

**STATE OF TENNESSEE
COUNTY OF HAMBLLEN
CORPORATION OF MORRISTOWN
MAY 6, 2008**

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, May 6, 2008 with Honorable Mayor Barbara C. "Sami" Barile presiding and the following named Councilmembers present: Frank McGuffin, William Rooney, Kay Senter, Rick Trent and Mel Tucker; absent: Claude Jinks.

Councilmember McGuffin made a motion to approve the April 15, 2008 minutes as circulated; Councilmember Rooney seconded the motion and all voted "aye".

Mayor Barile read and presented a proclamation recognizing May 16th as Purple Day for the American Cancer Society Relay for Life.

Mayor Barile read and presented a proclamation recognizing May as Foster Care Awareness Month.

Mayor Barile read and presented a proclamation recognizing Explorer Post #784.

Mayor Barile read and presented a proclamation recognizing the March Dimes March for Babies on May 10th.

A public hearing was conducted on the following captioned Ordinance No. 3326. Councilmember McGuffin made a motion to adopt said Ordinance on second and final reading; Councilmember Rooney seconded the motion; upon roll call, all voted "aye".

**Ordinance No. 3326
Entitled an Ordinance to close and vacate certain
easements within the City of Morristown. {Easement
abandonment – 519 & 603 E. Morris Blvd.}**

A public hearing was conducted on the following captioned Ordinance No. 3327. Councilmember McGuffin made a motion to adopt said Ordinance on second and final reading; Councilmember Senter seconded the motion; upon roll call, all voted "aye".

Ordinance No. 3327

Entitled an Ordinance to amend the Municipal Code of the City of Morristown, Tennessee, Appendix B. {Rezoning of property located at 519 and 603 E. Morris Blvd. from Light Industrial (LI) to Intermediate Business (IB).}

A public hearing was conducted on the following captioned Ordinance No. 3328. Councilmember McGuffin made a motion to adopt said Ordinance on second and final reading; Councilmember Rooney seconded the motion; upon roll call, all voted "aye".

**Ordinance No. 3328
Entitled an Ordinance to amend the Municipal Code of the City of Morristown, Tennessee, Appendix B. {Rezoning of property located at Buffalo Trail/ Glen Street from Intermediate Business (IB) and Medium Density Residential (R-2) to Intermediate Business (IB).}**

A public hearing was conducted on the following captioned Ordinance No. 3329. Councilmember McGuffin made a motion to adopt said Ordinance on second and final reading; Councilmember Rooney seconded the motion; upon roll call, all voted "aye".

**Ordinance No. 3329
Entitled an Ordinance to amend the Municipal Code of the City of Morristown, Tennessee, Appendix B. {Rezoning property located at Hwy. 160 and Dearing Road from Agriculture & Forestry (A-1) to Heavy Industrial (HI).}**

Councilmember McGuffin made a motion to adopt the following Resolution No. 14-08; Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

**RESOLUTION NO. 14-08
A RESOLUTION TO AUTHORIZE THE SUBMISSION OF A FAST TRACK INFRASTRUCTURE PROGRAM (FTIDP) APPLICATION TO FUND RAIL AND SITE ACCESS IMPROVEMENTS THAT WOULD SERVE COLORTECH, INC., IN MORRISTOWN, TENNESSEE.**

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

WHEREAS, Colortech, Inc. has indicated its intent to expand and operate new manufacturing facilities in the Morristown Airport Industrial District, with an estimated investment of \$12 million and the creation of approximately 25 – 30 new jobs over the next three years; and

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

WHEREAS, the City of Morristown must submit a formal application in order to acquire Fast Track Infrastructure Development Program (FTIDP) funds to support the expansion of Colortech, Inc. in the Morristown Airport Industrial District.

NOW, THEREFORE, BE IT RESOLVED that the Morristown City Council hereby authorizes the Mayor or her representatives to prepare and submit a Fast Track Infrastructure Development Program Grant application for \$750,000 to fund 74% of the cost of rail and site improvements that are proposed to serve Colortech, Inc. in the Morristown Airport Industrial District.

