

*****JANUARY 14, 2002*****

The Town Council of the Town of Signal Mountain held its regular monthly meeting on Monday, January 14, 2002, at 7:00 p.m. in the Town Hall. Those present were:

Mayor James H. Althaus
 Vice-Mayor Robert E. Steel, Jr.
 Councilmember William C. Steele, Jr.
 Councilmember Rachel Bryant
 Councilmember Stephen Ruffin

Also present were:

Town Manager Hershel Dick
 Town Recorder Diana Campbell
 Town Attorney Phil Noblett
 See list attached for additional people

The Mayor called the meeting to order and Councilmember Steele offered the prayer. The Recorder called the roll.

Vice-Mayor Steel made a motion to approve the minutes of the December 10, 2001, regular monthly meeting. The motion was seconded by Councilmember Ruffin and passed unanimously.

The first resolution for the Council to consider was "A RESOLUTION APPOINTING PHILLIP A. NOBLETT AS TOWN ATTORNEY FOR THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, PURSUANT TO ARTICLE VI, SECTION II, OF THE TOWN CHARTER AND FIXING THE COMPENSATION OF THE TOWN ATTORNEY". The Council briefly discussed the resolution and appointment and then voted unanimously to approve the resolution.

The second resolution before the Council was "A RESOLUTION APPOINTING A LIAISON TO THE SIGNAL MOUNTAIN GOLF AND COUNTRY CLUB BOARD". The Council briefly discussed the resolution appointing Ollie Benton. Councilmember Steele made a motion to approve the resolution. Councilmember Ruffin seconded the motion and it passed unanimously.

Lou Oliphant from the Planning Commission addressed the Council. She noted that the Council had been given the Planning Commission's annual report. She informed the Council that the Planning Commission had finished a complete review of the Town's Zoning Ordinance and would be making recommendations to the Council.

The next item the Council considered was a proposal from Tennessee American. The Mayor informed the citizens that Tennessee American had made an informal proposal to buy the Town's water system. The Mayor made a motion to decline the offer and Vice-Mayor Steel seconded the motion. Councilmember Bryant asked that the vote be

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postponed and let the Town Recorder prepare a report to the Council explaining Tennessee American's proposal. The matter was postponed until the next Council meeting.

Next, the Council discussed barking dogs and complaints from neighbors. Attorney Phil Noblett explained the current Town ordinance. No Council action was taken.

The Recorder read a memo from the Town Manager to the Council explaining the repair that was needed to the boiler at MACC. The memo stated that the MACC boiler had gone out in December during freezing temperature. The memo also stated that the Town was told that Jake Marshall Service, Inc. was the only authorized service representative for this type of boiler so the Town called them. They assessed the situation and gave a proposal to make all the necessary repairs and install a thermostat for a total of \$18,192. The memo further explained that because of the emergency situation and the danger of pipes freezing and causing extensive damage to the building, a purchase order had been issued. The Council discussed the repair. Councilmember Ruffin made a motion to approve the purchase. The Mayor seconded the motion. The Council voted four in favor and one opposed. Councilmember Bryant did not approve the expenditure.

The Council brought up various subjects and requested the status on those subjects. The Council discussed the subjects but no action was taken.

Dan McCaffrey came before the Council to discuss a construction site behind his house on Timberlinks Drive. The Council discussed the situation and what could or could not be done. No action was taken.

The meeting was adjourned.



James H. Althaus, Mayor



Diana Campbell
Recorder

List of additional people in attendance attached.

