

**STATE OF TENNESSEE
COUNTY OF HAMBLEN
CORPORATION OF MORRISTOWN
MARCH 2, 2010**

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, March 2, 2010 with Honorable Mayor Barbara C. "Sami" Barile presiding and the following named Councilmembers present: Gene Brooks, Bob Garrett, Claude Jinks, Frank McGuffin, William Rooney and Kay Senter.

Councilmember Jinks made a motion to approve the February 16, 2010 minutes as circulated; Councilmember Senter seconded the motion and all voted "aye".

Ben Rigg and Charlotte Larrazabal, artists from "Paint Your Pet", presented paintings of Police K-9 Lacy and Police K-9 Eryck to Chief Overholt and Lt Billy Gully.

Mayor Barile read and presented a proclamation recognizing the Morristown West Boys Cross Country Team on winning the 2009 State Championship.

A public hearing was held on the following captioned Ordinance No. 3377. Councilmember McGuffin made a motion to adopt said Ordinance on second and final reading. Councilmember Jinks seconded the motion and upon roll call, all voted "aye".

Ordinance No. 3377

Entitled an Ordinance to amend the Municipal Code of the City of Morristown, Tennessee, Appendix B. {Rezoning property at 2212 West Andrew Johnson Highway (McDonald's Restaurant) from the split zoning of Intermediate Business (IB) and Planned Residential (RP-1) to Intermediate Business (IB).}

A public hearing was held on the following captioned Ordinance No. 3378. Councilmember Jinks 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. 3378

Entitled an Ordinance to Close and Vacate certain Rights-of-Way within the City of Morristown. {East High Campus area Closing #1: Merwin Street.}

A public hearing was held on the following captioned Ordinance No. 3379. Councilmember Jinks 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. 3379

Entitled an Ordinance to Close and Vacate certain Rights-of-Way within the City of Morristown. {East High Campus area Closing #2: East Fourth South Street.}

A public hearing was held on the following captioned Ordinance No. 3380. Councilmember Jinks 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. 3380
Entitled an Ordinance to Close and Vacate certain Rights-of-Way within the City of Morristown. {East High Campus area Closing #3: Alley paralleling Inman Street.}

A public hearing was held on the following captioned Ordinance No. 3381. Councilmember Jinks 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. 3381
Entitled an Ordinance to Close and Vacate certain Rights-of-Way within the City of Morristown. {East High Campus area Closing #4: Alley paralleling E. Morris Blvd.}

A public hearing was held on the following captioned Ordinance No. 3382. Councilmember Jinks 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. 3382
Entitled an Ordinance to Close and Vacate certain Rights-of-Way within the City of Morristown. {East High Campus area Closing #5: Alley paralleling Montvue Avenue.}

Councilmember Senter made a motion to award the proposal for engineering services for I-81/Exit 8 sewer relocation to Vaughn & Melton in the amount of \$22,617.73 subject to TDOT approval. Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

Councilmember Jinks made a motion to adopt the following Resolution No. 05-10; Councilmember Garrett seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 05-10
BEING A RESOLUTION PROHIBITING CERTAIN
CAMERA LIGHTS FROM BEING ILLUMINATED DURING
MEETINGS OF CITY COUNCIL.

WHEREAS, it is the desire of certain citizens to videotape or otherwise digitally record City Council meetings, or portions thereof, and it is the desire of City Council to permit such recordings, but only upon condition that such activity does not substantially interfere with the orderly and efficient conduct of the meeting and is not unduly obtrusive, distracting, or physically harmful or uncomfortable to those conducting the meeting and those citizens in attendance; and

WHEREAS, at a recent Council meeting, a citizen employed a video camera with a bright light to record the proceedings. The light, when focused on the members of Council and staff, was blinding to some, causing physical discomfort as well as being unduly obtrusive and distracting. The meeting was disrupted to try and relocate the camera operator such as to attenuate the intensity of the light on members of the Council; and

WHEREAS, City Council believes that today's technology is such that the use of bright lights is generally unnecessary to adequately record the proceedings of the body.

NOW, THEREFORE, be it resolved by the City Council for the City of Morristown that as of this date, the use of lights with video cameras or other digital devices is generally prohibited in Council chambers during Council meetings. Upon a showing of special need or purpose, or other extraordinary circumstances, and where no viable alternative is apparent, such lights may be used with the prior approval of the Mayor or City Administrator. Such use may be reasonably limited as to duration and location within the Council chambers.

BE IT FURTHER RESOLVED that this Resolution shall not apply to cameras or other digital recording devices without illuminated lights.

Passed in regular session of City Council this 2nd day of March, 2010.

Mayor

ATTEST:

City Administrator

Councilmember Senter made a motion to adopt the following captioned Ordinance 3383 on first reading and schedule a public hearing relative to final passage of said Ordinance for March 16, 2010. Councilmember Brooks seconded the motion and upon roll call, all voted “aye”.

**Ordinance No. 3383
Entitled an Ordinance to amend the Fiscal Year 2010 Budget by providing for appropriations from Revenue and Expenditure Accounts on an individual fund and line item basis. {Creating separate funds for Lakeway Area Metropolitan Transportation Planning Organization (LAMTPO) and Community Development Block Grant (CDBG) monies.}**

City Administrator Report:

- The proposed amendments to the Sign Ordinance will be discussed at the Work Session following the Council meeting.
- The Farmers Market Task Force should be ready to discuss their findings at the March 16, 2010 Work Session.
- At the last Finance Committee meeting, it was decided that staff would obtain bids on a note for short term financing; develop an RFP for future audits; suspend regular Finance Committee meetings and discuss items in Work Sessions. The Finance Committee would only meet on an as needed basis – not every two weeks. Project Reports will be developed to apprise City Council of the progress and status of ongoing projects.

Mayor Barile re-appointed John “Jack” Kennerly and Rose Parella to the Morristown Regional Planning Commission for four year terms to expire March 1, 2014.

Councilmember Jinks made a motion to accept Chief Honeycutt’s recommendation and promote James King to Fire Battalion Chief. Councilmember Rooney seconded the motion and upon roll call, all voted “aye”.

Councilmember Jinks made a motion to accept Chief Honeycutt’s recommendation and promote Brian Shepard to Fire Captain. Councilmember Rooney seconded the motion and upon roll call, all voted “aye”.

Councilmember Jinks made a motion to accept Chief Honeycutt's recommendation and promote Gregg Williams to Fire Lieutenant. Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

Councilmember Jinks made a motion to accept Chief Honeycutt's recommendation and promote Melvin Williams to Fire Driver/Engineer. Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

Councilmember Senter made a motion to confirm Chief Overholt's disciplinary action against Police Officer Tonya Denton. Councilmember Jinks seconded the motion and upon roll call, all voted "aye".

Councilmember Senter made a motion to approve Change Order #1 to Brockwell Construction in the amount of \$28,995.80 for Fred Miller and Wayne Hansard Park improvements. Councilmember Garrett seconded the motion and upon roll call, all voted "aye".

Mayor Barile adjourned the March 2, 2010 City Council meeting.

Mayor

ATTEST:

City Administrator