

**STATE OF TENNESSEE
COUNTY OF HAMBLLEN
CORPORATION OF MORRISTOWN
JUNE 1, 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, June 1, 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 Senter made a motion to approve the May 18, 2010 minutes as circulated; Councilmember Jinks seconded the motion and all voted "aye".

A public hearing was held on the following captioned Ordinance No. 3391. Councilmember Jinks 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. 3391
Entitled an Ordinance to amend Title 8 of the
Municipal Code of the City of Morristown, Tennessee.
(Beer Ordinance).**

A public hearing was held on the following captioned Ordinance No. 3392. 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. 3392
Entitled an Ordinance to amend the Municipal Code
of the City of Morristown, Tennessee, Appendix B.
{Rezoning of property located at 2118 E. Morris Blvd.
from Office, Medical & Professional (OMP) to
Intermediate Business (IB).}**

Councilmember Garrett made a motion to award the contract for modification of plans for the Witt Pump Stations upgrade to Lamar Dunn & Associates in the amount of \$9,660. Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

Councilmember Brooks made a motion to award the bid for the Double H Tennessee rail spur installation to Brockwell Construction in the amount of \$525,308, **subject to** 1) Double H picking up the dollar difference between the bid and the amount approved in the grant application., 2) EC&D's concurrence on the bid amount and) 3) obtaining an unencumbered easement from Foamex. Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

CITY ADMINISTRATOR'S REPORT

- 1) The second installment of the Bond Payment was made today – we are now paid for this year's requirement to retire our outstanding bonds. So far we are \$1,000,000 into the \$3,000,000 TAN that has been approved by the Comptroller. We may need to make an additional draw this week depending on the revenue flow and general operating expenses.

- 2) Barnhart is planning on making the “big move” (transporting generator through town) this weekend. Leave Knoxville Friday afternoon; stop in Jefferson City Saturday; start through Morristown at 11 p.m. – will take eight hours to get through town.
- 3) Bids on the street rehab projects (federal dollars) will be opened on June 8th and awarded at the June 15th Council meeting.
- 4) There will be a closed Executive Session for a briefing on litigation matters after today’s Council meeting and then Council will return for the Work Session on sewer rates.
- 5) A second work session will be scheduled for discussion of the sewer rates; a called Council meeting will be scheduled for the second reading of the FY 11 Budget. (The first reading on the budget ordinance is scheduled for June 15th.)

Councilmember Rooney nominated Alpha Alexander, Joann Jenkins and Bob Pratt for appointment to the Parks & Recreation Advisory Board for three year terms to expire June 1, 2013. Councilmember Senter made a motion that nominations cease and they be elected by acclamation; Councilmember Jinks seconded the motion and upon roll call, all voted “aye”.

Roger Overholt, Chief of Police, made a public announcement regarding the JAG grant (Justice Assistance Grant). The Morristown Police Department and the Hamblen County Sheriff’s Department are making a solicitation for a 2010 JAG Grant. The grant is 100% funded – no city or county match. The City’s portion of \$25,350 is to be used for police equipment and the County’s portion of \$11,500 will also be used for law enforcement equipment as stipulated by the grant. Anyone who wishes to review the solicitation can do so at the police desk Monday – Friday during regular business hours.

Chief Overholt gave a report on State Accreditation vs CALEA. This will be formally discussed at a future Work Session.

Anthony Cox, City Administrator, read the following comments into the record regarding the 2010 Tax and Revenue Anticipation Notes:

- **The transfer from the Sewer Fund to the Storm Water Fund in the amount of \$649,000 was not intended to be an interfund loan, was an improper transfer, and will be repaid in accordance with state law; the City will submit a plan for repayment as required by Tennessee Code Annotated Section 7-34-114(g).**
- **The City anticipates receipt of sales, business, and gross receipts taxes in an amount in excess of \$3,000,000 and shall use those taxes to repay the 2010 TRAN (which shall not be in the form of a revolving line of credit) not later than June 30, 2010, and shall provide this office verifiable documentation of full payment not later than July 6, 2010.**
- **The City shall submit a proper budget for fiscal year 2011 to this office not later than July 31, 2010.**
- **The City shall come into full compliance with the requirements of Tennessee Code Annotated Title 9, Chapter 21 not later than September 31, 2010, and shall provide this office verifiable documentation of compliance.**

- **The City shall address any issues in their financial statements for fiscal year 2009 and 2010 identified by the Division of Municipal Audit.**

Mayor Barile adjourned the June 1, 2010 City Council meeting.

Mayor

ATTEST:

City Administrator