Date: January 14, 2002

NAME	ADDRESS
1. <u>Bob ANDERSON</u>	<u>520 Fern TRAIL</u>
2. <u>Peggy Niblett</u>	<u>126 Arrow Dr</u>
3. <u>Lou Oliphant</u>	<u>Cherokee Ln</u>
4. <u>Jean Nolan</u>	<u>Radder Trail</u>
5. <u>Pris + Mark Shartle</u>	<u>James Blvd</u>
6. <u>Lucinda Smith</u>	<u>5 Prentice Lane</u>
7. <u>Joe Dumas</u>	<u>1111 Jones Blvd.</u>
8. <u>Grey Goodgame</u>	<u>1112 Glamis Circle</u>
9. _____	_____
10. _____	_____
11. _____	_____
12. _____	_____
13. _____	_____
14. _____	_____
15. _____	_____
16. _____	_____
17. _____	_____
18. _____	_____
19. _____	_____
20. _____	_____
21. _____	_____

RESOLUTION NO. R2002-1

A RESOLUTION APPOINTING PHILLIP A. NOBLETT AS
TOWN ATTORNEY FOR THE TOWN OF SIGNAL MOUNTAIN,
TENNESSEE, PURSUANT TO ARTICLE VI, SECTION II, OF
THE TOWN CHARTER AND FIXING THE COMPENSATION OF
THE TOWN ATTORNEY.

WHEREAS, pursuant to Article VI, Section 1, of the Town Charter, the Town Attorney "shall be a resident of the Town of Signal Mountain and shall be an attorney at law entitled to practice in the courts in the State of Tennessee"; and

WHEREAS, pursuant to Article VI, Section 2, of the Town Charter, it is required that the Town Attorney "shall be appointed by the Town Council and shall direct the management of all litigation in which the Town is a party, including the function of prosecuting attorney in the Town Court; to represent the Town in all legal matters and proceedings in which the Town is a party or interested, or in which any of its officers are officially interested; attend all regular Council meetings and any other meetings when requested by the Council; advise the Council, and committees or members thereof, the Town Manager, and the heads of all departments and divisions as to legal questions affecting the Town's interest; and approve as to form all contracts, deeds, bonds, ordinances, resolutions and other documents to be signed in the name of, or made by, or with the Town"; and

WHEREAS, pursuant to Article VI, Section 2, of the Town Charter, it is required that the compensation of the Town Attorney shall be fixed by the Town Council;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee, that:

Section 1. It appearing that Phillip A. Noblett is properly qualified pursuant to Article VI, Section 1, of the Town Charter, and it further appearing that Phillip A. Noblett has adequately represented the Town in a variety of legal matters in which he has assisted former Town Attorney Joseph C. Wagner, it is hereby Resolved that Phillip A. Noblett is appointed to perform all duties as to Town Attorney set forth in Article VI, Section II, of the Town Charter by the Town Council of the Town of Signal Mountain.

Section 2. It is further Resolved that the compensation of Phillip A. Noblett as Town Attorney shall be fixed at an annual retainer of \$30,000.00, payable in twelve (12) monthly payments of Two Thousand Five Hundred (\$2,500.00) Dollars each month and that such retainer payments shall be applied against actual attorney time expected by the Town Attorney on Town business each month. The Town Attorney shall also provide monthly time and accounting records for all hours expended on Town business in a form acceptable to the Mayor and Town Manager.

Section 3. This resolution shall be effective on January 1, 2002, and become operative on the date of passage, the public welfare requiring it.



MAYOR

January 14, 2002

DATE



RECORDER

January 14, 2002

DATE

RESOLUTION R2002-2

A RESOLUTION APPOINTING A LIAISON TO THE SIGNAL MOUNTAIN GOLF AND COUNTRY CLUB BOARD

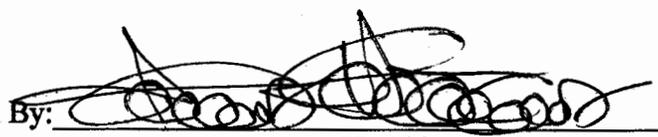
WHEREAS, The Town of Signal Mountain has had a liaison on the Board of the Signal Mountain Golf Course; and

WHEREAS, The person appointed by the Town has declined reappointment;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN THAT THE Council appoints Mr. Ollie Benton to be the Town of Signal Mountain liaison on the Board of the Signal Mountain Golf and Country Club.

Adopted January 14, 2002.

TOWN OF SIGNAL MOUNTAIN, TENNESSEE

By: 
James H. Althaus, Mayor


Recorder