

**CITY OF ETOWAH, TENNESSEE
COMMISSION MEETING**

Record of Minutes of Regular Meeting Date February 26, 2018 Sheet No. 1 of 7

A regular meeting of the Etowah City Commission was held on Monday, February 26, 2018 at 6:30 p.m. in the Meeting Room of the Etowah Community Center located at 155 Robinson Street, Etowah, Tennessee. Members present were; Commissioner Burke Garwood, Commissioner Robbie Helm, Commissioner David James, Mayor Gene Keller, and Vice-Mayor Jim Swayne. Also present were Interim Recording Secretary Brooke Moses and City Manager Tina Tuggle.

Mayor Gene Keller called the meeting to order followed by Mr. Billy Ingram leading the prayer, and the Pledge of Allegiance to the American flag.

APPROVAL OF THE MINUTES

A motion was made by Vice-Mayor Swayne to approve Regular Minutes from January 22, 2018 meeting and Commissioner Helm seconded the motion and motion carried with a unanimous vote.

A motion was made by Vice-Mayor Swayne to approve Public Hearing minutes from January 22, 2018 and Commissioner Garwood seconded the motion and motion carried with a unanimous vote.

NEW BUSINESS

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- a) TDEC Used Oil Grant Fiscal Year 2018

A motion was made by Commissioner Garwood approve TDEC used Oil Grant and Vice-Mayor Swayne seconded the motion and motion carried with a unanimous vote.

- b) Approval to Sell Ford Taurus on Gov Deals

A motion was made by Vice-Mayor Swayne to approve selling Ford Taurus on Gov Deals and Commissioner James seconded the motion and motion carried with a unanimous vote.

- c) Approval of Purchase of Bleachers for Hooper Field-\$3,173.00

A motion was made by Commissioner Garwood to approve purchase of bleachers and Vice-Mayor Swayne seconded the motion and motion carried with a unanimous vote.

- d) Consideration and First Reading of Ordinance 814

ORDINANCE NO. 814

**AN ORDINANCE AMENDING THE ETOWAH MUNICIPAL CODE TITLE IX,
CHAPTER 90, ANIMALS, PIT BULLS, SECTION 90.46**

A motion was made by Commissioner Garwood to amend Pit Bull Ordinance and Commissioner James seconded the motion and motion carried with a unanimous vote.

- e) Discussion of Current Pit Bull Ordinance 732

Ordinance No. 732

AN ORDINANCE TO ADD CHAPTER 3 TO TITLE 10 OF THE ETOWAH MUNICIPAL CODE TO PROHIBIT, SUBJECT TO CERTAIN EXCEPTIONS, THE OWNERSHIP, HARBORING, OR POSSESSING OF PIT BULLS WITHIN THE CITY OF ETOWAH, TENNESSEE.

City Attorney Russ Blair suggested the Commission have an executive meeting before making a decision on Ordinance 732.

Mayor Keller called a recess and went into an executive meeting.

Mayor Keller called the meeting back to order. Commissioner Garwood made a motion to table until the next meeting and Commissioner Helm seconded the motion and motion carried.

- f) Approval of cost of Relocation Water Line at Old Fire Hall Location

A motion was made by Commissioner Garwood approve water relocation per best way and Vice-Mayor Swayne seconded the motion and motion carried with a unanimous vote.

- g) Discussion of Community Pool

An Etowah Citizen, Chris James came before the Commission asking about what locations are being considered for the Community Pool and asked if they would consider Etowah Grammar School Property. Commissioner Garwood stated what locations the city is considering and explained the Grammar School Property deed states the property should revert back to CSX if property is not used for educational purposes.

Mr. Bill Freeman – Etowah City Resident stated he believed there would be more of a chance for growth if placed at the Etowah Community and would get more for the money being spent.

Ms. Haroldean Thompson- Etowah City Resident stated she thought the pool would be better at the Community Center which already has bathrooms and could have better amenities, also could save the City money.

Commissioner David James stated he went around City of Etowah and talked to 70 families about having the Community Pool placed at 6th St. He said out of the 70 families 68 of them said they would like it at 6th St. Mr. James suggested removing the ball fields and putting the pool there.

