

**CITY OF ETOWAH, TENNESSEE
COMMISSION MEETING**

Record of Minutes of Regular **Meeting Date** September 22, 2014 **Sheet No. 1 of 5**

A regular meeting of the Etowah City Commission was held on Monday, September 22, 2014 at 6:30 p.m. in the Council Chambers of City Hall, 723 Ohio Avenue, Etowah, Tennessee. Members present were Mayor Burke Garwood, Vice-Mayor David James, Commissioner Jim Bull, Commissioner Jim Swayne, and Commissioner Jason Cardin. Also present were City Manager Matthew Gravley, Recording Secretary Eva Valentine, and Finance Director Rebecca Penney and City Attorney Russ Blair.

Mayor Burke Garwood called the meeting to order followed by Commissioner Jim Bull leading the prayer and Pledge of Allegiance to the American flag.

APPROVAL OF THE MINUTES

A motion was made by Commissioner Jim Swayne and seconded by Mayor Burke Garwood to approve the previous minutes of the special called meeting held on Monday, August 4th, 2014. The motion passed unanimously by a commission vote.

A motion was made by Mayor Burke Garwood and seconded by Commissioner Jim Swayne to approve the previous minutes of the regular meeting held on Monday, August 25th, 2014. The motion passed unanimously by a commission vote.

A motion was made by Commissioner Jim Swayne and seconded by Mayor Burke Garwood to approve the previous minutes of the special called meeting held on Wednesday, September 17th, 2014. The motion passed unanimously by a commission vote.

NEW BUSINESS

- (a.) Schedule a date for Harassment Training

The Commission agreed to schedule Harassment Training to be held immediately following the Regular Commission meeting to be held on Tuesday, October 28th, 2014.

- (b.) Reschedule October Meeting to Tuesday, October 28th

The Commission agreed to reschedule the Regular meeting to be held on Tuesday, October 28th, due to a conflict with training for the Etowah Planning Commission to be held on Monday, October 27th.

- (c.) Discussion and Consideration of Creating Code of Ethics Resolution for Commissioners

After some discussion, Commissioner Bull reminded the Commission there was a Code of Ethics that had been passed a few years previously. Attorney Blair was to investigate and review.

- (d.) Discussion and Consideration of Bid for Fire Hall Roof Repair

Mayor Burke Garwood made a motion to award the bid to repair the window and roof of the fire hall to J.W. Hensley for a total of \$1,200.00. Commissioner Jim Swayne seconded the motion and motion carried by a unanimous Commission vote.

(e.) Post Office Roofing Repair Budgeted for FY 13-14- Needs approval for FY 14-15

A motion was made by Commissioner Jim Swayne and seconded by Mayor Burke Garwood to reapprove the Post Office Roofing repair bid for Parris Roofing for the current fiscal year of 2014-2015. The motion passed unanimously by a commission vote.

(e.) EUB--Revisions to Resolution 1116 (Russ Blair and John Goins)

RESOLUTION 1116A & 1116B

RESOLUTION AUTHORIZING AND PROVING FOR THE FINANCING OF THE CONSTRUCTION OF A WASTEWATER FACILITIES PROJECT, INCLUDING AUTHORIZING THE EXECUTION OF APPLICATIONS, CONTRACTUAL AGREEMENTS, AND OTHER NECESSARY DOCUMENTS, AND MAKING CERTAIN REPRESENTATIONS, CERTIFICATIONS, AND PLEDGES OF CERTAIN REVENUE IN CONNECTION WITH SUCH FINANCING.

Attorney Russ Blair explained the need for revisions to be made to Resolution 1116 in regard to the loan approval for the Etowah Utilities. The loan has two separate loan numbers which total the amount approved in Resolution 1116 but the State of Tennessee requires each loan amount to be stipulated in separate Resolutions.

Mayor Burke Garwood made a motion to approve Resolution 1116A and Commissioner Jim Bull seconded the motion and motion carried with a unanimous Commission vote.

Mayor Burke Garwood made a motion to approve Resolution 1116B and Commissioner Jim Bull seconded the motion and motion carried with a unanimous Commission vote.

OLD BUSINESS

(a.) Second Reading of Ordinance 766

ORDINANCE NO. 766

AN ORDINANCE AMENDING ORDINANCE 751, THE CAPTION OF WHICH IS "AN ORDINANCE MAKING AND FIXING THE ANNUAL APPROPRIATIONS FOR THE ETOWAH CITY SCHOOL FOR THE FISCAL YEAR BEGINNING JULY 1, 2013 AND ENDING JUNE 30, 2014", BY ADJUSTING EXPENDITURES IN VARIOUS DEPARTMENTS.