BE IT FURTHER RESOLVED that the Colortech, Inc. will be contribute 26% of the project costs, estimated at \$263,500 to the project in order to satisfy the local share requirements of the FTIDP program.

Adopted this 6th day of May 2007.

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

ATTEST:

James H. Crumley
City Administrator

Administrator Crumley gave Council a copy of the form prepared by Attorney Jessee regarding the use of illegal immigrants as personnel in the performance of contracts with the City. The use of this form will begin on May 7, 2008. {Form inserted below.}

ATTESTATION REGARDING PERSONNEL USED IN CONTRACT

PERFORMANCE WITH CITY OF MORRISTOWN, TENNESSEE

SUBJECT CONTRACT NUMBER:
CONTRACTOR LEGAL ENTITY NAME:
FEDERAL EMPLOYER
IDENTIFICATION NUMBER:

(or Social Security Number)

The Contractor, identified above, does hereby attest, certify, warrant, and assure that the Contractor shall not knowingly utilize the services of an illegal immigrant in the performance of this Contract and shall not knowingly utilize the services of any subcontractor who will utilize the services of an illegal immigrant in the performance of this Contract. The Contractor further attests, certifies, warrants and assures that it has taken all measures reasonably required to insure that those individuals whose services it utilizes in the performance of the contract with the City of Morristown are not illegal immigrants and that it has taken similar measures to insure that its subcontractors have not and will not utilize the services of any illegal immigrant in the performance of the subject contract.

SIGNATURE

(TITLE)

DATE

NOTICE: This attestation MUST be signed by an individual empowered to contractually bind the Contractor. If said individual is not the chief executive or president, this document shall attach evidence showing the individual's authority to contractually bind the Contractor.

Councilmember Senter made a motion to reappoint Jerry Burke, Lee Trent and Kevin Rogers to the Construction Board of Adjustments, Appeals and Examiners for three-year terms to expire on 5/1/11. Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

Councilmember Tucker made a motion to accept Chief Overholt's recommendation and hire Michael Bacon as an entry-level Police Officer. Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

Councilmember Tucker made a motion to open the agenda and add action on the following issues discussed at the May 1, 2008 Finance Committee

Meeting; Councilmember Trent seconded the motion and upon roll call, all voted “aye”.

1) Budget Amendments - Councilmember Senter made a motion that amendments to the city budget be adopted by the Council each quarter as needed beginning with the 3rd quarter of FY08. Councilmember Tucker seconded the motion and upon roll call, all voted “aye”.

2) Employee Handbook – Councilmember Senter made a motion that an Employee Handbook be produced and presented to the Council for approval in June 2008 and distributed to the city employees by July 1, 2008. The Human Resource Director and the City Administrator are responsible for the Employee Handbook and will review the handbook each January. Proposed updates/changes will be presented to the City Council for approval each year at the February City Council meeting. Councilmember Tucker seconded the motion and upon roll call, all voted “aye”.

3) Evaluation of City Administrator – Councilmember Senter made a motion that City Council conduct a formal evaluation of the City Administrator in February of each year. The assessment will be conducted in two parts: (1) completion of an Appraisal of Performance evaluation followed by (2) a meeting with the Mayor and Councilmembers to discuss the outcome of the ratings. Councilmember Tucker seconded the motion and upon roll call, all voted “aye”.

4) Evaluation of Department Heads – Councilmember Senter made a motion that the City Administrator conduct formal evaluations of all Department Heads each year. The Administrator will complete these evaluations by June 30th of each year. Councilmember Tucker seconded the motion and upon roll call, all voted “aye”.

5) Policy Manual – Councilmember Senter made a motion that the City Administrator or his/her designee produce a policy manual for the City Council that lists and explains city policies and procedures. Councilmember Tucker seconded the motion and upon roll call, all voted “aye”.

Mayor Barile adjourned the May 6, 2008 City Council meeting.

Mayor

ATTEST:

City Administrator