporate City Limits approximately 54 feet; thence in a northwesterly direction along the existing Morristown Corporate City Limits approximately 112 feet to the intersection with the Norfolk Southern Railroad right-of-way; thence in a westerly direction along the existing Morristown Corporate limits to the intersection with Parcel 112.00 of Hamblen County Tax Map 57; thence continuing in a northwesterly direction along the common boundary shared by Parcel 112.00 of Hamblen County Tax Map 57 and Parcel 16.00 of Hamblen County Tax Map 57J Group A to the intersection with Parcel 12.00 of Hamblen County Tax Map 57J Group A; thence in a southwesterly direction along the common boundary shared by Parcel 12.00 of Hamblen County Tax Map 57J Group A with Parcel 112.00 of Hamblen County Tax Map 57 to the intersection with the Circle Drive right-of-way; thence in a north easterly direction along the eastern boundary of the Circle Drive right-of-way across the Witt Road right-of-way to the intersection with Parcels 6.00 and 7.00 of Hamblen County Tax Map 57J Group A; thence in a southeasterly direction along the common boundary shared by Parcels 6.00 and 7.00 of Hamblen County Tax Map 57J Group A to the intersection with the Norfolk Southern Railroad right-of-way; thence in a northerly direction along the western boundary of the Norfolk Southern Railroad right-of-way approximately 540 feet to the current limit of the Urban Growth Boundary area within the Morristown Hamblen Growth Plan; thence continuing in a northeasterly direction across the Norfolk Southern Railroad right-of-way and the Cove Road right-of-way following the current limit line of the Urban Growth Boundary Area within the Morristown Hamblen Growth Plan 210 feet to the intersection with Parcel 53.01 of the Hamblen County Tax Map 57; thence in a southeasterly direction along the Northern Boundary of the Cove Road right-of-way approximately 241 feet; thence in a southerly direction across the Cove Road right-of-way to the point of beginning.

Pursuant to the provisions of Title 6, Chapter 51, Tennessee Code Annotated, there is hereby adopted, for the area bounded as described above, the following plan of services.

a. Police

1. Patrolling, radio responses to calls, and other routine police services, using present personnel and equipment, will be provided upon the effective date of annexation.

2. Traffic signals, traffic signs, street markings and other traffic control devices will be installed as the need therefore is established by appropriate study and traffic standards.

b. Fire

Fire protection by the present personnel and the equipment of the fire fighting force, within the limitations of available water and distances from fire stations, will be provided upon the effective date of annexation.

c. Water

1. Water for potable use will be provided in accordance with current policies of the Morristown Utility Commission unless located in an area in which another utility district has made service available and asserts Title 7 USC 1926b protection in the annexed area as in this area which is served by the Witt Utility District.

2. Water for fire protection to serve the substantially developed annexed area(s) will be provided in accordance with current policies of Morristown Utility Commission unless authorized by franchise agreement with another utility district which has made service available with capability to meet City of Morristown Fire Protection Standards. Any extension of water system infrastructure beyond that of the Morristown Utility Commission policies shall be at the expense of the property owner or developer.

3. In those parts of the annexed area that are currently served by another utility district, the above conditions and terms will begin upon acquisition of service area by Morristown Utility System or approval of franchise agreement with another utility district which may be delayed by negotiation and/or litigation.

d. Sewers

The necessary collecting, intercepting and trunk sewers to serve the substantially developed annexed area(s) shall be in accordance with the current policies of the city. Any extension of said sewers beyond that of the city's policies shall be at the expense of the property owner or property developer.

e. Electrical

1. Electrical service for domestic, commercial and industrial use will be provided at city rates for new lines as extended in accordance with current policies of Morristown Utility Commission.

2. In those parts of the annexed area presently served by an electric cooperative, the above conditions and terms will begin the acquisition of service area in accordance with State Statutes from such cooperatives or parts thereof, which may be delayed by negotiations and/or litigation.

f. Refuse Collection

The same regular refuse collection service now provided within the city will be extended to the annexed area upon the effective date of annexation.

g. Streets

1. Routine maintenance, on the same basis as in the present city, will begin in the annexed area when funds from the State gasoline tax based on the annexed population are received (usually July 1 following the effective date of annexation).

2. Reconstruction and resurfacing of streets, installation of storm drainage facilities, construction of curbs and gutters, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the city.

h. Inspection Services

Any inspection services now provided by the city (building, electrical, plumbing, gas, housing, weights and measures, sanitation, etc.) will begin upon the effective date of annexation.

i. Planning and Zoning

The planning and zoning jurisdiction of the city will apply to the annexed area in conjunction with the effective date of annexation. The Morristown Regional Planning Commission recommended a zoning designation of Single Family Residential (R-1) and Intermediate Business (IB).

j. Street Lighting

Street lights will be installed under the standards currently prevailing in the existing city.

k. Recreation

Residents of the annexed area may use all existing recreational facilities, parks, etc., on the effective date of annexation. The same standards and policies now used in the present city will be followed in expanding the recreational program and facilities in the enlarged city.

l. Miscellaneous

Street name signs where needed will be installed as new street construction requires.