A motion was made by Commissioner Jim Swayne and seconded by Mayor Burke Garwood to approve Ordinance number 766. The motion carried with a unanimous Commission vote.

(b.) Second Reading of Ordinance 767

ORDINANCE NO. 767

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP TO REZONE PROPERTY ON OHIO AVENUE FROM C-1 CENTRAL BUSINESS DISTRICT TO R-1 LOW DENSITY RESIDENTIAL DISTRICT, SAID AREA BEING LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF ETOWAH, TENNESSEE.

McMinn County Tax Map 118B, Group G

Parcels: 037.00, 038.00, 039.00, 040.00, 041.00, 042.00, & 043.00

A motion was made by Commissioner Jim Bull and seconded by Mayor Burke Garwood to approve Ordinance number 767. The motion carried with a unanimous Commission vote.

CITY MANAGER'S REPORT

City Manager Matthew Gravley reported to the Commission that all fire trucks are back in service. The ladder truck had previously been in repair shop. He also reported the first draft of the TCA Code Referral had been received and the City has three months to review and submit any changes or additions needed. He suggested creating a committee to accomplish this task in the time allotted. Mayor Burke asked Commission to consider volunteering for this. Mr. Gravley noted one item to add would be the bid policy and he will contact Margaret Norris with MTAS to assist the committee.

Mr. Gravley also announced the federal government had formally declared the City Pool to be obsolete and the new splash pad is already in the planning phase. The police department has received their new protective vests.

Mr. Gravley then requested the Commission to approve allowing a City Hall employee to be given the job of cleaning City Hall for one hour per week for an approximate cost of \$68.00 per month. The rate used will be the overtime rate for this particular employee.

A motion was made by Vice-Mayor David James and seconded by Mayor Burke Garwood to approve this request. The motion carried with a unanimous Commission vote.

Mr. Gravley then advised the Commission the City Seal had been placed on the leased vehicles we had just recently received. He then informed the Commission of the request for a Joint Resolution/Proclamation with the City Seal from "Women United"; this event will be held Saturday, October 4th at 5:00 P.M. at Tennessee Wesleyan College in Athens, TN.

He also announced the SED annual meeting will be held on Friday, September 26th at 11:00 A.M. at the Embassy Suites at Hamilton Place in Chattanooga, TN.

HEARING OF PERSONS HAVING BUSINESS BEFORE THE COMMISSION

Mr. Shane Moats, residing at 300 Texas Avenue came before the Commission to question the policy for disposal of grass clippings. He requested the City to revise the code to prevent them from going to the landfill. Mayor Burke advised all citizens to blow clippings back into the yard while mowing. Mr. Moats then complained about the high grass at the residence at Third and Georgia Avenue. Mr. Gravley then explained the process that must be followed by the Codes Enforcement Department which allows up to eighteen days for the owner to abide by the code.

Mr. Tracy Miller, residing at 1304 Georgia Avenue invited everyone to attend the "Special Needs Baseball Awards Day" ballgame to be held Tuesday night, September 23rd.

UNSCHEDULED ITEMS

Vice-Mayor David James inquired as to when the Splash Pad will be installed and Mr. Gravley explained the LPRF Administration must approve the structure prior to construction but is currently in the environmental phase.

Vice-Mayor James noted there was a missing street sign at Ninth and Indiana and a replacement is needed at Tenth and Indiana. Public Works Director, Billy Ingram stated he would look into the matter and try to resolve.

The third issue Mr. James asked to be addressed is the situation concerning smoking at the entrance to the Community Center. He stated he had three received 3 complaints and thought there needs to be temporary signs restricting smoking in this area away from the entrance until there can be permanent ones placed in the area. Parks and Recreation Director Brian Silber responded and stated the issue had been addressed and a designated area has been established with signage.

Mayor Burke commented if the patrons of the Community Center fail to adhere to this rule then the Community Center would be deemed a smoke-free zone.

Commissioner Swayne stated he was in agreement with the designated smoking are for the Community Center. He also voiced his concern that Harry's Liquor Store is not and has not been in compliance with the visibility requirements.

Commissioner Jim Bull agreed with Mr. Swayne and stated that Harry's has defied the law and feels all the advertisements in the front windows should be removed down to the floor.

ADJOURNMENT

A motion was made by Mayor Burke Garwood to adjourn the meeting and Commissioner Jason Cardin seconded the motion. The motion passed unanimously by a commission vote.

Burke Garwood, Mayor

Rebecca Penney, City Recorder

Respectfully submitted by:

Eva Valentine, Recording Secretary