

**STATE OF TENNESSEE  
COUNTY OF HAMBLLEN  
CORPORATION OF MORRISTOWN  
AUGUST 21, 2007**

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, August 21, 2007 with Honorable Mayor Barbara C. "Sami" Barile presiding and the following named Councilmembers present: Claude Jinks, Frank McGuffin, William Rooney, Kay Senter, Rick Trent and Mel Tucker.

Councilmember Tucker made a motion to approve the August 7, 2007 minutes as circulated; Councilmember Jinks seconded the motion and all voted "aye".

Mayor Barile presented a proclamation to Pete Barile in recognition of his five years of service on the Civil Service Board.

Employees who worked on the first Clean & Green effort were recognized by Mayor Barile and presented with water bottles & holders by Murrell & Joan Weesner.

A public hearing was held on the following captioned Ordinance No. 3300. Councilmember Tucker made a motion to adopt said Ordinance on second and final reading. Councilmember Rooney seconded the motion. Councilmember Senter made a motion to amend the Ordinance to reflect the footage requirement from establishments selling beer to churches, schools and parks to 300 feet for on and off-premise sales; Councilmember Jinks seconded the motion. Upon roll call the vote on the amendment was as follows: Councilmembers McGuffin, Rooney, Tucker and Mayor Barile voted "no"; Councilmembers Jinks, Senter and Trent voted "aye". Upon roll call the vote on the original motion was as follows: Councilmembers McGuffin, Rooney, Tucker and Mayor Barile voted "aye"; Councilmembers Jinks, Senter and Trent voted "no". {Councilmember Trent disclosed a conflict of interest prior to voting.}

**Ordinance No. 3300  
Entitled an Ordinance amending Title 8, Chapter 2 of  
the Morristown Municipal Code (Beer Ordinance –  
footage requirements from churches, schools &  
parks).**

Councilmember Tucker made a motion to approve the proposal from EnerGov Solutions for on-line permit tracking software in the amount of \$43,000 subject to approval of funding by HUD. Councilmember Jinks seconded the motion and upon roll call, all voted "aye."

The selection of an architectural firm to design the community center was postponed until the September 4, 2007 meeting.

Councilmember Jinks made a motion to approve a Memorandum of Understanding with Lakeview Management Development, LLC, for the Eagle Heights Development for the extension of MLK Blvd. thru the previous Lea Industries site on Morris Blvd. Councilmember Tucker seconded the motion and upon roll call, all voted "aye".

Councilmember Jinks made a motion to approve the following bids; Councilmember Tucker seconded the motion and upon roll call, all voted "aye".

- a) Full-size Sport Utility Trucks (3) – Morristown Ford - \$22,806.32 each
- b) Police Pursuit Vehicles (10) – Alexander Ford – \$20,096 each
- c) Police Rifles (20) – Dodson & Associates – \$814.10 each
- d) Street Sweeper – CMI Equipment – \$144,575
- e) Leaf Machine – CMI Equipment – \$146,324.68
- f) Tag-a-long Leaf Machine – CMI Equipment – \$28,188
- g) Precast Concrete Products – Sherman Dixie – per unit price
- h) Precast Concrete Sanitary Products – Sherman Dixie – per unit price

Councilmember Senter made a motion to adopt the following Resolution No. 39-07; Councilmember Tucker seconded the motion and upon roll call, all voted “aye”.

**Resolution No. 39-07**

**A Resolution of the City of Morristown, Tennessee accepting the United States Department of Housing and Urban Development’s call to become an active participant in its National Call to Action for Affordable Housing Through Regulatory Reform.**

Whereas, it is critically important for communities to continually address the need for affordable housing for its citizens and workforce, particularly for nurses, firefighters, police officers, returning veterans, and service industry employees; and

Whereas, providing decent, attractive, and affordable housing will help the economic vitality of Morristown; and

Whereas, housing experts agree that regulatory barriers can significantly add to the cost of housing or even prevent its construction; and

Whereas, the United States Department of Housing and Urban Development created the America’s Affordable Communities Initiative to help communities address the need for regulatory reform and to help reduce the costs of affordable housing; and

Whereas, the Department of Housing and Urban Development encourages local communities to develop local solutions and programs to address regulatory barriers to affordable housing; and

Whereas, the Department of Housing and Urban Development, through the America’s Affordable Communities Initiative, has created the National Call to Action for Affordable Housing Through Regulatory Reform (a copy of which is attached hereto as Exhibit “A”), and is hereby asking communities to make a pledge to form task forces to examine their own regulations and to become a participant in the National Call to Action; and

Whereas, the National Call to Action will create a network of participants around the country that can share progress, ideas, solutions, and information with one another; and

Whereas, the City of Morristown finds it to be in the public interest of serving its citizens to commit to the pledge and to become a participant in the National Call to Action.

NOW THEREFORE BE IT RESOLVED that:

1. The City of Morristown hereby accepts the United States Department of Housing and Urban Development’s call to become an active participant in its National Call to Action for Affordable Housing Through Regulatory Reform.

2. The City of Morristown requests that the Morristown Regional Planning Commission review its laws and regulations with the goal of reporting back to the City Council within one year from the date of this Resolution with recommendations for changes in the regulatory framework that will help produce more affordable housing for Morristown's workforce.

Adopted this 21<sup>st</sup> day of August 2007.