Commissioner Helm stated he attended 2 of the 3 meetings and was very disappointed with the lack of interest shown in the pool. Mr. Helm thinks the money for the pool would be better spent on things that are actually needed in the city instead of spending it on a want.

Mayor Keller made the statement there is nothing legally binding to the donor on the pool money and they could back out if they want to. Once the city signs the contract for the pool they cannot back out but the donor could, leaving the city to make up the difference.

Commissioner Burke stated the money donor would not back out. He suggested someone making a motion on not having the pool, if they do not want a pool.

A motion was made by Commissioner Garwood to approve City Manager submit the application with the pool at the 6th street ballfields or secondary property would be located at the Etowah Grammar School Property and Commissioner James seconded the motion and motion carried following a roll call vote as indicated below: Com. Garwood—Yes, Com. James—Yes, Com. Helms-No, Com. James-Yes, Mayor Keller- No, Vice-Mayor Swayne—Yes .

h) Change of Signers for City Bank Accounts

A motion was made by Commissioner Garwood to approve adding Brooke Moses to City Bank Account and Vice-Mayor Swayne seconded the motion and motion carried with a unanimous vote.

<i>Yay</i>	<i>Nay</i>
Garwood	
Swayne	
Keller	
James	
Helm	

8) **OLD BUSINESS**

a) Consideration and 2nd Reading of Ordinance 813

ORDINANCE NO. 813

AN ORDINANCE TO AMEND THE ZONING ORDINANCE 774 OF THE CIT OF ETOWAH, TENNESSEE TO DEINE PERCENTAGES OF NECTAR PRODUCING PLANTS AND MILKWEED REQUIRED FOR LANDSCAPING AREAS.

A motion was made by Vice-Mayor Swayne to approve Ordinance 813 and Commissioner Garwood seconded the motion and motion carried with a unanimous vote.

9) CITY MANAGER'S REPORT

January 22, 2018 – February 23, 2018

1. . Following is the listing of items found to be in need of repair for the ladder truck. We will have the full written estimate in on Monday afternoon. The initial estimate is between 40,000.00 and 50,000.00.

- 1 front shocks
- 2 front and rear springs
- 3 air filter
- 4 heavy oil leak engine and transmission
- 5 belts
- 6 rear axle needs tires
- 7 two of the four batteries test bad
- 8 miter box bad and bracket that holds it is failing (dangerous!)
- 9 tie rod ends loose
- 10 drag link bad
- 11 rear brake chambers bad (1 is causing the leak and list as dangerous to drive)
- 12 passenger front brake has a problem and is not applying
- 13 right out rigger drifts down
- 14 hydraulic swivel needs replaced to fix monitor
- 15 pressure relief light does not function
- 17 rebuild valves
- 18 multiple light and wiring issues, headlights emergency lights pump panel lights ETC
- 19 rear driveshaft flange bolts loose (dangerous!)
- 20 pump gearbox class 2 leak
- 21 pto light not working
- 22 officers seat belt bad
- 23 air horns tuned or replaced
- 24 wheel chock holders loose
- 25 air drier needs replaced

2. We have spoken with EUB as to the relocation of the water, electric and gas lines at the Carnegie Library and the old fire hall. We have received one quote for the costs associated with the boring of the line relocation this item will be on the agenda for approval.

3. The repairs to the gym at the ECC are going well and plan to have all work complete by the 2nd week of March.
4. The three meetings for citizen input are complete and we had a total of 16 person attend the meetings. Attendance Details: 4 Commissions; 9 Citizens, 2 from outside the city and 1 citizen that attended twice. The details from the meetings is being compiled and forward on the Chad Reese for the Grant application.
5. I am happy to announce that I have closed out the month of January Financials for the General Fund and all outstanding bills have been paid and are up to date.

I will attempt to have financial reports for you on Monday at the Commission meeting. Due to my recent medical issue I was unable to send these with the pack. Thank you for your understanding.

