

**STATE OF TENNESSEE
COUNTY OF HAMBLLEN
CORPORATION OF MORRISTOWN
APRIL 7, 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, April 7, 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 March 24, 2009 minutes as circulated; Councilmember McGuffin seconded the motion and all voted "aye".

Mayor Barile read and presented a proclamation to Murrell and Joan Weesner recognizing them as Mr. & Mrs. Morristown 2009.

Mayor Barile read and presented a proclamation recognizing April 24th as Arbor Day to Tree Board Member Todd Morgan.

A public hearing was held on the following captioned Ordinance No. 3359. 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. 3359

Entitled an Ordinance to amend the Municipal Code of the City of Morristown, Tennessee, Appendix B. {Rezoning of property located at 1551 East Morris Blvd. (HCTM 34J, Group J, Parcel 10), 18 Berkline Drive (HCTM 34J, Group H, Parcel 36) and East Hillcrest Drive (HCTM 34J, Group G, Parcel 35.01) from Light Industrial (LI) to Intermediate Business (IB

A public hearing was held on the following captioned Ordinance No. 3360. 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. 3360

Entitled an Ordinance to amend the Morristown Municipal Code, Title 14, Chapter 2 General Zoning Provisions (Zoning Ordinance), Section 14-212 (Location of Detached Accessory Buildings on Residential Lots).

Councilmember Rooney made a motion to approve an Agreement with the City of Bean Station to accept and treat the flowage of sewer from Bean Station at Morristown's Turkey Creek Plant. Councilmember Jinks seconded the motion. Upon roll call, Councilmembers Jinks, McGuffin, Rooney, Senter and Mayor Barile voted "aye"; Councilmember Trent voted "no".

Councilmember Jinks made a motion to adopt the following Resolution No. 16-09; Councilmember Senter seconded the motion and upon roll call, all voted "aye".

Resolution No. 16-09

A Resolution Authorizing the City of Morristown to enter into an Interlocal Cooperation Agreement Relative to Participation in the Tennessee Municipal League Risk Management Pool.

WHEREAS, Chapter 282 of the Tennessee Public Acts of 1979 grants governmental entities the specific power to secure risk management, insurance, or self-insurance for themselves and their employees in different areas of liability and insurability through joint and cooperative action with other municipalities under Section 12-801 et seq., Tennessee Code Annotated, as amended, known as the Interlocal Cooperation Act; and

WHEREAS, the Cities of Athens and Hendersonville have heretofore entered into an agreement under said Interlocal Cooperation Act to create and establish the TML Risk Management Pool, a not-for-profit corporation, for the purpose of organizing and operating an insurance pool offering risk management and other related services in addition to basic insurance coverages; and

WHEREAS, said Agreement authorized any political subdivision of the State of Tennessee to become a participant in said agreement by adoption of an appropriate ordinance or resolution; and

WHEREAS, the City Council of the City of Morristown has determined that said municipality will benefit from its participation in said agreement with the Cities of Athens and Hendersonville and such other municipalities as may participate therein; and

WHEREAS, it has been proposed that the City of Morristown enter into a contract with the TML Risk Management Pool, a copy of said contract being attached hereto as Exhibit A and incorporated herein as fully as though copied; and

WHEREAS, the City Council of the City of Morristown has reviewed the provisions of said contract and has determined it to be in the best interest of said municipality and its citizens that appropriate steps be taken to enter into said contract.

NOW, THEREFORE, BE IT RESOLVED BY THE City Council of the City of Morristown, Tennessee as follows:

1. The City of Morristown shall participate in the agreement between the Cities of Athens and Hendersonville and such other municipalities as participate therein, said agreement being to cooperate in creating, establishing and contracting with the TML Risk Management Pool, a not-for-profit Tennessee corporation organized to provide a method for political subdivisions of the State of Tennessee to obtain risk management, insurance, self-insurance or any combination thereof for any and all areas of liability or insurability.
2. The form, content and provisions of the contract, a copy of which is attached hereto as Exhibit A and incorporated herein as fully as though copied, are hereby approved.
3. The Mayor is empowered and directed on behalf of the of the City of Morristown to enter into said contract with the TML Risk Management Pool for certain services of risk management and insurance in accordance with Chapter 282 of the Tennessee Public Acts of 1979, and to take such steps as may be necessary to implement and carry out the intent of the Resolution.
4. This Resolution shall become effective upon its passage, the public welfare requiring it.

APPROVED AND ADOPTED THIS 7TH DAY OF APRIL 2009.

Mayor

ATTEST:

City Administrator

Councilmember Jinks made a motion to approve the proposal from Wilbur Smiths & Associates for engineering and design services for access improvements to the Medical District in the amount of \$64,100. Councilmember Rooney seconded the motion. Upon roll call, Councilmembers Jinks, McGuffin, Rooney, Trent and Mayor Barile voted "aye"; Councilmember Senter "abstained" due to conflict of interest.

Councilmember Jinks made a motion to accept Chief Overholt's recommendation and terminate Police Officer Barry Hardin. Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

Mayor Barile adjourned the April 7, 2009 City Council meeting.

Mayor

ATTEST:

City Administrator