Section II. This Resolution shall become effective from and after its adoption.

Passed on this 4th day of November 2008.

Mayor

ATTEST:

City Administrator

A public hearing was held on the following captioned Ordinance No. 3348. Councilmember Rooney made a motion to adopt said Ordinance on second and final reading; Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3348
Entitled an Ordinance to annex certain territory and to incorporate same within the Corporate Boundaries of the City of Morristown, Tennessee. {Annexation of properties on Witt Road with the Zoning Designation of Single Family Residential (R-1) and Heavy Industrial (HI).}**

A public hearing was held on the following Resolution No. 31-08. Councilmember McGuffin made a motion to adopt said Resolution; Councilmember Senter seconded and upon roll call, all voted "aye".

**RESOLUTION NO. 31-08
PLAN OF SERVICES**

RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE ANNEXATION OF PROPERTIES LOCATED ALONG Witt Road.

WHEREAS, TENNESSEE CODE ANNOTATED, TITLE 6, CHAPTER 51, AS AMENDED REQUIRES THAT A PLAN OF SERVICES BE ADOPTED BY THE GOVERNING BODY.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND COUNCIL OF THE CITY OF MORRISTOWN, TENNESSEE:

Beginning at the intersection of the Old Witt Road right-of-way, the Witt Road right-of-way, and Parcel 14.00 of Hamblen County Tax Map 57 Group B and heading in a southeasterly direction along the common boundary line shared by the Old Witt Road right-of-way and Parcel 14.00 of Hamblen County Tax Map 57 Group B to the point of intersection with Parcel 106.00 of Hamblen County Tax

Map 57; thence in a southwesterly direction along the common boundary line shared by Parcels 14.00, 14.01, 13.00, and 12.00 of Hamblen County Tax Map 57J Group B with Parcel 106.00 of Hamblen County Tax Map 57 continuing along in the same direction with the common boundary line shared by Parcels 106.00 and 107.00 of Hamblen County Tax Map 57 to the point of intersection with Parcel 108.00 of Hamblen County Tax Map 57; thence in a northwesterly direction along the common boundary line shared by Parcels 107.00 and 108.00 of Hamblen County Tax Map 57 to the point o intersection with Parcel 109.01 of Hamblen County Tax Map 57; thence in a northeasterly direction along the common boundary shared by Parcels 107.00 and 109.01 of Hamblen County Tax Map 57 to the intersection with the Witt Road right-of-way; thence in a northwesterly direction along the common boundary shared by Parcel 109.01 of Hamblen County Tax Map 57 with the edge Witt Road right-of-way approximately 145 feet; thence in a northeasterly direction across the Witt Road right-of-way to the intersection point with Parcels 1.00 and 11.00 of Hamblen County Tax Map 57J Group B; thence continuing in a northerly direction along the common boundary line shared by Parcels 10.00 and 11.00 of Hamblen County Tax Map 57J Group B with Parcel 1.00 of Hamblen County Tax Map 57J Group B to the intersection of an unnamed right-of-way; thence in a northwesterly direction along the common boundary shared by the unnamed right-of-way and Parcel 1.00 of Hamblen County Tax Map 57J Group B approximately 70 feet; thence in a northwesterly direction across the unnamed right-of-way to the intersection point of the unnamed right-of-way with Parcels 1.00 and 9.00 of Hamblen County Tax Map 57J Group B; thence continuing in a northerly direction along the common boundary shared by Parcels 9.00 and 7.00 of Hamblen County Tax Map 57J Group B with Parcel 1.00 of Hamblen County Tax Map 57J Group B, continuing along in the direction along the common boundary shred by Parcels 2.00 and 4.00 of Hamblen County Tax Map 57J Group B with Parcel 5.00 of Hamblen County Tax Map 57J Group B, continuing along in the same direction across the Cove Road right-of-way to the intersection with Parcel 71.01 of Hamblen County Tax Map57; thence in a southeasterly direction along the northern edge of the Cove Road right-of-way across the Old Witt Road right-of-way to the point of beginning.

Pursuant to the provisions of Title 6, Chapter 51, Tennessee Code Annotated, there is hereby adopted, for the area bounded as described above, the following plan of services.

a. Police

1. Patrolling, radio responses to calls, and other routine police services, using present personnel and equipment, will be provided upon the effective date of annexation.