\_\_\_\_\_  
Mayor

ATTEST:

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

Councilmember Tucker made a motion to adopt the following Resolution No. 40-07; Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

**Resolution No. 40-07  
A Resolution to Authorize the Submission of a  
FasTrack Infrastructure Development Program (FTIDP)  
Application to Fund the Renovations for Applied  
Composite Technology, LLC, in Morristown, Tennessee.**

WHEREAS, the City of Morristown supports the creation of manufacturing jobs within its jurisdiction; and

WHEREAS, Applied Composite Technology, LLC, has indicated its intent to renovate and operate new manufacturing facilities in the Lowland Community; and

WHEREAS, the State of Tennessee offers local governments grant funds to finance site improvements associated with job creation projects through its FasTrack Infrastructure Development Program (FTIDP); and

WHEREAS, the City of Morristown must submit a formal application in order to acquire FasTrack Infrastructure Development Program (FTIDP) funds to support the new manufacturing facilities at Applied Composite Technology, LLC, in the Lowland Community, Morristown, Tennessee.

NOW, THEREFORE, BE IT RESOLVED that the Morristown City Council hereby authorizes the Mayor or her representatives to prepare and submit a FasTrack Infrastructure Development Program Grant application for \$250,000 to fund 74% of the cost of renovations that are proposed to serve Applied Composite Technology, LLC, Morristown, Tennessee.

BE IT FURTHER RESOLVED that Applied Composite Technology, LLC, will contribute 26% of the project costs, estimated at \$65,000, in order to satisfy the local share requirements of the FTIDP program.

Adopted this 21<sup>st</sup> day of August 2007.

\_\_\_\_\_  
Barbara C. "Sami" Barile, Mayor  
City of Morristown

ATTEST:

---

James H. Crumley  
City Administrator

Councilmember Tucker made a motion to adopt the following Resolution No. 41-07; Councilmember Senter seconded the motion and upon roll call, all voted "aye".

**Resolution No. 41-07  
Being a Resolution of the City Council for the City of  
Morristown, Tennessee requesting the Hamblen County  
Governing Body to levy a County-wide Local Sales and Use  
Tax at a rate of 9.75% (being .25% above the existing County-  
wide rate of 9.50%), not to exceed the maximum percentage as  
stated in the Local Option Revenue Act, Tennessee Code  
Annotated Section 67-6-701 through 67-6-716, as amended,  
except as limited or modified by Statute.**

WHEREAS, the City Council for the City of Morrystown has determined that its citizens should have the opportunity to vote on the issue of whether to increase the rate of the local sales and use tax to 9.75% (being .25% above the current county-wide rate of 9.50%) for the purpose of reducing reliance on property taxes to provide public improvements and services for its citizens; and

WHEREAS, T.C.A. § 67-6-703 provides that if the City adopts an ordinance increasing the sales and use tax described above, Hamblen County would have forty (40) days thereafter within which to adopt a resolution to levy the tax at least equal to the rate provided in such ordinance; and

WHEREAS, if the County Governing Body adopts such a resolution, the City's ordinance would be suspended until it was determined by referendum whether the County's resolution would become operative, and if so, the City's ordinance would become null and void; and

WHEREAS, in the interest of time and efficiency, the City does not wish to adopt an ordinance if the County Governing Body is inclined to adopt a resolution increasing the sales and use tax on a county-wide basis.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Morrystown that it respectfully requests the Hamblen County Governing Body to adopt the resolution for the purposes set forth above, or alternatively, to advise the City that it is not inclined to adopt such resolution such that the City may then proceed with the adoption of its ordinance.

Passed in regular session of City Council the 21<sup>st</sup> day of August 2007.

---

MAYOR

ATTEST:

---

CITY ADMINISTRATOR

The two ordinances amending Title 14, Sections 14-212 & 214 were deferred to the September 4, 2007 City Council Work Session.

Councilmember Senter made a motion to approve a Letter of Intent to participate the Tennessee Main Street Program; Councilmember Tucker seconded the motion and upon roll call, all voted "aye".

Councilmember Senter made a motion to approve Change Order #1 to the contract with Underground Technologies, Inc. for the Morris Boulevard Wastewater System Rehabilitation – Division III Project in the amount of \$674,770 (addition of W. 1<sup>st</sup> North). Councilmember Trent seconded the motion and upon roll call, all voted "aye".

Councilmember Tucker made a motion to approve Change Order #1 to the contract with Underground Technologies, Inc. for the Morris Boulevard Wastewater System Rehabilitation – Division IV Project in the amount of \$11,127. Councilmember Jinks seconded the motion and upon roll call, all voted "aye".

Councilmember Tucker made a motion to authorize the purchase of the Lakeway Leasing, Inc. (Jolley-McGuffin) Hangar in the amount of \$115,000. Councilmember Jinks seconded the motion and upon roll call, all voted "aye". {Councilmember McGuffin disclosed that he had a conflict of interest prior to voting.}

Councilmember Tucker made a motion to approve an airport hangar lease to Lakeway Publishers, Inc. in the amount of \$1,000 per month for a five year contract with the option of two additional five year terms. Councilmember Jinks seconded the motion and upon roll call, all voted "aye".

Councilmember Jinks made a motion to approve an airport ground lease to Kalitta Charters, LLC, for a term of 25 years at the rate of \$300 per month for the first five years (negotiable rate for next five year increments). Councilmember Trent seconded the motion and upon roll call, all voted "aye".

Councilmember Tucker made a motion to approve going back to the original scope of the contract with All Star Construction and remove the skywalks along Cumberland Street, north and south of Main Street and replace with two stairwells. Councilmember Senter seconded the motion and upon roll call, all voted "aye".

The beer permit applications for Smoky's BBQ, Fuji Sushi and Itako Japanese Steakhouse were postponed until the September 4, 2007 Council meeting.

Mayor Barile adjourned the August 21, 2007 City Council meeting.

---

Mayor

ATTEST:

---

City Administrator