6. As you will note in your Commission Packet Attorney Russ Blair has submitted to you amending Ordinance for the Pit Bull Ordinance in reference to Service Animals.
7. As you will also note on your agenda item #e there has been another issue with Pit Bull regulations. This matter has been forwarded to Attorney Russ Blair and he will be present at the Commission meeting Monday night to discuss this matter. He has mentioned that he would like to discuss this matter in Executive Session. He also feels that it is best to discuss the matter with you all in detail rather than sending an opinion as to this matter at this time.

The issue at hand deals with the city's staff be adequately trained to determine if a canine is of the Terror "Pit Bull" blood line.

8. The sign that was ordered for the new city hall location has not been received as of today's date. I have spoken with the company and they now advise that they will no longer be able to do the sign for us. Therefore we have reached out again to other companies for quotes and will reorder as soon as possible.
9. As we need to change the signers on the checking accounts for all City funds. The Commission will need to make a motion and vote for the approval of MS. Brooke Lane and myself to be signers for checks. I will only sign if so required due to Brooke being unavailable. There will be a check system in place to insure that others witness the check signing and documentation back up should Brooke or I be required to sign.
10. Eva and I will be holding interviews to the position of Finance Director next week. WE have had a few highly qualified person apply with CMFO certification and municipal government service work history. I will advise once the interviews are complete.
11. As I was out a majority of this past week, I have not had the opportunity to reach out to CSX again as to the Grammar School Property. Hopefully, I will have the ability to do so the first of next week.
12. As mentioned in my past weekly report we have been served by SERTHA as to the automobile accident last year involving the PD pickup truck and the SERTHA van. This matter has been turned over to TML and we will be meeting with Officer J. Moore with the TML attorneys in the next week or so.
13. We have now been contacted by legal counsel for a Mr. Aly that passed out at the Community Center in December and sustained injuries due to his fall. We have turned this matter over the TML as well and we advise as this matter progresses.

14. As to the fall described above we have reviewed the reporting requirements with all department heads for any such injuries on City owned properties.
15. Brian, Katrina, and myself are working on a scaled back version of the Train Day due to the ongoing work of the Historical Commission at the Depot and the pending construction of the depot stage.

10) PETITIONS AND COMMUNICATIONS FROM THE PUBLIC

Patricia Fitzgerald of Pennsylvania Avenue-

Ms. Fitzgerald stated the reasoning of here coming to the Commission meeting was to find out what the extra money is going to that she is paying on taxes, after being at the meeting she now understands more on what it's going towards. She also stated on her road the ditches keep filling up overflowing into yards and need to be cleaned out. Ms. Fitzgerald also commented on the Pit Bull Ordinance.

11) UNSCHEDULED ITEMS

City Manager Tuggle presented the budget calendar to Commission for approval.

A motion was made by Commissioner Garwood to approve 2018 Budget Calendar and Vice-Mayor Swayne seconded the motion and motion carried with a unanimous vote.

City Manager Tuggle also brought the issue of the Fire Ladder truck to the Commission. Fire Chief Mike Moore reported they got a quote to repair the truck in the amount of \$51,000.00. The Commission came to an agreement to look for a new Fire Truck.

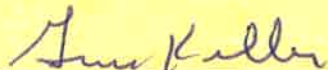
Commissioner James asked Parks and Rec Director Brian Silber how many residents on the Recreation Board lived within the City Limits, Mr. Silber was unaware at the moment. Mr. James also stated the only property he noticed was cleaned up from the list he gave was 120 1st street.

Vice-Mayor Swayne asked Public Works director Billy Ingram to look at Grady.

Commissioner Garwood asked City Manager for an update on salary scales for all City Employees and update on all City Boards as well.

12) ADJOURNMENT

A motion was made by Commissioner Garwood to adjourn and Commissioner James seconded the motion and motion carried.

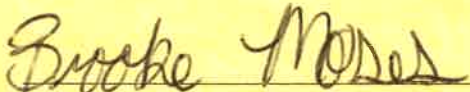


Gene Keller, Mayor



Tina M. Tugle, City Manager/Acting City Recorder

Respectfully submitted by:



Brooke Moses, Interim Recording Secretary