2. Traffic signals, traffic signs, street markings and other traffic control devices will be installed as the need therefore is established by appropriate study and traffic standards.

b. Fire

Fire protection by the present personnel and the equipment of the fire fighting force, within the limitations of available water and distances from fire stations, will be provided upon the effective date of annexation.

c. Water

1. Water for potable use will be provided in accordance with current policies of the Morristown Utility Commission unless located in an area in which another utility district has made service available and asserts Title 7 USC 1926b protection in the annexed area as in this area which is served by the Witt Utility District.

2. Water for fire protection to serve the substantially developed annexed area(s) will be provided in accordance with current policies of Morristown Utility Commission unless authorized by franchise agreement with another utility district which has made service available with capability to meet City of Morristown Fire Protection Standards. Any extension of water system infrastructure beyond that of the Morristown Utility Commission policies shall be at the expense of the property owner or developer.

3. In those parts of the annexed area that are currently served by another utility district, the above conditions and terms will begin upon acquisition of service area by Morristown Utility System or approval of franchise agreement with another utility district which may be delayed by negotiation and/or litigation.

d. Sewers

The necessary collecting, intercepting and trunk sewers to serve the substantially developed annexed area(s) shall be in accordance with the current policies of the city. Any extension of said sewers beyond that of the city's policies shall be at the expense of the property owner or property developer.

e. Electrical

1. Electrical service for domestic, commercial and industrial use will be provided at city rates for new lines as extended in accordance with current policies of Morristown Utility Commission.

2. In those parts of the annexed area presently served by an electric cooperative, the above conditions and terms will begin the acquisition of service area in accordance with State Statutes from such cooperatives or parts thereof, which may be delayed by negotiations and/or litigation.

f. Refuse Collection

The same regular refuse collection service now provided within the city will be extended to the annexed area upon the effective date of annexation.

g. Streets

1. Routine maintenance, on the same basis as in the present city, will begin in the annexed area when funds from the State gasoline tax based on the annexed population are received (usually July 1 following the effective date of annexation).

2. Reconstruction and resurfacing of streets, installation of storm drainage facilities, construction of curbs and gutters, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the city.

h. Inspection Services

Any inspection services now provided by the city (building, electrical, plumbing, gas, housing, weights and measures, sanitation, etc.) will begin upon the effective date of annexation.

i. Planning and Zoning

The planning and zoning jurisdiction of the city will apply to the annexed area in conjunction with the effective date of annexation. The Morristown Regional Planning Commission recommended a zoning designation of Single Family Residential (R-1) and Heavy Industrial (HI).

j. Street Lighting

Street lights will be installed under the standards currently prevailing in the existing city.

k. Recreation

Residents of the annexed area may use all existing recreational facilities, parks, etc., on the effective date of annexation. The same standards and policies now used in the present city will be followed in expanding the recreational program and facilities in the enlarged city.

l. Miscellaneous

Street name signs where needed will be installed as new street construction requires.

Section II. This Resolution shall become effective from and after its adoption.

Passed on this 4th day of November 2008.

Mayor

ATTEST:

City Administrator

A public hearing was held on the following captioned Ordinance No. 3349. Councilmember McGuffin made a motion to adopt said Ordinance on second and final reading; Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3349
Entitled an Ordinance to annex certain territory and to incorporate same within the Corporate Boundaries of the City of Morristown, Tennessee. {Annexation of properties on Witt Road with the Zoning Designation of Single Family Residential (R-1) and Heavy Industrial (HI).}**

A public hearing was held on the following captioned Ordinance No. 3350. Councilmember Senter made a motion to adopt said Ordinance on second and final reading; Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3350
Being an Ordinance to amend the Morristown Municipal Code, Title 12, Chapter 1 – Building Code (regulation of the demolition of buildings).**

Councilmember Senter made a motion to award the bid for one refurbished Police Cruiser to Police Cruisers LTD in the amount of \$14,995. Councilmember Jinks seconded the motion and upon roll call, all voted "aye".

Councilmember Jinks made a motion to defer action on the following captioned Ordinance No. 3344 until the November 18, 2008 Council meeting; Councilmember Senter seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3344
Entitled an Ordinance to amend the Municipal Code, Title 12, by adopting certain amendments thereto relative to Building, Housing, Gas, Plumbing and Fire Prevention Codes.**

Councilmember Jinks made a motion to appoint Alpha Alexander to the Parks & Recreation Advisory Board to fill the remainder of Rosemary Jackson's term (expires 6/1/10). Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

Councilmember Jinks made a motion to postpone action on the purchase of the Brockwell property and keep it on the table until they are ready to sell. Councilmember Senter seconded the motion and upon roll call, all voted "aye".

Mayor Barile adjourned the November 4, 2008 City Council meeting.

Mayor

ATTEST:

City Administrator