

**STATE OF TENNESSEE  
COUNTY OF HAMBLLEN  
CORPORATION OF MORRISTOWN  
FEBRUARY 17, 2009**

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, February 17, 2009 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.

Councilmember Jinks made a motion to approve the February 3, 2009 minutes as circulated; Councilmember Rooney seconded the motion and all voted "aye".

Councilmember Senter made a motion to table action on the resolution applying for an energy efficiency loan program for Morristown-Hamblen Library. Councilmember Trent seconded the motion and all voted "aye".

Councilmember McGuffin made a motion to adopt the following captioned Ordinance No. 3357 on first reading and schedule a public hearing relative to final passage of said Ordinance for March 3, 2009. Councilmember Senter seconded the motion and upon roll call, all voted "aye".

**ORDINANCE NO. 3357  
ENTITLED AN ORDINANCE TO AMEND THE MUNICIPAL  
CODE OF THE CITY OF MORRISTOWN, TENNESSEE,  
APPENDIX B. {Rezoning of property along E. Morris  
Boulevard HCTM 34J, Group A, Parcel 2; 990 Trade Street  
HCTM 34J, A, Parcel 3; Euclid Avenue HCTM 34J, Group C,  
Parcel 1; Trade Street HCTM 34J, Group C, Parcel 2.01; 925  
E. Morris Boulevard HCTM 34J, Group C, Parcel 2; 901 E.  
Morris Boulevard HCTM 34J, Group C, Parcel 15 and Locust  
Street HCTM 34J, Group C, Parcels 16, 16.01 and 17 from  
Heavy Industrial (HI) to Intermediate Business (IB).}**

Councilmember Rooney made a motion to postpone action on the following captioned Ordinance No. 3358 until the future of the campus is determined; the motion died for lack of a second. Councilmember McGuffin made a motion to ask the School Board to put the item on the agenda for their next meeting. Councilmember Trent seconded the motion and upon roll call, all voted "aye".

**ORDINANCE NO. 3358  
ENTITLED AN ORDINANCE TO CLOSE AND VACATE  
CERTAIN RIGHTS-OF-WAY WITHIN THE CITY OF  
MORRISTOWN. {Right of Way Closure: Unnamed alley  
between the Mildred Donaldson property and  
Morristown East High School property.}**

City Administrator's Report

Buddy Fielder, Asst. City Administrator, announced that he recently attended a TDOT Aeronautics Commission meeting in Nashville and was informed that the City of Morristown would be receiving three grants for improvements at Moore-Murrell Field: Security - \$50,000 Federal/State funds/\$5,000 local funds; apron - \$650,000 Federal/State funds/\$65,000 local funds; and Fuel System - \$125,000 Federal/State funds/\$125,000 local funds.

Stacy Hayes, Codes Enforcement Officer, reported on the 2008 Farmers Market statistics: 2008 attendance was the most successful year to date with sixteen vendors, eight wholesalers, six farmers and one beef producer/processor and snow cone vendor. The market received the Tennessee Department of Health Senior Citizen Nutritional Program Award for the fifth consecutive year. A total of \$35,705 went back to the farmers and into the local economy.

Councilmember McGuffin made a motion to open the agenda and add an item regarding purchase of the Lowland Wastewater Treatment Plant; Councilmember Rooney seconded the motion and all voted "aye".

Councilmember Senter made a motion to open the agenda and add an item regarding a phase II environmental study of the Lowland Wastewater Treatment Plant property; Councilmember McGuffin seconded the motion and all voted "aye".

Councilmember McGuffin made a motion to approve an Asset Purchase Agreement between MPLG, LLC and the City for the purchase of the Lowland Wastewater Plant for \$750,000 plus monthly flowage fees; Councilmember Rooney seconded the motion and upon roll call, Councilmembers Jinks, McGuffin, Rooney, Senter and Mayor Barile voted "aye"; Councilmember Trent voted "no". {Councilmember Senter requested that a separate document be executed by MPLG authorizing an option to extend the purchase agreement for 30 days beyond the May 31, 2009 deadline.}

Councilmember Rooney made a motion to authorize S&ME to do a Phase II Environmental Study of the Lowland Wastewater Treatment Plant property at a cost of \$22,564.50. Councilmember Senter seconded the motion and upon roll call, Councilmembers Jinks, McGuffin Rooney, Senter and Mayor Barile voted "aye"; Councilmember Trent voted "no".

Mayor Barile appointed Jerry Isaacs to the Morristown Housing Authority Board of Directors for a five year term to expire February 15, 2014.

Councilmember Jinks made a motion to approve the new version of the Public Safety Qualifications and Standards (promotional standards/orange book) as proposed by the Civil Service Board. Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

Councilmember Rooney made a motion to set the fair market value of the sewer easement for the Tom Horner property on Valley Home Road at \$4,000 and authorize the counselor to begin the condemnation process. Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

Councilmember Senter made a motion to adopt the following Resolution No. 05-09 calling a public hearing on the question of creating a wastewater treatment authority. Councilmember Jinks seconded the motion and upon roll call, all voted "aye".

**RESOLUTION NO. 05-09**

**A Resolution calling a Public Hearing on the question of creating a Wastewater Treatment Authority.**

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Morristown while in regular session on February 17, 2009 as follows:

**Section 1.** TCA 68-221-1304 provides:

- (a) Any contiguous city, metropolitan government, county or utility district may create a water and wastewater treatment authority in the manner provided for in this part.
- (b) (1) The governing body of the creating governmental entity shall adopt, and its executive officer shall approve, a resolution calling a public hearing on the question of creating an authority.  
  
(2) Notice of the date, hour, place and purpose of such hearing shall be published at least once each week for two (2) consecutive weeks in a newspaper of general circulation in the creating governmental entity, the last such publication to be at least one (1) week prior to the date set for the hearing.
- (c) The hearing shall be had before the governing body and all interested persons shall have an opportunity to be heard.

**Section 2.** The City Council of the City of Morristown, Tennessee, hereby approves the calling of a public hearing on the question of creating a waste water treatment authority.

Passed in regular session of City Council this 17<sup>th</sup> day of February 2009.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Administrator

Mayor Barile adjourned the February 17, 2009 City Council meeting.

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Mayor

ATTEST:

\_\_\_\_\_  
City Administrator